Wisconsin Supreme Court and Court of Appeals Case Access

State v. Anthony James Jendusa

Appeal Number 2018AP002357 - LV

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	10-03-2022		Fee Paid
	Comment: Invoice No: 20402; Receipt No: 22R 002169			
OCCD	SC	10-03-2022		Invoice Issued
	Comment: Invoice No: 20402			
OCCD	SC	08-17-2021		Fee Paid
	Comment: Receipt No: 21R 001883			
OCCD	SC	07-15-2021		Remittitur
OCCD	SC	04-21-2021		Invoice Issued
	Comment: Invoice No: 19795 VOIDED on 4-21-2021 - Duplicate			
OCCD	SC	03-24-2021		Motion for Reconsideration
	Filed By: Lisa Kumfer Submit Date: 3-26-2021 Decision: (D) Deny Decision Date: 5-27-2021 ORD that the motion for reconsideration is denied, with $50 costs. Roggensack and Rebecca Grassl Bradley, JJ., dissent. Motion Response Filed By: Dustin Haskell Submit Date: 4-1-2021			
OCCD	SC	03-10-2021		Cites
	955 N.W.2d 777			
OCCD	SC	03-10-2021		Cites
	396 Wis. 2d 34			
OCCD	SC	03-10-2021		Opinion/Decision

Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky
Opinion: Opinion
Decision: Affirmed and remanded Pages: 24
Written by: Dallet, Rebecca F.
Ziegler, Annette K. Wrote Dissenting Opinion 11 pages.
Roggensack, Patience Drake Joined Dissenting Opinion
Bradley, Rebecca Grassl Joined Dissenting Opinion
Order Text: By the Court.The order of the court of appeals is affirmed, and the cause is remanded to the circuit court for further proceedings consistent with this opinion.
Comment: Opinion/Decision

OCCD SC 03-08-2021 Public Domain Citation

Comment: PDC No: 2021 WI 24

OCCD SC 10-26-2020 Oral Argument

Comment: 2nd case, 9:45 a.m. (ORAL ARGUMENT WILL BE CONDUCTED VIA VIDEO/AUDIO CONFERENCING DUE TO COVID-19 PANDEMIC) [Rescheduled from 10-19-2020] Lisa E.F. Kumfer for Petitioner-Petitioner Dustin C. Haskell for Respondent-Respondent

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OCCD SC 10-16-2020 Briefs Received At State Law Library

OCCD SC 10-09-2020 Certificate of Filing by Mail

Comment: reply brief 22 copies mailed 10-09-2020

OCCD SC 10-09-2020 Motion to Waive Filing Requirements

Filed By: Lisa Kumfer
Submit Date: 10-9-2020
Decision: (G) Grant
Decision Date: 10-9-2020
IT IS ORDERED that the motion is granted and the brief is accepted as filed.
Comment: extend word count in reply brief Motion to Waive Filing Requirements

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OCCD SC 10-09-2020 Reply Brief-Supreme Court
Reply Brief

Filed By: Lisa Kumfer
Comment: Reply Brief-Supreme Court Ack Notice, Cvr Ltr & COM

OCCD SC 09-18-2020 Certificate of Filing by Mail

Comment: respondent's brief, mailed 09-17-2020 22 copies KB

OCCD SC 09-18-2020 Response Brief-Supreme Court
Response Brief-Supreme Court

Filed By: Dustin Haskell
Comment: Response Appendix Brief-Supreme Court

OCCD SC 09-03-2020 Motion for Miscellaneous Relief

Filed By: Lisa Kumfer
Submit Date: 9-3-2020

Decision: (G) Grant
Decision Date: 9-4-2020
IT IS ORDERED that the motion is granted, in part. In order to ensure that the court has adequate time to prepare for oral argument, the State of Wisconsin shall file its reply brief on or before October 9, 2020. No further extensions will be granted.
Comment: MXT to file reply to response not yet filed Motion for Miscellaneous Relief

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OCCD SC 09-01-2020 Supplement to Record

Comment: **per cto 08-28-2020** 51-2 to 54-1 Supplement to Record Filing Notice

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OCCD SC 08-21-2020 Assigned-Oral Argument

OCCD SC 08-14-2020 Motion to Correct/Supplement Record

Filed By: Dustin Haskell
Submit Date: 8-14-2020
Decision: (G) Grant
Decision Date: 8-28-2020
IT IS ORDERED that the motion is granted;

IT IS FURTHER ORDERED that, within five days of the date of this order, the clerk of the Milwaukee County Circuit Court is directed to transmit to the clerk of this court, by supplemental return, the affidavits of Evan B. Weitz and Robert W. Peterson;

IT IS FURTHER ORDERED that Jendusa shall file his response brief on or before September 18, 2020.

Motion Response
Filed By: Lisa Kumfer
Submit Date: 8-19-2020
Comment: Motion to Correct/Supplement Record Motion to Correct/Supplement Record

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OCCD SC 07-29-2020 Motion to Extend Time

Filed By: Dustin Haskell
Submit Date: 7-29-2020
Decision: (G) Grant
Decision Date: 7-30-2020
IT IS ORDERED that the motion is granted. Respondent-respondent shall file his response brief on or before August 15, 2020.
See BR2 event due on 8-15-2020
Comment: Order (07-30-20) Motion to Extend Time Motion to Extend Time

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OCCD SC 07-06-2020 Motion to Extend Time

Filed By: Dustin Haskell
Submit Date: 7-7-2020
Decision: (G) Grant
Decision Date: 7-8-2020
IT IS ORDERED that the motion is granted. Respondent-respondent shall file his response brief on or before August 5, 2020.
See BR2 event due on 8-5-2020
Comment: Order (07-08-20) Motion to Extend Time Motion to Extend Time

