

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Westley D. Whitaker

Appeal Number 2020AP000029 - CR

Supreme Court

CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity |
|--------|-------|--|----------------------|---|
| OCCD | SC | 08-23-2022 | | Remittitur |
| OCCD | SC | 07-05-2022 | | Published Opinion Citation |
| | | 402 Wis. 2d 735 | | |
| OCCD | SC | 07-05-2022 | | Published Opinion Citation |
| | | 976 N.W.2d 304 | | |
| OCCD | SC | 07-05-2022 | | Opinion/Decision |
| | | Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Affirmed Pages: 15 Written by: Karofsky, Jill Roggensack, Patience Drake Wrote Concurring Opinion 5 pages. Ziegler, Annette K. Joined Concurring Opinion Bradley, Rebecca Grassl Wrote Concurring Opinion 9 pages. Hagedorn, Brian K. Wrote Concurring Opinion 1 pages. Order Text: The decision of the court of appeals is affirmed. Comment: Opinion/Decision - Supreme Court | | |
| OCCD | SC | 07-01-2022 | | Public Domain Citation |
| | | Comment: PDC No: 2022 WI 54 | | |
| OCCD | SC | 12-09-2021 | | Oral Argument |
| | | Comment: 1st case; 9:45 a.m. (in the State Capitol). Christopher Michael Zachar for Defendant-Appellant-Petitioner. Daniel J O'Brien for Plaintiff-Respondent. | | |
| OCCD | SC | 10-15-2021 | | Assigned for Oral Argument |
| OCCD | SC | 09-10-2021 | | Reply Brief-Supreme Court |
| | | | | Reply Brief - Supreme Court |
| | | Filed By: Christopher Zachar | | |

OCCD SC 08-27-2021

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

Filed By: 10264 (O'Brien, Daniel)

OCCD SC 07-22-2021

Motion to Extend Time

Filed By: 10264 (O'Brien, Daniel)

Submit Date: 7-23-2021

Decision: (G) Grant

Decision Date: 8-2-2021

IT IS ORDERED that the motion is granted. Plaintiff-respondent's response brief shall be served and filed on or before September 2, 2021.

See BR2 event due on 9-2-2021

Comment: Motion to Extend Time (BR2); Cover Letter to Motion to Extend Time (BR2)

OCCD SC 07-14-2021

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

Filed By: Christopher Zachar

Comment: Appendix to First Brief-Supreme Court

OCCD SC 06-18-2021

Letter/Correspondence

Comment: From AG O'Brien; Cover letter for 10 copies of brief and supplemental appendix of the plaintiff-respondent brief

OCCD SC 06-16-2021

Caption Amended

OCCD SC 06-16-2021

Court Changed to Supreme Court

OCCD CA 04-19-2021

Final Publication

OCCD CA 03-31-2021

Published Opinion Citation

396 Wis. 2d 557

OCCD CA 03-31-2021

Published Opinion Citation

957 N.W.2d 561

OCCD CA 03-31-2021

Opinion Ordered Published

Comment: Opinion Ordered Published

OCCD CA 03-31-2021

Public Domain Citation

Comment: PDC No: 2021 WI App 17

OCCD SC 02-23-2021

Fee Paid

Comment: Receipt No: 21R 000426

OCCD CA 02-23-2021

Fee Paid

OCCD SC 02-23-2021

Petition for Review
[Response to Petition for Review](#)
[Petition for Review](#)

Filed By: Christopher Zachar

Submit Date: 3-10-2021

Decision: (G) Grant

Decision Date: 6-16-2021

ORD that the petition for review is granted as to issues one and two only. Briefing 30/20/10

Motion Response

Filed By: 10264 (O'Brien, Daniel)

Submit Date: 3-10-2021

Motion Response

Filed By: 10264 (O'Brien, Daniel)

Submit Date: 3-10-2021

Comment: Response to Petition for Review Cover Letter - Response to Petition for Review 6/16/21 CTO

OCCD CA 02-04-2021

[Opinion/Decision](#)

Judge Panel: Kloppenburg, Blanchard, Nashold

Opinion: Opinion

Decision: Affirmed Pages: 38

Written by: Blanchard, Brian

Order Text: Judgment and order affirmed.

Comment: Opinion/Decision

OCCD SC 10-29-2020

Briefs Received At State Law Library

OCCD CA 10-16-2020

Submitted on Briefs

OCCD CA 10-01-2020

Briefs Received At State Law Library

OCCD CA 09-16-2020

Record and Briefs Sent to District 4

OCCD CA 09-16-2020

Reply Brief
[Reply Brief](#)

Filed By: Christopher Zachar

Comment: 06-28-2021: Received 10 copies of CA reply brief for SC use. Ack filing of Reply Brief & Cover Letter

OCCD CA 08-10-2020

Motion to Extend Time

Filed By: Christopher Zachar

Submit Date: 8-10-2020

Decision: (G) Grant

Decision Date: 8-11-2020

IT IS ORDERED that the time to file the reply brief is extended to September 18, 2020.

See BRY event due on 9-18-2020

Comment: Motion to Extend Time (BRY); 8/11/20 CTO (MXT); Motion to Extend Time

OCCD CA 08-03-2020 Certificate of Filing by Mail
Comment: RE: Respondent's Brief and Supplemental Appendix, Mailed 7-30-2020, Copies (10).

