

# Wisconsin Supreme Court and Court of Appeals Case Access

State v. M.D.M.

Appeal Number 2017AP000138

**CONFIDENTIAL**

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

Court of Appeals District 1

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	10-20-2021		Remittitur
OCCD	CA	08-19-2021		Final Publication
OCCD	CA	07-28-2021 398 Wis. 2d 718		Cites
OCCD	CA	07-28-2021 963 N.W.2d 98		Cites
OCCD	CA	07-28-2021		Opinion Ordered Published
OCCD	CA	07-28-2021 Comment: PDC No: 2021 WI App 42		Public Domain Citation
OCCD	SC	07-12-2021 Comment: State advises it opposes petition for review, will not file formal response unless ordered by court Letter- State advises it opposes petition for review, will not file formal response unless ordered by court		Letter/Correspondence
OCCD	SC	06-25-2021 Comment: Petition for review Certificate of Filing by Mail		Certificate of Filing by Mail
OCCD	SC	06-25-2021 Comment: SPD		Fee Waived
OCCD	SC	06-25-2021 Filed By: Christopher August Submit Date: 7-14-2021 Decision: (D) Deny		Petition for Review

Decision Date: 10-18-2021  
ORD that the petition for review is denied, without costs.

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OCCD CA	06-08-2021	<a href="#">Opinion/Decision</a>
Judge Panel: Dugan, Brash, Donald		
Opinion: Opinion		
Decision: Reversed and remanded Pages: 11		
Written by: Dugan, Timothy G.		
Order Text: Orders reversed and cause remanded for further proceedings		
Comment: 6/8/21 Opinion/Decision Appendix - Petition for Review		

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OCCD CA	04-16-2021	Received SPD Appointment Order
Comment: Christopher August		

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OCCD CA	03-18-2021	Letter/Correspondence
Comment: SPD Fragoso requests case be entered for electronic filing.		

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OCCD CA	11-19-2020	Submitted on Briefs
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OCCD CA	10-23-2020	Briefs Received At State Law Library
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OCCD CA	10-09-2020	Briefs Sent to District
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OCCD CA	10-08-2020	Other Brief
Filed By: John Blimling		
Comment: Supplemental Brief of Petitioner-Appellant per 8/6/20 Court Order Supplemental Brief of Petitioner-Appellant Ack. Notice and cover letter Supplemental Brief of Petitioner-Appellant Supplemental Brief of Petitioner-Appellant		

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OCCD CA	08-21-2020	Notice of Appearance
Comment: filed by AAG John A. Blimling appearing for the State Notice of Appearance		

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OCCD CA	08-17-2020	Motion to Extend Time
Filed By: Winn Collins		
Submit Date: 8-17-2020		
Decision: (G) Grant		
Decision Date: 8-19-2020		
IT IS ORDERED that the Petitioner-Appellants brief may be filed on or before October 8, 2020.		
Motion Response		
Filed By: John Blimling		
See BOT event filed on 10-8-2020		
Comment: Motion to Extend Time to file BOT Court Order - 8-19-2020		

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OCCD CA	08-17-2020	Response
Comment: Per 8/6/20 CTO - State to advise if brief will be filed Certificate of Mailing: Response		

