

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. Marty S. Madeiros**

**Appeal Number 2021AP000405 - CR**

**Court of Appeals District 4**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	11-30-2022		Published Opinion Citation
		405 Wis. 2d 554		
OCCD	CA	11-30-2022		Published Opinion Citation
		983 N.W.2d 218		
OCCD	CA	11-30-2022		Opinion Ordered Unpublished
		Comment: Opinion Ordered Unpublished - Order		
OCCD	CA	11-30-2022		Remittitur
OCCD	CA	10-27-2022		<a href="#">Opinion/Decision</a>
		Judge Panel: Fitzpatrick, Graham, Nashold		
		Opinion: Opinion		
		Decision: Reversed and remanded Pages: 28		
		Written by: Graham, Rachel A.		
		Order Text: Judgment and order reversed and cause remanded for further proceedings.		
		Comment: Opinion/Decision		
OCCD	CA	07-29-2022		Briefs Sent to District
OCCD	CA	07-23-2022		Reply Brief
				<a href="#">Reply Brief</a>
		Filed By: Philip Brehm		
		Comment: *REPLACEMENT*		
OCCD	CA	07-13-2022		Brief of Respondent(s)
				<a href="#">Supplemental Brief of Respondent</a>
		Comment: *REPLACEMENT*		
OCCD	CA	06-08-2022		Motion to Extend Time

Filed By: Lisa Kumfer  
Submit Date: 6-8-2022  
Decision: (G) Grant  
Decision Date: 6-9-2022  
IT IS ORDERED that the time to file the respondent's brief is extended to July 15, 2022.  
See BRS event due on 7-15-2022

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OCCD CA 05-16-2022 Brief & Appendix of Appellant(s)  
[Brief of Appellant - Replacement](#)

Filed By: Philip Brehm

Comment: \*REPLACEMENT\* per 04-06-2022 Order

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OCCD CA 04-04-2022 Sealed Documents

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OCCD CA 04-04-2022 Record

Comment: RE-FILE ELECTRONICALLY FILED

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OCCD CA 04-04-2022 Hold Status

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OCCD CA 03-29-2022 Sua Sponte

Filed By: Unassigned District 4

Submit Date: 3-29-2022

Decision: (O) Other

Decision Date: 4-6-2022

IT IS ORDERED that the parties shall file replacement briefs, starting with the appellant. The appellants replacement brief shall be filed within forty days of the date of this order. The remaining replacement briefs shall be filed in accord with the usual times provided in WIS. STAT. RULE 809.19.

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OCCD CA 03-28-2022 Letter/Correspondence

Comment: Letter request for additional briefing

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OCCD CA 02-28-2022 Motion for Miscellaneous Relief

Filed By: Philip Brehm

Submit Date: 2-28-2022

Decision: (G) Grant

Decision Date: 3-1-2022

IT IS ORDERED that the time for the circuit court to comply with this courts remand order is hereby extended to March 21, 2022. On or before that date, the circuit court shall hold all necessary hearings, make findings on the record, and enter a written order with those findings.

IT IS FURTHER ORDERED that, if he has not done so already, Madeiross postconviction counsel shall immediately request all necessary transcripts of the proceedings on remand.

IT IS FURTHER ORDERED that the court reporter shall file and serve necessary copies of the transcript(s) on or before March 16, 2022.

IT IS FURTHER ORDERED that the clerk of the circuit court shall return the record to the clerk of this court within five days after the circuit court enters its written order and all necessary transcripts are filed. The record shall include any additional documents filed on remand.

IT IS FURTHER ORDERED that, if either party seeks additional briefing or additional relief in this court

following the remand, the party shall advise this court by motion within ten days of the date the record is returned to this court.

Comment: Motion to Extend Time for Trial Court to Comply with Remand Order

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OCCD CA 12-13-2021 Record Remanded to Circuit Court

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OCCD CA 12-13-2021 Order

IT IS ORDERED that this court retains jurisdiction over this appeal and remands the matter to the circuit court to address the issue outlined in this order. On or before March 1, 2022, the circuit court shall hold all necessary hearings, make findings on the record, and enter a written order with those findings.

IT IS FURTHER ORDERED that Madeiros's postconviction counsel shall be responsible for requesting all necessary transcripts of the proceedings on remand within five days of the completion of the proceedings.

IT IS FURTHER ORDERED that the court reporter shall file and serve necessary copies of the transcript(s) within 30 days of postconviction counsels request.

IT IS FURTHER ORDERED that the clerk of the circuit court shall return the record to the clerk of this court within five days after the circuit court enters its written order and all necessary transcripts are filed. The record shall include any additional documents filed on remand.

IT IS FURTHER ORDERED that, if either party seeks additional briefing or additional relief in this court following the remand, the party shall advise this court by motion within ten days of the date the record is returned to this court.

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OCCD CA 10-08-2021 Submitted on Briefs

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OCCD CA 08-30-2021 Record and Briefs Sent to District 4

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OCCD CA 08-30-2021 [Reply Brief](#)  
[Reply Brief](#)

Filed By: Philip Brehm

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OCCD CA 08-13-2021 [Brief of Respondent\(s\)](#)  
[Brief of Respondent](#)

Filed By: Lisa Kumfer

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OCCD CA 07-28-2021 Motion to Extend Time

Filed By: Lisa Kumfer

Submit Date: 7-28-2021

Decision: (G) Grant

Decision Date: 7-29-2021

IT IS ORDERED that the time to file the respondents brief is extended to August 17, 2021.

