

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. Tyrus Lee Cooper

### Appeal Number 2016AP000375 - CR

Supreme Court

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	07-31-2019		Remittitur
OCCD	SC	06-20-2019		Cites
		387 Wis. 2d 439		
OCCD	SC	06-20-2019		Cites
		929 N.W.2d 192		
OCCD	SC	06-20-2019		<a href="#">Opinion/Decision</a>
		Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Bradley, Kelly, Dallet		
		Opinion: Opinion		
		Decision: Affirmed Pages: 26		
		Written by: Kelly, Daniel		
		Dallet, Rebecca F. Wrote Dissenting Opinion 10 pages.		
		Bradley, Ann Walsh Joined Dissenting Opinion		
		Order Text: The decision of the court of appeals is affirmed.		
		SHIRLEY S. ABRAHAMSON, J., withdrew from participation prior to oral argument.		
		Comment: Opinion/Decision		
OCCD	SC	06-19-2019		Public Domain Citation
		Comment: PDC No: 2019 WI 73		
OCCD	SC	04-15-2019		Briefs Received At State Law Library
OCCD	SC	04-15-2019		Oral Argument
		Comment: 1st case, 9:45 a.m. Atty. Gierke for Defendant-Appellant- Petitioner. Asst. Atty. General for Plaintiff-Respondent.		
OCCD	SC	04-11-2019		Certificate of Service
		Comment: Re: Supreme Court Reply Briefs; Rcvd 22 copies, third party comm. carrier, 04-08-2019.		
OCCD	SC	04-11-2019		Sua Sponte

Filed By: Unassigned District 1  
Submit Date: 4-11-2019  
Decision: (N) No Action  
Decision Date: 4-11-2019  
No action.  
Comment: reply brief is late (due 4/2/19) and over word count

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OCCD SC 04-11-2019 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)  
Filed By: Nora Gierke

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OCCD SC 03-20-2019 Briefs Received At State Law Library

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OCCD SC 03-19-2019 Response Brief-Supreme Court  
[Response Brief-Supreme Court](#)  
Filed By: Lisa Kumfer

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OCCD SC 02-27-2019 Certificate of Service  
Comment: RE: Supreme Court BAP; rcvd 22 copies of briefs, third party comm. carrier, 02-25-2019.

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OCCD SC 02-27-2019 First Brief-Supreme Court  
[First Brief-Supreme Court](#)  
Filed By: Nora Gierke

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OCCD SC 02-25-2019 Received SPD Appointment Order  
Comment: for Atty. Nora E. Gierke

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OCCD SC 02-25-2019 Attorney Change  
Comment: Atty. Nora Gierke appears for petitioner

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OCCD SC 02-14-2019 Assigned-Oral Argument

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OCCD SC 12-28-2018 Motion to Extend Time  
Filed By: David Frank  
Submit Date: 12-28-2018  
Decision: (G) Grant  
Decision Date: 1-3-2019  
ORD that the motion is granted. Defendant-appellant-petitioner's initial brief shall be served and filed on or before February 25, 2019.  
See BR1 event due on 2-25-2019

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OCCD SC 12-12-2018 Caption Amended

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OCCD SC 12-12-2018 Court Changed to Supreme Court

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OCCD SC 06-11-2018 Court Order

ORD that the plaintiff-respondent, State of Wisconsin, is directed to file a response to the petition for review on or before June 26, 2018.

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OCCD SC	04-05-2018	Letter/Correspondence
Comment: from AAG Kumfer advising State will not file formal response opposing PRE unless ordered by they Court		

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OCCD CA	03-28-2018	Cites
913 N.W.2d 514		

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OCCD CA	03-28-2018	Cites
380 Wis. 2d 508		

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OCCD SC	03-28-2018	Fee Waived
Comment: SPD		

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OCCD SC	03-28-2018	Petition for Review
Filed By: David Frank		
Submit Date: 4-5-2018		
Decision: (G) Grant		
Decision Date: 12-12-2018		
ORD the petition for review is granted. Briefs/statements due 30/20/10.		
FRO that the parties' briefs shall address the following additional issue: In deciding whether Mr. Cooper may withdraw his guilty plea, is the circuit court bound by the SC's findings and/or conclusions in In re Disciplinary Proceedings Against Hicks, 2016 WI31, 368 Wis. 2d 108, 877 N.W.2d 848, including, but not limited to, language stating that the failure of Mr. Cooper's trial counsel to properly communicate with him prevented him from adequately understanding and participating in his own defense, see id., 23-28, 39.		
Motion Response		
Filed By: Lisa Kumfer		
Submit Date: 6-27-2018		

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OCCD CA	03-28-2018	Opinion Ordered Unpublished
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OCCD CA	02-27-2018	<a href="#">Opinion/Decision</a>
Judge Panel: Kessler, Dugan, Brash		
Opinion: Per Curiam		
Decision: Affirmed Pages: 12		
Order Text: Judgment affirmed.		