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OCCD SC 06-16-2020 First Brief-Supreme Court

SC Brief of Petitioner-Petitioner

Filed By: Lisa Kumfer
Comment: Separate Appendix. SC Appendix Brief of Petitioner-Petitioner SC Brief of Petitioner-Petitioner

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OCCD SC 06-12-2020 Motion to Waive Filing Requirements

Filed By: Lisa Kumfer
Submit Date: 6-12-2020
Decision: (M) Dismiss
Decision Date: 6-12-2020
IT IS ORDERED that the motion to withdraw the motion for an enlargement of the word limit is granted.
Motion Response
Filed By: Lisa Kumfer
Comment: motion to extend word count in State's brief - mtn to w/draw rec'd 6/11/20

OCCD SC 06-11-2020 Motion for Miscellaneous Relief

Filed By: Lisa Kumfer
Submit Date: 6-11-2020
Decision: (G) Grant
Decision Date: 6-12-2020
IT IS ORDERED that the motion to withdraw the motion for an enlargement of the word limit is granted.
Comment: motion to withdraw motion for expanded word count

OCCD SC 05-26-2020 Motion to Extend Time

Filed By: Lisa Kumfer
Submit Date: 5-26-2020
Decision: (G) Grant
Decision Date: 5-27-2020
IT IS ORDERED that the motion is granted, in part. Petitioner-petitioner-petitioner, State of Wisconsin, shall file its initial brief on or before June 16, 2020.
See BR1 event due on 6-16-2020
Comment: request for 30 days

OCCD SC 02-21-2020 Sealed Documents

Comment: #6-16, #23, #27

OCCD SC 02-21-2020 Record

Comment: 1-75 to 50-1, ELECTRONICALLY FILED

OCCD SC 01-29-2020 Other Papers

Comment: Substitution of Counsel - SPD Haskell replacing Weitz

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OCCD SC 01-27-2020 Motion for Miscellaneous Relief

Filed By: Lisa Kumfer
Submit Date: 1-28-2020
Decision: (G) Grant
Decision Date: 2-4-2020
ORD that the motion is granted. The clerk of the circuit court shall transmit the record for case no. 2016CI05 to this court within 20 days of the date of this order. FRO that the briefing schedule set forth in

this court's January 23, 2020 order shall be stayed until the record has been filed in this court. The first brief shall be filed within 30 days of the date the record has been filed in this court.

Comment: order for transmitting record

OCCD SC 01-23-2020 Court Changed to Supreme Court

OCCD SC 08-15-2019 Petition for Review

Filed By: Lisa Kumfer
Submit Date: 9-4-2019
Decision: (G) Grant
Decision Date: 1-23-2020
IT IS ORDERED that the petition for review is granted and that pursuant to Wis. Stat. (Rule) 809.62(6), the parties may not raise or argue issues not set forth in the petition for review unless otherwise ordered by the court; and

IT IS FURTHER ORDERED that, notwithstanding the previous paragraph, the parties' briefs address the following issues: (1) Does release of the information in the database sought by the respondent violate either Wisconsin or federal law, see e.g., Wis. Stat. 51.30; Wis. Stat. 146.81-83; Wis. Admin. Code ch. DHS 92; 42 C.F.R. ch. 1(A)2, 2a; 42 C.F.R. Part 2; 45 C.F.R. Subt. A, Subch. A., pt. 46 (protection of human subjects); 45 C.F.R. Subt. A, Subch. C, pt. 164 (HIPPA); (2) Does an entity like the Department of Corrections fall under the umbrella of the state for the purposes of the Wis. Stat. Ch. 980 discovery statutes; (3) Does the circuit court have authority to order a non-investigative agency to provide a defendant with data that does not meet any of the discovery provisions in Wis. Stat. Ch. 980; (4) Does Brady v. Maryland, 373 U.S. 83 (1963) impose any duty on a prosecutor in sexually violent person commitment trials?

IT IS FURTHER ORDERED that pursuant to Wis. Stat. (Rules) 809.62(6) and 809.63, within 30 days after the date of this order the petitioner-petitioner-petitioner must file a brief in this court; that within 20 days of filing the respondent-respondent must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the respondent-respondent, within 10 days of filing the petitioner-petitioner-petitioner must file either a reply brief or a statement that no reply brief will be filed; and

IT IS FURTHER ORDERED that in any brief filed in this court the parties shall not incorporate by reference any portion of their court of appeals' filings or petition for review or respon

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OCCD CA 07-16-2019 Opinion/Decision

Judge Panel: Brash, Kessler, Dugan
Opinion: Memo Opinion
Decision: Leave to Appeal Denied Pages: 1
Order Text: IT IS ORDERED that the petition for leave to appeal is denied.

OCCD CA 12-21-2018 Motion for Miscellaneous Relief

Filed By: Evan Weitz
Submit Date: 12-21-2018
Decision: (G) Grant
Decision Date: 12-27-2018
ORD that the deadline for responding to the petition for leave to appeal is extended until January 14, 2019.
Comment: MXT to respond to PLV

OCCD	CA	12-12-2018	Fee Waived

Comment: State filed

OCCD	CA	12-12-2018	Petition for Leave to Appeal

Filed By: Lisa Kumfer
Submit Date: 1-14-2019
Decision: (D) Deny
Decision Date: 7-16-2019
IT IS ORDERED that the petition for leave to appeal is denied.
Motion Response
Filed By: Evan Weitz
Submit Date: 1-14-2019

OCCD	CA	11-29-2018	Non-Final Order of Circuit Court
