

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Luis C. Salinas

Appeal Number 2013AP002686 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	06-30-2016		Remittitur
OCCD	SC	05-26-2016		Published Opinion Citation
		369 Wis. 2d 9		
OCCD	SC	05-26-2016		Published Opinion Citation
		879 N.W.2d 609		
OCCD	SC	05-26-2016		Opinion/Decision
		Judge Panel: Roggensack, Abrahamson, Bradley, Prosser, Ziegler, Gableman, Bradley Opinion: Opinion Decision: Reversed Pages: 31 Written by: Bradley, Rebecca G. Abrahamson, Shirley S. Wrote Dissenting Opinion 20 pages. Bradley, Ann Walsh Joined Dissenting Opinion Order Text: The decision of the court of appeals is reversed.		
OCCD	SC	05-25-2016		Public Domain Citation
		Comment: PDC No: 2016 WI 44		
OCCD	SC	01-20-2016		Oral Argument
		Comment: 1st case, 9:45 a.m.: AAG Kathetrine Lloyd for Pla-Res-Pet, SPD Steven Grunder for Def-App		
OCCD	SC	12-21-2015		Briefs Received At State Law Library
OCCD	SC	11-23-2015		Assigned for Oral Argument
OCCD	SC	11-20-2015		Reply Brief-Supreme Court Reply Brief-Supreme Court
		Filed By: Katherine Lloyd		
OCCD	SC	11-09-2015		Motion to Extend Time

Filed By: Katherine Lloyd

Submit Date: 11-9-2015

Decision: (G) Grant

Decision Date: 11-10-2015

ORD that the motion is granted. Plaintiff-respondent-petitioner's reply brief shall be served and filed on or before 11/20/15.

See BR3 event due on 11-20-2015

OCCD SC 11-03-2015

Response Brief-Supreme Court
[Response Brief-Supreme Court](#)

Filed By: Steven Grunder

OCCD SC 10-28-2015

Response

Comment: 10 addl copies of CA briefs for SC

OCCD SC 10-14-2015

First Brief-Supreme Court
[First Brief-Supreme Court](#)

Filed By: Katherine Lloyd

Comment: Please note that the Trial Court Judge appealed from have been added to the cover of all briefs. Please include this information on all future briefs pursuant to Rule 809.19 (9)

OCCD SC 09-14-2015

Caption Amended

OCCD SC 09-14-2015

Court Changed to Supreme Court

OCCD CA 05-27-2015

Published Opinion Citation

865 N.W.2d 884

OCCD CA 05-27-2015

Published Opinion Citation

362 Wis. 2d 538

OCCD CA 05-27-2015

Opinion Ordered Unpublished

OCCD SC 05-21-2015

Fee Waived

Comment: Filed by State

OCCD SC 05-21-2015

Petition for Review

Filed By: Katherine Lloyd

Submit Date: 6-8-2015

Decision: (G) Grant

Decision Date: 9-14-2015

ORD that the petn for review is granted and that pursuant to Wis. Stat. (Rule) 809.62(6), the pla-res-pet may not raise or argue issues not set forth in the petition for review unless otherwise ordered by the court; and FRO that pursuant to Wis. Stat. (Rules) 809.62(6) and 809.63, within 30 days after the date of this order the pla-res-pet must file a brief in this court; that within 20 days of filing the def-app, Luis C. Salinas, must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the def-app, within 10 days of filing the pla-res-pet must file either a reply brief or a statement that no reply brief will be filed; and FRO that in any brief filed in this court the parties shall not incorporate by

