

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Luis Calderon-Encarnacion, Jr.

Appeal Number 2014AP002252 - CR

Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	10-12-2016		Remittitur
OCCD	CA	05-25-2016		Published Opinion Citation
		369 Wis. 2d 222		
OCCD	CA	05-25-2016		Published Opinion Citation
		880 N.W.2d 182		
OCCD	SC	05-25-2016		Other Papers
		Comment: ltr., State opposes the petition; will not file a formal response unless ordered by court		
OCCD	CA	05-25-2016		Opinion Ordered Unpublished
OCCD	SC	05-12-2016		Sua Sponte
		Filed By: Unassigned District 1 Submit Date: 5-12-2016 Decision: (O) Other Decision Date: 5-13-2016 ORD that defendant-appellant-petitioner shall file a revised petition for review in compliance with Wis. Stat. 809.86, in both paper and electronic form, within 11 days of the date of this order. FRO that defendant-appellant-petitioner shall serve plaintiff-respondent, State of Wisconsin, with a copy of the revised petition for review. FRO that the plaintiff-respondent's time for filing a response to the revised petition for review shall commence as of the date of service. See Wis. Stat. (Rule) 809.62(3). Comment: PRE refers to victim by name		
OCCD	SC	05-12-2016		Fee Waived
		Comment: SPD		
OCCD	SC	05-12-2016		Petition for Review
		Filed By: Helen Mullison Submit Date: 5-26-2016 Decision: (D) Deny		

Decision Date: 10-11-2016

ORD that the petition for review is denied, without costs.

Kelly, J., did not participate in this order.

Comment: 5/12/16 - PRE refers to victim by name; per 5/13/16 cto revised PRE to be filed by 5/24/16; 5/16/16 amended PRE received; 5/25/16 - State opposes the petition; will not file a formal response unless ordered by court

OCCD CA 04-12-2016 [Opinion/Decision](#)

Judge Panel: Curley, Brash, Brennan

Opinion: Opinion

Decision: Affirmed Pages: 16

Written by: Brash, William W.

Order Text: Judgment affirmed

OCCD CA 02-02-2016 Submitted on Briefs

OCCD CA 10-28-2015 Briefs Received At State Law Library

OCCD CA 10-15-2015 Record and Briefs Sent to District 1

OCCD CA 10-13-2015 [Reply Brief](#)
[Reply Brief](#)

Filed By: Helen Mullison

OCCD CA 10-09-2015 Motion to Extend Time

Filed By: Helen Mullison

Submit Date: 10-12-2015

Decision: (G) Grant

Decision Date: 10-13-2015

IT IS ORDERED that the deadline for Calderon-Encarnacion to file a reply brief is extended through the date of this order. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

See BRY event due on 10-9-2015

Comment: 4th

OCCD CA 10-05-2015 Motion to Extend Time

Filed By: Helen Mullison

Submit Date: 10-5-2015

Decision: (G) Grant

Decision Date: 10-7-2015

IT IS ORDERED that the deadline for Calderon-Encarnacion to file a reply brief is extended through October 9, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

See BRY event due on 10-9-2015

Comment: 3d

OCCD CA 09-28-2015 Motion to Extend Time

Filed By: Helen Mullison

Submit Date: 9-28-2015

Decision: (G) Grant

Decision Date: 9-30-2015

IT IS ORDERED that the deadline for Calderon-Encarnacion to file a reply brief is extended through

October 5, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BRY event due on 10-5-2015
Comment: 2nd

OCCD CA 09-21-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 9-21-2015
Decision: (G) Grant
Decision Date: 9-22-2015
IT IS ORDERED the deadline for Calderon-Encarnacion to file a reply brief is extended through 09/28/15. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BRY event due on 9-28-2015

OCCD CA 09-02-2015 Brief of Respondent(s)
[Brief of Respondent\(s\)](#)
Filed By: Sarah Larson

OCCD CA 08-13-2015 Motion to Extend Time
Filed By: Sarah Larson
Submit Date: 8-14-2015
Decision: (G) Grant
Decision Date: 8-17-2015
IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to September 2, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BRS event due on 9-2-2015
Comment: 4th

OCCD CA 08-06-2015 Motion to Extend Time
Filed By: Sarah Larson
Submit Date: 8-6-2015
Decision: (G) Grant
Decision Date: 8-10-2015
IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to August 21, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BRS event due on 8-21-2015
Comment: 3rd

OCCD CA 08-04-2015 Affidavit of No Service filed
Comment: Letter from State to Atty. Mullison indicating they have not been served with copies of transcripts

OCCD CA 07-21-2015 Motion to Extend Time
Filed By: Sarah Larson
Submit Date: 7-21-2015
Decision: (G) Grant
Decision Date: 7-22-2015
IT IS ORDERED the deadline for the State to file the respondent's brief in this matter is extended to August 6, 2015.
See BRS event due on 8-6-2015
Comment: 2d