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OCCD CA	08-06-2020	Court Order for 3-Judge Panel
Comment: Court Order for 3-Judge Panel		
OCCD CA	08-06-2020	Court Order
IT IS ORDERED that this case will be decided by a three-judge panel.		
IT IS FURTHER ORDERED that on or before August 16, 2020, the attorney general shall notify this court whether it will submit a brief. If a brief will be submitted, the attorney general shall do so within thirty days from the date of this order.		
Comment: Court Order		
OCCD CA	07-27-2020	Briefs Received At State Law Library
OCCD CA	07-06-2020	Submitted on Briefs
OCCD CA	07-01-2020	Record and Briefs Sent to District 1
OCCD CA	06-29-2020	Certificate of Filing by Mail
Comment: RE: Reply Brief, Mailed 6-26-2020, COS Certificate of Filing by Mail - BRY Certificate of Filing by Mail Submission on Briefs		
OCCD CA	06-29-2020	Reply Brief
Filed By: Anna Gage		
Comment: Cover ltr. filing BRY Ack. filing brief - BRY Filing Notice: Reply Brief Cover Letter: Reply Brief		
OCCD CA	06-12-2020	Motion to Extend Time
Filed By: Anna Gage		
Submit Date: 6-12-2020		
Decision: (G) Grant		
Decision Date: 6-16-2020		
ORD that the deadline for filing the reply brief is extended to June 26, 2020. See Wis. Stat. Rule 809.82(2)(a) (2017-18).		
See BRY event due on 6-26-2020		
Comment: Motion to Extend Time to File Reply Brief Motion to Extend Time Court Order 06/16/20		
OCCD CA	05-28-2020	Certificate of Filing by Mail
Comment: BRS (May 26, 2020) Certificate of Filing by Mail		
OCCD CA	05-28-2020	Brief of Respondent(s)
Filed By: Jorge Fragoso		
Comment: Cover Letter: Brief of Respondent(s) Filing Notice: Brief of Respondent(s)		
OCCD CA	03-20-2020	Motion to Extend Time
Filed By: Jorge Fragoso		
Submit Date: 3-20-2020		
Decision: (G) Grant		

Decision Date: 4-9-2020

ORD that the time for the respondent to file his brief is extended to May 26, 2020. See Wis. Stat. Rule 809.82(2)(a).

See BRS event due on 5-26-2020

Comment: Motion to Extend Time Court Order 04/09/20

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OCCD CA 03-09-2020 Motion to Extend Time  
Filed By: Jorge Fragoso  
Submit Date: 3-9-2020  
Decision: (G) Grant  
Decision Date: 3-11-2020  
ORD that the deadline for M.D.M. to file the respondent's brief is extended to March 23, 2020.  
See BRS event due on 3-23-2020  
Comment: Court Order - 03/11/20 Motion to Extend Time Motion to Extend Time Court Order 03/11/20

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OCCD CA 02-06-2020 Certificate of Filing by Mail  
Comment: RE: BAP; received 10 copies, mailed 02/04/2020. Cert. of Filing by Mail Certificate of Filing by Mail

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OCCD CA 02-06-2020 Brief & Appx of Appellant(s)  
Filed By: Anna Gage  
  
Comment: Brief of Appellant - Filing Acknowledgement Brief of Appellant - Cover Letter Appendix to Brief of Appellant(s) Filing Notice: Brief & Appx of Appellant

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OCCD CA 12-26-2019 Sealed Documents  
Comment: #18, #20

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OCCD CA 12-26-2019 Record  
Comment: 1-4 to 58-1 ELECTRONICALLY FILESD Record - Filing Notices Filing Notice: Record

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OCCD CA 10-18-2019 Statement on Transcript  
Filed By: Anna Gage  
Status: Prev. Filed  
Comment: 10/15/19: CRS: CR Justman files/serves transcripts 10/10/19; 10/18/19; CR Worden files serves 8/18/15 transcript; CR Sigl files/srvs. 2/5/15 transcript 9/12/19; CR Novak files/srvs. 9/23/14 transcript 9/6/19; CR Bertermann files/srvs 8/22/14 transcript 9/28/19; CR Burghardt files/srvs 11/4/15 transcript 10/19/19; CR Carpenter files/srvs 7/8/14 transcript 10/8/19; CR De La Rosa files/srvs. 7/20/14, 5/4/15 transcripts 10/22/19; CR Justman files/srvs 6/23/15, 9/1/16, 1/13/17 transcripts 10/20/19; CR Kandziora files/srvs 12/13/16 transcript 10/20/19; CR Deschsner files/srvs 8/3/16 transcript 10/21/19 Statements on Transcripts Statements on Transcripts

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OCCD CA 10-15-2019 Other Papers  
Comment: Notice of Reporter Filing Transcript Court Reporter Statement with Cover Letter Notice of Reporter Regarding Filing of Transcript

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OCCD CA 10-04-2019 Motion to Extend Time  
Filed By: Anna Gage  
Submit Date: 10-7-2019

Decision: (G) Grant

Decision Date: 10-8-2019

IT IS ORDERED that the State shall file the statements on transcript in these matters by October 25, 2019. IT IS FURTHER ORDERED that the deadline for the circuit court to transmit the record in these matters is extended to December 26, 2019.

