

Wisconsin Supreme Court and Court of Appeals Case Access

Cree, Inc. v. LIRC

Appeal Number 2019AP001671

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	04-14-2022		Remittitur
OCCD	SC	03-10-2022		Published Opinion Citation 400 Wis. 2d 827
OCCD	SC	03-10-2022		Published Opinion Citation 970 N.W.2d 837
OCCD	SC	03-10-2022		Opinion/Decision Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Reversed and remanded Pages: 30 Written by: Karofsky, Jill Dallet, Rebecca F. Wrote Dissenting Opinion 17 pages. Bradley, Ann Walsh Joined Dissenting Opinion Hagedorn, Brian K. Joined Dissenting Opinion Order Text: The decision of the court of appeals is reversed and the cause remanded to the circuit court with instructions. Comment: Opinion/Decision - Supreme Court Opinion/Decision - Supreme Court
OCCD	SC	03-09-2022		Public Domain Citation Comment: PDC No: 2022 WI 15
OCCD	SC	10-15-2021		Oral Argument Comment: 2nd case, 11:00 a.m. [Argument will be in Ozaukee County Administration Bldg. for Justice on Wheels]. Robert H. Duffy for Petitioner-Respondent-Petitioner. Anthony Russomanno for Respondent-Co-Appellant. Alan C. Olson for Respondent-Appellant.
OCCD	SC	06-25-2021		Assigned for Oral Argument
OCCD	SC	06-16-2021		Brief of Amicus Curiae/Non-Party Brief of Amicus Curiae - WMC

Filed By: Corydon Fish
Comment: Wisconsin Manufacturers & Commerce, Inc.

OCCD SC 06-04-2021 Reply Brief-Supreme Court
[Third Supreme Court Brief](#)

Filed By: Lindsey Davis
Comment: Cover Letter - Third Supreme Court Brief

OCCD SC 06-02-2021 Brief of Amicus Curiae/Non-Party
[Brief of Amicus Curiae - Legal Action of Wisconsin, Inc.](#)

Filed By: Jessie Long
Comment: Legal Action of Wisconsin, Inc.

OCCD SC 05-28-2021 Motion to File Amicus/Non-Party Brief

Filed By: Jessie Long
Submit Date: 5-28-2021
Decision: (G) Grant
Decision Date: 6-2-2021
ORD that the motion is granted, and the brief is accepted for filing.
Comment: Motion to File Amicus/Non-Party Brief - Legal Action of Wisconsin, Inc.

OCCD SC 05-26-2021 Motion to File Amicus/Non-Party Brief

Filed By: Corydon Fish
Submit Date: 5-26-2021
Decision: (G) Grant
Decision Date: 6-1-2021
IT IS ORDERED that the motion is granted. The brief shall be filed by June 16, 2021.
Comment: Wisconsin Manufacturers and Commerce Motion to File Amicus/Non-Party Brief 6/1/21 CTO

OCCD SC 05-21-2021 Letter/Correspondence

Comment: Filed by AAG Kilpatrick; Letter Advising of Typo in Brief

OCCD SC 05-20-2021 Certificate of Filing by Mail

Comment: Co-appellant brief 22 copies mailed 05-17-2021. Certificate of Filing by Mail re Co-Appellant BR2

OCCD SC 05-20-2021 Response Brief-Supreme Court
[BR2 - Co-Appellant Response Brief - Supreme Court](#)

Filed By: Steven Kilpatrick
Comment: Co-Appellant

OCCD SC 05-19-2021 Response Brief-Supreme Court
[BR2 - Appellant's Response Brief - Supreme Court](#)

Filed By: Alan Olson
Comment: Appellant

OCCD SC 04-23-2021 First Brief-Supreme Court
[BR1 - First Brief - Supreme Court](#)

Filed By: Lindsey Davis
Comment: Separate appendix.

OCCD SC	03-25-2021	Caption Amended
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OCCD SC	03-24-2021	Court Changed to Supreme Court
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OCCD CA	02-08-2021	Final Publication
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OCCD CA	01-27-2021	Published Opinion Citation
	395 Wis. 2d 642	

OCCD CA	01-27-2021	Published Opinion Citation
	953 N.W.2d 883	

OCCD CA	01-27-2021	Opinion Ordered Published
	Comment: Opinion Ordered Published	

OCCD CA	01-27-2021	Public Domain Citation
	Comment: PDC No: 2021 WI App 4	

OCCD SC	01-22-2021	Certificate of Filing by Mail
	Comment: Certificate of Filing by Mail re LIRC's Response to PRE	

OCCD SC	01-21-2021	Motion for Miscellaneous Relief
	Filed By: Lucas Vebber	
	Submit Date: 1-21-2021	
	Decision: (G) Grant	
	Decision Date: 1-26-2021	
	ORD that the motion is granted. The brief is accepted as filed.	
	Comment: Motion to file Amicus Response in Support of PRE 1/26/21 Court Order Motion to file Amicus Response in Support of PRE Court Order (1/16/20)	

