

NOTICE REGARDING TWO-PARENT BIRTH CERTIFICATES
FOR MARRIED SAME-SEX COUPLES
WHO CONCEIVED BY ARTIFICIAL INSEMINATION

If you are a member of a same-sex couple who meets the following criteria (“the class”), you and your child are among the families entitled to a BIRTH CERTIFICATE that lists both spouses as parents:

1. you or your legally married spouse had a baby in Wisconsin between June 6, 2014 and May 2, 2016 and completed a birth certificate worksheet before May 2, 2016;
2. you and your spouse were married at the time of the birth;
3. your baby was gestationally carried by one of the spouses and was conceived using artificial insemination; and
4. you did not comply with the requirements of Wis. Stat. § 891.40(1).

If you satisfy the above criteria, you are among the families comprising same-sex spouses and their children who are entitled to a birth certificate that names both the birth mother and her spouse as parents of your child. You can read the relevant Court Opinion, Order, and Injunction, in *Torres v. Seemeyer*, W.D. Wis. Case No. 3:15-CV-288-bbc, here http://www.lambdalegal.org/in-court/legal-docs/torres_wi_20160914_opinion.

If you qualify and if the State Vital Records Office has not already provided your family with a birth certificate listing both spouses as parents, send a letter of request to the Wisconsin Department of Health Services at the address below, stating the following:

1. your name, your spouse’s name, and your physical mailing address;
2. the date of your marriage;
3. your child’s (or children’s) name(s) and date(s) of birth; and
4. a statement that your child (or children) was (were) conceived using artificial insemination or other assisted reproductive technology and that you did not follow the requirements of Wis. Stat. § 891.40(1).

Send this letter to the following address:

Department of Health Services
1 West Wilson Street
Madison, WI 53703

You should receive a corrected, two-parent birth certificate within ten days of the Department’s receipt of your request. If you do not, you may contact the lawyers representing the class, as follows:

Kyle A. Palazzolo
Lambda Legal Defense
and Education Fund, Inc.
105 W. Adams, Ste. 2600
Chicago, Illinois 60603
kpalazzolo@lambdalegal.org

Tamara Packard
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Clearesia A. Lovell-Lepak
Lovell-Lepak Law Office
Post Office Box #44623
Madison, Wisconsin 53744
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or you may contact the lawyer representing the Department, as follows:

Maura FJ Whelan
Assistant Attorney General
Wisconsin Department of Justice
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