Wisconsin Supreme Court and Court of Appeals Case Access

State v. Howard Carter

Appeal Number 2015AP001311

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	05-22-2018		Remittitur
OCCD	SC	04-19-2018		Cites
	911 N.W.2d 17			
OCCD	SC	04-19-2018		Cites
	381 Wis. 2d 74			
OCCD	SC	04-19-2018		Opinion/Decision
	Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Gableman, Bradley, Kelly Opinion: Opinion Decision: Affirmed Pages: 36 Written by: Gableman, Michael J. Abrahamson, Shirley S. Wrote Dissenting Opinion 3 pages. Bradley, Ann Walsh Joined Dissenting Opinion Bradley, Rebecca Grassl Joined Concurring Opinion Kelly, Daniel Wrote Concurring Opinion 7 pages. Order Text: The decision of the court of appeals in State v. Hager is reversed and cause remanded to the circuit court with directions; the decision of the court of appeals in State v. Carter is affirmed. Comment: Opinion/Decision			
OCCD	SC	04-17-2018		Public Domain Citation
	Comment: PDC No: 2018 WI 40			
OCCD	SC	11-01-2017		Oral Argument
	Comment: at 1:30 p.m. (rescheduled from 9:45 at request of counsel); Atty Leonard D. Kachinsky for Res-App-Pet, Atty Donald v. Latorraca for Pet-Res			
OCCD	SC	10-06-2017		Briefs Received At State Law Library
OCCD	SC	09-26-2017		Letter/Correspondence
	Comment: From Clerk's Office to counsel confirming oral argument schedule change from 9:45 a.m. to 1:30 p.m., November 1, 2017			

OCCD	SC	09-07-2017	Assigned-Oral Argument
OCCD	SC	07-24-2017	Reply Brief-Supreme Court Reply Brief-Supreme Court
	Filed By: Leonard Kachinsky		
OCCD	SC	07-12-2017	Response Brief-Supreme Court Response Brief-Supreme Court
	Filed By: Thomas Balistreri		
OCCD	SC	06-12-2017	Response
	Comment: 10 addl copies of CA briefs for SC		
OCCD	SC	06-07-2017	Motion to Extend Time
	Filed By: Thomas Balistreri Submit Date: 6-7-2017 Decision: (G) Grant Decision Date: 6-8-2017 ORD that the motion is granted. The response brief of petitioner-respondent, State of Wisconsin, shall be served and filed on or before 7-12-2017. See BR2 event due on 7-12-2017		
OCCD	SC	06-06-2017	First Brief-Supreme Court First Brief-Supreme Court
	Filed By: Leonard Kachinsky Comment: Appendix to First Brief-Supreme Court		
OCCD	SC	05-15-2017	Caption Amended
OCCD	SC	05-15-2017	Court Changed to Supreme Court
OCCD	CA	03-13-2017	Final Publication
OCCD	CA	02-22-2017	Cites
	892 N.W.2d 754		
OCCD	CA	02-22-2017	Cites
	373 Wis. 2d 722		
OCCD	CA	02-22-2017	Opinion Ordered Published
OCCD	CA	02-22-2017	Public Domain Citation
	Comment: PDC No: 2017 WI App 9		

OCCD SC 02-17-2017 Fee Waived

Comment: SPD order on file

OCCD SC 02-17-2017 Petition for Review

Filed By: Leonard Kachinsky
Submit Date: 3-7-2017
Decision: (G) Grant
Decision Date: 5-15-2017
ORD that the petition for review is granted. Briefs due 30/20/10.
Motion Response
Filed By: Thomas Balistreri
Submit Date: 3-7-2017

OCCD CA 01-24-2017 Opinion/Decision

Judge Panel: Stark, Hruz, Seidl
Opinion: Opinion
Decision: Affirmed Pages: 12
Written by: Hruz, Thomas M.
Order Text: Orders affirmed

OCCD CA 09-07-2016 Oral Argument

Comment: September 7, 2016, 10:00 a.m. at the Brown County Courthouse, Green Bay, WI.

