

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 e-filing 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
------	----	------------	---------------------------
