Wisconsin Supreme Court and Court of Appeals Case Access

State v. Brian D. Frazier

Appeal Number 2017AP001249 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	04-04-2019		Remittitur
	Comment: NRI by UPS			
OCCD	SC	02-27-2019		Opinion/Decision
	Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Bradley, Kelly, Dallet Opinion: Miscellaneous Order Decision: Remanded to Trial Court Pages: 1 Roggensack, Patience Drake Wrote Dissenting Opinion 2 pages. Abrahamson, Shirley S. Joined Dissenting Opinion Order Text: IT IS ORDERED that the petition for review is granted; and IT IS FURTHER ORDERED that the court of appeals' decision is summarily vacated and the case is remanded to the circuit court with instructions to conduct an evidentiary hearing pursuant to State v. Machner, 92 Wis. 2d 797, 285 N.W.2n 905 (Ct. App. 1979).			
OCCD	SC	02-27-2019		Court Changed to Supreme Court
OCCD	CA	09-26-2018		Cites
	921 N.W.2d 16			
OCCD	CA	09-26-2018		Cites
	384 Wis. 2d 271			
OCCD	CA	09-26-2018		Opinion Ordered Unpublished
OCCD	SC	09-24-2018		Fee Waived
	Comment: State			
OCCD	SC	09-21-2018		Petition for Review
	Filed By: Lisa Kumfer Submit Date: 10-9-2018 Decision: (G) Grant Decision Date: 2-27-2019 ORD that the petition for review is granted; and			

FRO that the court of appeals' decision is summarily vacated and the case is remanded to the circuit court with instructions to conduct an evidentiary hearing pursuant to State v. Machner.
Patience Drake Roggensack, C.J., dissenting.
Shirley S. Abrahamson, J., joins dissent.
Motion Response
Filed By: Michael Covey
Submit Date: 10-9-2018
Comment: & Request for Summary Disposition

OCCD CA 08-16-2018 Motion for Reconsideration

Filed By: Lisa Kumfer
Submit Date: 8-17-2018
Decision: (D) Deny
Decision Date: 8-22-2018
ORD that the motion for reconsideration is denied.

OCCD CA 08-02-2018 Opinion/Decision

Judge Panel: Kloppenburg, Lundsten, Blanchard
Opinion: Opinion
Decision: Reversed and remanded Pages: 16
Written by: Kloppenburg, JoAnne F.
Order Text: Judgment and order reversed and cause remanded.

OCCD CA 06-08-2018 Submitted on Briefs

OCCD CA 05-04-2018 Briefs Received At State Law Library

OCCD CA 04-16-2018 Record and Briefs Sent to District 4

OCCD CA 04-13-2018 Reply Brief
Reply Brief

Filed By: Michael Covey

OCCD CA 03-21-2018 Motion to Extend Time

Filed By: Michael Covey
Submit Date: 3-21-2018
Decision: (G) Grant
Decision Date: 3-26-2018
ORD that the time to file the reply brief is extended to April 13, 2018.
See BRY event due on 4-13-2018

OCCD CA 03-16-2018 Additional Authorities

Comment: Filed by Attorney Kumfer on behalf of State of Wisconsin. 3/19/18 - additional copies received

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OCCD CA 02-22-2018 Motion to Extend Time

Filed By: Michael Covey
Submit Date: 2-23-2018
Decision: (G) Grant

Decision Date: 2-28-2018
ORD that the time to file the reply brief is extended to March 21, 2018.
See BRY event due on 3-21-2018

OCCD CA 02-06-2018 Brief of Respondent(s)
Brief of Respondent

Filed By: Lisa Kumfer

OCCD CA 01-29-2018 Non-Electronic Record Item

Comment: Exhibit #1: Custodial Interview DVD

OCCD CA 01-26-2018 Supplement to Record

Comment: 106-2 to 108-1 (ELECTRONICALLY FILED)

OCCD CA 01-23-2018 Letter/Correspondence

Comment: from Attorney Michael Covey; advising he contacted the circuit court and learned they no longer have the DVD, provided another copy

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OCCD CA 12-29-2017 Motion to Correct/Supplement Record

Filed By: Lisa Kumfer
Submit Date: 12-29-2017
Decision: (G) Grant
Decision Date: 1-4-2018
ORD that the motion to supplement the record is granted. Within 10 days of the date of this order, Frazier's counsel shall consult with the clerk of the circuit court to confirm that the clerk of the circuit court is in possession of the correct audio recording of the interview discussed above.
FRO that the clerk of the circuit court shall then immediately transmit the recording to this court by supplemental return. The clerk may transmit a copy of the recording rather than the original.
Comment: and MXT to file BRS

OCCD CA 12-04-2017 Motion to Extend Time

Filed By: Lisa Kumfer
Submit Date: 12-4-2017
Decision: (G) Grant
Decision Date: 12-7-2017
ORD that the time to file the respondent's brief is extended to 1/10/18.
See BRS event due on 1-10-2018

OCCD CA 11-16-2017 Attorney Change

Comment: AAG Kumfer for State per letter of appearance.

OCCD CA 11-08-2017 Brief & Appx of Appellant(s)
Brief of Appellant

Filed By: Michael Covey

Comment: Appx to Brief of Appellant(s)

OCCD CA 10-26-2017 Motion to Extend Time

Filed By: Michael Covey
Submit Date: 10-27-2017
Decision: (G) Grant
Decision Date: 11-8-2017
ORD that the time to file the appellant's brief and appendix is extended to 3 business days from the date of this order.
See BAP event due on 10-27-2017

OCCD CA 09-15-2017 Motion to Extend Time

Filed By: Michael Covey
Submit Date: 9-15-2017
Decision: (G) Grant
Decision Date: 9-19-2017
ORD that the time to file the appellant's brief is hereby extended to 10/27/17.
See BAP event due on 10-27-2017

OCCD CA 08-14-2017 Non-Electronic Record Item

Comment: Item 92-CD/DVD from Columbus police Dept.-R.M.S. Record

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OCCD CA 08-09-2017 Sealed Documents

Comment: #15, #17, #28

OCCD CA 08-09-2017 Record

Comment: 1-2 to 105-11 (ELECTRONICALLY FILED)

OCCD CA 07-05-2017 Statement on Transcript

Filed By: Michael Covey
Status: Prev. Filed

OCCD CA 06-29-2017 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 06-29-2017 Fee Waived

Comment: SPD appointed.

OCCD CA 06-29-2017 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 06-29-2017 X Transfer

OCCD CA 06-21-2017 Received SPD Appointment Order

OCCD CA 06-21-2017 Notice of Appeal filed in Cir. Ct.

OCCD CA 06-02-2017 Order of Circuit Court

OCCD CA 04-21-2017 Mot. Extend Time to Decide Postconviction Motion

Filed By: Michael Covey
Submit Date: 4-21-2017
Decision: (G) Grant
Decision Date: 4-25-2017
ORD that the time for the circuit court to decide the pending postconviction motion is extended to September 1, 2017.

OCCD CA 02-10-2017 Mot. Extend Time to file NAP/PCM

Filed By: Michael Covey
Submit Date: 2-10-2017
Decision: (G) Grant
Decision Date: 2-14-2017
IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to February 20, 2017.

OCCD CA 11-16-2016 Mot. Extend Time to file NAP/PCM

Filed By: Michael Covey
Submit Date: 11-16-2016
Decision: (G) Grant
Decision Date: 11-22-2016
ORD that the extension motion is granted. The time to file a notice of appeal or postconviction motion is hereby extended to 2/10/17.

OCCD CA 02-26-2014 Judgment of Circuit Court
