

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. Dale R. Neumann

### Appeal Number 2011AP001044 - CR

[CONSOLIDATED](#) - [List of Consolidated Cases](#)  
Supreme Court

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	11-07-2013		Letter/Correspondence Comment: From the U.S. Supreme Court Clerk's Office: petition for writ of certiorari denied 11/4/13.
OCCD	SC	08-07-2013		Remittitur
OCCD	SC	07-03-2013		Published Opinion Citation 348 Wis. 2d 455
OCCD	SC	07-03-2013		Published Opinion Citation 832 N.W.2d 560
OCCD	SC	07-03-2013		<a href="#">Opinion/Decision</a> Judge Panel: Abrahamson, Bradley, Crooks, Prosser, Roggensack, Ziegler, Gableman Opinion: Opinion Decision: Affirmed Pages: 71 Written by: Abrahamson, Shirley S. Prosser, David T. Jr. Wrote Dissenting Opinion 23 pages. Order Text: The judgments of conviction and orders denying postconviction relief are affirmed.
OCCD	SC	07-02-2013		Public Domain Citation Comment: PDC No: 2013 WI 58
OCCD	SC	12-04-2012		Oral Argument Comment: 2nd case, 9:45 a.m. Byron C. Lichstein atty for the Def-App (Leilani Neumann), Steven L. Miller atty for the Def-App (Dale Neumann); Maura F.J. Whelan atty for the Pla-Resp.
OCCD	SC	11-26-2012		Motion for Miscellaneous Relief Filed By: Steven Miller Submit Date: 11-28-2012 Decision: (G) Grant Decision Date: 11-28-2012 ORD that the motion is granted. Each defendant-appellant counsel shall have 12 1/2 minutes for main

argument and each defendant-appellant counsel shall have 5 minutes of rebuttal time at oral argument scheduled on December 4, 2012.

Comment: Request for each DEF-APP attorney to receive 5 minutes for rebuttal at oral argument (Atty. Lichstein joins request).

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OCCD SC 10-11-2012 Assigned for Oral Argument

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OCCD SC 09-26-2012 Motion for Miscellaneous Relief

Filed By: Byron Lichstein

Submit Date: 9-26-2012

Decision: (G) Grant

Decision Date: 9-26-2012

ORD that the motion is granted. Parties to be notified of the rescheduled date and time for oral argument in due course.

Comment: Motion to Adjourn Oral Argument Based on Counsel's Health

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OCCD SC 08-27-2012 Letter/Correspondence

Comment: Letter from AAG Whelan regarding questions concerning oral argument.

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OCCD SC 08-07-2012 Response

Comment: \*\*10 EXTRA COPIES OF CA BRIEFS FOR SC, unless standing on CA briefs, then need 17\*\*

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OCCD SC 07-31-2012 Assigned for Oral Argument

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OCCD CA 06-14-2012 Hold Status

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OCCD SC 06-13-2012 Court Changed to Supreme Court

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OCCD SC 05-01-2012 Certification Filed

Filed By: Unassigned District 3

Submit Date: 5-1-2012

Decision: (G) Grant

Decision Date: 6-13-2012

IT IS ORDERED the certification is granted. Briefs/statements 30/20/10, may stand on Court of Appeals briefs.

See DEC event filed on 5-1-2012

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OCCD CA 05-01-2012 [Opinion/Decision](#)

Judge Panel: Hoover, Peterson, Mangerson

Opinion: Certification

Decision: Certification Filed Pages: 8

Order Text: We certify these appeals to the Wisconsin Supreme Court to decide issues of statutory construction, constitutional rights and appropriate jury instructions for individuals charged with reckless homicide based on their choice to rely on prayer instead of medical treatment, resulting in their child's death. Judgment affirmed

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OCCD CA 02-21-2012 Submitted on Briefs