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OCCD CA	11-08-2017	Submitted on Briefs
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OCCD CA	08-11-2017	Briefs Received At State Law Library
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OCCD CA	07-21-2017	Record and Briefs Sent to District 1
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OCCD CA	07-20-2017	Certificate of Filing by Mail
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OCCD CA 07-20-2017

Reply Brief

[Reply Brief](#)

Filed By: David Frank

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OCCD CA 06-13-2017

Motion to Extend Time

Filed By: David Frank

Submit Date: 6-13-2017

Decision: (G) Grant

Decision Date: 6-14-2017

ORD that the deadline for Cooper to file a reply brief is extended through July 19, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

See BRY event due on 7-19-2017

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OCCD CA 06-02-2017

Brief of Respondent(s)

[Brief of Respondent](#)

Filed By: Lisa Kumfer

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OCCD CA 05-05-2017

Brief & Appx of Appellant(s)

[Brief of Appellant](#)

Comment: Replacement Brief

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OCCD CA 04-24-2017

Motion to Strike

Filed By: Lisa Kumfer

Submit Date: 4-25-2017

Decision: (G) Grant

Decision Date: 4-26-2017

ORD that the appellant's briefs are stricken.

FRO that the appellant shall file briefs that comply with Wis. Stat. Rule 809.86(4)(2015-16), and serve the State, no later than May 7, 2017

FRO that the deadline for filing the respondent's brief shall run from the date the appellant files a compliant brief.

Comment: applnt. brief - identification of victim

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OCCD CA 04-21-2017

Attorney Change

Comment: Added AAG Lisa E. F. Kumfer as counsel for the State.

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OCCD CA 04-12-2017

Brief & Appx of Appellant(s)

Filed By: David Frank

Comment: Please note an appendix certification has been added to this brief. See Rule 809.19(2) regarding requirements.

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OCCD CA 01-13-2017

Motion to Extend Time

Filed By: David Frank

Submit Date: 1-13-2017

Decision: (G) Grant

Decision Date: 1-17-2017

IT IS ORDERED that the deadline for Cooper to file the appellants brief and appendix in this matter is extended to April 13, 2017.

See BAP event due on 4-13-2017

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OCCD CA	12-15-2016	Received SPD Appointment Order
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Comment: David E. Frank

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OCCD CA	11-21-2016	Hold Status
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OCCD CA	11-17-2016	Motion to Extend Time
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Filed By: Jeff Wilson  
Submit Date: 11-17-2016  
Decision: (O) Other  
Decision Date: 11-21-2016  
IT IS ORDERED that the previously imposed hold in this matter is lifted.  
IT IS FURTHER ORDERED that the public defenders report is accepted as filed.  
IT IS FURTHER ORDERED that the motion to withdraw is granted and Attorney Jeff T. Wilson is relieved of further representation of Cooper.  
IT IS FURTHER ORDERED that the public defender shall appoint successor counsel within sixty days of the date of this order.  
IT IS FURTHER ORDERED that successor counsel shall forward a copy of his or her appointment order to this court within five days of the date of appointment.  
IT IS FURTHER ORDERED that Cooper shall file an appellants brief and appendix in this matter within sixty days of the date on which successor counsel is appointed.  
See BAP event due on 11-21-2016  
Comment: 8th

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OCCD CA	11-11-2016	Court Order
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IT IS ORDERED that this appeal and the motion to withdraw as counsel are held in abeyance pending further order of this court. IT IS FURTHER ORDERED that by November 28, 2016, the State Public Defender shall advise whether it will appoint successor counsel for Cooper.

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OCCD CA	11-09-2016	Motion to Withdraw as Counsel
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Filed By: Jeff Wilson  
Submit Date: 11-9-2016  
Decision: (O) Other  
Decision Date: 11-21-2016  
IT IS ORDERED that the previously imposed hold in this matter is lifted.  
IT IS FURTHER ORDERED that the public defenders report is accepted as filed.  
IT IS FURTHER ORDERED that the motion to withdraw is granted and Attorney Jeff T. Wilson is relieved of further representation of Cooper.  
IT IS FURTHER ORDERED that the public defender shall appoint successor counsel within sixty days of the date of this order.  
IT IS FURTHER ORDERED that successor counsel shall forward a copy of his or her appointment order to this court within five days of the date of appointment.  
IT IS FURTHER ORDERED that Cooper shall file an appellants brief and appendix in this matter within sixty days of the date on which successor counsel is appointed.  
Motion Response  
Filed By: Andrea Cornwall  
Submit Date: 11-16-2016

