

# Wisconsin Supreme Court and Court of Appeals Case Access

State v. J. B.

Appeal Number 2016AP000483

**CONFIDENTIAL**

**CONSOLIDATED** - [List of Consolidated Cases](#)

Court of Appeals District 1

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	01-10-2017		Remittitur
OCCD	CA	11-16-2016 888 N.W.2d 247		Cites
OCCD	CA	11-16-2016 372 Wis. 2d 459		Cites
OCCD	CA	11-16-2016		Opinion Ordered Unpublished
OCCD	SC	10-20-2016 Comment: SPD		Fee Waived
OCCD	SC	10-20-2016 Filed By: Timothy Kay Submit Date: 11-3-2016 Decision: (D) Deny Decision Date: 1-9-2017 ORD that the petition for review is denied, without costs. Rebecca Grassl Bradley, J., did not participate. Motion Response Filed By: Anne A Submit Date: 11-3-2016		Petition for Review
OCCD	CA	10-04-2016 Judge Panel: Brennan Opinion: Opinion Decision: Affirmed Pages: 14 Order Text: Orders affirmed		<a href="#">Opinion/Decision</a>
OCCD	CA	09-01-2016		Reply Brief

OCCD CA	08-29-2016	Briefs Received At State Law Library
Comment: Brief of Guardian ad Litem		
OCCD CA	08-29-2016	Certificate of Filing by Mail
Comment: BGL		
OCCD CA	08-25-2016	Brief of Guardian ad Litem
Filed By: Anne A		
Comment: Respondent's joint brief with Guardian ad Litem		
OCCD CA	08-16-2016	Briefs Received At State Law Library
Comment: Brief of Appellant(s)		
OCCD CA	08-16-2016	Record and Briefs Sent to District 1
OCCD CA	08-15-2016	Brief & Appx of Appellant(s)
Filed By: Timothy Kay		
Comment: Separate Appendix; Note that the caption has been corrected on this brief. Please use the above caption on all future briefs; Please note that the Trial Court Judge and County appealed from have been added to the cover of all briefs. Please include this information on all future briefs pursuant to Rule 809.19 (9)		
OCCD CA	08-11-2016	Sua Sponte
Filed By: Unassigned District 1		
Submit Date: 8-11-2016		
Decision: (O) Other		
Decision Date: 8-12-2016		
ORD that the deadline for J.B. to file his appellate brief and appendix remains August 15, 2016.		
FRO that the court shall not accept J.B.'s brief for filing until he submits 10 copies of an appendix		
Comment: accept applnt. brief w/out appendix, Atty. Kay advises appendix filed w/ no merit report is on file		
OCCD CA	08-11-2016	Statement on Transcript
Status: Other		
Comment: 7/15/16 - rcvd. copy not signed by CR - ordering 7/11/16 transcript; per 8/11/16 cto mxt construed as SRT requirement, 8/11/16 - SRT from Atty. Kay		
OCCD CA	08-10-2016	Motion to Extend Time
Filed By: Timothy Kay		
Submit Date: 8-10-2016		
Decision: (O) Other		
Decision Date: 8-11-2016		
ORD that the August 10, 2016 motion to extend the deadline for filing a statement on transcript is construed as a statement on transcript.		

FRO that the August 10, 2016 statement on transcript, as construed, is accepted as filed.  
See SRT event due on 7-18-2016

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OCCD	CA	08-05-2016	Delinquent
Comment: New due date of connected SRT: 8-12-2016			

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OCCD	CA	07-29-2016	Record
Comment: Re-File; 1-16 to 25-1			

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OCCD	CA	07-15-2016	Response
Comment: per 4/26/16 cto - TC to hold proceedings/enter orders, transcript to be ordered w/in 3 days of hearing, srt filed/served w/in 20 days of date ordered; per 6/8/16 cto - date for TC to hold hrg. ext. to 7/18/16			

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OCCD	CA	06-21-2016	Other Papers
Comment: ret. mail; J.B. copy of 6/8/16 cto, remailed to updated address			

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OCCD	CA	06-06-2016	Motion for Miscellaneous Relief
Filed By: Timothy Kay			
Submit Date: 6-6-2016			
Decision: (G) Grant			
Decision Date: 6-8-2016			
IT IS ORDERED that the deadline for deciding the post-termination motion is extended until July 18, 2016.			
Comment: Motion for extension of time for circuit court to hold an additional hearing			

