Wisconsin Supreme Court and Court of Appeals Case Access

Deutsche Bank National Trust Company v. Thomas P. Wuensch

Appeal Number 2015AP000175

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	07-19-2018		Remittitur

OCCD	SC	05-07-2018		Motion for Reconsideration

Filed By: Christa Westerberg
Submit Date: 5-21-2018
Decision: (D) Deny
Decision Date: 6-14-2018
ORD that the motion is denied, with costs.
Motion Response
Filed By: Robert Brunner
Submit Date: 5-21-2018
Comment: original and copies of response received 5/21/18

OCCD	SC	04-17-2018		Cites

911 N.W.2d 1

OCCD	SC	04-17-2018		Cites

380 Wis. 2d 727

OCCD	SC	04-17-2018		Opinion/Decision

Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Gableman, Bradley, Kelly
Opinion: Opinion
Decision: Reversed Pages: 27
Written by: Bradley, Rebecca Grassl
Abrahamson, Shirley S. Joined Dissenting Opinion
Bradley, Ann Walsh Wrote Dissenting Opinion 9 pages.
Order Text: The decision of the court of appeals is reversed.
Comment: Opinion/Decision

OCCD	SC	04-13-2018		Public Domain Citation

Comment: PDC No: 2018 WI 35

OCCD	SC	02-02-2018		Letter/Correspondence

Comment: from Attorney Peterson bringing recent activity in other cases regarding attorneys acting as

de facto witnesses to the court's attention

OCCD SC 10-11-2017 Letter/Correspondence

Comment: from Attorney Reed Peterson regarding issue raised during oral argument

---

OCCD SC 10-02-2017 Oral Argument

Comment: 2nd case, 9:45 a.m.; Kenneth Lee Marshall for Pla-Resp-Pet; Christa Westerberg for Def-App

---

OCCD SC 09-07-2017 Motion to Withdraw as Counsel

Filed By: Reed Peterson
Submit Date: 9-8-2017
Decision: (G) Grant
Decision Date: 9-8-2017
IT IS ORDERED that the motion of Attorney Reed J. Peterson to withdraw as counsel is granted.

OCCD SC 08-17-2017 Briefs Received At State Law Library

OCCD SC 08-09-2017 Motion for Miscellaneous Relief

Filed By: Robert Brunner
Submit Date: 8-9-2017
Decision: (G) Grant
Decision Date: 8-9-2017
ORD that the motion is granted and plaintiff-respondent-petitioner's corrected reply brief is accepted for filing as of 8/9/17.
Comment: MXT to file BR3

OCCD SC 08-09-2017 Certificate of Filing by Mail

Comment: BR3-IB 08/08/17

OCCD SC 08-09-2017 Reply Brief-Supreme Court
Reply Brief-Supreme Court

Filed By: Robert Brunner
Comment: Please be advised briefs and appendices must comply with Wis. Stat. Rule 809.19(8)(4) regarding being properly bound. Spiral binding is not accepted. Please note amended signature pages pursuant to Rule 802.05/809.19(1)(h) have been added to all briefs.

OCCD SC 07-21-2017 Response Brief-Supreme Court
Response Brief-Supreme Court

Filed By: Susan Crawford
Comment: Separate Appendix; Please note that the Trial Court Judge and County appealed from have been added to the cover of all briefs. Please include this information on all future briefs pursuant to Rule 809.19. Appendix to Response Brief-Supreme Court

---

OCCD SC 06-21-2017 Motion to Extend Time

Filed By: Christa Westerberg
Submit Date: 6-22-2017
Decision: (G) Grant

Decision Date: 6-22-2017
ORD that the motion of defendant-appellant, Thomas P. Wuensch, for an extension of time to file his response brief is granted. The response brief of defendant-appellant shall be served and filed on or before 7/21/17. No further time extensions will be granted.
See BR2 event due on 7-21-2017