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OCCD CA 10-21-2016 Motion to Extend Time  
Filed By: Jeff Wilson  
Submit Date: 10-24-2016  
Decision: (G) Grant  
Decision Date: 10-25-2016  
ORD that the deadline for Cooper to file a brief and appendix is extended through November 21, 2016.  
See Wis. Stat. Rule 809.82(2)(a) (2013-14).  
See BAP event due on 11-21-2016  
Comment: 7th

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OCCD CA 09-21-2016 Motion to Extend Time  
Filed By: Jeff Wilson  
Submit Date: 9-22-2016  
Decision: (G) Grant  
Decision Date: 9-23-2016  
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through October 21, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).  
See BAP event due on 10-21-2016

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OCCD CA 08-22-2016 Motion to Extend Time  
Filed By: Jeff Wilson  
Submit Date: 8-22-2016  
Decision: (G) Grant  
Decision Date: 8-24-2016  
ORD that the deadline for Cooper to file a brief and appendix is extended through September 21, 2016.  
See Wis. Stat. Rule 809.82(2)(a) (2013-14).  
See BAP event due on 9-21-2016  
Comment: 5th

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OCCD CA 08-15-2016 Motion to Extend Time  
Filed By: Jeff Wilson  
Submit Date: 8-16-2016  
Decision: (G) Grant  
Decision Date: 8-17-2016  
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through August 22, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).  
See BAP event due on 8-22-2016  
Comment: 4th

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OCCD CA 08-01-2016 Motion to Extend Time  
Filed By: Jeff Wilson  
Submit Date: 8-2-2016  
Decision: (G) Grant  
Decision Date: 8-3-2016  
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through August 15, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).  
See BAP event due on 8-15-2016  
Comment: 3d

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OCCD CA 06-30-2016 Motion to Extend Time  
Filed By: Jeff Wilson

Submit Date: 6-30-2016

Decision: (G) Grant

Decision Date: 7-5-2016

IT IS ORDERED that the time for Cooper to file his appellant's brief and appendix is extended to August 1, 2016.

See BAP event due on 8-1-2016

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OCCD	CA	05-31-2016	Motion to Extend Time
Filed By: Jeff Wilson Submit Date: 5-31-2016 Decision: (G) Grant Decision Date: 6-2-2016 IT IS ORDERED that the time for the appellant to file an appellant's brief is extended until June 30, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14). See BAP event due on 6-30-2016			

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OCCD	CA	04-21-2016	Record
Comment: 1-14 to 59-3			

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OCCD	CA	04-08-2016	Delinquent
Comment: New due date of connected REC: 4-25-2016			

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OCCD	CA	03-07-2016	Statement on Transcript
Filed By: Jeff Wilson Status: Prev. Filed			

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OCCD	CA	02-23-2016	Notif. Sent-Filing of NAP & Ct. Record
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OCCD	CA	02-23-2016	Fee Waived
Comment: SPD			

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OCCD	CA	02-23-2016	Notice of Appeal & Circuit Court Docket Entries
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OCCD	CA	02-23-2016	X Transfer
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OCCD	CA	02-22-2016	Received SPD Appointment Order
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OCCD	CA	02-18-2016	Notice of Appeal filed in Cir. Ct.
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OCCD	CA	01-19-2016	Mot. Extend Time to file NAP/PCM
Filed By: Jeff Wilson Submit Date: 1-20-2016 Decision: (G) Grant Decision Date: 1-21-2016 ORD that the deadline for Cooper to file a postconviction motion or notice of appeal in this matter is extended to February 18, 2016. Comment: 3d			

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OCCD CA 12-18-2015

Mot. Extend Time to file NAP/PCM

Filed By: Jeff Wilson

Submit Date: 12-21-2015

Decision: (G) Grant

Decision Date: 12-22-2015

IT IS ORDERED that the deadline for Cooper to file a postconviction motion or notice of appeal in this matter is extended to January 19, 2016.

Comment: 2d

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OCCD CA 10-15-2015

Mot. Extend Time to file NAP/PCM

Filed By: Jeff Wilson

Submit Date: 10-15-2015

Decision: (G) Grant

Decision Date: 10-19-2015

ORD that the deadline for Cooper to file a postconviction motion or a notice of appeal is extended through 12/18/15. See WIS. STAT. RULE 809.82(2)(a) (2013-14).

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OCCD CA 10-21-2013

Judgment of Circuit Court