

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Gary Lee Wayerski

Appeal Number 2015AP001083 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		07-28-2015	Court Reporter's Statement-Trans. Court Reporter Name: (Malsom, Kathy) Comment: DO NOT PURSUE, transcript filed in as part of SUP on 7/16/15
OCCD	SC	01-15-2020		Motion for Miscellaneous Relief Filed By: Gary Wayerski Submit Date: 1-15-2020 Decision: (D) Deny Decision Date: 5-19-2020 IT IS ORDERED that the motion for clarification or reconsideration is denied. BRIAN K. HAGEDORN, J., did not participate. Comment: Motion to Make More Specific Decision Dated February 7, 2019 by Supreme Court of Wisconsin
OCCD	SC	03-12-2019		Remittitur
OCCD	SC	02-07-2019		Cites 385 Wis. 2d 344
OCCD	SC	02-07-2019		Cites 922 N.W.2d 468
OCCD	SC	02-07-2019		Opinion/Decision Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Bradley, Kelly, Dallet Opinion: Opinion Decision: Modified and Affirmed. Pages: 32 Written by: Dallet, Rebecca F. Ziegler, Annette K. Wrote Concur/Dissent Opinion 20 pages. Roggensack, Patience Drake Joined Concur/Dissent Opinion Kelly, Daniel Wrote Concur/Dissent Opinion 12 pages. Order Text: The decision of the court of appeals is modified and, as modified, affirmed. Comment: Opinion/Decision
OCCD	SC	02-05-2019		Public Domain Citation

OCCD	SC	09-05-2018	Oral Argument
Comment: 1st case, 9:45 a.m. Attorney Edward J. Hunt for Defendant-Appellant-Petitioner, Attorney Donald V. Latorraca for Plaintiff-Respondent.			

OCCD	SC	06-21-2018	Briefs Received At State Law Library
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OCCD	SC	06-20-2018	Motion for Miscellaneous Relief
Filed By: Edward Hunt			
Submit Date: 6-21-2018			
Decision: (G) Grant			
Decision Date: 6-21-2018			
ORD that the motion is granted, and the corrected reply brief is accepted for filing.			
Comment: Motion to File a Corrected Defendant-Appellant-Petitioner's Reply Brief with the Wisconsin Supreme Court			

OCCD	SC	06-15-2018	Reply Brief-Supreme Court Corrected Reply Brief-Supreme Court
Filed By: Edward Hunt			
Comment: corrected briefs filed 6/21/18			

OCCD	SC	06-13-2018	Briefs Received At State Law Library
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OCCD	SC	05-31-2018	Response Brief-Supreme Court Response Brief-Supreme Court
Filed By: Donald Latorraca			

OCCD	SC	05-29-2018	Assigned-Oral Argument
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OCCD	SC	04-27-2018	Motion to Extend Time
Filed By: Donald Latorraca			
Submit Date: 4-27-2018			
Decision: (G) Grant			
Decision Date: 4-30-2018			
ORD that the motion is granted. The response brief of plaintiff-respondent, State of Wisconsin, shall be served and filed on or before 6-1-2018.			
See BR2 event due on 6-1-2018			

OCCD	SC	04-12-2018	Response
Comment: 10 addl copies of CA briefs for SC			

OCCD	SC	04-12-2018	First Brief-Supreme Court First Brief-Supreme Court
Filed By: Edward Hunt			
Comment: Appx to First Brief-Supreme Court			

OCCD SC	03-13-2018	Caption Amended
OCCD SC	03-13-2018	Court Changed to Supreme Court
OCCD CA	11-29-2017 905 N.W.2d 843	Cites
OCCD CA	11-29-2017 378 Wis. 2d 739	Cites
OCCD SC	11-29-2017 Comment: SPD order on file	Fee Waived
OCCD SC	11-29-2017 Filed By: Edward Hunt Submit Date: 12-12-2017 Decision: (G) Grant Decision Date: 3-13-2018 ORD petition for review is granted. Briefs due 30/20/10. Motion Response Filed By: Donald Latorraca Submit Date: 12-12-2017	Petition for Review
OCCD CA	11-29-2017	Opinion Ordered Unpublished
OCCD CA	10-31-2017 Judge Panel: Stark, Hruz, Seidl Opinion: Opinion Decision: Affirmed and remanded Pages: 31 Written by: Seidl, Mark A. Order Text: Judgment and order affirmed and cause affirmed with directions	Opinion/Decision
OCCD CA	12-01-2016	Submitted on Briefs
OCCD CA	07-12-2016	Briefs Received At State Law Library
OCCD CA	06-27-2016 Filed By: Edward Hunt Submit Date: 6-28-2016 Decision: (G) Grant Decision Date: 6-29-2016 ORD that the motion is granted. Comment: Motion to File Corrected and Amended Reply Brief	Motion for Miscellaneous Relief
OCCD CA	06-27-2016	Record and Briefs Sent to District 3
OCCD CA	06-22-2016	Reply Brief

[Reply Brief](#)

Filed By: Edward Hunt

Comment: **CORRECTED BRIEF ACCEPTED FOR FILING 6/29/16**; 10 copies of CA brief rec'd for SC 4/12/18

OCCD CA 06-21-2016

Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 6-22-2016

Decision: (O) Other

Decision Date: 6-23-2016

ORD that the time for filing the appellant's reply brief is extended to 5 days from the date of this order.

