

# Wisconsin Supreme Court and Court of Appeals Case Access

State v. D. C.

Appeal Number 2016AP002229

**CONFIDENTIAL**

**CONSOLIDATED** - [List of Consolidated Cases](#)

Court of Appeals District 1/4

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	05-09-2018		Remittitur
OCCD	SC	01-10-2018		Letter/Correspondence Comment: from ADA Kiefer advising State will not file formal response opposing PRE
OCCD	CA	01-09-2018		Attorney Change Comment: withdrew ADA Sara Waldschmidt-Desmet, added ADA Rebecca A. Kiefer as counsel for the State, 1/12/18 - rcvd. copy of ltr. via first class mail
OCCD	SC	01-02-2018		Fee Waived Comment: SPD appointed.
OCCD	SC	01-02-2018		Petition for Review Filed By: Jane Earle Submit Date: 1-11-2018 Decision: (D) Deny Decision Date: 5-8-2018 ORD that the petition for review is denied, without costs. Rebecca Grassl Bradley, J., did not participate.
OCCD	CA	12-20-2017		Published Opinion Citation 906 N.W.2d 184
OCCD	CA	12-20-2017		Published Opinion Citation 379 Wis. 2d 368
OCCD	CA	12-20-2017		Opinion Ordered Unpublished
OCCD	CA	11-30-2017		<a href="#">Opinion/Decision</a> Judge Panel: Kloppenburg

Opinion: Opinion  
Decision: Affirmed Pages: 8  
Order Text: Orders affirmed.

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OCCD CA	11-14-2017	Certificate of Filing by Mail
Comment: BRY-IB 11/13/17		

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OCCD CA	11-14-2017	Reply Brief
Filed By: Jane Earle		

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OCCD CA	11-01-2017	Briefs Received At State Law Library
Comment: Brief of Respondent		

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OCCD CA	10-30-2017	Brief of Respondent(s)
Filed By: 41218 (Waldschmidt-DeSmet, Sara)		

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OCCD CA	10-20-2017	Statement of Guardian ad Litem
Filed By: Michael J		
Comment: No BGL to be filed per Michael P. Jakus, Guardian Ad Litem		

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OCCD CA	10-20-2017	Motion to Extend Time
Filed By: 41218 (Waldschmidt-DeSmet, Sara)		
Submit Date: 10-20-2017		
Decision: (G) Grant		
Decision Date: 10-31-2017		
ORD that the time to file the State's brief is extended to 11/1/17.		
See BRS event due on 11-1-2017		

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OCCD CA	10-16-2017	Briefs Received At State Law Library
Comment: Brief & Appx of Appellant(s)		

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OCCD CA	10-10-2017	Certificate of Filing by Mail
Comment: BAP-IB 10/5/17		

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OCCD CA	10-10-2017	Record and Briefs Sent to District 4
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OCCD CA	10-10-2017	Brief & Appendix of Appellant(s)
Filed By: Jane Earle		
Comment: Appendix to Brief of Appellant(s)		

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OCCD CA	09-19-2017	Other Papers
Comment: D. C.'s copy of 9/12/17 REC ackn notice returned; removed from service list, represented by counsel and no longer NM appeal		

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OCCD CA 09-14-2017 Motion to Extend Time

Filed By: Jane Earle  
Submit Date: 9-14-2017  
Decision: (G) Grant  
Decision Date: 9-19-2017  
ORD that the time to file the appellant's brief is extended to 10/5/17.  
See BAP event due on 10-5-2017

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OCCD CA 09-14-2017 Statement on Transcript

Filed By: Jane Earle  
Status: Prev. Filed  
Comment: Amended (showing service of currently existing transcripts on other parties), pursuant to 6/15/17 CTO

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OCCD CA 09-14-2017 Hold Status

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OCCD CA 09-12-2017 Record  
Comment: RE-FILE; 1-13 to 76-1 (ELECTRONICALLY FILED)

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OCCD CA 09-05-2017 Order of Circuit Court

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OCCD CA 09-05-2017 Order of Circuit Court

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OCCD CA 06-28-2017 Motion for Miscellaneous Relief

Filed By: Jane Earle  
Submit Date: 6-28-2017  
Decision: (G) Grant  
Decision Date: 7-7-2017  
ORD that the time to file the postjudgment motion is extended to 7/20/17. The times for later acts remain as set in the June 15 order.  
Comment: MXT in which to file post-judgment motion in circuit court

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OCCD CA 06-15-2017 Record Remanded to Circuit Court

Comment: for postjudgment proceedings, pursuant to 6/15/17 CTO

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OCCD CA 06-15-2017 Opinion/Decision

Judge Panel: Kloppenburg  
Opinion: Court Order  
Decision: Procedural - Open Pages: 3  
Order Text: IT IS ORDERED that the no-merit report is rejected.  
IT IS FURTHER ORDERED that this appeal is remanded for postjudgment proceedings.  
IT IS FURTHER ORDERED that we retain jurisdiction of the appeal.  
IT IS FURTHER ORDERED that the appellant shall file the postjudgment motion within fourteen days of the date of this order. The circuit court shall decide the motion within sixty days after the filing of the postjudgment motion.  
IT IS FURTHER ORDERED that, if the appellant remains aggrieved following postjudgment proceedings, and is considering continuation of this appeal, the appellant shall request any transcripts within five days after the circuit courts decision. If no transcripts are being requested, the appellant should immediately advise the clerk of the circuit court of that fact. The court reporter shall file and serve

the transcripts within eleven days of the request. The clerk of the circuit court shall return the record to this court within five days after the last transcript is filed, or after the appellant advises the clerk that no transcripts will be ordered.

