Wisconsin Supreme Court and Court of Appeals Case Access

State v. Shayd C. Mitchell

Appeal Number 2017AP001536 - CR

Court of Appeals District 3

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	01-15-2019		Remittitur
OCCD	SC	10-24-2018		Affidavit of No Service filed
	Comment: Attorney General not served with a copy of the no-merit petition for review response.			
OCCD	CA	09-26-2018		Cites
	921 N.W.2d 14			
OCCD	CA	09-26-2018		Cites
	384 Wis. 2d 271			
OCCD	CA	09-26-2018		Opinion Ordered Unpublished
OCCD	SC	09-10-2018		Court Order
	ORD that defendant-appellant-petitioner, Shayd C. Mitchell, shall have until 10/10/18, to serve and file a supplemental petition in support of the no-merit petition for review. If the supplemental petition is not filed by that time, this matter will be disposed of based solely on the no-merit petition filed by Attorney Leonard Kachinsky.			
OCCD	SC	09-10-2018		Response
	Comment: From Shayd Mitchell, or his counsel, re: status of SPD's decision on whether or not to appoint substitute counsel; fax rec'd from Atty Kachinsky attaching letter from SPD denying appointment of replacement counsel			
OCCD	SC	09-04-2018		Sua Sponte
	Filed By: Supreme Court Supreme Court Submit Date: 9-4-2018 Decision: (O) Other Decision Date: 9-6-2018 ORD that the petition for review in this matter shall be held in abeyance pending further order of the court. FRO that as soon as possible following the decision of the Office of the State Public Defender on the request for the appointment of substitute counsel, but no later than 9/28/18, defendant-appellant-petitioner or his counsel shall advise the court in writing as to whether the Office of			

the State Public Defender has granted or denied the request for the appointment of substitute appellate counsel.
Comment: Letter from Shayd Mitchell re: NM Petition for Review, appointment of new counsel by SPD

OCCD SC 08-22-2018 Fee Waived

Comment: SPD in COA

OCCD SC 08-22-2018 Petition for Review

Filed By: Leonard Kachinsky
Submit Date: 11-7-2018
Decision: (D) Deny
Decision Date: 1-15-2019
ORD that the petition for review is denied, without costs.
Motion Response
Filed By: Shayd Mitchell
Submit Date: 11-7-2018
Comment: NM-PRE; pro-se portion due 10/10/18 (per cto 9/10/18); NOS filed by AG 10-24-18

OCCD CA 08-07-2018 Opinion/Decision

Judge Panel: Stark, Hruz, Seidl
Opinion: Opinion
Decision: Affirmed Pages: 11
Written by: Hruz, Thomas M.
Order Text: Judgment and orders affirmed

OCCD CA 02-07-2018 Letter/Correspondence

Comment: from appellant, expressing dissatisfaction with counsel's performance

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OCCD CA 02-06-2018 Submitted on Briefs

OCCD CA 12-21-2017 Briefs Received At State Law Library

OCCD CA 12-04-2017 Record and Briefs Sent to District 3

OCCD CA 12-01-2017 Reply Brief
Reply Brief

Filed By: Leonard Kachinsky

Comment: Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence.

OCCD CA 11-20-2017 Brief of Respondent(s)
Brief of Respondent

Filed By: 32925 (O'Neil, Aaron)

OCCD CA 11-09-2017 Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)
Submit Date: 11-9-2017

Decision: (G) Grant
Decision Date: 11-13-2017
ORD that the time for filing the respondent's brief is extended to 11/24/17.
See BRS event due on 11-24-2017
Comment: 2nd request

OCCD CA 10-09-2017 Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)
Submit Date: 10-10-2017
Decision: (G) Grant
Decision Date: 10-11-2017
ORD that the time for filing the respondent's brief is extended to 11-9-2017.
See BRS event due on 11-9-2017

OCCD CA 09-13-2017 Attorney Change

Comment: Added AAG Aaron R. O'Neil as counsel for State per letter.

OCCD CA 09-12-2017 Non-Electronic Record Item

Comment: Exhibit #3: Photo; Exhibit #4: Photo of Defendant; Exhibit #5: Defendant's Phone; Exhibit #7: Defendant's Kindle; Exhibit #9-#80: Photos of Text Messages; Exhibit #86: DVD/Audio of Phone Call; Exhibit #87: Final Offer

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OCCD CA 09-08-2017 Brief & Appx of Appellant(s)
Brief of Appellant(s) Certifications
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.

OCCD CA 09-08-2017 Record

Comment: ELECTRONICALLY FILED; 1-12 to 103-22

OCCD CA 08-31-2017 Letter/Correspondence

Comment: "notice of compilation of record and index" filed by clerk of circuit court.

