

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Larry J. Smith

Appeal Number 2014AP002653 - CR

Court of Appeals District 2

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	04-10-2017		Remittitur
OCCD	SC	01-06-2017		Court Order ORD that the parties file simultaneous letters/briefs by 1/20/17, discussing the impact of the Seifert case, if any, on the issues raised in the petition for review.
OCCD	CA	11-14-2016		Attorney Change Comment: DA Wiedenfeld for DA Necci
OCCD	SC	04-06-2016		Court Order ORD that the petition for review shall be held in abeyance pending this court's disposition of Case No. 2014AP195 Seifert v. Balink (petition for review granted November 4, 2015). Prosser, J., did not participate. See PRE event filed on 12-30-2015
OCCD	CA	02-16-2016		Final Publication
OCCD	CA	01-28-2016		Attorney Change Comment: AAG Sara Kelton Brelie on behalf of Larry J. Smith per filing of Notice of Entry of Appearance
OCCD	CA	01-27-2016		Cites 366 Wis. 2d 613
OCCD	CA	01-27-2016		Cites 874 N.W.2d 610
OCCD	CA	01-27-2016		Opinion Ordered Published
OCCD	CA	01-27-2016		Public Domain Citation Comment: PDC No: 2016 WI App 8

OCCD SC 01-11-2016 Letter/Correspondence
Comment: from AAG Aaron O'Neil advising State will not file formal response opposing PRE unless ordered by the court

OCCD SC 12-30-2015 Petition for Review
Filed By: Martha Askins
Submit Date: 1-12-2016
Decision: (D) Deny
Decision Date: 4-10-2017
IT IS ORDERED that the petition for review is denied, without costs.
Shirley S. Abrahamson and Ann Walsh Bradley, J.J., dissent.
Motion Response
Filed By: 32925 (O'Neil, Aaron)
Submit Date: 1-23-2017
Motion Response
Filed By: Andrew Hinkel
Submit Date: 1-23-2017
This motion contains court order(s).
Comment: PRE held in abeyance pending disposition of 14AP195; parties shall file letter briefs by 1/20/17 per 1/6/17 CTO

OCCD CA 12-09-2015 [Opinion/Decision](#)
Judge Panel: Gundrum, Neubauer, Reilly
Opinion: Opinion
Decision: Affirmed Pages: 11
Written by: Reilly, Paul F.
Order Text: Judgment and order affirmed.

OCCD CA 11-10-2015 Submitted on Briefs

OCCD CA 08-19-2015 Briefs Received At State Law Library

OCCD CA 08-05-2015 Record and Briefs Sent to District 2

OCCD CA 08-04-2015 [Reply Brief](#)
[Reply Brief](#)
Filed By: Martha Askins
Comment: Appx to Reply Brief

OCCD CA 07-16-2015 Motion to Extend Time
Filed By: Martha Askins
Submit Date: 7-17-2015
Decision: (G) Grant
Decision Date: 7-21-2015
ORD that the time for the appellant to file a reply brief is extended to August 4, 2015. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BRY event due on 8-4-2015

OCCD CA 06-30-2015

Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: 32925 (O'Neil, Aaron)

OCCD CA 06-11-2015

Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)

Submit Date: 6-12-2015

Decision: (G) Grant

Decision Date: 6-15-2015

ORD that the time for the respondent to file its brief is extended to 6/30/15. See Wis. Stat. Rule 809.82(2)(a).

See BRS event due on 6-30-2015

OCCD CA 05-28-2015

Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)

Submit Date: 5-28-2015

Decision: (G) Grant

Decision Date: 6-1-2015

ORD that the time for the respondent to file its respondent's brief is extended to 6/15/15. See Wis. Stat. Rule 809.82(2)(a).

See BRS event due on 6-15-2015

OCCD CA 04-28-2015

Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)

Submit Date: 4-28-2015

Decision: (G) Grant

Decision Date: 5-5-2015

ORD that the time for the respondent to file its brief is extended to 5/20/15. See Wis. Stat. Rule 809.82(2)(a).

