Wisconsin Supreme Court and Court of Appeals Case Access

State v. Tyrus Lee Cooper

Appeal Number 2016AP000375 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	07-31-2019		Remittitur
OCCD	SC	06-20-2019		Cites
	387 Wis. 2d 439			
OCCD	SC	06-20-2019		Cites
	929 N.W.2d 192			
OCCD	SC	06-20-2019		Opinion/Decision
	Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Bradley, Kelly, Dallet Opinion: Opinion Decision: Affirmed Pages: 26 Written by: Kelly, Daniel Dallet, Rebecca F. Wrote Dissenting Opinion 10 pages. Bradley, Ann Walsh Joined Dissenting Opinion Order Text: The decision of the court of appeals is affirmed. SHIRLEY S. ABRAHAMSON, J., withdrew from participation prior to oral argument. Comment: Opinion/Decision			
OCCD	SC	06-19-2019		Public Domain Citation
	Comment: PDC No: 2019 WI 73			
OCCD	SC	04-15-2019		Briefs Received At State Law Library
OCCD	SC	04-15-2019		Oral Argument
	Comment: 1st case, 9:45 a.m. Atty. Gierke for Defendant-Appellant- Petitioner. Asst. Atty. General for Plaintiff-Respondent.			
OCCD	SC	04-11-2019		Certificate of Service
	Comment: Re: Supreme Court Reply Briefs; Rcvd 22 copies, third party comm. carrier, 04-08-2019.			
OCCD	SC	04-11-2019		Sua Sponte

Filed By: Unassigned District 1
Submit Date: 4-11-2019
Decision: (N) No Action
Decision Date: 4-11-2019
No action.
Comment: reply brief is late (due 4/2/19) and over word count

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OCCD SC 04-11-2019 Reply Brief-Supreme Court
Reply Brief-Supreme Court

Filed By: Nora Gierke

OCCD SC 03-20-2019 Briefs Received At State Law Library

OCCD SC 03-19-2019 Response Brief-Supreme Court
Response Brief-Supreme Court

Filed By: Lisa Kumfer

OCCD SC 02-27-2019 Certificate of Service
Comment: RE: Supreme Court BAP; rcvd 22 copies of briefs, third party comm. carrier, 02-25-2019.

OCCD SC 02-27-2019 First Brief-Supreme Court
First Brief-Supreme Court

Filed By: Nora Gierke

OCCD SC 02-25-2019 Received SPD Appointment Order
Comment: for Atty. Nora E. Gierke

OCCD SC 02-25-2019 Attorney Change
Comment: Atty. Nora Gierke appears for petitioner

OCCD SC 02-14-2019 Assigned-Oral Argument

OCCD SC 12-28-2018 Motion to Extend Time
Filed By: David Frank
Submit Date: 12-28-2018
Decision: (G) Grant
Decision Date: 1-3-2019
ORD that the motion is granted. Defendant-appellant-petitioner's initial brief shall be served and filed on or before February 25, 2019.
See BR1 event due on 2-25-2019

OCCD SC 12-12-2018 Caption Amended

OCCD SC 12-12-2018 Court Changed to Supreme Court

OCCD SC 06-11-2018 Court Order

ORD that the plaintiff-respondent, State of Wisconsin, is directed to file a response to the petition for review on or before June 26, 2018.

OCCD SC 04-05-2018 Letter/Correspondence

Comment: from AAG Kumfer advising State will not file formal response opposing PRE unless ordered by they Court

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OCCD CA 03-28-2018 Cites

913 N.W.2d 514

OCCD CA 03-28-2018 Cites

380 Wis. 2d 508

OCCD SC 03-28-2018 Fee Waived

Comment: SPD

OCCD SC 03-28-2018 Petition for Review

Filed By: David Frank
Submit Date: 4-5-2018
Decision: (G) Grant
Decision Date: 12-12-2018
ORD the petition for review is granted. Briefs/statements due 30/20/10.
FRO that the parties' briefs shall address the following additional issue: In deciding whether Mr. Cooper may withdraw his guilty plea, is the circuit court bound by the SC's findings and/or conclusions in In re Disciplinary Proceedings Against Hicks, 2016 WI31, 368 Wis. 2d 108, 877 N.W.2d 848, including, but not limited to, language stating that the failure of Mr. Cooper's trial counsel to properly communicate with him prevented him from adequately understanding and participating in his own defense, see id., 23-28, 39.
Motion Response
Filed By: Lisa Kumfer
Submit Date: 6-27-2018

OCCD CA 03-28-2018 Opinion Ordered Unpublished

OCCD CA 02-27-2018 Opinion/Decision

Judge Panel: Kessler, Dugan, Brash
Opinion: Per Curiam
Decision: Affirmed Pages: 12
Order Text: Judgment affirmed.