See BRS event due on 8-17-2021

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OCCD CA 06-25-2021 Motion to Extend Time

Filed By: Lisa Kumfer

Submit Date: 6-25-2021

Decision: (G) Grant

Decision Date: 6-29-2021

IT IS ORDERED that the time to file the respondents brief is extended to August 2, 2021.

See BRS event due on 8-2-2021

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OCCD CA	06-04-2021	Notice of Appearance
		Comment: Lisa Kumfer Notice of Appearance/Request for e filing
OCCD CA	06-02-2021	Brief & Appendix of Appellant(s) <a href="#">Brief of Appellant</a>
		Filed By: Philip Brehm
		Comment: Cover Letter - Brief & Appx of Appellant(s) Appendix - Brief of Appellant(s)
OCCD CA	05-25-2021	Motion to Extend Time
		Filed By: Philip Brehm
		Submit Date: 5-25-2021
		Decision: (G) Grant
		Decision Date: 5-26-2021
		IT IS ORDERED that the time to file the appellant's brief is extended to June 1, 2021.
		See BAP event due on 6-1-2021
		Comment: Motion to Extend Time (BAP)
OCCD CA	04-15-2021	Non-Electronic Record Item
OCCD CA	04-12-2021	Record
		Comment: 1-1 to 175-1 ELECTRONICALLY FILED
OCCD CA	03-15-2021	Motion for Miscellaneous Relief
		Filed By: Philip Brehm
		Submit Date: 3-15-2021
		Decision: (G) Grant
		Decision Date: 3-16-2021
		IT IS ORDERED that the time for the circuit court to decide the postconviction motion is hereby extended retroactively through March 3, 2021.
		Comment: Motion to extend time for deciding postconviction motion
OCCD CA	03-15-2021	Statement on Transcript
		Filed By: Philip Brehm
		Status: Prev. Filed
		Comment: Statement on Transcript
OCCD CA	03-10-2021	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	03-10-2021	Fee Waived
		Comment: SPD Appointed
OCCD CA	03-10-2021	Notice of Appeal & Circuit Court Docket Entries
		Comment: Notice of Appeal & Court Record (Transmittal)
OCCD CA	03-10-2021	X Transfer

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OCCD CA 03-03-2021 Order of Circuit Court

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OCCD CA 03-03-2021 Notice of Appeal filed in Circuit Court

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OCCD CA 07-03-2020 Mot. Extend Time to file NAP/PCM  
Filed By: Philip Brehm  
Submit Date: 7-3-2020  
Decision: (G) Grant  
Decision Date: 7-6-2020  
IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to August 21, 2020.  
Comment: 5th MXT to file NAP/PCM Order on MXT to file NAP/PCM

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OCCD CA 05-11-2020 Mot. Extend Time to file NAP/PCM  
Filed By: Philip Brehm  
Submit Date: 5-11-2020  
Decision: (G) Grant  
Decision Date: 5-13-2020  
IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to July 7, 2020.  
Comment: MXT to file NAP/PCM 05-13-20 Order

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OCCD CA 03-09-2020 Mot. Extend Time to file NAP/PCM  
Filed By: Philip Brehm  
Submit Date: 3-9-2020  
Decision: (G) Grant  
Decision Date: 3-10-2020  
ORD that the time to file a notice of appeal or postconviction motion is hereby extended to May 8, 2020.  
Comment: 03-10-20 Order MXT to file NAP/PCM

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OCCD CA 01-09-2020 Mot. Extend Time to file NAP/PCM  
Filed By: Joseph Ehmann  
Submit Date: 1-10-2020  
Decision: (G) Grant  
Decision Date: 1-14-2020  
ORD that the time to file a postconviction motion or notice of appeal is extended to sixty days from the date of this order.  
Comment: 01-14-20 Order MXT to file NAP/PCM

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OCCD CA 10-17-2019 Mot. Extend Time to file NAP/PCM  
Filed By: Ryan McNamara  
Submit Date: 10-17-2019  
Decision: (G) Grant  
Decision Date: 10-21-2019  
ORD that the time to file a postconviction motion or notice of appeal is extended to December 23, 2019.  
Comment: 10-17-19 Order MXT to file NAP/PCM

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OCCD CA 07-02-2019 Mot. Extend Time to appoint counsel & order trans.  
Filed By: Joseph Ehmann  
Submit Date: 7-2-2019

Decision: (G) Grant

Decision Date: 7-3-2019

IT IS ORDERED that the deadline for the state public defender to appoint postconviction counsel and to order transcripts is extended through June 20, 2019.

Comment: 07-03-19 Order MXT to appoint counsel & order trans.

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OCCD CA 06-20-2019

State Public Defender Order Appointing Counsel

Comment: Ryan McNamara Received SPD Appointment Order

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OCCD CA 04-18-2019

Mot. Extend Time to appoint counsel & order trans.

Filed By: Marty Madeiros

Submit Date: 4-18-2019

Decision: (G) Grant

Decision Date: 4-19-2019

ORD that the time to appoint counsel and request transcripts is extended to thirty days from the date of this order.

Comment: 04-19-19 Order MXT to appoint counsel & order trans.

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OCCD CA 12-10-2018

Judgment of Circuit Court

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