Wisconsin Supreme Court and Court of Appeals Case Access

State v. R. D. S.

Appeal Number 2017AP001771

CONFIDENTIAL
Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	02-12-2019		Remittitur
OCCD	CA	11-06-2018		Statement of Guardian ad Litem

Filed By: Deanna W
Comment: GAL Weiss advises she will not submit response to the petition for review. Requests the court affirms the termination of parental rights in this case.

OCCD	CA	10-31-2018		Cites

921 N.W.2d 525

OCCD	CA	10-31-2018		Cites

384 Wis. 2d 414

OCCD	CA	10-31-2018		Opinion Ordered Unpublished
OCCD	CA	10-26-2018		Letter/Correspondence

Comment: Rcv'd letter response to PRE from State, 11/1/18 - rcvd. copy of ltr. via first class mail

OCCD	SC	10-18-2018		Petition for Review

Filed By: Theresa Schmieder
Submit Date: 10-26-2018
Decision: (D) Deny
Decision Date: 2-12-2019
ORD that the petition for review is denied, without costs.
Comment: Captioned Brief and appendix, changed by SC staff

OCCD	CA	09-18-2018		Opinion/Decision

Judge Panel: Brash
Opinion: Opinion
Decision: Affirmed Pages: 9
Order Text: Orders affirmed

OCCD CA 09-17-2018 Briefs Received At State Law Library

OCCD CA 08-30-2018 Reply Brief

Filed By: Theresa Schmieder

OCCD CA 08-28-2018 Statement of Guardian ad Litem

Comment: GAL Weiss advises she will not submit brief, asks the court to affirm the termination of parental rights in this case

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OCCD CA 08-21-2018 Briefs Received At State Law Library

OCCD CA 08-20-2018 Attorney Change

Comment: GAL Deanna Weiss replaces GAL Vruno per notice of appearance

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OCCD CA 08-16-2018 Certificate of Filing by Mail

Comment: RE: Respondent's Brief, Mailed 8-15-18, COS

OCCD CA 08-16-2018 Brief of Respondent(s)

Filed By: Claire Starling

OCCD CA 08-10-2018 Briefs Received At State Law Library

OCCD CA 08-09-2018 Record and Briefs Sent to District 1

OCCD CA 08-01-2018 Brief & Appx of Appellant(s)

Filed By: Theresa Schmieder

Comment: Appx to Brief of Appellant(s)

OCCD CA 07-16-2018 Motion to Extend Time

Filed By: Theresa Schmieder
Submit Date: 7-16-2018
Decision: (G) Grant
Decision Date: 8-8-2018
ORD that the deadline for filing the appellant's brief is retroactively extended to August 1, 2018.
Motion Response
Filed By: Claire Starling
Submit Date: 7-17-2018
See BAP event due on 8-1-2018
Comment: 3

OCCD CA 06-28-2018 Motion to Extend Time

Filed By: Theresa Schmieder
Submit Date: 6-28-2018
Decision: (N) No Action
Decision Date: 7-2-2018
NO ACTION.

See BAP event due on 7-13-2018
Comment: 2

OCCD CA 06-25-2018 Motion to Extend Time

Filed By: Theresa Schmieder
Submit Date: 6-25-2018
Decision: (G) Grant
Decision Date: 6-28-2018
ORD that the deadline for R.D.S. to file the appellant's brief and appendix in this matter is extended to July 13, 2018.
Motion Response
Filed By: Claire Starling
Submit Date: 6-26-2018
See BAP event due on 7-13-2018

OCCD CA 06-12-2018 Record

Comment: Re-file 1-26 to 109-92, ELECTRONICALLY FILED

OCCD CA 05-29-2018 Order of Circuit Court

OCCD CA 03-16-2018 Motion for Miscellaneous Relief

Filed By: Theresa Schmieder
Submit Date: 3-16-2018
Decision: (G) Grant
Decision Date: 3-19-2018
ORD that the deadline for the circuit court to decide the postjudgment motion is extended through June 1, 2018.
Comment: MXT for circuit court to decide postconviction motion; 2

OCCD CA 01-24-2018 Motion for Miscellaneous Relief

Filed By: Theresa Schmieder
Submit Date: 1-24-2018
Decision: (G) Grant
Decision Date: 1-26-2018
ORD that the deadline for the circuit court to decide the postdisposition motion is extended to March 21, 2018.
Comment: MXT for circuit court to decide postconviction motion

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OCCD CA 11-10-2017 Record Remanded to Circuit Court

OCCD CA 11-09-2017 Motion for Remand

Filed By: Theresa Schmieder
Submit Date: 11-9-2017
Decision: (G) Grant
Decision Date: 11-10-2017
IT IS ORDERED that this appeal is remanded forthwith to the circuit court to permit
R.D.S. to pursue a postjudgment motion. This court retains jurisdiction over the appeal during the remand period.
IT IS FURTHER ORDERED that any postjudgment motion shall be filed within ten days of the date of this order.

