

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. David W. Howes**

**Appeal Number 2014AP001870 - CR**

**Supreme Court**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
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OCCD	SC	10-06-2017		Letter/Correspondence Comment: from U.S. Supreme Court; advising petition for writ of cert denied
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OCCD	SC	06-12-2017		Letter/Correspondence Comment: from U.S. Supreme Court advising writ of cert filed, No. 16-9463
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OCCD	SC	04-04-2017		Remittitur
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OCCD	SC	03-01-2017		Cites 893 N.W.2d 812
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OCCD	SC	03-01-2017		Cites 373 Wis. 2d 468
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OCCD	SC	03-01-2017		<a href="#">Opinion/Decision</a> Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Gableman, Bradley, Kelly Opinion: Opinion Decision: Reversed and remanded Pages: 25 Written by: Roggensack, Patience Drake Abrahamson, Shirley S. Wrote Dissenting Opinion 25 pages. Ziegler, Annette K. Joined Concurring Opinion Bradley, Ann Walsh Joined Dissenting Opinion Gableman, Michael J. Wrote Concurring Opinion 21 pages. Kelly, Daniel Joined Dissenting Opinion Kelly, Daniel Wrote Concurring Opinion 1 pages. Order Text: The order of the circuit court is reversed and the cause is remanded for further proceedings consistent with this opinion.
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OCCD	SC	02-27-2017		Public Domain Citation Comment: PDC No: 2017 WI 18
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OCCD	SC	10-20-2016		Oral Argument Comment: 2nd case, 9:45 a.m. (rescheduled from 10/26/16 @ 1:30); Atty Ryan J. Walsh for Pla-App;
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OCCD	SC	08-05-2016	Briefs Received At State Law Library
OCCD	SC	07-19-2016 Comment: 10 copies CA brief due	Response
OCCD	SC	07-14-2016  Filed By: Misha Tseytlin	Reply Brief-Supreme Court <a href="#">Reply Brief-Supreme Court</a>
OCCD	SC	07-11-2016	Briefs Received At State Law Library
OCCD	SC	06-30-2016  Filed By: Mark Eisenberg Comment: Separate Appendix	Response Brief-Supreme Court <a href="#">Response Brief-Supreme Court</a>
OCCD	SC	06-07-2016 Filed By: Mark Eisenberg Submit Date: 6-7-2016 Decision: (G) Grant Decision Date: 6-7-2016 ORD that the motion is granted. Defendant-respondent's response brief shall be served and filed on or before June 30, 2016. See BR2 event due on 6-30-2016	Motion to Extend Time
OCCD	SC	06-01-2016	Assigned-Oral Argument
OCCD	SC	05-27-2016  Filed By: Ryan Walsh Comment: Separate Appendix Appx to First Brief-Supreme Court	First Brief-Supreme Court <a href="#">First Brief-Supreme Court</a>
OCCD	SC	05-19-2016 Comment: Notice of Appearance for State of Wisconsin; delete AAG Lennington; add AAG Walsh	Attorney Change
OCCD	SC	04-18-2016 Comment: Notice of Appearance for State of Wisconsin; delete AAG Weber and Sanders; add Solicitor General Tseytlin and AAG Lennington	Attorney Change
OCCD	SC	04-18-2016 Filed By: Daniel Lennington Submit Date: 4-18-2016 Decision: (G) Grant Decision Date: 4-18-2016 ORD that the motion is granted. Plaintiff-appellant's opening brief shall be served and filed on or before	Motion to Extend Time

May 27, 2016.  
See BR1 event due on 5-27-2016

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OCCD SC	04-07-2016	Court Changed to Supreme Court
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OCCD CA	04-07-2016	Hold Status
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OCCD SC	01-28-2016	Certification Filed
Filed By: Unassigned District 4		
Submit Date: 1-29-2016		
Decision: (G) Grant		
Decision Date: 4-7-2016		
ORD certification granted. Briefs/statements 30/20/10.		
See DEC event filed on 1-28-2016		

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OCCD CA	01-28-2016	<a href="#">Opinion/Decision</a>
Judge Panel: Sherman, Lundsten, Kloppenburg		
Opinion: Certification		
Decision: Certification Filed Pages: 24		
Order Text: Whether provisions in Wisconsin implied consent law authorizing a warrantless blood draw from an unconscious suspect violate the Fourth Amendment to the United States Constitution.		

