

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. Nicholas M. Gimino**

**Appeal Number 2012AP001498 - CR**

**Court of Appeals District 2/4**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	03-05-2014		Remittitur
OCCD	SC	06-03-2013		Motion for Miscellaneous Relief Filed By: Nicholas Gimino Submit Date: 6-4-2013 Decision: (D) Deny Decision Date: 6-4-2013 ORD that the motion is denied. There is no constitutional right in Wisconsin to hybrid representation partially pro se and partially by counsel. We decline to exercise our discretion to accept and consider Mr. Gimino's pro se supplement to the petition for review. Comment: Motion to Supplement Petition for Review
OCCD	CA	04-24-2013		Cites 830 N.W.2d 723
OCCD	CA	04-24-2013		Cites 347 Wis. 2d 550
OCCD	CA	04-24-2013		Opinion Ordered Unpublished
OCCD	SC	04-16-2013		Motion for Miscellaneous Relief Filed By: Nicholas Gimino Submit Date: 4-24-2013 Decision: (D) Deny Decision Date: 4-29-2013 ORD that the motion is denied. the court will not consider Mr. Gimino's letter to his lawyer as part of its consideration of the pending petition for review. Comment: Motion to Supplement Record
OCCD	SC	04-08-2013		Fee Waived Comment: SPD appointed
OCCD	SC	04-08-2013		Petition for Review

Filed By: Gregg Novack  
Submit Date: 5-1-2013  
Decision: (D) Deny  
Decision Date: 10-15-2013  
ORD that the petition for review is denied, without costs.  
Abrahamson, C.J. and Bradley, J., dissent.  
Motion Response  
Filed By: 10264 (O'Brien, Daniel)  
Submit Date: 5-1-2013

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OCCD CA 03-07-2013 [Opinion/Decision](#)

Judge Panel: Sherman, Lundsten, Kloppenburg  
Opinion: Opinion  
Decision: Affirmed Pages: 18  
Written by: Lundsten, Paul  
Sherman, Gary E. Wrote Concurring Opinion 5 pages.  
Order Text: Judgment and order affirmed.

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OCCD CA 01-23-2013 Submitted on Briefs

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OCCD CA 12-14-2012 Briefs Received At State Law Library

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OCCD CA 11-26-2012 Record and Briefs Sent to District 4

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OCCD CA 11-26-2012 Transfer to District IV

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OCCD CA 11-13-2012 [Reply Brief](#)  
[Reply Brief](#)

Filed By: Gregg Novack

Comment: Please note that the brief certification pursuant to Rule 809.19(8)(b) and (c) has been added to this brief. The certification pursuant to Rule 809.19(12)(f) has also been added to this brief.

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OCCD CA 11-09-2012 Motion for Miscellaneous Relief

Filed By: Nicholas Gimino  
Submit Date: 11-9-2012  
Decision: (D) Deny  
Decision Date: 11-12-2012  
ORD that Nicholas Gimino's request to file a pro se supplemental brief is denied.

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OCCD CA 10-24-2012 [Brief of Respondent\(s\)](#)  
[Brief of Respondent](#)

Filed By: 10264 (O'Brien, Daniel)

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OCCD CA 10-02-2012 Attorney Change  
Comment: AAG O'Brien appears for State per ltr. of representation

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OCCD CA 09-24-2012 Brief & Appx of Appellant(s)

Brief of Appellant

Filed By: Gregg Novack

Comment: 4 Separate Appendices. Rule 809.19(9) requires a front and back cover. Front and back covers have been added to the appendices. Appx to Brief of Appellant(s) Vol.1 Appx to Brief of Appellant(s) Vol.2 Appx to Brief of Appellant(s) Vol.3 Appx to Brief of Appellant(s) Vol.4

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OCCD	CA	08-13-2012	Attorney Change
			Comment: ADA W. Richard Chiapete for former DA Nieskes

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OCCD	CA	08-08-2012	Sealed Documents
			Comment: PSI #79

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OCCD	CA	08-08-2012	Record
			Comment: 1-2 to 58-1; PSI #22

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OCCD	CA	07-11-2012	Court Reporter's Statement-Trans.
			Court Reporter Name: (Schaefer, Patricia)
			Comment: NO CRS FILED; transcript filed 6/7/12 per CCAP

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OCCD	CA	07-11-2012	Received SPD Appointment Order
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OCCD	CA	07-11-2012	Statement on Transcript
			Filed By: Gregg Novack
			Status: Ordered
			Comment: should have indicated "previously filed"

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OCCD	CA	07-06-2012	Notif. Sent-Filing of NAP & Ct. Record
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OCCD	CA	07-06-2012	Fee Waived
			Comment: SPD

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OCCD	CA	07-06-2012	Notice of Appeal & Circuit Court Docket Entries
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OCCD	CA	07-06-2012	X Transfer
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OCCD	CA	06-28-2012	Notice of Appeal filed in Cir. Ct.
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OCCD	CA	06-20-2012	Order of Circuit Court
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OCCD	CA	11-09-2011	Mot. Extend Time to file NAP/PCM
			Filed By: Gregg Novack
			Submit Date: 11-10-2011
			Decision: (G) Grant
			Decision Date: 11-14-2011

ORD that the time for filing a notice of appeal or postconviction motion is extended to December 9, 2011. See WIS. STAT. RULE 809.82(2)(a) (2009-10).

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OCCD CA	08-11-2011	Received SPD Appointment Order
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Comment: Gregg H. Novack

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OCCD CA	08-01-2011	Court Order
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ORD that within 30 days of the date of this order, the State shall advise whether it objects to the pending motion to extend the Wis. Stat. Rule 809.30 deadlines.  
See XNP event filed on 7-29-2011

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OCCD CA	07-29-2011	Mot. Extend Time to file NAP/PCM
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Filed By: Paul Thielhelm  
Submit Date: 7-29-2011  
Decision: (G) Grant  
Decision Date: 8-9-2011  
ORD that the time for filing a WIS. STAT. RULE 809.30 postconviction motion nor notice of appeal is extended to November 9, 2011.  
Motion Response  
Filed By: Joseph Ehmann  
Submit Date: 8-3-2011  
This motion contains court order(s).

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OCCD CA	05-05-2010	Judgment of Circuit Court
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