OCCD SC 06-21-2017 Attorney Change

Comment: Added Attorneys Christa O. Westerberg, Susan M. Crawford and Aaron G. Dumas, on behalf of Defendant-Appellant, per filing of Notice of Retainer

---

OCCD SC 06-19-2017 Assigned-Oral Argument

OCCD SC 05-10-2017 Motion for Miscellaneous Relief

Filed By: Thomas Dill
Submit Date: 5-15-2017
Decision: (O) Other
Decision Date: 5-15-2017
ORD that the motion to set the case for oral argument is denied. The parties will be notified of the date and time for oral argument in this appeal in due course; and
FRO that the motion of defendants-appellants, Thomas P. Wuensch and Heidi Wuensch, for an extension of time to file their response brief is granted. The response brief of defendants-appellants shall be served and filed on or before 5/22/17.
Motion Response
Filed By: Reed Peterson
Submit Date: 5-15-2017
Comment: Motion to Set Case for Oral Argument

OCCD SC 04-17-2017 Motion to Extend Time

Filed By: Reed Peterson
Submit Date: 4-18-2017
Decision: (G) Grant
Decision Date: 4-18-2017
ORD that the motion is granted. The response brief of defendants-appellants shall be served and filed on or before 5/1/17.
See BR2 event due on 5-1-2017

OCCD SC 04-10-2017 Other Papers

Comment: Attorney Marshall's copy of 3/28/17 notice returned; resent with floor number included

---

OCCD SC 03-29-2017 E-Filing Certification

Comment: BR1

OCCD SC 03-28-2017 First Brief-Supreme Court
First Brief-Supreme Court

Filed By: Thomas Dill
Comment: Two Separate Appendixes Appendix to First Brief-Supreme Court Appendix to First Brief-Supreme Court Volume 2

OCCD SC 03-23-2017 Motion for Pro Hac Vice status

Filed By: Thomas Dill
Submit Date: 3-23-2017
Decision: (G) Grant
Decision Date: 3-28-2017
ORD that the motion is granted. A copy of SCR 10.03(4), setting forth the requirements for attorneys appearing pro hac vice, is attached to the moving party's order.
Comment: Attorney Kenneth Lee Marshall and Attorney Robert W. Brunner. Received additional copy 3/24/17.

OCCD SC 03-20-2017 Response

Comment: 10 additional copies CA brief for SC use received

OCCD SC 03-13-2017 Motion to Extend Time

Filed By: Thomas Dill
Submit Date: 3-14-2017
Decision: (G) Grant
Decision Date: 3-14-2017
ORD that the motion is granted. Plaintiff-respondent-petitioner's initial brief shall be served and filed on or before 3/28/17.
See BR1 event due on 3-28-2017

OCCD SC 02-17-2017 Other Papers

Comment: Heidi and Thomas Wuensch copies of 2/14/17 caption amendment notice returned; resent to address of forwarding label

---

OCCD SC 02-16-2017 Other Papers

Comment: Received returned mail for Heidi and Thomas Wuensch (2/13/17 DEC)...USPS sticker with updated address, resent same day.

OCCD SC 02-14-2017 Caption Amended

OCCD SC 02-13-2017 Court Changed to Supreme Court

OCCD CA 11-10-2016 Attorney Change

Comment: Removed Atty Karnes; Added Atty Dill per letter advising Atty Karnes is no longer with J Peterman Group, LTD

OCCD SC 10-20-2016 Fee Paid

Comment: Receipt No: 16R 002445

OCCD SC 10-19-2016 E-Filing Certification

Comment: PRE efiling certification and Amended certificate of service

---

OCCD SC 10-19-2016 Petition for Review

Filed By: Russell Karnes
Submit Date: 11-14-2016
Decision: (G) Grant

Decision Date: 2-13-2017
ORD that the petition for review is granted. Briefs/statements 30/20/10.