See SRT event due on 10-25-2019

Comment: 4 Court Order - 10/08/19 Motion to Extend Time Motion to Extend Time Court Order 10/08/19

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OCCD CA 09-27-2019

Motion to Extend Time

Filed By: John Barrett

Submit Date: 9-30-2019

Decision: (G) Grant

Decision Date: 10-8-2019

IT IS ORDERED that the State shall file the statements on transcript in these matters by October 25, 2019. IT IS FURTHER ORDERED that the deadline for the circuit court to transmit the record in these matters is extended to December 26, 2019.

See REC event due on 12-26-2019

Comment: Motion to Extend Time Motion to Extend Time

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OCCD CA 09-20-2019

Motion for Miscellaneous Relief

Filed By: Anna Gage

Submit Date: 9-20-2019

Decision: (G) Grant

Decision Date: 9-24-2019

ORD that the deadline for the State to file the statements on transcript in these matters is extended to October 4, 2019.

Comment: ext. time for court report to respond to statement on transcript Court Order - 09/24/19 Motion for Miscellaneous Relief Motion for Miscellaneous Relief Court Order 09/24/19

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OCCD CA 08-29-2019

Attorney Change

Comment: withdrew Atty. Mochel, added SPD Frago as counsel for the RES-RES Attorney Change filed by Atty Bridgman

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OCCD CA 08-29-2019

Received SPD Appointment Order

Comment: for SPD Jorge Frago Received SPD Appointment Order Statement on Transcript

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OCCD CA 08-26-2019

Consolidated Case

Comment: [2017AP000138, 2017AP000139]

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OCCD CA 08-26-2019

Attorney Change

Comment: GAL Bridgman advises he has retired no longer appears as GAL in case

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OCCD CA 08-22-2019

Motion to Extend Time

Filed By: Elizabeth Longo

Submit Date: 8-22-2019

Decision: (G) Grant

Decision Date: 8-26-2019

ORD that the deadline for filing a statement on transcript in these matters is extended to September 20, 2019.

FRO that appeal Nos. 2017AP138 and 2017AP139 are consolidated for briefing and disposition

purposes.  
See SRT event due on 9-20-2019  
Comment: 2 Court Order - 08/26/19 Motion to Extend Time

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OCCD	CA	08-22-2019	Motion to Consolidate
Filed By: Elizabeth Longo Submit Date: 8-22-2019 Decision: (G) Grant Decision Date: 8-26-2019 ORD that the deadline for filing a statement on transcript in these matters is extended to September 20, 2019. FRO that appeal Nos. 2017AP138 and 2017AP139 are consolidated for briefing and disposition purposes. Comment: [2017AP000138, 2017AP000139] 2 Motion to Consolidate with Cover Letter Court Order 08/26/19			

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OCCD	CA	08-12-2019	Attorney Change
Comment: ADA Karen Loebel no longer appears as attorney for Plaintiff-respondent Attorney Change filed by Atty Loebel			

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OCCD	CA	08-09-2019	Docketing Statement from Appellant
Comment: Docketing Statement and Jurisdiction Basis for Appeal Docketing Statement - 17AP138			

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OCCD	CA	08-09-2019	Motion to Extend Time
Filed By: Elizabeth Longo Submit Date: 8-12-2019 Decision: (G) Grant Decision Date: 8-13-2019 ORD that the deadline for the State to file the statement on transcript in this matter is extended to August 23, 2019. See SRT event due on 8-23-2019 Comment: Court Order - 08/13/19 Motion to Extend Time			

