

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Gerald J. Vanderhoef

Appeal Number 2016AP002052 - CR

Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	06-28-2019		Remittitur
Comment: NRI by UPS				
OCCD	CA	05-29-2019		Cites
387 Wis. 2d 684				
OCCD	CA	05-29-2019		Cites
928 N.W.2d 798				
OCCD	CA	05-29-2019		Opinion Ordered Unpublished
OCCD	CA	05-20-2019		Motion for Reconsideration
Filed By: Kathleen Lindgren				
Submit Date: 5-21-2019				
Decision: (D) Deny				
Decision Date: 5-21-2019				
IT IS ORDERED that the motion for reconsideration is denied.				
Comment: 4/30/19 DEC				
OCCD	CA	04-30-2019		Opinion/Decision
Judge Panel: Dugan, Kessler, Kloppenburg				
Opinion: Opinion				
Decision: Affirmed in part, reversed In part Pages: 11				
Written by: Kessler, Joan F.				
Order Text: Judgment and order affirmed in part, reversed in part, and cause remanded for further proceedings				
OCCD	CA	02-05-2019		Submitted on Briefs
OCCD	CA	01-02-2019		Briefs Received At State Law Library
OCCD	CA	12-13-2018		Record and Briefs Sent to District 1

OCCD CA 12-12-2018

Reply Brief
[Reply Brief](#)

Filed By: Kathleen Lindgren

OCCD CA 11-27-2018

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

Filed By: Michael Sanders

OCCD CA 11-09-2018

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 11-12-2018

Decision: (G) Grant

Decision Date: 11-13-2018

ORD that the deadline for the State to file the respondent's brief in this matter is extended to November 27, 2018.

See BRS event due on 11-27-2018

Comment: 2

OCCD CA 10-05-2018

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 10-8-2018

Decision: (G) Grant

Decision Date: 10-9-2018

ORD that the time for the respondent to file a respondent's brief is extended to November 12, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

See BRS event due on 11-12-2018

OCCD CA 09-14-2018

Attorney Change

Comment: Per notice of appearance withdrew AAG Donald V. Latorraca, added AAG Michael C. Sanders per notice of appearance

OCCD CA 09-12-2018

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

Filed By: Kathleen Lindgren

Comment: Revised, Separate Appendix.

OCCD CA 08-01-2018

Sua Sponte

Filed By: Kathleen Lindgren

Submit Date: 8-1-2018

Decision: (O) Other

Decision Date: 8-3-2018

ORD that the previously filed appellants' brief is stricken and a revised appellant's brief shall be filed within forty days of the date of this order.

Comment: letter rcv'd per 9-28-17 cto requesting to file a supplemental brief, action?

OCCD CA 08-01-2018

Response

Comment: Atty. Vanderhoef shall notify this court, within thirty days of the date of the supreme courts decision in Mitchell, whether he will stand on his originally filed brief or whether he would like to file a

revised appellants brief.

OCCD CA	07-03-2018	Hold Status
OCCD CA	09-26-2017	Motion for Stay
Filed By: Donald Latorraca Submit Date: 9-27-2017 Decision: (G) Grant Decision Date: 9-28-2017 IT IS ORDERED that briefing in this case is stayed pending the supreme courts decision in State v. Gerald P. Mitchell, appeal No. 2015AP304-CR. IT IS FURTHER ORDERED that counsel for appellant Gerald J. Vanderhoef shall notify this court, within thirty days of the date of the supreme courts decision in Mitchell, whether he will stand on his originally filed brief or whether he would like to file a revised appellants brief. Briefing deadlines will be reset as necessary at that time. Comment: stipulation to stay briefing pending SC DEC in State v. Mitchell , 15AP304-CR		
OCCD CA	09-19-2017	Non-Electronic Record Item
Comment: Exhibit #4		
OCCD CA	09-18-2017	Supplement to Record
Comment: ELECTRONICALLY FILED; 55-1 to 58-2		
OCCD CA	09-08-2017	Motion to Correct/Supplement Record
Filed By: Donald Latorraca Submit Date: 9-8-2017 Decision: (G) Grant Decision Date: 9-11-2017 ORD that w/in 14 days of the date of this order, the clerk of the circuit court shall transmit, by supplemental return, the eight exhibits described herein. FRO that the respondent's brief shall be due w/in 30 days of the date on which the supplemental record return is filed in this court. Comment: (exhibits)		
OCCD CA	08-07-2017	Sua Sponte
Filed By: Kathleen Lindgren Submit Date: 8-8-2017 Decision: (O) Other Decision Date: 8-9-2017 IT IS ORDERED that the hold previously imposed in this matter is lifted and this appeal may continue. IT IS FURTHER ORDERED that the deadline for the State to file its respondent's brief is September 8, 2017, and further briefing shall proceed in conformity with the rules of appellate procedure. Comment: Letter from APP stating no update to BAP		
OCCD CA	08-07-2017	Response
Comment: per 4/26/17 CTO Atty. Vanderhoef to notify court w/in 30 days of date of SC DEC in 15AP1261-CR and 15AP450-CR if he would like to file revised BAP; 7/6/17 - 15AP1261-CR released; 7/7/17 - 15AP450-CR released		