OCCD SC	01-08-2021	Fee Paid
	Comment: Receipt No: 21R 000057	

OCCD SC	01-08-2021	Petition for Review
		Petition for Review
	Filed By: Lindsey Davis	
	Submit Date: 1-26-2021	
	Decision: (G) Grant	
	Decision Date: 3-24-2021	
	ORD petition for review is granted. Briefs due 30/20/10.	
	Motion Response	
	Filed By: Lucas Vebber	
	Submit Date: 1-26-2021	
	Motion Response	

OCCD CA 01-07-2021 Notice of Appearance
Comment: Attorney Davis for Cree, Inc., per Notice of Appearance

OCCD CA 12-09-2020 [Opinion/Decision](#)
Judge Panel: Gundrum, Neubauer, Reilly
Opinion: Opinion
Decision: Reversed Pages: 10
Written by: Gundrum, Mark D.
Order Text: Order reversed
Comment: Opinion/Decision

OCCD CA 10-22-2020 Other Brief
Filed By: Robert Duffy
Comment: Respondent's Supplemental Letter Brief

OCCD CA 10-21-2020 Other Brief
Filed By: Alan Olson
Comment: Appellant's Supplemental Letter Brief

OCCD CA 10-19-2020 Certificate of Filing by Mail
Comment: Certificate of Filing by Mail re Co-Appellant's Supplemental Letter Brief

OCCD CA 10-19-2020 Other Brief
Filed By: Steven Kilpatrick
Comment: Co-Appellant's Supplemental Letter Brief

OCCD CA 10-01-2020 Oral Argument
Comment: Robert Duffy (Pet-Res); Casey Kaiser (Pet-Res); Steven Kilpatrick (Res-Coa); Alan Olson (Res-App)

OCCD CA 09-10-2020 Attorney Change
Comment: Attorney Lindner withdrawn as counsel for Cree, Inc.

OCCD CA 09-03-2020 Notice of Appearance
Comment: Attorney Duffy as co-counsel for respondent per Notice of Appearance

OCCD CA 09-01-2020 Order
ORD that oral argument shall be held Thursday, October 1, 2020, at 9:30 a.m. Counsel will receive instructions from the Court the week of September 21, 2020 regarding the procedures for appearing remotely.
Comment: 9/1/20 Court Order

OCCD CA	07-16-2020	Submitted on Briefs
OCCD CA	02-13-2020	Briefs Received At State Law Library
OCCD CA	01-30-2020	Record and Briefs Sent to District 2
OCCD CA	01-30-2020	<p>Reply Brief Reply Brief - Derrick Palmer</p> <p>Filed By: Alan Olson</p> <p>Comment: Appellant Ack. of Filing - Reply Brief Cover Letter - Reply Brief</p>
OCCD CA	01-27-2020	<p>Brief of Amicus Curiae/Non-Party Brief of Amicus Curiae - Wisconsin Manufacturers and Commerce</p> <p>Filed By: Corydon Fish</p> <p>Comment: Wisconsin Manufacturers and Commerce Ack. of Filing - Brief of Amicus Curiae WMC Cover Letter - Brief of Amicus Curiae WMC</p>
OCCD CA	01-27-2020	<p>Reply Brief Reply Brief - LIRC</p> <p>Filed By: Anthony Russomanno</p> <p>Comment: Co-Appellant Ack. of Filing - Reply Brief of Co-Appellant Cover Letter - Reply Brief of Co-Appellant</p>
OCCD CA	01-16-2020	<p>Motion to Extend Time</p> <p>Filed By: Alan Olson Submit Date: 1-16-2020 Decision: (G) Grant Decision Date: 1-16-2020 ORD the motion is granted, time extended to January 27, 2020. Motion Response Filed By: Sheila Reiff Submit Date: 6-15-2021 See BRY event filed on 1-30-2020 Comment: Motion not signed; signed motion filed same day Court Order (1/16/20) Motion to Extend Time to File Palmer's Reply Brief</p>
OCCD CA	01-14-2020	<p>Motion to File Amicus/Non-Party Brief</p> <p>Filed By: Corydon Fish Submit Date: 1-14-2020 Decision: (G) Grant Decision Date: 1-16-2020 ORD that the motion for leave to file an amicus brief is granted; the Wisconsin Manufacturers and Commerce, Inc., may file an amicus curiae brief on or before January 27, 2020. Motion Response</p>

Filed By: Sheila Reiff
Comment: Wisconsin Manufacturers and Commerce Court Order (1/16/20) on Motion to File Amicus/Non-Party Brief Motion to File Amicus/Non-Party Brief

OCCD CA 01-09-2020 Motion to Extend Time
Filed By: Anthony Russomanno
Submit Date: 1-9-2020
Decision: (G) Grant
Decision Date: 1-10-2020
ORD the motion is granted, time extended to 1/27/20.
Motion Response
Filed By: Sheila Reiff
Submit Date: 6-15-2021
See BRY event filed on 1-27-2020
Comment: Court Order (1/10/20) Motion to Extend Time to File Reply Brief LIRC