OCCD CA 11-08-2017 Submitted on Briefs

OCCD CA 08-11-2017 Briefs Received At State Law Library

OCCD CA 07-21-2017 Record and Briefs Sent to District 1

OCCD CA 07-20-2017 Certificate of Filing by Mail

Comment: BRY-IB 7/19/17

OCCD CA 07-20-2017 Reply Brief
Reply Brief

Filed By: David Frank

OCCD CA 06-13-2017 Motion to Extend Time

Filed By: David Frank
Submit Date: 6-13-2017
Decision: (G) Grant
Decision Date: 6-14-2017
ORD that the deadline for Cooper to file a reply brief is extended through July 19, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRY event due on 7-19-2017

OCCD CA 06-02-2017 Brief of Respondent(s)
Brief of Respondent

Filed By: Lisa Kumfer

OCCD CA 05-05-2017 Brief & Appx of Appellant(s)
Brief of Appellant

Comment: Replacement Brief

OCCD CA 04-24-2017 Motion to Strike

Filed By: Lisa Kumfer
Submit Date: 4-25-2017
Decision: (G) Grant
Decision Date: 4-26-2017
ORD that the appellant's briefs are stricken.
FRO that the appellant shall file briefs that comply with Wis. Stat. Rule 809.86(4)(2015-16), and serve the State, no later than May 7, 2017
FRO that the deadline for filing the respondent's brief shall run from the date the appellant files a compliant brief.
Comment: applnt. brief - identification of victim

OCCD CA 04-21-2017 Attorney Change

Comment: Added AAG Lisa E. F. Kumfer as counsel for the State.

OCCD CA 04-12-2017 Brief & Appx of Appellant(s)

Filed By: David Frank

Comment: Please note an appendix certification has been added to this brief. See Rule 809.19(2) regarding requirements.

OCCD CA 01-13-2017 Motion to Extend Time

Filed By: David Frank
Submit Date: 1-13-2017
Decision: (G) Grant
Decision Date: 1-17-2017

IT IS ORDERED that the deadline for Cooper to file the appellants brief and appendix in this matter is extended to April 13, 2017.
See BAP event due on 4-13-2017

OCCD CA 12-15-2016 Received SPD Appointment Order

Comment: David E. Frank

OCCD CA 11-21-2016 Hold Status

OCCD CA 11-17-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 11-17-2016
Decision: (O) Other
Decision Date: 11-21-2016
IT IS ORDERED that the previously imposed hold in this matter is lifted.
IT IS FURTHER ORDERED that the public defenders report is accepted as filed.
IT IS FURTHER ORDERED that the motion to withdraw is granted and Attorney Jeff T. Wilson is relieved of further representation of Cooper.
IT IS FURTHER ORDERED that the public defender shall appoint successor counsel within sixty days of the date of this order.
IT IS FURTHER ORDERED that successor counsel shall forward a copy of his or her appointment order to this court within five days of the date of appointment.
IT IS FURTHER ORDERED that Cooper shall file an appellants brief and appendix in this matter within sixty days of the date on which successor counsel is appointed.
See BAP event due on 11-21-2016
Comment: 8th

OCCD CA 11-11-2016 Court Order

IT IS ORDERED that this appeal and the motion to withdraw as counsel are held in abeyance pending further order of this court. IT IS FURTHER ORDERED that by November 28, 2016, the State Public Defender shall advise whether it will appoint successor counsel for Cooper.

