

# Wisconsin Supreme Court and Court of Appeals Case Access

**Ronald A. Engelhaupt v. United Transportation Union**

**Appeal Number 2007AP000018 - LV**

**Court of Appeals District 4**

## CASE HISTORY

| Status  | Court | Filing Date | Anticipated Due Date | Activity            |
|---|-------|-------------|----------------------|---------------------|
| OCCD  | CA    | 06-11-2008  |                      | Court Order         |
| ORD that the order in this matter issued June 10, 2008 is hereby vacated.   |       |             |                      |                     |
| OCCD  | CA    | 06-10-2008  |                      | Court Order         |
| Order lines are the same as found on the 2/1/08 PRE denial order.   |       |             |                      |                     |
| OCCD  | CA    | 02-01-2008  |                      | Remittitur          |
| OCCD  | CA    | 10-19-2007  |                      | Response            |
| OCCD  | SC    | 10-11-2007  |                      | Court Order         |
| ORD that unless the defendants-petitioners-petitioners, United Transportation Union, et al, show cause, in writing, within 10 days of the date of this order, why the court should not deem the petition for review frivolous, the petition for review will be deemed frivolous, dismissed, and the matter will be remanded to the circuit court for a determination of reasonable attorney fees and costs.   |       |             |                      |                     |
| OCCD  | SC    | 03-16-2007  |                      | Motion for Costs    |
| Filed By: Jenifer Binder<br>Submit Date: 3-16-2007<br>Decision: (D) Deny<br>Decision Date: 2-1-2008<br>ORD that the plaintiff-respondent's, Ronald A. Engelhaupt, motion for reasonable attorney fees and costs incurred in connection with responding to the petition for review filed by defendants-petitioners-petitioners, United Transportation Union, et al., is denied.<br>FRO that the petition for review is dismissed. A court of appeals denial of leave to appeal is not subject to review. |       |             |                      |                     |
| OCCD  | SC    | 03-01-2007  |                      | Fee Paid            |
| OCCD  | SC    | 02-28-2007  |                      | Petition for Review |
| Filed By: Bruce Ehlke<br>Submit Date: 3-16-2007<br>Decision: (M) Dismiss<br>Decision Date: 2-1-2008   |       |             |                      |                     |

ORD that the plaintiff-respondent's, Ronald A. Engelhaupt, motion for reasonable attorney fees and costs incurred in connection with responding to the petition for review filed by defendants-petitioners-petitioners, United Transportation Union, et al., is denied.  
FRO that the petition for review is dismissed. A court of appeals denial of leave to appeal is not subject to review.

Motion Response

Filed By: Jenifer Binder

Submit Date: 3-16-2007

Motion Response

Filed By: Bruce Ehlke

Submit Date: 10-22-2007

Motion Response

Filed By: Jenifer Binder

Submit Date: 11-1-2007

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OCCD CA 02-12-2007

Opinion/Decision

Opinion: Memo Opinion

Decision: Leave to Appeal Denied Pages: 1

Order Text: IT IS ORDERED the petition is denied. DYKMAN, J (dissenting). WISCONSIN STAT 103.54 (2003-04) provides that no labor organization is responsible for the unlawful acts of its officers, members or agents unless the organization authorized or ratified the acts. From the documents provided, it appears that though Raschka was a union official, the best that can be said would be that the union did nothing after Raschka wrote the offending letter. I find no documentation showing that the union, though whatever means it officially acts, authorized or ratified the letter. I would have the parties further brief this issue and would therefore grant the defendant's petition for leave to appeal.

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OCCD CA 01-04-2007

Motion for Pro Hac Vice status

Filed By: Bruce Ehlke

Submit Date: 1-4-2007

Decision: (D) Deny

Decision Date: 2-12-2007

IT IS ORDERED the petition is denied. DYKMAN, J (dissenting). WISCONSIN STAT 103.54 (2003-04) provides that no labor organization is responsible for the unlawful acts of its officers, members or agents unless the organization authorized or ratified the acts. From the documents provided, it appears that though Raschka was a union official, the best that can be said would be that the union did nothing after Raschka wrote the offending letter. I find no documentation showing that the union, though whatever means it officially acts, authorized or ratified the letter. I would have the parties further brief this issue and would therefore grant the defendant's petition for leave to appeal.

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OCCD CA 01-03-2007

Fee Paid

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OCCD CA 01-03-2007

Motion for Stay

Filed By: Bruce Ehlke

Submit Date: 1-3-2007

Decision: (G) Grant

Decision Date: 1-5-2007

ORD that further proceedings in the tc are stayed pdg a decision on the PLV. The resps shall have 14 da from date of svc of the pet to file a rsp. Upon receiving the rsp this ct will give prompt consideration to the matter & will decide it as soon as is practicable.

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OCCD CA 01-03-2007

Petition for Leave to Appeal

Filed By: Bruce Ehlke

Submit Date: 1-18-2007

Decision: (D) Deny

Decision Date: 2-12-2007

IT IS ORDERED the petition is denied. DYKMAN, J (dissenting). WISCONSIN STAT 103.54 (2003-04) provides that no labor organization is responsible for the unlawful acts of its officers, members or agents unless the organization authorized or ratified the acts. From the documents provided, it appears that though Raschka was a union official, the best that can be said would be that the union did nothing after Raschka wrote the offending letter. I find no documentation showing that the union, though whatever means it officially acts, authorized or ratified the letter. I would have the parties further brief this issue and would therefore grant the defendant's petition for leave to appeal.

Motion Response

Filed By: Jenifer Binder

Submit Date: 1-18-2007

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OCCD CA

12-29-2006

Non-Final Order of Circuit Court

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