OCCD CA 08-04-2016 Assigned-Oral Argument

OCCD CA 07-15-2016 Letter/Correspondence

Comment: From JA to parties re cancellation of Oral Argument. Will be rescheduled in late August or early September.

OCCD CA 06-02-2016 Attorney Change

Comment: Added AAG Latorraca as co-counsel for State per letter.

OCCD CA 06-01-2016 Assigned-Oral Argument

OCCD CA 04-06-2016 Hold Status

OCCD SC 02-02-2016 Certification Filed

Filed By: Supreme Court Supreme Court
Submit Date: 2-2-2016
Decision: (D) Deny
Decision Date: 4-6-2016
ORD that the certification is refused. Ziegler, J., dissents.
See DEC event filed on 2-2-2016

OCCD CA 02-02-2016 Opinion/Decision

Judge Panel: Stark, Hruz, Seidl
Opinion: Certification

Decision: Certification Filed Pages: 10
Order Text: And 15AP330: We submit these appeals are appropriate for review of the statutory change to 980.09(2) as amended by Wis Act 84. Is the revised statute constitutional? Should circuit courts refrain from weighing the evidence or is the burden of proof on the state at the pretrail stage? We seek guidance on the question of retroactive application of the revised statute to petitions filed before the effective date.

OCCD CA 01-05-2016 Submitted on Briefs

OCCD CA 12-15-2015 Briefs Received At State Law Library

OCCD CA 12-07-2015 Record and Briefs Sent to District 3

OCCD CA 11-09-2015 Brief of Respondent(s)
Brief of Respondent

Filed By: Thomas Balistreri

OCCD CA 09-21-2015 Attorney Change

Comment: W/drew AAG Weber, added AAG Balistreri as counsel for State per letter.

OCCD CA 09-21-2015 Motion to Extend Time

Filed By: Thomas Balistreri
Submit Date: 9-21-2015
Decision: (G) Grant
Decision Date: 9-24-2015
ORD that time for filing the respondent's brief is extended to 11/11/15.
See BRS event due on 11-11-2015

OCCD CA 09-10-2015 Brief & Appx of Appellant(s)
Brief of Appellant

Filed By: Leonard Kachinsky

Comment: Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence. Appx to Brief of Appellant(s)

OCCD CA 08-13-2015 Record

Comment: 1-33 to 200-1

OCCD CA 07-02-2015 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 07-02-2015 Received SPD Appointment Order

Comment: Filed by Leonard Kachinsky

OCCD CA 07-02-2015 Statement on Transcript

Filed By: Leonard Kachinsky
Status: Prev. Filed

OCCD	CA	07-02-2015	Notice of Appeal & Circuit Court Docket Entries
OCCD	CA	07-02-2015	X Transfer
OCCD	CA	06-30-2015	Unknown Judgment/Order of Cir. Ct.
OCCD	CA	06-30-2015	Notice of Appeal filed in Cir. Ct.
OCCD	CA	06-08-2015	Mot. Extend Time to Decide Postconviction Motion

Filed By: Leonard Kachinsky
Submit Date: 6-8-2015
Decision: (G) Grant
Decision Date: 6-9-2015
ORD that the time for deciding the post-commitment motions is extended to 7/7/15.
Comment: 3rd request

OCCD	CA	04-29-2015	Mot. Extend Time to Decide Postconviction Motion

Filed By: Leonard Kachinsky
Submit Date: 4-29-2015
Decision: (G) Grant
Decision Date: 4-30-2015
ORD that the time for deciding the post-commitment motion is extended to 6/1/15.
Comment: 2nd request

OCCD	CA	02-05-2015	Mot. Extend Time to Decide Postconviction Motion

Filed By: Leonard Kachinsky
Submit Date: 2-5-2015
Decision: (G) Grant
Decision Date: 2-6-2015
ORD that the time for deciding the post-commitment motion is extended to 4/30/15.

OCCD	CA	08-07-2014	Unknown Judgment/Order of Cir. Ct.