reference any portion of their court of appeals' brief or petition for review or response; instead, any material in these documents upon which there is reliance should be restated in the brief filed in this court; and FRO that the first brief filed in this court must contain, as part of the appendix, a copy of the decision of the court of appeals in this case; and FRO that within 30 days after the date of this order, each party must provide the clerk of this court with 10 copies of the brief previously filed on behalf of that party in the court of appeals; and FRO that the allowance of costs, if any, in connection with the granting of the petition will abide the decision of this court on review. SHIRLEY S. ABRAHAMSON, J. Our November oral argument calendar has only one case scheduled. The possibility exists that no cases will be ready for the December oral argument calendar. At our September 9, 2015, closed conference dedicated to petitions for review, the court accepted more than 10 cases. Several grants were for unpublished per curiam decisions of the court of appeals. The Wisconsin Court of Appeals Internal Operating Procedures explains that per curiam opinions do not involve "new or unsettled questions of general importance." Other grants were for unpublished court of appeals opinions. According to Wis. Stat. 809.23(1)(b)6., a court of appeals opinion shall not be published if it has "no significant value as precedent." Only two grants were for published court of appeals opinions. The criteria for publication of court of appeals opinions appear in Wis. Stat. 809.23(1) and can be summarized as follows: the opinion makes a significant contribution to an understanding of the law of the state. I write to urge the court to keep in mind Attorney Michael S. Heffernan's cautionary comment at 23.14 in his book entitled Appellate Practice and Procedure in Wisconsin (6th ed. 2014): "[There is] considerable discrepancy in the quality of the petitions [the court] grants. To control its calendar [in fear of being inundated] the court may deny arguably meritorious petitions and then may end up granting petitions for little apparent reason other than filling its calendar.

Motion Response
 Filed By: Steven Grunder
 Submit Date: 6-8-2015

OCCD CA 04-21-2015 [Opinion/Decision](#)
 Judge Panel: Hoover, Stark, Hruz
 Opinion: Per Curiam
 Decision: Reversed and remanded Pages: 17
 Order Text: Judgment and order reversed and cause remanded

OCCD CA 11-11-2014 Submitted on Briefs

OCCD CA 10-06-2014 Briefs Received At State Law Library

OCCD CA 09-24-2014 Record and Briefs Sent to District 3

OCCD CA 09-19-2014 [Reply Brief](#)
[Reply Brief](#)
 Filed By: Steven Grunder
 Comment: received 10 copies of BRY for SC use. PS 10-13-2015

OCCD CA 09-15-2014 Motion to Extend Time
 Filed By: Steven Grunder
 Submit Date: 9-15-2014
 Decision: (G) Grant

Decision Date: 9-17-2014
ORD court grants extension to 9/22/14.
See BRY event due on 9-22-2014

OCCD CA 08-26-2014 Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: Katherine Lloyd

Comment: received 10 copies of BRS for SC use. PS 10-28-2015

OCCD CA 08-11-2014 Motion to Extend Time

Filed By: Katherine Lloyd

Submit Date: 8-12-2014

Decision: (G) Grant

Decision Date: 8-13-2014

ORD that the time for filing the respondent's brief is extended to 8/26/14.

See BRS event due on 8-26-2014

Comment: 2nd request

OCCD CA 07-11-2014 Motion to Extend Time

Filed By: Katherine Lloyd

Submit Date: 7-14-2014

Decision: (G) Grant

Decision Date: 7-15-2014

ORD that the time for filing the respondent's brief is extended to 8/11/14.

See BRS event due on 8-11-2014

OCCD CA 06-27-2014 Attorney Change

Comment: W/drew AAG Murphy, added AAG Lloyd as counsel for State per letter.

OCCD CA 06-19-2014 Attorney Change

Comment: W/drew AAG Weber, added AAG Murphy as counsel for State per letter.

OCCD CA 06-11-2014 Brief & Appendix of Appellant(s)
[Brief of Appellant](#)

Filed By: Steven Grunder

Comment: Appx to Brief of Appellant(s), received 10 copies of BAP for SC use. PS 10-13-2015

OCCD CA 06-04-2014 Supplement to Record

Comment: 143-6 to 153-1

OCCD CA 05-13-2014 Motion to Correct/Supplement Record

Filed By: Steven Grunder

Submit Date: 5-28-2014

Decision: (O) Other

Decision Date: 5-29-2014

ORD that the appellant's motion to supplement the record is granted. The clerk of the trial court shall immediately transmit the document by supplemental return. FRO that the time for filing the appellant's

brief is extended to 5 days from the date of the supplemental return.
Comment: MCR & MXT-BAP

OCCD CA 04-30-2014 Motion to Extend Time
Filed By: Steven Grunder
Submit Date: 5-1-2014
Decision: (G) Grant
Decision Date: 5-2-2014
IT IS ORDERED the time for filing the appellant's reply brief is extended to 05/14/14.
See BAP event due on 5-14-2014
Comment: 4th request