OCCD CA 09-19-2016 Response

Comment: Appellant's Response Objecting to Respondent's Motion for Clarification

---

OCCD CA 09-12-2016 Motion for Clarification

Filed By: Russell Karnes
Submit Date: 9-12-2016
Decision: (D) Deny
Decision Date: 9-19-2016
ORD that the respondent's motion to "clarify" that this matter should be remanded for further proceedings--which we treat as a motion for reconsideration--is denied.

OCCD CA 08-23-2016 Opinion/Decision

Judge Panel: Higginbotham, Blanchard, Kloppenburg
Opinion: Summary Disposition
Decision: Reversed Pages: 8
Order Text: IT IS ORDERED that the foreclosure judgment in this action is summarily reversed under Wis. Stat. Rule 809.21(1).

OCCD CA 08-16-2016 Other Brief
Other Brief - Appellant Reply Brief

Filed By: Reed Peterson

Comment: Appellant Reply Brief Other Brief - Appellant Reply Brief

---

OCCD CA 08-05-2016 Other Brief
Other Brief - Respondent Letter Brief

Filed By: Russell Karnes

Comment: Respondent Letter Brief Other Brief - Respondent Letter Brief

---

OCCD CA 07-22-2016 Other Brief
Other Brief - Appellant Letter Brief

Filed By: Reed Peterson

Comment: Appellant Letter Brief Other Brief - Appellant Letter Brief Appendix to Other Brief - Appellant Letter Brief

---

OCCD CA 07-08-2016 Court Order

ORD that the appellant file a letter brief of up to three pages by July 22, 2016, and the respondent file a letter brief response of up to three pages by August 5, 2016. The appellant may file a reply brief of up to two pages by August 12, 2016.

OCCD CA 03-03-2016 Submitted on Briefs

OCCD CA 01-11-2016 Briefs Received At State Law Library

Comment: Not retained at law library

OCCD CA 12-23-2015 Record and Briefs Sent to District 4

OCCD CA 12-21-2015 Reply Brief
Reply Brief

Filed By: Reed Peterson

OCCD CA 12-08-2015 Motion to Extend Time

Filed By: Reed Peterson
Submit Date: 12-9-2015
Decision: (G) Grant
Decision Date: 12-9-2015
ORD that the time to file the reply brief is extended to December 18, 2015.
See BRY event due on 12-18-2015

OCCD CA 11-23-2015 Brief of Respondent(s)
Brief of Respondent

Filed By: Russell Karnes

Comment: Appx to Brief of Respondent(s)

OCCD CA 11-06-2015 Motion to Extend Time

Filed By: Russell Karnes
Submit Date: 11-6-2015
Decision: (G) Grant
Decision Date: 11-10-2015
ORD that the time for the respondent to file its brief is extended to November 20, 2015. See Wis. Stat. Rule 809.82(2)(a).
See BRS event due on 11-20-2015

OCCD CA 10-08-2015 Motion to Extend Time

Filed By: Russell Karnes
Submit Date: 10-8-2015
Decision: (G) Grant
Decision Date: 10-9-2015
ORD that the time for the respondent to file its brief is extended to November 6, 2015. See Wis. Stat. Rule 809.82(2)(a).
See BRS event due on 11-6-2015

OCCD CA 09-09-2015 Brief & Appx of Appellant(s)
Brief of Appellant

Filed By: Reed Peterson

Comment: Appx to Brief of Appellant(s)

OCCD CA 09-02-2015 Motion to Extend Time

Filed By: Reed Peterson
Submit Date: 9-4-2015

Decision: (G) Grant
Decision Date: 9-9-2015
ORD that the time for the appellant to file his appellant's brief is extended to September 9, 2015, and on this basis the brief that has been submitted is accepted for filing. See Wis. Stat. Rule 809.82(2)(a).
See BAP event due on 9-9-2015

OCCD CA 08-20-2015 Motion to Extend Time

Filed By: Reed Peterson
Submit Date: 8-20-2015
Decision: (G) Grant
Decision Date: 8-21-2015
ORD that the time to file the appellants' brief is extended to August 24, 2015.
See BAP event due on 8-24-2015