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OCCD	CA	08-06-2019	Other Papers
Comment: ret. mail; GAL copy of 7/26/19 CTO; 8/7/19 remailed to updated address Returned Mail			

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OCCD	CA	08-05-2019	Notif. Sent-Filing of LVO & Court Record
Comment: Notif. Sent-Filing of LVO & Court Record			

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OCCD	CA	08-05-2019	Notif. Sent-Filing of NAP & Ct. Record
Comment: Notif. Sent-Filing of NAP & Ct. Record			

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OCCD	CA	08-05-2019	Copy of Order Granting Leave - from Cir. Ct.
Comment: Copy of CTO Grtg. PLV-from Cir. Ct. Copy of CTO Grtg. PLV-from Cir. Ct. Copy of CTO Grtg. PLV-from Cir. Ct. (138)			

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OCCD	CA	08-01-2019	Copy of CTO Grtg. PLV Filed in Cir. Ct.
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OCCD CA 07-26-2019  
Comment: Caption Amended

Caption Amended

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OCCD CA 07-01-2019 Motion for Miscellaneous Relief  
Filed By: Elizabeth Longo  
Submit Date: 7-1-2019  
Decision: (G) Grant  
Decision Date: 7-26-2019  
IT IS ORDERED that the petition for leave to appeal is granted. Entry of this order has the effect of the filing of a notice of appeal. See WIS. STAT. RULE 809.50(3) (2017-18). A copy of this order has been forwarded to the clerk of the circuit court. Pursuant to WIS. STAT. RULE 809.11(2), the clerk shall return this order and the docket entries maintained pursuant to WIS. STAT. 59.40 within three days of receipt of this order.  
Comment: Motion to terminate abeyance Motion for Miscellaneous Relief Court Order 07/26/19 Court Order

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OCCD CA 03-07-2019 Hold Status

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OCCD CA 11-13-2018 Attorney Change  
Comment: ADA Stoiber advises by letter ADA Longo will handle case, he no longer appears for State Attorney Change

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OCCD CA 08-24-2018 Court Order  
ORD that the petition for leave to appeal is held in abeyance pending the supreme court's decision in State v A.L., appeal No. 16AP880.  
See PLV event filed on 1-25-2017  
Comment: Court Order 08/24/18

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OCCD CA 02-10-2017 Motion for Stay  
Filed By: Robert Mochel  
Submit Date: 2-10-2017  
Decision: (O) Other  
Decision Date: 7-14-2017  
ORD that the petition for leave to appeal is held in abeyance pending our decision in State v. A.L., appeal No. 16AP880.  
Motion Response  
Filed By: John Stoiber  
Submit Date: 2-14-2017  
Comment: hold PLV in abeyance Motion for Stay, with cover letter Response Court Order 07/14/17

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OCCD CA 01-25-2017 Fee Waived  
Comment: state filed plv

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OCCD CA 01-25-2017 Petition for Leave to Appeal  
Filed By: John Stoiber  
Submit Date: 2-3-2017  
Decision: (G) Grant  
Decision Date: 7-26-2019  
ORD that the petition for leave to appeal is granted. Entry of this order has the effect of the filing of a

notice of appeal. See Wis. Stat. Rule 809.50(3) (2017-18). A copy of this order has been forwarded to the clerk of the circuit court. Pursuant to Wis. Stat. Rule 809.11(2), the clerk shall return this order and the docket entries maintained pursuant to Wis. Stat. 59.40 within 3 days of receipt of this order.

Motion Response

Filed By: Robert Mochel

Submit Date: 2-3-2017

This motion contains court order(s).

Comment: Court Order - 07/26/19 Response - 02/03/17 with Cover Letter Petition for Leave to Appeal  
Petition for Leave to Appeal - Filing Acknowledgement Petition for Leave to Appeal - Affidavit of Mailing,  
Cover Letter, and Note Cover Letter and note Certificate of Mailing

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OCCD CA 01-13-2017

Non-Final Order of Circuit Court

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