

# Wisconsin Supreme Court and Court of Appeals Case Access

**Portage County v. E. R. R.**

**Appeal Number 2019AP002033**

**CONFIDENTIAL**  
Supreme Court

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	04-14-2021		Remittitur
OCCD	SC	03-09-2021		Cites
		396 Wis. 2d 12		
OCCD	SC	03-09-2021		Cites
		955 N.W.2d 405		
OCCD	SC	03-09-2021		<a href="#">Opinion/Decision</a>
		Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky		
		Opinion: Per Curiam		
		Decision: Affirmed Pages: 1		
		Order Text: PER CURIAM. The court of appeals' decision is affirmed by an equally divided court.		
		ANN WALSH BRADLEY, J., withdrew from participation.		
		Comment: Opinion/Decision		
OCCD	SC	03-05-2021		Public Domain Citation
		Comment: PDC No: 2021 WI 22		
OCCD	SC	12-10-2020		Oral Argument
		Comment: 1st case, 9:45 a.m. [argument will be conducted via video/audio conferencing] Colleen Marion for Respondent-Appellant-Petitioner Brianna Lynn Sweeney for Petitioner-Respondent		
OCCD	SC	12-02-2020		Briefs Received At State Law Library
OCCD	SC	12-01-2020		E-Filing Certification
		Comment: Amicus brief appendix E-Filing Certification		
OCCD	SC	11-27-2020		Letter/Correspondence
		Comment: From Attorney Brianna Sweeney; Informing the court of an inaccurately attributed quote contained in E.R.R.'s reply brief		

OCCD	SC	11-25-2020	Certificate of Service
Comment: Mailed via USPS 11/25/20 Certificate of Service			
OCCD	SC	11-25-2020	Brief of Amicus Curiae
Filed By: Guy T			
Comment: Disability Rights Wisconsin Ack. and cover letter of BAM - Disability Rights Wisconsin			
OCCD	SC	11-17-2020	Certificate of Filing by Mail
Comment: Amended COS; Regarding amicus motion filed by attorney Guy R. Temple Amended COS - MAM			
OCCD	SC	11-16-2020	Motion to File Amicus/Non-Party Brief
Filed By: Guy T			
Submit Date: 11-17-2020			
Decision: (G) Grant			
Decision Date: 11-17-2020			
IT IS ORDERED that the motion is granted. Twenty-two copies of the brief shall be filed on or before November 25, 2020.			
Comment: Motion to File Amicus - Disability Rights Wisconsin 11/17/20 CTO			
OCCD	SC	11-16-2020	Reply Brief-Supreme Court
Filed By: Colleen Marion			
OCCD	SC	11-11-2020	E-Filing Certification
Comment: Regarding second supreme court brief appendix E-Filing Certification			
OCCD	SC	11-06-2020	Response Brief-Supreme Court
Filed By: Brianna Sweeney			
Comment: Cover letter and ack. of BR2			
OCCD	SC	10-21-2020	Assigned-Oral Argument
OCCD	SC	10-14-2020	Motion to Extend Time
Filed By: Brianna Sweeney			
Submit Date: 10-15-2020			
Decision: (G) Grant			
Decision Date: 10-19-2020			
IT IS ORDERED that the motion is granted. Petitioner-respondent's brief shall be filed on or before November 2, 2020. No further extensions will be granted.			
See BR2 event due on 11-2-2020			
Comment: Motion to Extend Time (BR2); Order on Motion to Extend Time (BR2)			
OCCD	SC	10-01-2020	First Brief-Supreme Court
Filed By: Colleen Marion			
Comment: Appendix to First Brief-Supreme Court			

OCCD SC	09-18-2020	Motion for Miscellaneous Relief
Filed By: Colleen Marion Submit Date: 9-18-2020 Decision: (G) Grant Decision Date: 9-21-2020 IT IS ORDERED that the motion is granted. Respondent-appellant-petitioner's initial brief shall be filed on or before October 1, 2020. Motion Response Filed By: Brianna Sweeney Submit Date: 9-18-2020 Comment: MXT to file BR1; Response to MMS; Order on MMS (MXT to file BR1)		
OCCD SC	08-20-2020	Caption Amended
OCCD SC	08-20-2020	Court Changed to Supreme Court
OCCD CA	06-24-2020	Cites
392 Wis. 2d 909		
OCCD CA	06-24-2020	Cites
945 N.W.2d 375		
OCCD CA	06-24-2020	Opinion Ordered Unpublished
OCCD SC	06-17-2020	Fee Waived
Comment: SPD		
OCCD SC	06-16-2020	Petition for Review
Filed By: Colleen Marion Submit Date: 7-2-2020 Decision: (G) Grant Decision Date: 8-20-2020 Petition for review is granted. Motion Response Filed By: Brianna Sweeney Submit Date: 7-2-2020 Motion Response Filed By: Brianna Sweeney Submit Date: 7-2-2020		
OCCD CA	05-21-2020	<a href="#">Opinion/Decision</a>
Judge Panel: Fitzpatrick Opinion: Opinion Decision: Dismissed Pages: 5 Order Text: Appeal dismissed.		
OCCD CA	04-23-2020	Briefs Received At State Law Library

