

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. Brandon M. Melton

### Appeal Number 2011AP001770 - CR

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

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	08-16-2013		Remittitur
OCCD	SC	07-11-2013		Published Opinion Citation
		349 Wis. 2d 48		
OCCD	SC	07-11-2013		Published Opinion Citation
		834 N.W.2d 345		
OCCD	SC	07-11-2013		<a href="#">Opinion/Decision</a>
		Judge Panel: Abrahamson, Bradley, Crooks, Prosser, Roggensack, Ziegler, Gableman Opinion: Opinion Decision: Reversed Pages: 31 Written by: Prosser, David T. Jr. Abrahamson, Shirley S. Joined Concurring Opinion Ziegler, Annette K. Wrote Concurring Opinion 1 pages. Bradley, Ann Walsh Joined Concurring Opinion Order Text: The decision of the court of appeals is reversed.		
OCCD	SC	07-10-2013		Public Domain Citation
		Comment: PDC No: 2013 WI 65		
OCCD	SC	03-14-2013		Oral Argument
		Comment: 2nd case, 9:45 a.m.; AAG Jacob Wittwer for Pla-Res-Pet; Atty Kevin M Gaertner for Def-App		
OCCD	SC	02-08-2013		Letter/Correspondence
		Comment: From CJP, Clerk's Office, notifying counsel of rescheduled oral argument from March 13th to March 14th. cjp		
OCCD	SC	02-06-2013		Briefs Received At State Law Library
OCCD	SC	01-17-2013		Assigned for Oral Argument

OCCD SC	01-17-2013	Reply Brief-Supreme Court <a href="#">Reply Brief-Supreme Court</a>
Filed By: Jacob Wittwer		
OCCD SC	01-08-2013	Response
Comment: **10 EXTRA COPIES OF CA BRIEFS FOR SC **		
OCCD SC	01-03-2013	Certificate of Filing by Mail
Comment: BR2		
OCCD SC	01-03-2013	Response Brief-Supreme Court <a href="#">Response Brief-Supreme Court</a>
Filed By: Kevin Gaertner		
OCCD SC	12-14-2012	First Brief-Supreme Court <a href="#">First Brief-Supreme Court</a>
Filed By: Jacob Wittwer Comment: Appx to First Brief-Supreme Court		
OCCD SC	11-14-2012	Caption Amended
OCCD SC	11-14-2012	Court Changed to Supreme Court
OCCD CA	09-07-2012	Final Publication
OCCD CA	08-29-2012	Published Opinion Citation
343 Wis. 2d 784		
OCCD CA	08-29-2012	Published Opinion Citation
820 N.W.2d 487		
OCCD CA	08-29-2012	Opinion Ordered Published
OCCD CA	08-29-2012	Public Domain Citation
Comment: PDC No: 2012 WI App 95		
OCCD SC	08-16-2012	Fee Waived
Comment: Filed by State		
OCCD SC	08-16-2012	Petition for Review
Filed By: Jacob Wittwer Submit Date: 8-31-2012 Decision: (G) Grant Decision Date: 11-14-2012		

IT IS ORDERED the petition for review is granted. Briefs/statements 30/20/10.  
Motion Response  
Filed By: Kevin Gaertner  
Submit Date: 8-31-2012  
Comment: 08/30/12, Rec'd Response

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OCCD CA 07-17-2012 Errata Issued

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OCCD CA 07-17-2012 [Opinion/Decision](#)

Judge Panel: Brennan, Kessler, Curley  
Opinion: Opinion  
Decision: Reversed Pages: 11  
Written by: Brennan, Kitty K.  
Order Text: Order reversed "ERRATA ISSUED 07/17/2012"

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OCCD CA 05-08-2012 Submitted on Briefs

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OCCD CA 03-14-2012 Briefs Received At State Law Library

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OCCD CA 03-01-2012 Record and Briefs Sent to District 1

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OCCD CA 02-29-2012 Certificate of Service  
Comment: BRY

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OCCD CA 02-29-2012 Certificate of Filing by Mail  
Comment: BRY

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OCCD CA 02-29-2012 Reply Brief  
[Reply Brief](#)

Filed By: Kevin Gaertner  
Comment: RECD 10 copies of CA brief for SC use 12-4-12.

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OCCD CA 02-14-2012 Motion to Extend Time

Filed By: Kevin Gaertner  
Submit Date: 2-14-2012  
Decision: (G) Grant  
Decision Date: 2-16-2012  
ORD that the deadline for Melton to file his brief is extended through February 29, 2012. See WIS. STAT. RULE 809.82(2)(a) (2009-10).  
See BRY event due on 2-29-2012

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OCCD CA 01-31-2012 Brief of Respondent(s)  
[Brief of Respondent\(s\)](#)

Filed By: Jacob Wittwer  
Comment: RECD 10 copies of CA brief for SC use 12-4-12.

