

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. David Hager, Jr.**

**Appeal Number 2015AP000330**

Supreme Court

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	05-22-2018		Remittitur
OCCD	SC	04-19-2018		Published Opinion Citation
		911 N.W.2d 17		
OCCD	SC	04-19-2018		Published Opinion Citation
		381 Wis. 2d 74		
OCCD	SC	04-19-2018		<a href="#">Opinion/Decision</a>
		Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Gableman, Bradley, Kelly Opinion: Opinion Decision: Reversed and remanded Pages: 36 Written by: Gableman, Michael J. Abrahamson, Shirley S. Wrote Dissenting Opinion 3 pages. Bradley, Ann Walsh Joined Dissenting Opinion Bradley, Rebecca Grassl Joined Concurring Opinion Kelly, Daniel Wrote Concurring Opinion 7 pages. Order Text: The decision of the court of appeals in State v. Hager is reversed and cause remanded to the circuit court with directions; the decision of the court of appeals in State v. Carter is affirmed. Comment: Opinion/Decision		
OCCD	SC	04-17-2018		Public Domain Citation
		Comment: PDC No: 2018 WI 40		
OCCD	SC	11-01-2017		Oral Argument
		Comment: 1st case, 9:45 a.m. (rescheduled from 1:30 at request of counsel); Atty Donald V. Latorraca for Pet-Res-Pet, Atty Andrew hinkel for Res-App		
OCCD	SC	10-06-2017		Briefs Received At State Law Library
OCCD	SC	09-26-2017		Letter/Correspondence
		Comment: From Clerk's Office to counsel, confirming oral argument time change from 1:30 p.m. to 9:45 a.m.		

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OCCD SC 09-07-2017 Assigned for Oral Argument

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OCCD SC 08-02-2017 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)  
Filed By: Thomas Balistreri

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OCCD SC 07-18-2017 Response Brief-Supreme Court  
[Response Brief-Supreme Court](#)  
Filed By: Andrew Hinkel  
Comment: Appendix to Response Brief-Supreme Court

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OCCD SC 06-28-2017 Response  
Comment: 10 addl copies of CA briefs for SC

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OCCD SC 06-28-2017 First Brief-Supreme Court  
[First Brief-Supreme Court](#)  
Filed By: Thomas Balistreri

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OCCD SC 06-02-2017 Motion to Extend Time  
Filed By: Thomas Balistreri  
Submit Date: 6-5-2017  
Decision: (G) Grant  
Decision Date: 6-6-2017  
ORD that the motion is granted. Petitioner-respondent-petitioner's brief shall be served and filed on or before 6/28/17.  
See BR1 event due on 6-28-2017

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OCCD SC 06-02-2017 Letter/Correspondence  
Comment: AAG Thomas Balistreri substituted as counsel for the State.

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OCCD SC 05-15-2017 Caption Amended

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OCCD SC 05-15-2017 Court Changed to Supreme Court

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OCCD CA 03-13-2017 Final Publication

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OCCD SC 02-23-2017 Fee Waived  
Comment: On PRE per CA

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OCCD SC 02-23-2017 Petition for Review  
Filed By: Sara Shaeffer  
Submit Date: 3-9-2017  
Decision: (G) Grant  
Decision Date: 5-15-2017  
ORD that the petition for review is granted. Briefs due 30/20/10.  
Motion Response

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OCCD CA	02-22-2017	Published Opinion Citation
	892 N.W.2d 740	

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OCCD CA	02-22-2017	Published Opinion Citation
	373 Wis. 2d 692	

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OCCD CA	02-22-2017	Opinion Ordered Published
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OCCD CA	02-22-2017	Public Domain Citation
	Comment: PDC No: 2017 WI App 8	

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OCCD CA	01-24-2017	<a href="#">Opinion/Decision</a>
	Judge Panel: Stark, Hruz, Seidl	
	Opinion: Opinion	
	Decision: Reversed and remanded Pages: 25	
	Written by: Hruz, Thomas M.	
	Order Text: Orders reversed and cause remanded for further proceedings	

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OCCD CA	09-07-2016	Oral Argument
	Comment: September 7, 2016, 10:00 a.m. at the Brown County Courthouse, Green Bay, WI.	