OCCD CA 11-09-2016 Motion to Withdraw as Counsel

Filed By: Jeff Wilson
Submit Date: 11-9-2016
Decision: (O) Other
Decision Date: 11-21-2016
IT IS ORDERED that the previously imposed hold in this matter is lifted.
IT IS FURTHER ORDERED that the public defenders report is accepted as filed.
IT IS FURTHER ORDERED that the motion to withdraw is granted and Attorney Jeff T. Wilson is relieved of further representation of Cooper.
IT IS FURTHER ORDERED that the public defender shall appoint successor counsel within sixty days of the date of this order.
IT IS FURTHER ORDERED that successor counsel shall forward a copy of his or her appointment order to this court within five days of the date of appointment.
IT IS FURTHER ORDERED that Cooper shall file an appellants brief and appendix in this matter within sixty days of the date on which successor counsel is appointed.
Motion Response
Filed By: Andrea Cornwall
Submit Date: 11-16-2016

OCCD CA 10-21-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 10-24-2016
Decision: (G) Grant
Decision Date: 10-25-2016
ORD that the deadline for Cooper to file a brief and appendix is extended through November 21, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 11-21-2016
Comment: 7th

OCCD CA 09-21-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 9-22-2016
Decision: (G) Grant
Decision Date: 9-23-2016
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through October 21, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 10-21-2016

OCCD CA 08-22-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 8-22-2016
Decision: (G) Grant
Decision Date: 8-24-2016
ORD that the deadline for Cooper to file a brief and appendix is extended through September 21, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 9-21-2016
Comment: 5th

OCCD CA 08-15-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 8-16-2016
Decision: (G) Grant
Decision Date: 8-17-2016
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through August 22, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 8-22-2016
Comment: 4th

OCCD CA 08-01-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 8-2-2016
Decision: (G) Grant
Decision Date: 8-3-2016
IT IS ORDERED that the deadline for Cooper to file a brief and appendix is extended through August 15, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 8-15-2016
Comment: 3d

OCCD CA 06-30-2016 Motion to Extend Time

Filed By: Jeff Wilson

Submit Date: 6-30-2016
Decision: (G) Grant
Decision Date: 7-5-2016
IT IS ORDERED that the time for Cooper to file his appellant's brief and appendix is extended to August 1, 2016.
See BAP event due on 8-1-2016

OCCD CA 05-31-2016 Motion to Extend Time

Filed By: Jeff Wilson
Submit Date: 5-31-2016
Decision: (G) Grant
Decision Date: 6-2-2016
IT IS ORDERED that the time for the appellant to file an appellant's brief is extended until June 30, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14).
See BAP event due on 6-30-2016

OCCD CA 04-21-2016 Record

Comment: 1-14 to 59-3

OCCD CA 04-08-2016 Delinquent

Comment: New due date of connected REC: 4-25-2016

OCCD CA 03-07-2016 Statement on Transcript

Filed By: Jeff Wilson
Status: Prev. Filed

OCCD CA 02-23-2016 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 02-23-2016 Fee Waived

Comment: SPD

OCCD CA 02-23-2016 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 02-23-2016 X Transfer

OCCD CA 02-22-2016 Received SPD Appointment Order

OCCD CA 02-18-2016 Notice of Appeal filed in Cir. Ct.

OCCD CA 01-19-2016 Mot. Extend Time to file NAP/PCM

Filed By: Jeff Wilson
Submit Date: 1-20-2016
Decision: (G) Grant
Decision Date: 1-21-2016
ORD that the deadline for Cooper to file a postconviction motion or notice of appeal in this matter is extended to February 18, 2016.
Comment: 3d

OCCD CA 12-18-2015 Mot. Extend Time to file NAP/PCM

Filed By: Jeff Wilson
Submit Date: 12-21-2015
Decision: (G) Grant
Decision Date: 12-22-2015
IT IS ORDERED that the deadline for Cooper to file a postconviction motion or notice of appeal in this matter is extended to January 19, 2016.
Comment: 2d

OCCD CA 10-15-2015 Mot. Extend Time to file NAP/PCM

Filed By: Jeff Wilson
Submit Date: 10-15-2015
Decision: (G) Grant
Decision Date: 10-19-2015
ORD that the deadline for Cooper to file a postconviction motion or a notice of appeal is extended through 12/18/15. See WIS. STAT. RULE 809.82(2)(a) (2013-14).

OCCD CA 10-21-2013 Judgment of Circuit Court