OCCD CA 08-09-2017 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 08-09-2017 Fee Waived

OCCD CA 08-09-2017 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 08-09-2017 X Transfer

OCCD CA 08-08-2017 Statement on Transcript

Filed By: Leonard Kachinsky
Status: Prev. Filed

OCCD CA 08-02-2017 Notice of Appeal filed in Cir. Ct.

OCCD CA 07-31-2017 Mot. Extend Time to file NAP/PCM

Filed By: Leonard Kachinsky
Submit Date: 7-31-2017
Decision: (G) Grant
Decision Date: 8-1-2017
ORD that the time for filing a notice of appeal is extended to 8-21-2017.
Comment: 9th request

OCCD CA 06-02-2017 Mot. Extend Time to file NAP/PCM

Filed By: Leonard Kachinsky
Submit Date: 6-2-2017
Decision: (G) Grant
Decision Date: 6-5-2017
ORD that the time for filing a notice of appeal is extended to 8-1-2017.
Comment: 8th request

OCCD CA 03-24-2017 Mot. Extend Time to file NAP/PCM

Filed By: Leonard Kachinsky
Submit Date: 3-27-2017
Decision: (G) Grant
Decision Date: 3-28-2017
ORD that the time for filing a notice of appeal is extended to 6/2/17.
Comment: 7th Request

OCCD CA 01-27-2017 Mot. Extend Time to file NAP/PCM

Filed By: Leonard Kachinsky
Submit Date: 1-27-2017
Decision: (G) Grant
Decision Date: 1-30-2017
IT IS ORDERED that the time for filing a notice of appeal is extended to April 4, 2017.
Comment: 6th request

OCCD CA 01-18-2017 Received SPD Appointment Order

Comment: Appointing Atty Leonard D. Kachinsky

OCCD CA 12-14-2016 Miscellaneous Motion on XX-Case

Filed By: Joseph Ehmann
Submit Date: 12-15-2016
Decision: (O) Other
Decision Date: 12-19-2016
IT IS ORDERED that within five days of the date of this order, the circuit court clerk shall send the materials delineated under WIS. STAT. RULE 809.30(2)(c) to the SPD Madison Appellate Intake Office.
IT IS FURTHER ORDERED that the time for filing a notice of appeal is extended to February 3, 2017.
Comment: MXT for COC to Send Clerk's Materials to SPD Appellate Intake Ofc Pursuant to WIS. STAT. 809.30(2)(c)

OCCD CA 11-16-2016 Mot. Extend Time to file NAP/PCM

Filed By: Shayd Mitchell
Submit Date: 11-16-2016
Decision: (G) Grant
Decision Date: 11-17-2016
ORD that the time for filing a notice of appeal is extended to 1/3/17.
Comment: 5th request

OCCD CA 11-02-2016 Mot. Extend Time to file NAP/PCM

Filed By: Shayd Mitchell
Submit Date: 11-2-2016
Decision: (D) Deny
Decision Date: 11-4-2016
IT IS ORDERED that the motion to extend the time for the circuit court to decide the postconviction motion is dismissed.
Comment: 4th Request

OCCD CA 10-27-2016 Order of Circuit Court

OCCD CA 10-19-2016 Order of Circuit Court

OCCD CA 09-30-2016 Mot. Extend Time to file NAP/PCM

Filed By: Shayd Mitchell
Submit Date: 9-30-2016
Decision: (O) Other
Decision Date: 10-3-2016
ORD that the time for the circuit court to enter an order deciding the postconviction motion is extended to 10/31/16. FRO that the motion to extend the time for ifling a notice of appeal is dismissed as prematurely filed.
Comment: 3rd request; letter again sent to D3-Wausau and forwarded to clerk's office...can we please note this in resulting order? All future filings s/b sent directly to clerk's ofc in Madison?

OCCD CA 12-28-2015 Sua Sponte

Filed By: Shayd Mitchell
Submit Date: 12-28-2015
Decision: (G) Grant
Decision Date: 12-30-2015
ORD that the time for Mitchell to file a second WIS STAT RULE 809.30 postconviction motion is extended to January 29, 2016.
Comment: Letter from Mitchell to CA.

OCCD CA 11-30-2015 Mot. Extend Time to file NAP/PCM

Filed By: Shayd Mitchell
Submit Date: 11-30-2015
Decision: (O) Other
Decision Date: 12-3-2015
ORD that the motion to authorize the filing of a second WIS. STAT. RULE 809.30 postconviction motion is denied. FRO that the time for filing a notice of appeal is extended to 20 days from the date of this order.
Comment: 2nd request

OCCD CA 04-29-2015 Mot. Extend Time to file NAP/PCM

Filed By: Shayd Mitchell
Submit Date: 4-29-2015
Decision: (G) Grant
Decision Date: 4-30-2015
ORD that the time for ordering transcripts and requesting a copy of the circuit court case record is extended to 30 days from the date of this order.

OCCD	CA	02-22-2015	Judgment of Circuit Court