OCCD CA 07-20-2015 Motion to Extend Time

Filed By: Reed Peterson
Submit Date: 7-21-2015
Decision: (G) Grant
Decision Date: 7-22-2015
ORD that the extension motion is granted. The time to file the appellant's brief is hereby extended to August 19, 2015.
See BAP event due on 8-19-2015

OCCD CA 06-19-2015 Supplement to Record

Comment: 106-265 to 107-1

OCCD CA 06-10-2015 Court Order

ORD that, within five days of the date of this order, the appellants shall provide this court with a response, as outlined above.
See SUA event filed on 6-5-2015

OCCD CA 06-05-2015 Sua Sponte

Filed By: Unassigned District 4
Submit Date: 6-5-2015
Decision: (N) No Action
Decision Date: 6-19-2015
no action.
Motion Response
Filed By: Reed Peterson
Submit Date: 6-18-2015
This motion contains court order(s).
Comment: no response to CTO 5/15/15

OCCD CA 04-28-2015 Motion to Correct/Supplement Record

Filed By: Reed Peterson
Submit Date: 5-12-2015
Decision: (D) Deny
Decision Date: 5-15-2015
ORD that the motion to supplement the record is granted. If they have not yet done so, the appellants shall promptly provide the above referenced material to the clerk of the circuit court. Within five days of this order or receipt of that material, whichever is later, the clerk of the circuit court shall file a

supplement to the record on appeal consisting of that material.
FRO that the motion to correct the index is denied as unnecessary.
FRO that the time to file the appellant's brief shall be thirty days from the filing of the supplement to the record.

OCCD CA 03-23-2015 Record

Comment: 1-40 to 105-1, Separate Box

OCCD CA 03-11-2015 Motion to Extend Time

Filed By: Pamela Radtke
Submit Date: 3-11-2015
Decision: (G) Grant
Decision Date: 3-24-2015
ORD that the time to transmit the record is extended to March 30, 2015.
See REC event filed on 3-23-2015

OCCD CA 03-05-2015 Fee Paid

Comment: Receipt No: 15R 000584

OCCD CA 02-25-2015 Sua Sponte

Filed By: Unassigned District 4
Submit Date: 2-25-2015
Decision: (N) No Action
Decision Date: 3-4-2015
no action.
Comment: no Aff'd of Indigency or Filing Fee

OCCD CA 02-06-2015 Other Papers

Comment: rec'd Non-Receipt of Defendant-Appellants' Papers filed by Atty. Karnes with Affidavit of Mailing; placed in file.

OCCD CA 02-04-2015 Docketing Statement from Appellant

OCCD CA 02-04-2015 Attorney Change

Comment: Notice of Representation for Thomas Wuensch and Heidi Wuensch; add Atty. Peterson

---

OCCD CA 02-04-2015 Statement on Transcript

Filed By: Reed Peterson
Status: Prev. Filed

OCCD CA 02-02-2015 Caption Amended

OCCD CA 01-28-2015 RAP and Guide Sent

Comment: sent to Thomas Wuensch

OCCD CA 01-28-2015 Sua Sponte

Filed By: Unassigned District 4
Submit Date: 1-28-2015
Decision: (N) No Action
Decision Date: 1-30-2015
no action.
Comment: notice of appeal

OCCD	CA	01-28-2015	Indigency Forms Sent

Filed By: Unassigned District 4
Submit Date: 3-5-2015
Decision: (N) No Action
Decision Date: 3-5-2015
no action. filing fee paid.

OCCD	CA	01-26-2015	Notif. Sent-Filing of NAP & Ct. Record

OCCD	CA	01-26-2015	Notice of Appeal & Circuit Court Docket Entries

---

OCCD	CA	01-21-2015	Notice of Appeal filed in Cir. Ct.

OCCD	CA	12-10-2014	Judgment of Circuit Court
