

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
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
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

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 petition 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 thorough 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 thorough 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.		
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OCCD CA	02-03-2017	Certificate of Filing by Mail
Comment: BAP-IB 01/31/17		
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OCCD CA	02-03-2017	Brief & Appx of Appellant(s)
		Brief of Appellant
Filed By: Thomas Kurzynski		
Comment: Appendix to Brief of Appellant(s)		
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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		
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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		
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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		
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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
<p>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</p>		

OCCD CA	08-12-2016	Motion to Extend Time
<p>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</p>		

OCCD CA	07-13-2016	Motion to Extend Time
<p>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</p>		

OCCD CA	06-13-2016	Motion to Extend Time
<p>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</p>		

OCCD CA	05-13-2016	Motion to Extend Time
<p>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</p>		

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
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 postconviction 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).
