

WISCONSIN MEDICAL SOCIETY, INC.,
and DAVID M. HOFFMANN, M.D.

Plaintiffs,

vs.

Case No.: 07-CV-4035

MICHAEL L. MORGAN,

Defendant.

**SECOND AFFIDAVIT OF CYNTHIA L. BUCHKO IN SUPPORT OF PLAINTIFFS'
MOTION FOR SUMMARY JUDGMENT**

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

CYNTHIA L. BUCHKO, first being duly sworn, states as follows:

1. I am one of the attorneys for the Plaintiffs in the above-entitled action.
2. Attached hereto as Exhibit A is a true and correct copy of a Stipulation Regarding Actuarial Reports entered into between counsel for the parties.
3. Attached hereto as Exhibit B is a true and correct copy of the "Actuarial Analysis as of September 30, 2007 Report to the Actuarial Committee of the Wisconsin Injured Patients and Families Compensation Fund," dated November 30, 2007 and prepared by Pinnacle Actuarial Resources, Inc. that is identified in the Stipulation Regarding Actuarial Reports (*see* Exhibit A).
4. Attached hereto as Exhibit C is a true and correct copy of the first two pages of 2003 Assembly Bill 487, LRB-3036/2, dated August 29, 2003, publicly available at

[http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+\(AB+487\)%2f\(%2302\)+AB-487%2f03-3036%2f2&type=.pdf](http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+(AB+487)%2f(%2302)+AB-487%2f03-3036%2f2&type=.pdf)

5. Attached hereto as Exhibit D is a true and correct copy of a Drafter's Note from the Legislative Reference Bureau LRB-3036/1dn, dated August 1, 2003, publicly available at [http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+\(AB+487\)%2f\(%2302\)+AB-487%2f03-3036%2f1dn&type=.pdf](http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+(AB+487)%2f(%2302)+AB-487%2f03-3036%2f1dn&type=.pdf).

6. Attached hereto as Exhibit E is a true and correct copy of the Bill History for Assembly Bill 487 (LRB-3036), publicly available at [http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+\(AB+487\)%2f\(%2301\)+03Act+111%2f03Act111enrolling&type=.pdf](http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+(AB+487)%2f(%2301)+03Act+111%2f03Act111enrolling&type=.pdf).

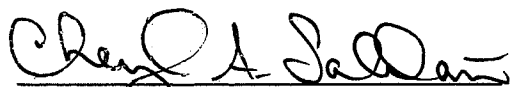
7. Attached hereto as Exhibit F is a true and correct copy of Assembly Amendment 1, to 2003 Assembly Bill 487, dated September 24, 2003, publicly available at [http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+\(AB+487\)%2f\(%2303\)+AA1-AB487%2f03a0961%2f1&type=.pdf](http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+(AB+487)%2f(%2303)+AA1-AB487%2f03a0961%2f1&type=.pdf).

8. Attached hereto as Exhibit G is a true and correct copy of Assembly Amendment 2, to 2003 Assembly Bill 487, dated October 2, 2003, publicly available at [http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+\(AB+487\)%2f\(%2304\)+AA2-AB487%2f03a1051%2f1&type=.pdf](http://www.legis.wisconsin.gov/w3asp/documents/file.aspx?path=%2fLRB+Drafting+Files%2f2003-04%2fWisconsin+Acts%2f2003+Act+111+(AB+487)%2f(%2304)+AA2-AB487%2f03a1051%2f1&type=.pdf).

Dated this 8th day of August, 2008.


Cynthia L. Buchko

Subscribed and sworn to before me
this 8th day of August, 2008


Notary Public, State of Wisconsin
My commission expires: 11/6/11