IT IS FURTHER ORDERED that, if the appellant remains aggrieved following postjudgment proceedings and intends to continue with this appeal, the time to file the appellants brief or no-merit report shall be eleven days after return of the record to this court.

IT IS FURTHER ORDERED that, if the appellant does not intend to continue with the appeal, a notice of voluntary dismissal must be filed within thirty days after the circuit courts decision.

IT IS FURTHER ORDERED that within eleven days of the date of this order, pursuant to WIS. STAT. RULE 809.107(5)(c), the appellant shall arrange to serve copies of the currently existing transcripts on other parties, and shall file an amended statement on transcript showing that this has been done.

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OCCD CA 06-12-2017 Additional No Merit Response From Attorney  
Comment: Supplemental No-Merit Report, or other response to 2/16/17 CTO; received copy by mail 6/15/17

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OCCD CA 04-26-2017 Motion to Extend Time  
Filed By: Jane Earle  
Submit Date: 4-26-2017  
Decision: (G) Grant  
Decision Date: 5-3-2017  
ORD that the time for appellant's counsel to respond to our order of 2/16/17, is extended to 6/12/17.  
See NMA event due on 6-12-2017

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OCCD CA 03-28-2017 State Public Defender Order Appointing Counsel  
Comment: Jane S. Earle

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OCCD CA 02-27-2017 Motion to Withdraw as Counsel  
Filed By: Christine Quinn  
Submit Date: 3-7-2017  
Decision: (G) Grant  
Decision Date: 3-13-2017  
ORD that within 15 days of the date of this order the SPD shall appoint replacement counsel.  
FRO that the time to file the supplemental no-merit report or other response to our order of 2/16/17, is extended to 30 days from the date that new counsel is appointed.  
Motion Response  
Filed By: Andrea C  
Submit Date: 3-8-2017

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OCCD CA 02-16-2017 Order  
ORD that within 30 days of the date of this order appellant's counsel shall file a supplemental no-merit report or otherwise respond as described above.  
See DAC event filed on 6-14-2017

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OCCD CA 01-19-2017 Response to No Merit Not Filed

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OCCD CA 12-19-2016 Transfer to District IV

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OCCD CA 12-19-2016 No Merit Submitted

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OCCD CA	12-19-2016	No Merit Report
Filed By: Christine Quinn		
OCCD CA	11-30-2016	Consolidated Case
Comment: [2016AP002229, 2016AP002230]		
OCCD CA	11-29-2016	Record
Comment: 1-13 to 59-1 (ELECTRONICALLY FILED)		
OCCD CA	11-28-2016	Motion to Consolidate
Filed By: Christine Quinn		
Submit Date: 11-29-2016		
Decision: (G) Grant		
Decision Date: 11-30-2016		
IT IS ORDERED that appeal Nos. 2016AP2229-NM and 2016AP2230-NM are consolidated for briefing and disposition purposes.		
Comment: [2016AP002230, 2016AP002229]		
OCCD CA	11-28-2016	Statement on Transcript
Filed By: Christine Quinn		
Status: Prev. Filed		
OCCD CA	11-18-2016	Fee Waived
Comment: SPD		
OCCD CA	11-18-2016	State Public Defender Order Appointing Counsel
OCCD CA	11-16-2016	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	11-16-2016	Termination of Parental Rights
OCCD CA	11-16-2016	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	11-16-2016	X Transfer
OCCD CA	11-14-2016	Notice of Appeal filed in Circuit Court
OCCD CA	07-21-2016	Motion to Extend Time to File Transcript(s)
Filed By: Shelley Bertermann Cutty		
Submit Date: 7-21-2016		
Decision: (G) Grant		
Decision Date: 7-27-2016		
IT IS ORDERED that the deadline for Court Reporter Bertermann to file transcripts in this matter is extended through September 6, 2016. See Wis. Stat. Rule 809.11(7) (2013-14).		
Comment: 2d		

OCCD CA 06-01-2016

Motion to Extend Time to File Transcript(s)

Filed By: Shelley Bertermann Cutty

Submit Date: 6-6-2016

Decision: (G) Grant

Decision Date: 6-8-2016

IT IS ORDERED that the time for filing the transcripts in this case is extended to July 11, 2016. See Wis. Stat. Rule 809.11(7) (2013-14).

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OCCD CA 03-18-2016

Order of Circuit Court

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