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OCCD CA	08-04-2016	Assigned for Oral Argument
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OCCD CA	07-15-2016	Letter/Correspondence
	Comment: From JA to parties re cancellation of Oral Argument. Will be rescheduled in late August or early September.	

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OCCD CA	06-02-2016	Attorney Change
	Comment: Added AAG Latoracca as co-counsel for State per letter.	

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OCCD CA	06-01-2016	Assigned for Oral Argument
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OCCD CA	04-06-2016	Hold Status
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OCCD SC	02-02-2016	Certification Filed
	Filed By: Supreme Court Supreme Court	
	Submit Date: 2-2-2016	
	Decision: (D) Deny	
	Decision Date: 4-6-2016	
	ORD that the certification is refused. Ziegler, J., dissents.	
	See DEC event filed on 2-2-2016	

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OCCD CA 02-02-2016

[Opinion/Decision](#)

Judge Panel: Stark, Hruz, Seidl

Opinion: Certification

Decision: Certification Filed Pages: 10

Order Text: And 15AP1311: We submit these appeals are appropriate for review of the statutory change to 980.09(2) as amended by Wis Act 84. Is the revised statute constitutional? Should circuit courts refrain from weighing the evidence or is the burden of proof on the state at the pretrail stage? We seek guidance on the question of retroactive application of the revised statute to petitions filed before the effective date.

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OCCD CA 09-30-2015

Submitted on Briefs

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OCCD CA 08-18-2015

Briefs Received At State Law Library

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OCCD CA 08-04-2015

Record and Briefs Sent to District 3

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OCCD CA 08-03-2015

Reply Brief  
[Reply Brief](#)

Filed By: Andrew Hinkel

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OCCD CA 07-17-2015

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

Filed By: Sara Shaeffer

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OCCD CA 06-30-2015

Motion to Extend Time

Filed By: Sara Shaeffer

Submit Date: 7-1-2015

Decision: (G) Grant

Decision Date: 7-6-2015

ORD that the time for filing the respondent's brief is extended to 7/17/15.

See BRS event due on 7-17-2015

Comment: 2nd

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OCCD CA 06-03-2015

Motion to Extend Time

Filed By: Sara Larson

Submit Date: 6-3-2015

Decision: (G) Grant

Decision Date: 6-4-2015

ORD that the time for filing the respondent's brief is extended to July 3, 2015.

See BRS event due on 7-3-2015

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OCCD CA 05-19-2015

Attorney Change

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

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OCCD CA 05-04-2015

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

Filed By: Andrew Hinkel

Comment: Appx to Brief of Appellant(s)

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OCCD CA 03-27-2015 Order  
ORD that the time to file a postdisposition motion is extended to November 17, 2014.

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OCCD CA 03-25-2015 Record  
Comment: 1-12 to 167-11, Separate Box

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OCCD CA 02-18-2015 Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 02-18-2015 Fee Waived  
Comment: SPD

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OCCD CA 02-18-2015 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 02-18-2015 X Transfer

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OCCD CA 02-13-2015 Notice of Appeal filed in Circuit Court

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OCCD CA 02-11-2015 Statement on Transcript  
Filed By: Andrew Hinkel  
Status: Prev. Filed

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OCCD CA 02-03-2015 Order of Circuit Court

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OCCD CA 01-16-2015 Mot. Extend Time to Decide Postconviction Motion  
Filed By: Andrew Hinkel  
Submit Date: 1-20-2015  
Decision: (G) Grant  
Decision Date: 1-21-2015  
ORD that the time for deciding the postcommitment motion is extended to 2/16/15.

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OCCD CA 07-10-2014 Order of Circuit Court

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