OCCD CA 06-18-2015

Motion to Extend Time

Filed By: Sarah Larson

Submit Date: 6-19-2015

Decision: (G) Grant

Decision Date: 6-22-2015

IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to July 22, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

See BRS event due on 7-22-2015

OCCD CA 05-19-2015

Motion to Extend Time

Filed By: Sarah Larson

Submit Date: 5-19-2015

Decision: (G) Grant

Decision Date: 5-20-2015

IT IS ORDERED that the request to take judicial notice is denied. IT IS FURTHER ORDERED that the deadline for the State to file its respondents brief is June 22, 2015. IT IS FURTHER ORDERED that the States motions to extend the time for filing a respondents brief in this matter are denied as unnecessary at this time.

See BRS event due on 4-16-2015

OCCD CA 04-16-2015

Motion to Extend Time

Filed By: Sarah Larson

Submit Date: 4-16-2015

Decision: (D) Deny

Decision Date: 5-20-2015

IT IS ORDERED that the request to take judicial notice is denied. IT IS FURTHER ORDERED that the deadline for the State to file its respondents brief is June 22, 2015. IT IS FURTHER ORDERED that the States motions to extend the time for filing a respondents brief in this matter are denied as unnecessary at this time.

See BRS event due on 4-16-2015

OCCD CA 03-24-2015

Sua Sponte

Filed By: Unassigned District 1

Submit Date: 3-24-2015

Decision: (O) Other

Decision Date: 5-20-2015

IT IS ORDERED that the request to take judicial notice is denied. IT IS FURTHER ORDERED that the deadline for the State to file its respondents brief is June 22, 2015. IT IS FURTHER ORDERED that the States motions to extend the time for filing a respondents brief in this matter are denied as unnecessary at this time.

Comment: Memorandum submitted by App, wants filed with Atty. BAP, action?

OCCD CA 03-23-2015

Attorney Change

Comment: W/drew AAG Weber, added AAG Larson as counsel for State per letter.

OCCD CA 03-17-2015

Brief & Appendix of Appellant(s)

[Brief of Appellant](#)

Filed By: Helen Mullison

Comment: Appx to Brief of Appellant(s)

OCCD CA 03-13-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 3-16-2015
Decision: (G) Grant
Decision Date: 3-17-2015
IT IS ORDERED the deadline for filing the appellant's brief in this matter is extended to 03/24/15.
See BAP event due on 3-24-2015
Comment: 6th

OCCD CA 03-02-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 3-3-2015
Decision: (G) Grant
Decision Date: 3-4-2015
IT IS ORDERED the deadline for filing the appellant's brief and appendix in this matter is extended to 03/13/15.
See BAP event due on 3-13-2015
Comment: 5th

OCCD CA 02-06-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 2-9-2015
Decision: (G) Grant
Decision Date: 2-10-2015
IT IS ORDERED that the deadline for filing the appellant's brief and appendix in this matter is extended to February 20, 2015.
See BAP event due on 2-20-2015
Comment: 4th

OCCD CA 01-23-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 1-23-2015
Decision: (G) Grant
Decision Date: 1-28-2015
IT IS ORDERED that the deadline for Calderon-EncarnacionThames to file a brief and appendix in these matters is extended through February 6, 2015. See Wis. Stat. Rule 809.82(2)(a) (2011-12).
See BAP event due on 2-6-2015
Comment: 3d

OCCD CA 01-08-2015 Motion to Extend Time
Filed By: Helen Mullison
Submit Date: 1-9-2015
Decision: (G) Grant
Decision Date: 1-12-2015
IT IS ORDERED the deadline for Calderon-Encarnacion to file a brief and appendix is extended through 01/23/15. See Wis. Stat. Rule 809.82(2)(a) (2011-12).
See BAP event due on 1-23-2015
Comment: 2d

OCCD CA 12-15-2014 Motion to Extend Time
Filed By: Helen Mullison

Submit Date: 12-15-2014

Decision: (G) Grant

Decision Date: 12-16-2014

IT IS ORDERED that the time for the appellant to file an appellants brief is extended until January 7, 2015. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

See BAP event due on 1-7-2015

OCCD CA 11-03-2014 Record

Comment: 1-9 to 50-3

OCCD CA 10-02-2014 Statement on Transcript

Filed By: Helen Mullison

Status: Prev. Filed

OCCD CA 09-26-2014 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 09-26-2014 Fee Waived

Comment: SPD appointed

OCCD CA 09-26-2014 State Public Defender Order Appointing Counsel

OCCD CA 09-26-2014 Notice of Appeal & Circuit Court Docket Entries

OCCD CA 09-26-2014 X Transfer

OCCD CA 09-12-2014 Mot. Extend Time to file NAP/PCM

Filed By: Helen Mullison

Submit Date: 9-15-2014

Decision: (G) Grant

Decision Date: 9-25-2014

IT IS ORDERED that the deadline for filing a postconviction motion or notice of appeal is extended until September 30, 2014.