OCCD CA 04-16-2014 Motion to Extend Time
Filed By: Steven Grunder
Submit Date: 4-17-2014
Decision: (G) Grant
Decision Date: 4-18-2014
IT IS ORDERED the time for filing the appellant's brief is extended to 04/30/14.
See BAP event due on 4-30-2014
Comment: 3rd request

OCCD CA 03-26-2014 Motion to Extend Time
Filed By: Steven Grunder
Submit Date: 3-26-2014
Decision: (G) Grant
Decision Date: 4-1-2014
ORD that the time for filing the appellant's brief is extended to 4/16/14.
See BAP event due on 4-16-2014
Comment: 2nd

OCCD CA 03-13-2014 Other Papers
Comment: CRS filed by L. Koenig

OCCD CA 02-24-2014 Motion to Extend Time
Filed By: Steven Grunder
Submit Date: 2-25-2014
Decision: (G) Grant
Decision Date: 2-26-2014
ORD that the time for filing the appellant's brief is extended to 3/26/14.
See BAP event due on 3-26-2014

OCCD CA 01-29-2014 Supplement to Record
Comment: 138-1 to 142-1

OCCD CA 01-15-2014 Record
Comment: 1-3 to 138-1, PSI #86

OCCD CA 12-10-2013 Statement on Transcript
Filed By: Steven Grunder

Status: Prev. Filed

OCCD CA	12-09-2013	Notif. Sent-Filing of NAP & Ct. Record
---------	------------	--

OCCD CA	12-09-2013	Fee Waived
	Comment: Filed by SPD	

OCCD CA	12-09-2013	Notice of Appeal & Circuit Court Docket Entries
---------	------------	---

OCCD CA	12-09-2013	X Transfer
---------	------------	------------

OCCD CA	12-04-2013	Notice of Appeal filed in Circuit Court
---------	------------	---

OCCD CA	11-04-2013	Mot. Extend Time to file NAP/PCM
	Filed By: Steven Grunder	
	Submit Date: 11-4-2013	
	Decision: (G) Grant	
	Decision Date: 11-6-2013	
	ORD that the time for filing a postconviction motion or notice of appeal is extended to 12/4/13.	
	Comment: 6th request	

OCCD CA	10-14-2013	Mot. Extend Time to file NAP/PCM
	Filed By: Steven Grunder	
	Submit Date: 10-14-2013	
	Decision: (G) Grant	
	Decision Date: 10-16-2013	
	ORD that the time for filing a postconviction motion or notice of appeal is extended to 11/4/13.	
	Comment: 5th request	

OCCD CA	09-13-2013	Mot. Extend Time to file NAP/PCM
	Filed By: Steven Grunder	
	Submit Date: 9-16-2013	
	Decision: (G) Grant	
	Decision Date: 9-17-2013	
	ORD that the time for filing a postconviction motion or notice of appeal is extended to 10/14/13.	
	Comment: 4th request	

OCCD CA	08-01-2013	Mot. Extend Time to file NAP/PCM
	Filed By: Steven Grunder	
	Submit Date: 8-2-2013	
	Decision: (G) Grant	
	Decision Date: 8-5-2013	
	ORD that the time for filing a postconviction motion or notice of appeal is extended to 9/13/13.	
	Comment: 3rd request	

OCCD CA	06-03-2013	Mot. Extend Time to file NAP/PCM
	Filed By: Steven Grunder	
	Submit Date: 6-4-2013	

WSCCA Case History

Decision: (G) Grant

Decision Date: 6-5-2013

ORD that the time for filing a postconviction motion or notice of appeal is extended to 8/2/13.

Comment: 2nd request

OCCD CA 04-02-2013

Mot. Extend Time to file NAP/PCM

Filed By: Steven Grunder

Submit Date: 4-3-2013

Decision: (G) Grant

Decision Date: 4-4-2013

ORD that the time for filing a postconviction motion or notice of appeal is extended to 6/3/13.

OCCD CA 05-22-2012

Judgment of Circuit Court