See BRY event filed on 6-22-2016

Comment: 4th request

OCCD CA 06-20-2016

Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 6-21-2016

Decision: (G) Grant

Decision Date: 6-23-2016

ORD that the time for filing the appellant's reply brief is extended to 5 days from the date of this order.

See BRY event filed on 6-22-2016

Comment: 3rd Request

OCCD CA 06-14-2016

Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 6-15-2016

Decision: (G) Grant

Decision Date: 6-16-2016

ORD that the time for filing the appellant's reply brief is extended to 6/20/16.

See BRY event due on 6-20-2016

Comment: 2nd request

OCCD CA 05-31-2016

Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 5-31-2016

Decision: (G) Grant

Decision Date: 6-2-2016

IT IS ORDERED that the time for filing the appellant's reply brief is extended to June 14, 2016.

See BRY event due on 6-14-2016

OCCD CA 05-13-2016

Brief of Respondent(s)

[Brief of Respondent](#)

Filed By: Donald Latorraca

Comment: 4/12/18 - Rec'd 10 add'l copies of CA briefs for SC

OCCD CA 05-12-2016

Motion to Extend Time

Filed By: Donald Latorraca

Submit Date: 5-12-2016

Decision: (G) Grant
Decision Date: 5-16-2016
ORD that the respondent's brief received on 5/13/16 is accepted for filing.
See BRS event filed on 5-13-2016
Comment: 3rd request

OCCD CA 04-25-2016 Motion to Extend Time
Filed By: Donald Latorraca
Submit Date: 4-26-2016
Decision: (G) Grant
Decision Date: 4-29-2016
IT IS ORDERED that the time for filing the respondent's brief is extended to May 12, 2016.
See BRS event due on 5-12-2016
Comment: 2nd request

OCCD CA 03-28-2016 Motion to Extend Time
Filed By: Donald Latorraca
Submit Date: 3-28-2016
Decision: (G) Grant
Decision Date: 3-30-2016
ORD that time for filing the respondent's brief is extended to 4/27/16.
See BRS event due on 4-27-2016

OCCD CA 03-02-2016 Letter/Correspondence
Comment: from DOJ, Atty Latorraca for Atty Weber

OCCD CA 02-25-2016 Supplement to Record
Comment: 124-1

OCCD CA 02-15-2016 Motion for Miscellaneous Relief
Filed By: Edward Hunt
Submit Date: 2-16-2016
Decision: (G) Grant
Decision Date: 2-18-2016
ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received 2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.
Comment: Motion to file a Corrected Defendant-Appellant's Brief

OCCD CA 02-15-2016 Motion for Miscellaneous Relief
Filed By: Edward Hunt
Submit Date: 2-16-2016
Decision: (G) Grant
Decision Date: 2-18-2016
ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received 2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.
Comment: Motion to File an Amended and Corrected Appendix

OCCD CA	02-12-2016	Motion to Correct/Supplement Record
<p>Filed By: Edward Hunt Submit Date: 2-17-2016 Decision: (G) Grant Decision Date: 2-18-2016 ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received 2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.</p>		
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OCCD CA	02-12-2016	Brief & Appx of Appellant(s) Brief of Appellant
<p>Filed By: Edward Hunt</p> <p>Comment: separate appendix; corrected briefs and appendices accepted for filing per cto 2/18/16 Appx to Brief of Appellant(s); 10 copies of CA brief rec'd for SC 4/12/18</p>		
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OCCD CA	02-02-2016	Motion to Extend Time
<p>Filed By: Edward Hunt Submit Date: 2-2-2016 Decision: (G) Grant Decision Date: 2-5-2016 ORD that time for filing the appellant's brief is extended to 2/12/16. See BAP event due on 2-12-2016 Comment: 5th request</p>		
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OCCD CA	01-22-2016	Motion to Extend Time
<p>Filed By: Edward Hunt Submit Date: 1-25-2016 Decision: (G) Grant Decision Date: 1-26-2016 ORD that time for filing the appellant's brief is extended to 2/2/16. See BAP event due on 2-2-2016 Comment: 4th request</p>		
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OCCD CA	12-07-2015	Motion to Extend Time
<p>Filed By: Edward Hunt Submit Date: 12-7-2015 Decision: (G) Grant Decision Date: 12-9-2015 ORD that time for filing the appellant's brief is extended to January 22, 2016. See BAP event due on 1-22-2016 Comment: 3rd request</p>		
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OCCD CA	10-13-2015	Motion to Correct/Supplement Record
<p>Filed By: Edward Hunt Submit Date: 10-29-2015 Decision: (O) Other Decision Date: 11-5-2015 ORD that the motion to supplement the record is dismissed. FRO that counsel's request to view the content of the sealed envelopes is granted. FRO that the time for filing the appellant's brief is extended</p>		