Motion Response

Filed By: Helen Mullison

Submit Date: 9-19-2014

Comment: 5th; Rec'd another motion, asking for different request date

OCCD CA 09-08-2014 Sua Sponte

Filed By: Unassigned District 1

Submit Date: 9-8-2014

Decision: (N) No Action

Decision Date: 9-25-2014

IT IS ORDERED that the deadline for filing a postconviction motion or notice of appeal is extended until September 30, 2014.

Comment: Letter from Def re: Atty. Mullison's representation

OCCD CA 09-02-2014 Mot. Extend Time to file NAP/PCM

Filed By: Helen Mullison

Submit Date: 9-2-2014

Decision: (G) Grant

Decision Date: 9-3-2014

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to September 12, 2014. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

Comment: 4th

OCCD CA 08-18-2014

Mot. Extend Time to file NAP/PCM

Filed By: Helen Mullison

Submit Date: 8-19-2014

Decision: (G) Grant

Decision Date: 8-20-2014

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to September 2, 2014. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

Comment: 3d

OCCD CA 08-04-2014

Letter/Correspondence

Comment: Rcv'd from DEF re status of case; 8/4/14 sent response letter w/cc: to Atty. Mullison, skg.

OCCD CA 07-30-2014

Mot. Extend Time to file NAP/PCM

Filed By: Helen Mullison

Submit Date: 7-31-2014

Decision: (G) Grant

Decision Date: 8-6-2014

IT IS ORDERED the time for filing a notice of appeal or a postconviction motion is extended to 08/18/14. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

Comment: 2d

OCCD CA 06-30-2014

Mot. Extend Time to file NAP/PCM

Filed By: Helen Mullison

Submit Date: 6-30-2014

Decision: (G) Grant

Decision Date: 7-2-2014

IT IS ORDERED that the deadline for Caleron-Encarnacion to file a postconviction motion or notice of appeal in this matter is extended to July 30, 2014.

OCCD CA 04-07-2014

State Public Defender Order Appointing Counsel

Comment: for Atty. Helen Mullison

OCCD CA 03-27-2014

Miscellaneous Motion on XX-Case

Filed By: Jeremy Perri

Submit Date: 3-27-2014

Decision: (G) Grant

Decision Date: 3-28-2014

IT IS ORDERED that the deadline for the Office of the State Public Defender to appoint successor counsel for Calderon-Encarnacion is extended through April 30, 2014. See WIS. STAT. RULE 809.30(2)(e) (2011-12). IT IS FURTHER ORDERED that successor counsel shall provide this court with a copy of his or her appointment order within five days of the date of the appointment. IT IS FURTHER ORDERED that the deadline for Calderon-Encarnacion to file a postconviction motion or notice of

appeal in this matter is extended to June 30, 2014. IT IS FURTHER ORDERED that the Office of the State Public Defender shall provide successor counsel with a copy of this order.

Comment: Motion for leave to appoint successor counsel and file NAP/PCM

OCCD CA 02-24-2014 Letter/Correspondence

Comment: rcv'd from DEF-APP Luis Calderon-Encarnacion, Jr.

OCCD CA 02-21-2014 Mot. Extend Time to file NAP/PCM

Filed By: Robert Kagen

Submit Date: 2-21-2014

Decision: (G) Grant

Decision Date: 2-25-2014

IT IS ORDERED that the deadline for Calderon-Encarnacion, Jr., to file a postconviction motion or notice of appeal in this matter is extended to March 31, 2014.

OCCD CA 01-10-2014 Mot. Extend Time to file NAP/PCM

Filed By: Robert Kagen

Submit Date: 1-13-2014

Decision: (G) Grant

Decision Date: 1-14-2014

ORD that the deadline for Calderon-Encarnacion to file a postconviction motion or a notice of appeal is extended through February 24, 2014. See Wis. Stat. Rule 809.82(2)(a) (2011-12).

OCCD CA 09-24-2013 Notice of Appeal filed in Circuit Court

OCCD CA 08-13-2013 Motion to Extend Time to File Notice of Intent

Filed By: (Calderon-Encarnacion, Luis)

Submit Date: 8-13-2013

Decision: (D) Deny

Decision Date: 8-14-2013

IT IS ORDERED that the motion to extend the time for filing a notice of intent to pursue postconviction relief is denied as unnecessary.

OCCD CA 07-19-2013 Judgment of Circuit Court