OCCD CA 08-03-2020 [Brief of Respondent\(s\)](#)
[Brief of Respondent](#)
Filed By: 10264 (O'Brien, Daniel)
Comment: Ack filing of Brief of Respondent, Cvr Ltr & COM Ltr from Atty Zachar re: additional copies of CA briefs

OCCD CA 07-13-2020 Motion to Extend Time
Filed By: 10264 (O'Brien, Daniel)
Submit Date: 7-14-2020
Decision: (G) Grant
Decision Date: 7-16-2020
IT IS ORDERED that the time to file the respondent's brief is extended to July 30, 2020.
See BRS event due on 7-30-2020
Comment: Motion to Extend Time (BRS, 2nd) 07-16-20 Order Motion to Extend Time

OCCD CA 06-18-2020 Motion to Extend Time
Filed By: 10264 (O'Brien, Daniel)
Submit Date: 6-18-2020
Decision: (G) Grant
Decision Date: 6-23-2020
ORD that the time to file the respondent's brief is extended to July 15, 2020.
See BRS event due on 7-15-2020
Comment: Motion to Extend Time 06-23-20 Order Motion to Extend Time

OCCD CA 05-28-2020 Notice of Appearance
Comment: AG O'Brien for State Notice of Appearance filed by O'Brien

OCCD CA 05-13-2020 [Brief & Appendix of Appellant\(s\)](#)
[Brief of Appellant](#)
Filed By: Christopher Zachar
Comment: Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence. Appendix to Brief of Appellant(s) 06-28-2021: Received 10 copies of CA appellant's brief for SC use. Ack Filing of Brief of Appellant, Cvr Ltr & COM Ack filing of Brief of Appellant & Cover Letter

OCCD CA 03-16-2020 Motion to Extend Time
Filed By: Christopher Zachar
Submit Date: 3-16-2020
Decision: (G) Grant
Decision Date: 3-17-2020
ORD that the time to file the appellant's brief is extended to May 13, 2020.
See BAP event due on 5-13-2020
Comment: 03-17-20 Order Motion to Extend Time

OCCD CA 02-10-2020 Sealed Documents

| | | |
|--|------------|---|
| OCCD CA | 02-10-2020 | Record |
| Comment: 1-6 to 63-1 ELECTRONICALLY FILED Ack Filing of CC Record | | |
| OCCD CA | 02-04-2020 | Notice of Reporter RE: Filing of Transcript(s) |
| Court Reporter Name: (Rojas, Beverly) | | |
| Comment: CRS NOT FILED; Final transcript filed in CC 1/21/20 | | |
| OCCD CA | 02-03-2020 | Other Papers |
| Comment: Notice of Compilation of Record from Vernon County Deputy Clerk A. Hanson Notice of Compilation | | |
| OCCD CA | 01-22-2020 | Other Papers |
| Comment: CRS; From Susan M. Veres, CR; Transcripts for proceedings on 2/26/18, 4/11/18, 10/3/18, 12/7/18, 4/18/19, and 7/2/19 have been filed with the Vernon County Circuit Court on 01/21/20 CRS | | |
| OCCD CA | 01-21-2020 | Transcript filed in Circuit Court |
| OCCD CA | 01-16-2020 | Fee Paid |
| Comment: Invoice No: 19331; Receipt No: 20R 000125 | | |
| OCCD CA | 01-16-2020 | Invoice Issued |
| Comment: Invoice No: 19331 | | |
| OCCD CA | 01-13-2020 | Statement on Transcript |
| Filed By: Christopher Zachar | | |
| Status: Ordered | | |
| Comment: Statement on Transcript | | |
| OCCD CA | 01-06-2020 | Court Order for Filing Fee Issued |
| Comment: Court Order for Filing Fee Issued | | |
| OCCD CA | 01-06-2020 | Notif. Sent-Filing of NAP & Ct. Record |
| Comment: Notif. Sent-Filing of NAP & Ct. Record | | |
| OCCD CA | 01-06-2020 | X Transfer |
| OCCD CA | 01-02-2020 | Notice of Appeal & Circuit Court Docket Entries |
| Comment: Notice of Appeal & Court Record | | |
| OCCD CA | 12-30-2019 | Order of Circuit Court |
| OCCD CA | 12-30-2019 | Notice of Appeal filed in Circuit Court |

Comment: Notice of Appeal filed in circuit court

OCCD CA 11-08-2019

Mot. Extend Time to Decide Postconviction Motion

Filed By: Christopher Zachar

Submit Date: 11-8-2019

Decision: (G) Grant

Decision Date: 11-14-2019

ORD that the time to decide the postconviction motion is extended to January 10, 2020.

Comment: 11-14-19 Order MXT to Decide Postconviction Motion

OCCD CA 08-22-2019

Mot. Extend Time to Decide Postconviction Motion

Filed By: Christopher Zachar

Submit Date: 8-22-2019

Decision: (G) Grant

Decision Date: 8-23-2019

ORD that the time for the circuit court to decide the defendant's postconviction motion is extended to November 15, 2019.

Comment: 08-23-19 Order MXT to Decide Postconviction Motion

OCCD CA 04-18-2019

Judgment of Circuit Court