See BRS event due on 5-29-2015

OCCD CA 04-03-2015

Attorney Change

Comment: AAG Aaron R. O'Neil for State per letter notice of appearance

OCCD CA 03-30-2015

Brief & Appx of Appellant(s)
[Brief of Appellant](#)

Filed By: Martha Askins

Comment: Appx to Brief of Appellant(s)

OCCD CA 02-17-2015

Motion to Extend Time

Filed By: Martha Askins

Submit Date: 2-17-2015

Decision: (G) Grant

Decision Date: 2-19-2015

ORD that the time for the appellant to file an appellant's brief is extended to 3/30/15. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

See BAP event due on 3-30-2015

OCCD CA 01-09-2015

Other Papers

Comment: transmittal of record to court of appeals

OCCD CA	01-08-2015	Record
Comment: 1-2 to 89-5, Separate Box		

OCCD CA	12-15-2014	Motion to Extend Time
Filed By: Kristina Secord		
Submit Date: 12-15-2014		
Decision: (G) Grant		
Decision Date: 12-17-2014		
ORD that the time for the clerk to file the record in this case is extended to January 9, 2015. Wis. Stat. Rules 809.15(4)(a) and 809.82(2)(a) (2011-12).		
See REC event filed on 1-8-2015		

OCCD CA	11-26-2014	Court Reporter's Statement-Trans.
Court Reporter Name: (Grzenia, Eileen)		

OCCD CA	11-20-2014	Transcript filed in Circuit Court
---------	------------	-----------------------------------

OCCD CA	11-18-2014	Statement on Transcript
Filed By: Martha Askins		
Status: Ordered		

OCCD CA	11-17-2014	Notif. Sent-Filing of NAP & Ct. Record
---------	------------	--

OCCD CA	11-17-2014	Fee Waived
Comment: SPD		

OCCD CA	11-17-2014	Notice of Appeal & Circuit Court Docket Entries
---------	------------	---

OCCD CA	11-17-2014	X Transfer
---------	------------	------------

OCCD CA	11-13-2014	Notice of Appeal filed in Cir. Ct.
---------	------------	------------------------------------

OCCD CA	11-11-2014	Received SPD Appointment Order
---------	------------	--------------------------------

OCCD CA	11-05-2014	Order of Circuit Court
---------	------------	------------------------

OCCD CA	10-21-2014	Mot. Extend Time to Decide Postconviction Motion
Filed By: Martha Askins		
Submit Date: 10-21-2014		
Decision: (G) Grant		
Decision Date: 10-23-2014		
ORD that the time for deciding the defendant's postconviction motion is extended to November 13, 2014. See Wis.Stat.Rule 809.82(2)(a).		

OCCD CA	08-04-2014	Mot. Extend Time to file NAP/PCM
Filed By: Martha Askins Submit Date: 8-4-2014 Decision: (G) Grant Decision Date: 8-6-2014 ORD that the time for filing a notice of appeal or postconviction motion is extended to 9/3/14. See Wis. Stat. Rule 809.82(2)(a).		
OCCD CA	06-03-2014	Mot. Extend Time to file NAP/PCM
Filed By: Martha Askins Submit Date: 6-4-2014 Decision: (G) Grant Decision Date: 6-5-2014 ORD that the time for filing a notice of appeal or postconviction motion is extended to 8/4/14. See Wis. Stat. Rule 809.82(2)(a).		
OCCD CA	04-01-2014	Mot. Extend Time to file NAP/PCM
Filed By: Martha Askins Submit Date: 4-1-2014 Decision: (G) Grant Decision Date: 4-3-2014 ORD that the time for filing a notice of appeal or postconviction motion is extended to 6/3/14. See Wis. Stat. Rule 809.82(2)(a) (2011-12).		
OCCD CA	09-27-2013	Judgment of Circuit Court