

OCT 31 2016

OFFICE OF THE CLERK

Nos. 22O145 & 22O146, Original

In the Supreme Court of the United States

STATE OF DELAWARE, PLAINTIFF,

v.

COMMONWEALTH OF PENNSYLVANIA AND
STATE OF WISCONSIN, DEFENDANTS.

**ANSWER OF THE STATE OF WISCONSIN
TO THE BILL OF COMPLAINT OF THE
STATE OF DELAWARE**

BRAD D. SCHIMEL
Attorney General

MISHA TSEYTLIN
Solicitor General
Counsel of Record

STATE OF WISCONSIN
DEPARTMENT OF JUSTICE
17 West Main Street
Madison, WI 53703
tseytlinm@doj.state.wi.us
(608) 267-9323

DANIEL P. LENNINGTON
Deputy Solicitor General

Attorneys for the State of Wisconsin

ANSWER

The State of Wisconsin, through its Attorney General Brad D. Schimel, answers the Bill of Complaint filed by the State of Delaware as follows:

1. Wisconsin admits the allegations in this paragraph.

2. Wisconsin admits the allegations in this paragraph.

3. Wisconsin admits the allegations in this paragraph.

4. Wisconsin admits the allegations in this paragraph.

5. Wisconsin admits the allegations in this paragraph.

6. Wisconsin neither admits nor denies the allegations in this paragraph, as they constitute an argument regarding a decision of this Court, which speaks for itself.

7. Wisconsin neither admits nor denies the allegations in this paragraph, as they constitute an argument regarding a decision of this Court, which speaks for itself.

8. Wisconsin neither admits nor denies the allegations in this paragraph, as they constitute an argument regarding a federal statute, which speaks for itself.

9. Wisconsin admits the allegations in this paragraph.

10. Wisconsin denies as untrue any allegation that the Disposition of Abandoned Money Orders and Traveler's Checks Act does not apply to MoneyGram's Official Checks, but is without information sufficient to admit or deny the allegations regarding what MoneyGram "determined" or whether "Delaware concurs."

11. Wisconsin denies as untrue the allegations in this paragraph.

12. Wisconsin admits that Official Checks may differ from money orders in some ways not material to this litigation, but Wisconsin denies as untrue any allegations in this paragraph suggesting that a MoneyGram Official Check is not a "money order, traveler's check, or other similar written instrument (other than a third party bank check) on which a banking or financial organization or a business association is directly liable" under 12 U.S.C. § 2503.

13. Wisconsin admits that Official Checks may differ from traveler's checks in some ways, but Wisconsin denies as untrue any allegations in this

paragraph suggesting that a MoneyGram Official Check is not a "money order, traveler's check, or other similar written instrument (other than a third party bank check) on which a banking or financial organization or a business association is directly liable" under 12 U.S.C. § 2503.

14. Wisconsin denies any allegation in this paragraph suggesting or implying that a MoneyGram Official Check is not a "money order, traveler's check, or other similar written instrument (other than a third party bank check) on which a banking or financial organization or a business association is directly liable" under 12 U.S.C. § 2503.

15. Wisconsin admits the allegations in this paragraph.

16. Wisconsin is without information necessary to admit or deny the allegations in this paragraph.

17. Wisconsin admits the allegations in this paragraph.

18. Wisconsin is without information necessary to admit or deny the allegations in this paragraph.

19. Wisconsin admits that Delaware was required to respond to Wisconsin's complaint, but Wisconsin is without information necessary to admit or deny the allegations concerning Delaware's intentions.

20. Wisconsin is without information necessary to admit or deny the allegations in this paragraph.

21. Wisconsin is without information necessary to admit or deny the allegations in this paragraph.

22. Wisconsin is without information necessary to admit or deny the allegations in this paragraph.

Wherefore, Wisconsin respectfully requests that the relief requested in Delaware's Bill of Complaint be denied. Furthermore, Wisconsin requests that the relief requested in its Counterclaim be granted.

Respectfully submitted,

BRAD D. SCHIMEL
Attorney General

MISHA TSEYTLIN
Solicitor General
Counsel of Record

STATE OF WISCONSIN
DEPARTMENT OF JUSTICE
17 West Main Street
Madison, WI 53703
tseytlinm@doj.state.wi.us
(608) 267-9323

DANIEL P. LENNINGTON
Deputy Solicitor General

Attorneys for the State of Wisconsin

October 2016

CB/449

RECEIVED
SUPREME COURT OF THE
US POLICE OFFICE
2016 OCT 31 A 10:20