OCCD CA 01-02-2020 Brief of Respondent(s)
[Brief of Respondent](#)
Filed By: Laura Lindner
Comment: Separate Appendix Ack. of Filing & Cover Letter - Brief of Respondent(s)

OCCD CA 12-02-2019 Brief & Appendix of Appellant(s)
[Brief of Appellant - Derrick Palmer](#)
Filed By: Alan Olson
Comment: Appellant. (2) Separate Appendices. Appendix Volume 1 to Brief of Appellant - Derrick Palmer Appendix Volume 2 to Brief of Appellant - Derrick Palmer Ack. of Filing & Cover Letters - Brief & Appx of Appellant(s)

OCCD CA 11-25-2019 Brief & Appendix of Appellant(s)
[Brief of Co-Appellant - LIRC](#)
Filed By: Anthony Russomanno
Comment: Co-Appellant Ack. of Filing & Cover Letter - Brief & Appx of Co-Appellant(s)

OCCD CA 10-30-2019 Motion for Miscellaneous Relief
Filed By: Anthony Russomanno
Submit Date: 10-30-2019
Decision: (G) Grant
Decision Date: 11-5-2019
ORD that the time to file the appellants' briefs is extended to November 25, 2019.
Motion Response
Filed By: Sheila Reiff
Comment: MXT to file both BAPs Court Order (11/5/19) Motion for Extension of Time to File Brief & Appx of Appellant(s)

OCCD CA 10-15-2019 Docketing Statement from Appellant
Comment: Appellant Docketing Statement from Appellant

OCCD CA	10-09-2019	Delinquency Motion
Filed By: Unassigned District 2 Submit Date: 10-9-2019 Decision: (O) Other Decision Date: 10-10-2019 ORD that by no later than October 17, 2019, counsel for the appellant shall file the docketing statement. If the docketing statement is not filed by this date, counsel will be fined \$25 per day for each day the docketing statement was not filed, retroactive to the date of this order. Wis. Stat. Rule 809.83(2). Counsel must submit payment of the accrued penalty when filing the docketing statement or the docketing statement will not be accepted for filing. See DSA event due on 9-9-2019 Comment: Court Order (10/10/19)		
OCCD CA	10-09-2019	Case to Proceed Under Regular Briefing Schedule
Comment: Case to proceed under RAP - Letter from Atty. Ryan		
OCCD CA	10-04-2019	Supplement to Record
Comment: 30-1 to 32-1, ELECTRONICALLY FILED Supplement to Record Filing Notice		
OCCD CA	09-30-2019	Record
Comment: 1-3 to 29-1 ELECTRONICALLY FILED Record Filing Notice		
OCCD CA	09-25-2019	Docketing Statement Submitted
Comment: co-appellant		
OCCD CA	09-25-2019	Notif. Sent - Filing of NOP & Ct. Rec.
Comment: Co- Notif. Sent - Filing of NOP & Ct. Rec.		
OCCD CA	09-25-2019	Fee Waived
Comment: for co-appeal, State appeal		
OCCD CA	09-25-2019	Notice of Additional/Amended/Other Appeal
Comment: Co- Notice of Addtl/Amended (Other) Appeal		
OCCD CA	09-18-2019	Docketing Statement from Appellant
Comment: Co-appellant Docketing Statement from Appellant		
OCCD CA	09-18-2019	Statement on Transcript
Filed By: Anthony Russomanno Status: Not Needed Comment: co-appellant Statement on Transcript		
OCCD CA	09-18-2019	Other Appeal Filed In Circuit Court
Comment: Co- Other Appeal Filed In Circuit Court		

WSCCA Case History

OCCD CA	09-17-2019	Fee Paid
Comment: Invoice No: 19203; Receipt No: 19R 002357		

OCCD CA	09-17-2019	Invoice Issued
Comment: Invoice No: 19203		

OCCD CA	09-10-2019	Statement on Transcript
Filed By: Alan Olson		
Status: Not Needed		
Comment: Statement on Transcript		

OCCD SC	09-09-2019	Order
IT IS ORDERED that unless within five days of the date of this order, the filing fee is received by the clerk of the court of appeals, the action will be subject to dismissal under rule 809.83.		
Comment: Court Order (9/9/19) Filing Fee		

OCCD CA	09-09-2019	Notif. Sent-Filing of NAP & Ct. Record
Comment: Notif. Sent-Filing of NAP & Ct. Record		

OCCD CA	09-09-2019	Court Order for Filing Fee Issued
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OCCD CA	09-09-2019	Delinquent
Comment: New due date of connected DSA: 9-16-2019 Delinquent Docketing Statement Order (9/9/19)		

OCCD CA	09-09-2019	Notice of Appeal & Circuit Court Docket Entries
Comment: Notice of Appeal & Court Record		

OCCD CA	09-04-2019	Notice of Appeal filed in Circuit Court
Comment: Notice of Appeal filed in circuit court		

OCCD CA	08-12-2019	Order of Circuit Court
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