IT IS FURTHER ORDERED that the circuit court shall conduct any necessary proceedings and enter an order containing its findings and conclusions resolving the postjudgment motion within sixty days of the date of this order.
IT IS FURTHER ORDERED that a transcript shall be ordered within three days after 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. Counsel for the appellant shall provide the court reporter with a copy of this order.
IT IS FURTHER ORDERED that a statement on transcript shall be filed by appellate counsel within five days of the date of the hearing, reflecting either that a postjudgment transcript has been ordered or that such a transcript is not necessary for this appeal.
IT IS FURTHER ORDERED that the clerk of circuit court shall retransmit the records to this court within ten days of the later of the entry of the circuit court order resolving the postjudgment motion 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 order resolving the postjudgment motion. See WIS. STAT. 808.075(7).
IT IS FURTHER ORDERED 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)(a).

OCCD CA 10-13-2017 Statement on Transcript

Filed By: Theresa Schmieder
Status: Prev. Filed

OCCD CA 10-11-2017 Motion to Dismiss

Filed By: Claire Starling
Submit Date: 10-11-2017
Decision: (D) Deny
Decision Date: 11-1-2017
IT IS ORDERED that the deadline for filing a motion to remand in appeal No. 2017AP1770 is extended until November 8, 2017.
IT IS FURTHER ORDERED that no further extensions will be granted in these appeals absent extraordinary circumstances.
IF IS FURTHER ORDERED that Attorney Theresa J. Schmieder shall notify the State Public Defender no later than November 3, 2017, if she will be unable to comply with the due dates set by this court so that successor counsel may be appointed.
IT IS FURTHER ORDERED that the motion to dismiss is denied.

OCCD CA 10-11-2017 Motion for Miscellaneous Relief

Filed By: Theresa Schmieder
Submit Date: 10-11-2017
Decision: (G) Grant
Decision Date: 10-12-2017
ORD that the deadline for filing a motion for remand to the circuit court is extended until November 8, 2017.
FRO that the deadline for filing a statement on transcript is extended until November 8, 2017.
Comment: ext. time to file motion for remand

OCCD CA 09-28-2017 Delinquent

Comment: New due date of connected SRT: 10-5-2017

OCCD CA 09-25-2017 Record

Comment: 1-26 to 87-151 (ELECTRONICALLY FILED)

OCCD CA 09-13-2017 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 09-13-2017 Fee Waived

Comment: SPD

OCCD CA 09-13-2017 Termination of Parental Rights

OCCD CA 09-13-2017 Notice of Appeal & Circuit Court Docket Entries

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OCCD CA 09-13-2017 X Transfer

OCCD CA 09-08-2017 Notice of Appeal filed in Cir. Ct.

OCCD CA 08-14-2017 Sua Sponte

Filed By: Unassigned District 1
Submit Date: 8-15-2017
Decision: (D) Deny
Decision Date: 8-16-2017
IT IS ORDERED that the request to reconsider, as construed, is denied.
Comment: State's response to 8-10-2017 XNP, action?

OCCD CA 08-10-2017 Mot. Extend Time to file NAP/PCM

Filed By: Theresa Schmieder
Submit Date: 8-10-2017
Decision: (G) Grant
Decision Date: 8-14-2017
IT IS ORDERED that the deadline for R. D. S. to file a notice of appeal is extended through September 8, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
Comment: 2 (mother)

OCCD CA 07-25-2017 Mot. Extend Time to file NAP/PCM

Filed By: Theresa Schmieder
Submit Date: 7-25-2017
Decision: (G) Grant
Decision Date: 7-27-2017
IT IS ORDERED that the deadline for R. D. S. and B. A. S. to file notices of appeal in this matter is extended to August 25, 2017.

OCCD CA 07-25-2017 Mot. Extend Time to file NAP/PCM

Filed By: Brian Findley
Submit Date: 7-25-2017
Decision: (G) Grant
Decision Date: 7-27-2017
IT IS ORDERED that the deadline for R. D. S. and B. A. S. to file notices of appeal in this matter is extended to August 25, 2017.

OCCD CA 06-22-2017 Court Order

ORD that CR Shelley Bertermann shall,no later than June 29, 2017, file a status report regarding

preparation of the transcripts of proceedings in this matter.
See XPT event filed on 6-20-2017

OCCD CA 06-20-2017 Motion to Compel Production/Service of Transcripts

Filed By: Claire Starling
Submit Date: 6-20-2017
Decision: (D) Deny
Decision Date: 7-7-2017
IT IS ORDERED that the motion to compel Reporter Bertermann to produce transcripts in this matter is denied.
Motion Response
Filed By: Shelley Bertermann Cutty
Submit Date: 6-29-2017
This motion contains court order(s).

OCCD CA 09-08-2016 Mot. Extend Time to file Transcript

Filed By: Shelley Bertermann Cutty
Submit Date: 9-12-2016
Decision: (G) Grant
Decision Date: 9-19-2016
IT IS ORDERED that the deadline for Court Reporter Bertermann to file transcripts in this matter is extended through January 9, 2017. See Wis. Stat. Rule 809.82(2)(a) (2013-14).

OCCD CA 07-26-2016 Order of Circuit Court
