Wisconsin Supreme Court and Court of Appeals Case Access

State v. Devin T. White

Appeal Number 2016AP000119 - CR

Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	09-04-2018		Remittitur

OCCD	SC	07-16-2018		Motion for Miscellaneous Relief

Filed By: Devin White
Submit Date: 7-17-2018
Decision: (G) Grant
Decision Date: 7-18-2018
ORD that the motion is granted. Defendant-appellant-petitioner's supplemental statement is accepted as filed.
Comment: supplement petition for review in light of State v. Langlois

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OCCD	SC	07-02-2018		Letter/Correspondence

Comment: from AAG O'Brien advising State will not file formal response opposing PRE unless ordered by the court

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OCCD	CA	06-21-2018		Fee Paid

Comment: Receipt No: 18R 001546

OCCD	SC	06-11-2018		Indigency Forms Sent

Filed By: Unassigned District 1
Submit Date: 6-26-2018
Decision: (G) Grant
Decision Date: 6-26-2018
Fee waived.
Motion Response
Filed By: Devin White
Submit Date: 6-26-2018
Comment: 6/28/18 - rcvd. certified trust account statement

OCCD	SC	06-07-2018		Petition for Review

Filed By: Devin White
Submit Date: 7-3-2018
Decision: (D) Deny
Decision Date: 9-4-2018
ORD that the petition for review is denied, without costs.

Dallet, J., did not participate.
Comment: 6/11/18 CTO send in lieu of notice; 6/11/18 rcvd. 1 copy statement in support; Per 6-27-18 CTO Statement in Support accepted. 7/2/18 AG letter advising no formal response to be filed

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OCCD SC 06-07-2018 Motion for Miscellaneous Relief

Filed By: Devin White
Submit Date: 6-7-2018
Decision: (G) Grant
Decision Date: 6-27-2018
IT IS ORDERED that the motion for waiver of the required number of copies of the statement in support of his petition for review is granted and the statement in support is accepted for filing.
Defendant-appellant-petitioner is reminded, however, that he remains solely responsible for serving a copy of the statement in support of his petition for review on the Attorney General, as the clerk of this court is neither required nor authorized to serve papers on behalf of litigants; and IT IS FURTHER ORDERED that the time for plaintiff-respondent, State of Wisconsin, to file a response to the petition for review shall commence as of the date of service. See Wis. Stat. Rule 809.62(3). IT IS FURTHER ORDERED that the court will take no action on defendant-appellant-petitioner's motion to waive appellant counsel.
Comment: Motion to file 1 PRE instead of 10

OCCD SC 06-07-2018 Motion for Miscellaneous Relief

Filed By: Devin White
Submit Date: 6-7-2018
Decision: (N) No Action
Decision Date: 6-27-2018
IT IS ORDERED that the motion for waiver of the required number of copies of the statement in support of his petition for review is granted and the statement in support is accepted for filing.
Defendant-appellant-petitioner is reminded, however, that he remains solely responsible for serving a copy of the statement in support of his petition for review on the Attorney General, as the clerk of this court is neither required nor authorized to serve papers on behalf of litigants; and IT IS FURTHER ORDERED that the time for plaintiff-respondent, State of Wisconsin, to file a response to the petition for review shall commence as of the date of service. See Wis. Stat. Rule 809.62(3). IT IS FURTHER ORDERED that the court will take no action on defendant-appellant-petitioner's motion to waive appellant counsel.
Comment: Motion to waive appellate counsel

OCCD SC 06-07-2018 Motion for Miscellaneous Relief

Filed By: Devin White
Submit Date: 6-7-2018
Decision: (G) Grant
Decision Date: 6-11-2018
ORD that the motion to accept the "Motion to File Non-conforming Petition" as a nonconforming petit6ion for review is granted. However, a statement in support of the petition, conforming to the requirements of Wis. Stat. 809.62(2) and (4), must be filed with the clerk of this court by July 26,2018. If the statement is not filed by that time, this petition will be summarily dismissed No further time extensions will be granted; and
FRO that the motion for waiver of the requirement number of copies of the petition is held in abeyance pending further order of the court.
Comment: Motion to file non-conforming PRE & extend time to file conforming PRE