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OCCD CA	11-11-2015	Other Brief
<a href="#">Other Brief- David W. Howes Supplemental Letter Brief</a>		
Filed By: Mark Eisenberg		
Comment: David W. Howes Supplemental Letter Brief Other Brief- David W. Howes Supplemental Letter Brief		

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OCCD CA	11-05-2015	Other Brief
<a href="#">Other Brief- State of Wisconsin Supplemental Letter Brief</a>		
Filed By: Michael Sanders		
Comment: State of Wisconsin Supplemental Letter Brief Other Brief- State of Wisconsin Supplemental Letter Brief Appx to Other Brief- State of Wisconsin Supplemental Letter Brief; Received 10 additional copies of CA Brief for SC Use. 5/27/16AB		

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OCCD CA	10-22-2015	Assigned-Oral Argument
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OCCD CA	10-22-2015	Oral Argument
Comment: 10:00 a.m., Supreme Court Hearing Room, 2nd Fl. East Wing, State Capitol, Madison, WI		

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OCCD CA	09-29-2015	Court Order
ORD that oral argument shall be held on Thursday, October 22, 2015, at 10:00 a.m. in the Supreme Court Hearing Room located on the 2nd Floor, East Wing of the State Capitol Building in Madison, Wisconsin. On arrival, the attorneys shall check in with the Clerk's Office staff outside the courtroom.		

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OCCD CA	03-05-2015	Submitted on Briefs
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OCCD CA	03-04-2015	Briefs Received At State Law Library
OCCD CA	02-18-2015	Record and Briefs Sent to District 4
OCCD CA	02-16-2015	<p>Reply Brief  <a href="#">Reply Brief</a></p> <p>Filed By: Michael Sanders</p> <p>Comment: Received 10 copies of BRY for SC use. 7/14/16ab</p>
OCCD CA	01-29-2015	<p>Brief of Respondent(s)  <a href="#">Brief of Respondent</a></p> <p>Filed By: Mark Eisenberg</p> <p>Comment: Received 10 additional copies of BRS for SC use. 07/19/16. KK</p>
OCCD CA	12-30-2014	<p>Brief &amp; Appx of Appellant(s)  <a href="#">Brief of Appx of Appellant(s) - E-File Certification</a>  <a href="#">Brief of Appellant</a></p> <p>Filed By: Michael Sanders</p> <p>Comment: Appx to Brief of Appellant(s); Received 10 additional copies of BAP for CA use. 5/27/16 AB</p>
OCCD CA	12-11-2014	<p>Motion to Extend Time</p> <p>Filed By: Michael Sanders  Submit Date: 12-12-2014  Decision: (G) Grant  Decision Date: 12-16-2014  ORD that the time to file the appellant's brief and appendix is extended to December 30, 2014.  See BAP event due on 12-30-2014</p>
OCCD CA	11-26-2014	<p>Motion to Extend Time</p> <p>Filed By: Michael Sanders  Submit Date: 11-26-2014  Decision: (G) Grant  Decision Date: 12-2-2014  ORD that the extension motion is granted. The time to file the appellant's brief is hereby extended to December 11, 2014.  See BAP event due on 12-11-2014</p>
OCCD CA	10-27-2014	<p>Motion to Extend Time</p> <p>Filed By: Michael Sanders  Submit Date: 10-28-2014  Decision: (G) Grant  Decision Date: 10-30-2014  ORD that the time to file the appellant's brief is extended to November 26, 2014.  See BAP event due on 11-26-2014</p>

# WSCCA Case History

OCCD	CA	09-15-2014	Record
Comment: 1-1 to 38-1			
OCCD	CA	08-12-2014	Notif. Sent-Filing of NAP & Ct. Record
OCCD	CA	08-12-2014	Fee Waived
Comment: State filed appeal			
OCCD	CA	08-12-2014	Notice of Appeal & Circuit Court Docket Entries
OCCD	CA	08-07-2014	Statement on Transcript
Filed By: Emily Thompson			
Status: Prev. Filed			
OCCD	CA	08-05-2014	Notice of Appeal filed in Cir. Ct.
OCCD	CA	07-01-2014	Order of Circuit Court