OCCD CA 07-07-2017

Hold Status

OCCD CA 04-24-2017

Motion for Stay

Filed By: Donald Latorraca

Submit Date: 4-25-2017

Decision: (G) Grant

Decision Date: 4-26-2017

IT IS ORDERED that briefing in this case is stayed pending the Wisconsin Supreme Courts decisions in State v. Navdeep S. Brar, appeal No. 2015AP1261-CR, and State v. Adam M. Blackman, appeal No. 2015AP450-CR.

IT IS FURTHER ORDERED that counsel for appellant Gerald J. Vanderhoef shall notify this court within thirty days of the date of the Supreme Courts decisions in the above-listed cases whether he will stand on his originally filed brief or whether he would like to file a revised appellants brief. We will set further briefing deadlines at that time.

Comment: pending WI Supreme Court decisions in State v. Brar (15AP1261-CR) and State v. Blackman (15AP450-CR).

OCCD CA 04-21-2017

Attorney Change

Comment: Withdrew AAG Charlotte Gibson, added AAG Donald V. Latorraca.

OCCD CA 04-10-2017

Brief & Appx of Appellant(s)

Filed By: Kathleen Lindgren

OCCD CA 03-01-2017

Letter/Correspondence

Comment: to Atty. Lindgren advising brief/appx due 4/10/17

OCCD CA 03-01-2017

Hold Status

OCCD CA 12-16-2016

Motion for Stay

Filed By: Kathleen Lindgren

Submit Date: 12-16-2016

Decision: (G) Grant

Decision Date: 12-22-2016

IT IS ORDERED that appeal No. 2016AP2052-CR is held in abeyance pending supreme court decision in State v. Patrick K. Kozel, No. 2015AP656-CR, and State v. David W. Howes, No. 2014AP1870-CR.

IT IS FURTHER ORDERED that Vanderhoef's appellant's brief shall be due within forty days of the date on which the later of the Kozel or Howes opinions is issued.

Comment: briefing/proceedings pending SC DEC in 14AP1870-CR and 15AP656-CR

OCCD CA 12-12-2016

Record

Comment: ELECTRONICALLY FILED; 1-2 to 54-1

OCCD CA 12-09-2016

Delinquent

Comment: New due date of connected REC: 12-27-2016

OCCD CA 11-22-2016

Motion for Stay

Filed By: Kathleen Lindgren

Submit Date: 11-22-2016

Decision: (D) Deny
Decision Date: 11-25-2016
ORD that the motion to stay briefing and other proceedings is denied at this time.

OCCD CA	10-31-2016	Statement on Transcript
Filed By: Kathleen Lindgren Status: Prev. Filed		

OCCD CA	10-21-2016	Fee Waived
Comment: SPD		

OCCD CA	10-21-2016	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	10-21-2016	Notice of Appeal & Circuit Court Docket Entries
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OCCD CA	10-21-2016	X Transfer
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OCCD CA	10-14-2016	Notice of Appeal filed in Cir. Ct.
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OCCD CA	09-28-2016	Order of Circuit Court
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OCCD CA	09-15-2016	Mot. Extend Time to file NAP/PCM
Filed By: Kathleen Lindgren Submit Date: 9-15-2016 Decision: (G) Grant Decision Date: 9-16-2016 IT IS ORDERED that the deadline for Vanderhoef to file a postconviction motion or a notice of appeal is extended through October 17, 2016. See WIS. STAT. RULE 809.82(2)(a) (2013-14).		

OCCD CA	07-15-2016	Mot. Extend Time to file NAP/PCM
Filed By: Kathleen Lindgren Submit Date: 7-18-2016 Decision: (G) Grant Decision Date: 7-19-2016 IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to September 15, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14). Comment: 3d		

OCCD CA	05-16-2016	Mot. Extend Time to file NAP/PCM
Filed By: Kathleen Lindgren Submit Date: 5-16-2016 Decision: (G) Grant Decision Date: 5-18-2016 IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to July 15, 2016. See Wis. Stat. Rule 809.82(2)(a) (2013-14). Comment: 2d		

OCCD CA	02-12-2016	Mot. Extend Time to file NAP/PCM
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Filed By: Kathleen Lindgren

Submit Date: 2-12-2016

Decision: (G) Grant

Decision Date: 2-16-2016

IT IS ORDERED that the deadline for Vanderhoef to file a postconviction motion or notice of appeal in this matter is extended to May 16, 2016.

OCCD CA 03-13-2015

Judgment of Circuit Court