OCCD CA 05-30-2018 Cites

915 N.W.2d 729

OCCD CA 05-30-2018 Cites

382 Wis. 2d 269

OCCD CA 05-30-2018 Opinion Ordered Unpublished

OCCD CA 05-01-2018 Motion for Stay

Filed By: Thomas Kurzynski
Submit Date: 5-1-2018
Decision: (D) Deny
Decision Date: 5-7-2018
ORD that the motion to stay proceedings and the motion for reconsideration are denied.
Comment: pending SC DEC in 16AP1409-CR State v. Langlois

OCCD CA 04-30-2018 Motion for Reconsideration

Filed By: Thomas Kurzynski
Submit Date: 5-1-2018
Decision: (D) Deny
Decision Date: 5-7-2018
ORD that the motion to stay proceedings and the motion for reconsideration are denied.
Comment: 4/10/18 DEC

OCCD CA 04-10-2018 Opinion/Decision

Judge Panel: Dugan, Brash, Brennan
Opinion: Opinion
Decision: Affirmed Pages: 19
Written by: Dugan, Timothy G.
Order Text: Order affirmed

OCCD CA 11-08-2017 Submitted on Briefs

OCCD CA 11-07-2017 Letter/Correspondence

Comment: applnt. requests copy of docket, mailed 11/7/17

OCCD CA 07-14-2017 Briefs Received At State Law Library

OCCD CA 07-05-2017 Reply Brief
Reply Brief - Corrected [Replaces June 20, 2017 Brief]

Filed By: Thomas Kurzynski

Comment: Corrected [Replaces June 20, 2017 Brief]

OCCD CA 06-29-2017 Motion for Miscellaneous Relief

Filed By: Thomas Kurzynski
Submit Date: 6-29-2017
Decision: (G) Grant
Decision Date: 7-5-2017

ORD that the defendant-Appellant's corrected reply brief is accepted for filing and that the clerk's office shall replace the originally filed reply brief with the corrected reply brief.
Comment: accepted corrected reply brief?

OCCD CA 06-21-2017 Record and Briefs Sent to District 1

OCCD CA 06-20-2017 Reply Brief

Filed By: Thomas Kurzynski

OCCD CA 06-13-2017 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 6-13-2017
Decision: (G) Grant
Decision Date: 6-15-2017
IT IS ORDERED that the deadline for White to file a reply brief is extended thorugh June 19, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRY event due on 6-19-2017
Comment: 3

OCCD CA 05-11-2017 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 5-12-2017
Decision: (G) Grant
Decision Date: 5-15-2017
ORD that the deadline for White to file a reply brief is extended thorugh June 12, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRY event due on 6-12-2017

OCCD CA 04-12-2017 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 4-12-2017
Decision: (G) Grant
Decision Date: 4-13-2017
ORD that the time for the appllant to file the reply brief is extended to May 11, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRY event due on 5-11-2017

OCCD CA 03-27-2017 Brief of Respondent(s)
Brief of Respondent

Filed By: 10264 (O'Brien, Daniel)

OCCD CA 03-03-2017 Motion to Extend Time

Filed By: 10264 (O'Brien, Daniel)
Submit Date: 3-3-2017
Decision: (G) Grant
Decision Date: 3-7-2017
IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to March 27, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRS event due on 3-27-2017

OCCD CA 02-08-2017 Attorney Change

Comment: Per notice of appearance added AAG Daniel J. O'Brien as counsel for the State.

OCCD CA 02-03-2017 Certificate of Filing by Mail

Comment: BAP-IB 01/31/17

OCCD CA 02-03-2017 Brief & Appx of Appellant(s)
Brief of Appellant

Filed By: Thomas Kurzynski

Comment: Appendix to Brief of Appellant(s)

OCCD CA 01-11-2017 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 1-12-2017
Decision: (G) Grant
Decision Date: 1-13-2017
ORD that the deadline for White to file the appellant's brief and appendix in this matter is extended to February 10, 2017.
See BAP event due on 2-10-2017

OCCD CA 12-12-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 12-13-2016
Decision: (G) Grant
Decision Date: 12-14-2016
ORD that the deadline for White to file his appellant's brief and appendix in this matter is extended to January 11, 2017.
See BAP event due on 1-11-2017
Comment: 9th

OCCD CA 11-11-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 11-14-2016
Decision: (G) Grant
Decision Date: 11-15-2016
IT IS ORDERED that the deadline for White to file his appellant's brief and appendix is extended to December 12, 2016.
See BAP event due on 12-12-2016
Comment: 8th