to 30 days from the date of this order.
Comment: MXT appellants brief

OCCD CA	08-12-2015	Motion to Extend Time
Filed By: Edward Hunt Submit Date: 8-12-2015 Decision: (G) Grant Decision Date: 8-14-2015 ORD that time for filing the appellant's brief is extended to October 13, 2015. See BAP event due on 10-13-2015		

OCCD CA	07-16-2015	Supplement to Record
Comment: Doucment 123 (144 pages)		

OCCD CA	07-03-2015	Sealed Documents
Comment: #22,97		

OCCD CA	07-03-2015	Record
Comment: 1-5 to 122-84, separate box		

OCCD CA	06-23-2015	Other Papers
Comment: Rcd copy of record inspection notice from TC.		

OCCD CA	06-09-2015	Statement on Transcript
Filed By: Edward Hunt Status: Ordered Comment: 6/9/15 court reporter's portion of SRT sent w/CRS by Court Reporter Becky Thomas to court of appeals re: 1/9/13 proceeding (SRT not yet filed); 6/15/15 rec'd court reporter's portion of SRT from Patricia Sobolewski, indicating copies of 4 proceedings will be sent to the AG w/in 20 days (no mention of filing w/COC)		

OCCD CA	06-02-2015	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	06-02-2015	Fee Waived
Comment: SPD order on file		

OCCD CA	06-02-2015	Notice of Appeal & Circuit Court Docket Entries
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OCCD CA	06-02-2015	X Transfer
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OCCD CA	05-22-2015	Notice of Appeal filed in Cir. Ct.
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OCCD CA	05-14-2015	Order of Circuit Court
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OCCD CA	04-03-2015	Mot. Extend Time to Decide Postconviction Motion
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Filed By: Edward Hunt
Submit Date: 4-3-2015
Decision: (G) Grant
Decision Date: 4-7-2015
ORD that the time for deciding the postconviction motion is extended to July 6, 2015.
Comment: 4th request

OCCD CA 02-18-2015 Mot. Extend Time to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 2-19-2015
Decision: (G) Grant
Decision Date: 2-20-2015
ORD that the time for deciding the postconviction motion is extended to May 5, 2015.
Comment: 3rd request

OCCD CA 11-18-2014 Mot. Extend Time to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 11-20-2014
Decision: (G) Grant
Decision Date: 11-24-2014
ORD that the time for deciding the postconviction motion is extended to 2/27/15.
Comment: 2nd request

OCCD CA 07-25-2014 Mot. Extend Time to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 7-25-2014
Decision: (G) Grant
Decision Date: 7-28-2014
ORD that the time for deciding the postconviction motion is extended to November 24, 2014.

OCCD CA 04-24-2014 Mot. Extend Time to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 4-25-2014
Decision: (G) Grant
Decision Date: 4-28-2014
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 5/28/14. We anticipate no additional extensions.
Comment: 6th

OCCD CA 03-04-2014 Mot. Extend Time to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 3-5-2014
Decision: (G) Grant
Decision Date: 3-6-2014
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 4/24/14. We anticipate no additional delays.
Comment: 5th request

OCCD CA 01-03-2014 Mot. Extend Time to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 1-6-2014

Decision: (G) Grant

Decision Date: 1-8-2014

ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 3/4/14.

Comment: 4th

OCCD CA 11-04-2013

Mot. Extend Time to file NAP/PCM

Filed By: Edward Hunt

Submit Date: 11-4-2013

Decision: (G) Grant

Decision Date: 11-6-2013

ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 1/3/14.

Comment: 3rd request

OCCD CA 09-03-2013

Mot. Extend Time to file NAP/PCM

Filed By: Edward Hunt

Submit Date: 9-4-2013

Decision: (G) Grant

Decision Date: 9-5-2013

ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to November 4, 2013.

Comment: 2nd request

OCCD CA 07-02-2013

Mot. Extend Time to file NAP/PCM

Filed By: Edward Hunt

Submit Date: 7-3-2013

Decision: (G) Grant

Decision Date: 7-8-2013

ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 9/3/13.

OCCD CA 01-09-2013

Judgment of Circuit Court