OCCD CA	04-13-2020	Submitted on Briefs
OCCD CA	04-08-2020	Record and Briefs Sent to District 4
OCCD CA	03-27-2020	Reply Brief
	Filed By: Colleen Marion	
	Comment: Appendix to Reply Brief	
OCCD CA	03-13-2020	Brief of Respondent(s)
	Filed By: Brianna Sweeney	
	Comment: Appendix to Brief of Respondent(s)	
OCCD CA	02-10-2020	Certificate of Service
	Comment: Appellant to serve Brief of Appellant on Respondent; Served 3 copies to Respondent via SpeedDee delivery service	
OCCD CA	02-04-2020	Certificate of Service
	Comment: Filed by Colleen Marion; Statement of service of Brief of Appellant to respondent's counsel on 12/19/19, and stating that E.R.R. does not object to respondent's motion to extend time to file a respondent's brief	
OCCD CA	02-03-2020	Affidavit of No Service filed
	Comment: Filed by Attorney B. Sweeney; Regarding no service of the Brief of Appellant	
OCCD CA	02-03-2020	Motion to Extend Time
	Filed By: Brianna Sweeney	
	Submit Date: 2-3-2020	
	Decision: (O) Other	
	Decision Date: 2-6-2020	
	ORD that, within three days of the date of this order, the appellant shall serve the appellant's brief on the respondent and file a statement of service in this court. The time to file the respondent's brief is extended to thirty days from the filing of the statement of service.	
	See BRS event due on 2-13-2020	
OCCD CA	01-23-2020	Motion to Dismiss
	Filed By: Brianna Sweeney	
	Submit Date: 1-23-2020	
	Decision: (D) Deny	
	Decision Date: 1-29-2020	
	ORD that the motion to dismiss is denied. The respondent's brief shall be due within fifteen days of the date of this order.	
	Motion Response	
	Filed By: Colleen Marion	
	Submit Date: 1-27-2020	
OCCD CA	12-19-2019	Brief & Appx of Appellant(s)

Filed By: Colleen Marion

Comment: Appendix to Brief of Appellant(s)

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OCCD CA 12-18-2019 Record

Comment: 1-3 to 33-1, ELECTRONICALLY FILED

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OCCD CA 12-04-2019 Letter/Correspondence

Comment: From SPD Marion; CC'd on a letter to Clerk Marfilius stating that she and Attorney Sweeney do not need additional time to review the record and ask that the record be transmitted to the Court of Appeals as soon as possible

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OCCD CA 11-27-2019 Motion for Summary Reversal

Filed By: Colleen Marion  
Submit Date: 11-27-2019  
Decision: (D) Deny  
Decision Date: 12-10-2019  
ORD that the motion for summary reversal is denied.  
Motion Response  
Filed By: Brianna Sweeney  
Submit Date: 12-9-2019

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OCCD CA 11-25-2019 Motion to Extend Time

Filed By: Chris Marfilius  
Submit Date: 11-25-2019  
Decision: (G) Grant  
Decision Date: 12-2-2019  
ORD that the record shall be due January 3, 2020.  
See REC event due on 1-3-2020

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OCCD CA 11-18-2019 Case to proceed under RAP

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OCCD CA 10-30-2019 Notice of Appearance

Comment: Brianna Sweeney for Portage County

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OCCD CA 10-25-2019 Docketing Statement Submitted

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OCCD CA 10-25-2019 Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 10-25-2019 Fee Waived

Comment: SPD Appointed

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OCCD CA 10-25-2019 Received SPD Appointment Order

Comment: Colleen Marion

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OCCD CA 10-25-2019 Notice of Appeal & Circuit Court Docket Entries

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WSCCA Case History

OCCD	CA	10-25-2019	X Transfer
OCCD	CA	10-23-2019 Filed By: Colleen Marion Status: Prev. Filed	Statement on Transcript
OCCD	CA	10-23-2019	Notice of Appeal filed in Cir. Ct.
OCCD	CA	10-23-2019	Docketing Statement from Appellant
OCCD	CA	07-22-2019 Filed By: Joseph E Submit Date: 7-24-2019 Decision: (G) Grant Decision Date: 7-29-2019 ORD that the appointment of counsel and ordering of transcripts are deemed timely as of the date of this order. Comment: 07-29-19 Order MXT to appoint counsel & order trans.	Mot. Extend Time to appoint counsel & order trans.
OCCD	CA	01-25-2019	Order of Circuit Court
OCCD	CA	01-25-2019	Order of Circuit Court