OCCD CA 10-12-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 10-13-2016
Decision: (G) Grant
Decision Date: 10-14-2016
IT IS ORDERED that the deadline for White to file a brief and appendix is extended through November 11, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 11-11-2016
Comment: 7th

OCCD CA 09-13-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 9-13-2016
Decision: (O) Other
Decision Date: 9-14-2016
ORD that the motion to exceed the word limit for a brief-in-chief is denied.
FRO that the deadline for filing an opening brief and appendix is extended through October 12, 2016.
See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 9-12-2016
Comment: 6th; and exceed word limits

OCCD CA 08-12-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 8-15-2016
Decision: (G) Grant
Decision Date: 8-16-2016
ORD that the deadline for White to file a brief and appendix is extended through September 12, 2016.
See Wis. Stat. Rule 809.82(2)(a) (2013-14)
See BAP event due on 9-12-2016
Comment: 5th

OCCD CA 07-13-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 7-14-2016
Decision: (O) Other
Decision Date: 7-15-2016
ORD that the time for filing an appellant's brief is extended until August 12, 2016.
FRO that the motion to exceed the briefing word limits is denied.
See BAP event due on 7-13-2016
Comment: 4th; and exceed word limits

OCCD CA 06-13-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 6-14-2016
Decision: (G) Grant
Decision Date: 6-15-2016
ORD that the time for the appellant to file an appellant's brief is extended until July 13, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 7-13-2016
Comment: 3d

OCCD CA 05-13-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 5-16-2016
Decision: (G) Grant
Decision Date: 5-18-2016
ORD that the time for the appellant to file an appellant's brief is extended until June 13, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 6-13-2016
Comment: 2d

OCCD CA 04-13-2016 Motion to Extend Time

Filed By: Thomas Kurzynski
Submit Date: 4-14-2016
Decision: (G) Grant
Decision Date: 4-15-2016
ORD that the time for the appellant to file an appellant's brief is extended until May 13, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 5-13-2016

OCCD CA 03-08-2016 Court Order

ORD that the deadline for the trial court to decide the postconviction motion is extended to 12/14/15. See Wis. Stat. Rule 809.82(2)(a).
FRO that the time to file a notice of appeal is extended to 1/12/16. See Wis. Stat. Rule 809.82(2)(a).

OCCD CA 03-04-2016 Record

Comment: 1-10 to 80-4, separate box

OCCD CA 02-08-2016 Fee Paid

Comment: Invoice No: 17862; Receipt No: 16R 000336

OCCD CA 02-08-2016 Invoice Issued

Comment: Invoice No: 17862

OCCD CA 02-03-2016 Court Order for Filing Fee Issued

OCCD CA 01-26-2016 Statement on Transcript

Filed By: Thomas Kurzynski
Status: Prev. Filed

OCCD CA 01-15-2016 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 01-15-2016 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 01-15-2016 X Transfer

OCCD CA 01-12-2016 Notice of Appeal filed in Cir. Ct.

OCCD CA 12-14-2015 Order of Circuit Court

OCCD CA 07-10-2015 Mot. Extend Time to file NAP/PCM

Filed By: Thomas Kurzynski
Submit Date: 7-10-2015
Decision: (G) Grant
Decision Date: 7-14-2015

IT IS ORDERED the deadline for White to file a postconviction motion or notice of appeal in this matter is extended to 08/10/15.
Comment: 3d

OCCD CA 06-10-2015 Mot. Extend Time to file NAP/PCM

Filed By: Thomas Kurzynski
Submit Date: 6-10-2015
Decision: (G) Grant
Decision Date: 6-12-2015
IT IS ORDERED that the time for filing a notice of appeal or postconviciton motion is extended to July 10, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
Comment: 2nd

OCCD CA 06-09-2015 Mot. Extend Time to file NAP/PCM

Filed By: Thomas Kurzynski
Submit Date: 6-9-2015
Decision: (G) Grant
Decision Date: 6-11-2015
ORD that the time for filing a notice of appeal or postconviction motion is extended to July 10, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14)

OCCD CA 05-11-2015 Mot. Extend Time to file NAP/PCM

Filed By: Thomas Kurzynski
Submit Date: 5-13-2015
Decision: (G) Grant
Decision Date: 5-14-2015
IT IS ORDERED the time for filing a notice of appeal or a postconviction motion is extended to 06/10/15. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