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OCCD	CA	05-11-2016	Response
Comment: per 4/26/16 cto - postjudgment motions filed; 5/11/16 rcvd. copy of Atty. Kay's Post-dispo. motion filed in TC			

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OCCD	CA	04-26-2016	Record Remanded to Circuit Court
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OCCD	CA	04-26-2016	No Merit Rejected
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OCCD	CA	04-26-2016	Opinion/Decision
Judge Panel: Kessler			
Opinion: Court Order			
Decision: No Merit Rejected, Appeal Cont. w/ Atty Pages: 3			
Order Text: IT IS ORDERED that the hold previously imposed in these matters is lifted.			
IT IS FURTHER ORDERED that the no-merit report filed in these matters is rejected and the proceedings are converted to appeals on the merits.			

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OCCD	CA	04-26-2016	Hold Status
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OCCD	CA	04-18-2016	Motion for Remand
Filed By: Timothy Kay			
Submit Date: 4-25-2016			

Decision: (O) Other

Decision Date: 4-26-2016

ORD that the hold previously imposed in these matters is lifted.

FRO that the no-merit report filed in these matters is rejected and the proceedings are converted to appeals on the merits.

FRO that the deadline for filing a motion to remand under WIS. STAT. RULE 809.107(6)(am) is extended through April 18, 2016, the date of filing.

FRO that these appeals are remanded to the circuit court to permit J.B. to pursue postjudgment motions but this court retains jurisdiction over the appeals. See id. The postjudgment motions shall be filed within twenty-one days of the date of this order.

FRO that the circuit court shall hold necessary proceedings and enter orders containing the circuit courts findings and conclusions resolving the motions within sixty days of the date of this order.

FRO that a transcript shall be ordered within three days of the hearing, if appellate counsel deems a transcript of the postjudgment proceedings necessary for appeal, and any such transcript shall be served and filed within twenty days of the date it is ordered. A statement on transcript shall be filed within five days of the date of the hearing by appellate counsel reflecting either that a postremand transcript has been ordered or that such a transcript is not necessary for these appeals. Counsel for the appellant shall provide the court reporter with a copy of this order.

FRO that the clerk of circuit court shall retransmit the records to this court within ten days after the later of the entry of the circuit court orders resolving the post-judgment motions or the filing of the transcript of the postjudgment motion hearing if such transcript is ordered. The records shall include documents, including transcripts, filed pursuant to this remand, and the circuit courts orders resolving the postjudgment motions.

FRO that the appellant shall file a brief presenting all grounds for relief no later than fifteen days after the records are retransmitted to this court. See WIS. STAT. RULE 809.107(6)(am).

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OCCD CA 04-08-2016

Court Order

ORD that, no later than April 22, 2016, Attorney Kay shall file a supplemental no-merit report as discussed in this order or, in the alternative, a request to convert the proceedings to an appeal on the merits and seek appropriate related relief.

FRO that J.B. may, within 10 days after service of the supplemental no-merit report, file a response to both the no-merit report and the supplemental no-merit report.

FRO that this court's deadline for resolving a no-merit appeal shall not begin to run until J.B. files a response to the supplemental no-merit report or his deadline for doing so has passed, whichever is sooner.

See DAC event filed on 4-26-2016

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OCCD CA 03-30-2016

No Merit Submitted

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OCCD CA 03-30-2016

No Merit Report

Filed By: Timothy Kay

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OCCD CA 03-21-2016

Record

Comment: 1-16 to 21-1

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OCCD CA 03-14-2016

Consolidated Case

Comment: [2016AP000483, 2016AP000484, 2016AP000485]

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OCCD CA 03-10-2016

Motion to Consolidate

Filed By: Timothy Kay

Submit Date: 3-10-2016

Decision: (G) Grant

Decision Date: 3-14-2016

IT IS ORDERED that appeal Nos. 2016AP483-NM, 2016AP484-NM and 2016AP485-NM are consolidated for briefing and disposition purposes.

Comment: [2016AP000483, 2016AP000484, 2016AP000485]

OCCD CA	03-10-2016	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	03-10-2016	Termination of Parental Rights
OCCD CA	03-10-2016 Comment: SPD	Fee Waived
OCCD CA	03-10-2016	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	03-07-2016	Received SPD Appointment Order
OCCD CA	03-07-2016 Filed By: Timothy Kay Status: Prev. Filed	Statement on Transcript
OCCD CA	03-04-2016	Notice of Appeal filed in Cir. Ct.
OCCD CA	09-15-2015	Order of Circuit Court