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OCCD CA	01-03-2012	Transfer to District I
OCCD CA	12-29-2011	Certificate of Filing by Mail
	Comment: For BAP filed 12/29/2011	
OCCD CA	12-29-2011	Brief & Appendix of Appellant(s) <a href="#">Brief of Appellant</a>
	Filed By: Kevin Gaertner	
	Comment: Please note that of one of the Trial Court Judges appealed from has been corrected and added to the cover of all briefs. Please Include this information on all future briefs pursuant to rule 809.19 (9). RECD 10 copies of CA brief for SC use 12-4-12. Appx of Appellant(s)	
OCCD CA	12-14-2011	Attorney Change
	Comment: AAG Jacob J. Wittwer for AAG James Freimuth per letter notice of appearance	
OCCD CA	12-12-2011	Motion to Extend Time
	Filed By: Kevin Gaertner	
	Submit Date: 12-12-2011	
	Decision: (G) Grant	
	Decision Date: 12-13-2011	
	ORD that the time for the appellant to file an appellant's brief is extended to 12/29/11. See Wis. Stat. Rule 809.82(2)(a) (2009-10).	
	See BAP event due on 12-29-2011	
OCCD CA	10-21-2011	Motion to Extend Time
	Filed By: Kevin Gaertner	
	Submit Date: 10-24-2011	
	Decision: (O) Other	
	Decision Date: 11-3-2011	
	ORD appellant's brief and appendix is not due until thirty-eight days from the date of this order. See WIS. STAT. RULES 809.14(3) AND 809.19(1).	
	See BAP event due on 10-24-2011	
OCCD CA	09-29-2011	Order
	ORD that by 10/10/11, Attorney Kevin Michael Gaertner shall file the jurisdictional memorandum required by the 9/14/11 order; if the required memorandum is not filed, the appeal will be dismissed pursuant to Wis. Stat. Rule 809.83(2).	
	See MJR event filed on 9-14-2011	
OCCD CA	09-14-2011	Jurisdiction Check
	Filed By: Unassigned District 2	
	Submit Date: 9-27-2011	
	Decision: (O) Other	
	Decision Date: 11-3-2011	
	ORD that this court has jurisdiction over this appeal.	
	FRO that Melton has not waived his right to challenge the trial court's order regarding the PSI on appeal.	
	Motion Response	

Filed By: Kevin Gaertner

Submit Date: 10-11-2011

Motion Response

Filed By: James Freimuth

Submit Date: 10-14-2011

This motion contains court order(s).

Comment: Memos 7/7; Appellant's memo due 10/10/11 or dismissal per 9/29/11 CTO; 10/7/11 rcvd. faxed copy; submit when copies rcvd. in mail

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OCCD CA	09-12-2011	Sealed Documents
	Comment: PSI #14, 22, SLD #17	

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OCCD CA	09-12-2011	Record
	Comment: 1-2 TO 54-1, PSI #14, 22, SLD #17	

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OCCD CA	08-24-2011	Statement on Transcript
	Filed By: Kevin Gaertner	
	Status: Prev. Filed	

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OCCD CA	08-05-2011	Consolidated Case
	Comment: [2011AP001770, 2011AP001771]	

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OCCD CA	08-04-2011	Motion to Consolidate
	Filed By: Kevin Gaertner	
	Submit Date: 8-4-2011	
	Decision: (G) Grant	
	Decision Date: 8-5-2011	
	ORD that these appeals are consolidated.	
	Comment: [2011AP001770, 2011AP001771]	

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OCCD CA	08-02-2011	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	08-02-2011	Fee Waived
	Comment: SPD apptd	

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OCCD CA	08-02-2011	State Public Defender Order Appointing Counsel
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OCCD CA	08-02-2011	Notice of Appeal & Circuit Court Docket Entries
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OCCD CA	08-02-2011	X Transfer
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OCCD CA	08-01-2011	Notice of Appeal filed in Circuit Court
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OCCD CA	07-25-2011	Miscellaneous Motion on XX-Case
	Filed By: Kevin Gaertner	
	Submit Date: 7-25-2011	

WSCCA Case History

Decision: (G) Grant

Decision Date: 7-26-2011

ORD that the time permitted the defendant for filing a notice of appeal or postconviction motion in these two cases is extended to 8/2/11. See Wis. Stat. Rule 809.82(2)(a).

Comment: ext. time to file NAP/PCM, consolidate cases on appeal

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OCCD CA	11-17-2010	Judgment of Circuit Court
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OCCD CA	11-17-2010	Judgment of Circuit Court
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OCCD CA	07-27-2010	Judgment of Circuit Court
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