

Wisconsin Supreme Court and Court of Appeals Case Access

State v. T. R. D.

Appeal Number 2016AP001413

CONFIDENTIAL

Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	03-14-2017		Remittitur
OCCD	SC	12-28-2016		Statement of Guardian ad Litem Filed By: Christie C Comment: GAL Christie advises she will not file formal response to petition for review Statement of Guardian ad Litem
OCCD	CA	12-21-2016		Published Opinion Citation 890 N.W.2d 49
OCCD	CA	12-21-2016		Published Opinion Citation 372 Wis. 2d 834
OCCD	CA	12-21-2016		Opinion Ordered Unpublished
OCCD	CA	12-20-2016		Letter/Correspondence Comment: Letter response rcv'd from State re will not file formal response to PRE; 12/27/16 - rcvd. copy of ltr. via first class mail
OCCD	SC	12-15-2016		Petition for Review Filed By: Gregory Bates Submit Date: 12-28-2016 Decision: (D) Deny Decision Date: 3-13-2017 ORD that the petition for review is denied, without costs.
OCCD	CA	11-29-2016		Opinion/Decision Judge Panel: Brash Opinion: Opinion Decision: Affirmed Pages: 18 Order Text: Order affirmed

OCCD CA	10-10-2016	No Brief to Be Filed
Comment: Atty. Bates advises def-applnt will not file reply brief		
OCCD CA	10-03-2016	Statement of Guardian ad Litem
Comment: GAL Christie will not file brief, adopts all arguments of the State		
OCCD CA	09-30-2016	Briefs Received At State Law Library
Comment: Brief of Respondent(s)		
OCCD CA	09-27-2016	Brief of Respondent(s)
Filed By: Matthew Westphal		
OCCD CA	09-23-2016	Briefs Received At State Law Library
Comment: Brief of Appellant(s)		
OCCD CA	09-21-2016	Record and Briefs Sent to District 1
Comment: OK to transmit, record/supplement are filed electronically		
OCCD CA	09-14-2016	Other Papers
Comment: Notice that no amended opening brief will be filed from Atty. Bates.		
OCCD CA	09-14-2016	Hold Status
OCCD CA	09-14-2016	Supplement to Record
Comment: ELECTRONICALLY FILED; 96-3 to 100-1		
OCCD CA	09-12-2016	Statement on Transcript
Filed By: Gregory Bates		
Status: Ordered		
Comment: Supplemental 8/24/16 rcvd. SRT ordering 7/28/15 transcript, not signed by court reporter, phone call to Atty. Bates 8/26/16		
OCCD CA	09-09-2016	Transcript filed in Circuit Court
OCCD CA	09-09-2016	Notice of Reporter RE: Filing of Transcript(s)
Court Reporter Name: (Roberts, Erin)		
Comment: 9/14/16 - CRS: CR Kempfer files/serves 7/28/15 transcript		
OCCD CA	08-26-2016	Sua Sponte
Filed By: Unassigned District 1		
Submit Date: 8-29-2016		
Decision: (O) Other		
Decision Date: 8-29-2016		
ORD that, no later than September 7, 2016, appellate counsel for T.R.D. shall file a statement on transcript signed by the court reporter. The signed statement shall confirm the arrangements for		

preparation, filing, and service of the missing transcript, and shall state the date by which the court reporter must file and serve the transcript.

FRO that the clerk of this court shall accept T.R.D.'s brief and appendix for filing after redacting the court's file copy as set forth above.

FRO that, pursuant to our order of August 17, 2016, the State's deadline for filing a respondent's brief remains stayed until the supplemental record is transmitted to this court and T.R.D. files and serves an amended brief of a statement that an amended brief is not required.

Comment: accept BAP breaks confidentiality in appendix

OCCD CA 08-26-2016 Brief & Appendix of Appellant(s)
Filed By: Gregory Bates

Comment: Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence. Please note that corrections have been made to the brief appendix to maintain confidentiality; see Rule 809.81(8). Appx to Brief of Appellant(s)

OCCD CA 08-15-2016 Motion for Miscellaneous Relief
Filed By: Gregory Bates
Submit Date: 8-15-2016
Decision: (O) Other
Decision Date: 8-17-2016

IT IS ORDERED that T.R.D. shall, within five business days after this order, file and serve an appellate brief addressing the issues presented by the available record. IT IS FURTHER ORDERED that T.R.D. shall, within five business days after this order, request preparation of any outstanding transcripts in this matter, file a supplemental statement on transcript in this court, and file a copy of the supplemental statement on transcript in the circuit court. IT IS FURTHER ORDERED that the clerk of circuit court shall, within three business days after the court reporter files and serves any transcript described in the supplemental statement on transcript, transmit such transcripts to the clerk of this court by supplemental return. IT IS FURTHER ORDERED that, within fifteen days after the supplemental return is filed in this court, T.R.D. shall file and serve an amended opening brief that incorporates any issues raised by the newly-available transcript or, by that same deadline, file and serve a statement that an amended brief is not required and that T.R.D. relies on the original brief submitted pursuant to this order. IT IS FURTHER ORDERED that the States briefing deadline is stayed and the States briefing period shall not begin to run until T.R.D. files and serves an amended brief or a statement that an amended brief is not required, and that further briefing shall proceed in accordance with the rules of appellate procedure.

Comment: hold briefing/ file additional transcript

OCCD CA 08-10-2016 Motion to Extend Time
Filed By: Gregory Bates
Submit Date: 8-11-2016
Decision: (G) Grant
Decision Date: 8-12-2016

ORD that the deadline for T.R.D. to file an appellate brief and appendix is extended through August 15, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

See BAP event due on 8-15-2016

OCCD CA 07-26-2016 Record
Comment: 1-18 to 95-1 (ELECTRONICALLY FILED)

OCCD CA 07-18-2016 Fee Waived
Comment: SPD Appointed

OCCD CA	07-18-2016	State Public Defender Order Appointing Counsel Comment: for Atty. Gregory Bates
OCCD CA	07-18-2016	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	07-18-2016	Statement on Transcript Filed By: Gregory Bates Status: Prev. Filed
OCCD CA	07-18-2016	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	07-18-2016	X Transfer
OCCD CA	07-12-2016	Notice of Appeal filed in Circuit Court
OCCD CA	06-13-2016	Other Papers Comment: CRS: CR Kempfer files transcripts 6/10/16
OCCD CA	06-01-2016	Response Comment: due from Ct. Reporter Erin Kempfer either explaining why transcripts have not been filed and counsel's inquires have not been answered, or a statement that transcripts have been filed with the clerk of the circuit court and copies provided to the parties.
OCCD CA	05-23-2016	Order IT IS ORDERED that Court Reporter Erin Kempfer shall file a response to the motion to compel no later than June 1, 2016, explaining why she has not filed the transcripts and responded to counsel's inquiries. In the alternative, Kempfer may file the transcripts with the clerk of circuit court and provide copies to the parties by June 1, 2016, informing this court by June 1, 2016, that she has done so.
OCCD CA	05-19-2016	Motion to Compel Production/Service of Transcripts Filed By: Gregory Bates Submit Date: 5-20-2016 Decision: (O) Other Decision Date: 6-6-2016 ORD that the deadline for filing and serving the transcripts is extended until June 10, 2016. FRO that the motion to compel is denied. Motion Response Filed By: Erin Roberts Submit Date: 6-1-2016 Comment: and MXT to file transcripts
OCCD CA	12-01-2015	Order of Circuit Court