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OCCD CA	11-14-2011	Briefs Received At State Law Library
OCCD CA	11-08-2011	Record and Briefs Sent to District 3
OCCD CA	11-04-2011	Consolidated Case Comment: [2011AP001044, 2011AP001105]
OCCD CA	11-04-2011	Certificate of Filing by Mail Comment: BRY
OCCD CA	11-02-2011	Reply Brief <a href="#">Reply Brief</a>  Filed By: Steven Miller  Comment: On 8/7/12, rec'd 17 copies of CA briefs for SC.
OCCD CA	10-18-2011	Brief of Respondent(s) <a href="#">Brief of Respondent</a>  Filed By: Maura Whelan  Comment: Recd 17 copies of CA briefs for SC use 7-30-12
OCCD CA	10-17-2011	Motion to Extend Pages In Brief  Filed By: Maura Whelan Submit Date: 10-17-2011 Decision: (G) Grant Decision Date: 10-18-2011 ORD that the motions are granted and the briefs are accepted for filing. Comment: Motion for Word Enlargement
OCCD CA	08-08-2011	Motion to Extend Time  Filed By: Maura Whelan Submit Date: 8-9-2011 Decision: (G) Grant Decision Date: 8-10-2011 ORD that the time for filing the respondent's briefs is extended to 10/17/11. See BRS event due on 10-17-2011
OCCD CA	07-25-2011	Attorney Change Comment: Added AAG Whelan as counsel for plaintiff-respondent and withdrew AAG Weber.
OCCD CA	07-21-2011	Certificate of Filing by Mail Comment: BAP Brief
OCCD CA	07-19-2011	Brief & Appendix of Appellant(s) <a href="#">Brief of Appellant</a>

Filed By: Steven Miller

Comment: On 7/16/12, rec'd 17 copies of BAP for SC. Included with BAP was COM for 7/12/12.

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OCCD CA	06-29-2011	Motion to Consolidate
Filed By: Steven Miller Submit Date: 6-29-2011 Decision: (O) Other Decision Date: 6-30-2011 ORD that these appeals are consolidated for decision only. The appellants each retain full briefing rights and the State may file a separate respondent's brief in each case. FRO that to the extent the appellants seek permission to refer to and incorporate by reference portions of the other's brief, that request is denied. FRO that the appellants' respective briefs are due 7/19/11. Motion Response Filed By: Gregory Weber Submit Date: 6-29-2011 Comment: [2011AP001044, 2011AP001105] Joint Motion to Consolidate Appeals and Extend Time for Filing Brief		
OCCD CA	06-02-2011	Sealed Documents
Comment: SLD # 10 and 13; PSI #87		
OCCD CA	06-02-2011	Record
Comment: 1-28 to 119-1; Separate Box		
OCCD CA	05-10-2011	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	05-10-2011	Indigency Forms Sent
Filed By: Unassigned District 3 Submit Date: 5-24-2011 Decision: (G) Grant Decision Date: 5-24-2011 ORD court grants permission to proceed without payment of filing fee. Motion Response Filed By: Dale Neumann Submit Date: 5-24-2011		
OCCD CA	05-10-2011	X Transfer
OCCD CA	05-09-2011	Statement on Transcript
Filed By: Steven Miller Status: Prev. Filed		
OCCD CA	05-09-2011	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	05-05-2011	Notice of Appeal filed in Circuit Court
OCCD CA	04-27-2011	Order of Circuit Court

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OCCD CA 03-01-2011 Mot. Extend Time to Decide Postconviction Motion  
Filed By: Steven Miller  
Submit Date: 3-1-2011  
Decision: (G) Grant  
Decision Date: 3-3-2011  
ORD that the time for deciding the postconviction motion is extended to 4/30/11.

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OCCD CA 10-21-2010 Attorney Change

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OCCD CA 10-05-2010 Motion to Extend Time to File Transcript(s)  
Filed By: Pamela Bright  
Submit Date: 10-6-2010  
Decision: (G) Grant  
Decision Date: 10-7-2010  
ORD that the time for filing transcripts is extended to 10/30/10.

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OCCD CA 07-12-2010 Motion to Extend Time to File Transcript(s)  
Filed By: Pamela Bright  
Submit Date: 7-12-2010  
Decision: (G) Grant  
Decision Date: 7-13-2010  
ORD that the time for filing transcripts is extended to 9/10/10.

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OCCD CA 07-12-2010 Mot. Extend Time to file NAP/PCM  
Filed By: Marion Buckley  
Submit Date: 7-12-2010  
Decision: (O) Other  
Decision Date: 7-13-2010  
ORD that the time for filing transcripts is extended to 9/10/10.

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OCCD CA 05-17-2010 Mot. Extend Time to file NAP/PCM  
Filed By: Marion Buckley  
Submit Date: 5-17-2010  
Decision: (G) Grant  
Decision Date: 5-19-2010  
ORD that the time for ordering additional transcripts is extended to 5/12/10 to make timely the request made on that date. The time for filing a postconviction motion or notice of appeal will run from the date the additional transcripts are served.

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OCCD CA 03-15-2010 Miscellaneous Motion on XX-Case  
Filed By: Marion Buckley  
Submit Date: 3-15-2010  
Decision: (G) Grant  
Decision Date: 3-16-2010  
ORD that the motion is granted.

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OCCD CA 11-11-2009 Judgment of Circuit Court

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