

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. Chrystul D. Kizer**

**Appeal Number 2020AP000192 - CR**

**Supreme Court**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		08-07-2020	Invoice Issued Comment: Invoice No: 19542
OCCD	SC	08-26-2022		Other Papers Comment: Return mail for 08-23-2022 Remittitur notice for Attorney Erika Petty; Unable to forward
OCCD	SC	08-23-2022		Remittitur
OCCD	SC	07-15-2022		Notice of Appearance Comment: AAG Loryn L. Limoges for the State
OCCD	SC	07-06-2022		Cites 403 Wis. 2d 142
OCCD	SC	07-06-2022		Cites 976 N.W.2d 356
OCCD	SC	07-06-2022		<a href="#">Opinion/Decision</a> Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Affirmed Pages: 23 Written by: Dallet, Rebecca F. Bradley, Rebecca Grassl Wrote Concurring Opinion 10 pages. Roggensack, Patience Drake Wrote Dissenting Opinion 26 pages. Ziegler, Annette K. Joined Dissenting Opinion Hagedorn, Brian K. Joined Dissenting Opinion Order Text: The decision of the court of appeals is affirmed. Comment: Opinion/Decision - Supreme Court
OCCD	SC	07-05-2022		Public Domain Citation Comment: PDC No: 2022 WI 58

OCCD	SC	03-01-2022	Oral Argument
Comment: at 10:45, second case (in the Capitol Hearing Room). Timothy M. Barber for Plaintiff-Appellant-Petitioner. Katie R. York for Defendant-Appellant.			
OCCD	SC	01-27-2022	Briefs Received At State Law Library
OCCD	SC	01-20-2022	Assigned-Oral Argument
OCCD	SC	12-23-2021	Brief of Amicus Curiae <a href="#">Brief of Amicus Curiae (LAW and LOTUS)</a>
Filed By: Caitlin Noonan Comment: LAW and LOTUS			
OCCD	SC	12-22-2021	Reply Brief-Supreme Court <a href="#">Reply Brief - Supreme Court</a>
Filed By: Timothy Barber			
OCCD	SC	12-14-2021	Brief of Amicus Curiae <a href="#">Amici Curiae Brief of Legal Momentum, Wisconsin Coalition Against Sexual Assault, Harvard Law School Gender Violence Program, Cornell Law School Gender Justice Clinic, and nine other organizations</a>
Filed By: Naikang Tsao Comment: Legal Momentum, Wisconsin Coalition Against Sexual Assault, Harvard Law School Gender Violence Program, Cornell Law School Gender Justice Clinic, Diverse & Resilient, Jewish Women International, Lovelace Consulting Services, Inc., National Alliance to End Sexual Violence, National Coalition Against Domestic Violence, Rights4Girls, Sanctuary for Families, The Institute to Address Commercial Sexual Exploitation Villanova University Charles Widger School of Law, and World Without Exploitation			
OCCD	SC	12-08-2021	Motion to File Amicus/Non-Party Brief
Filed By: Naikang Tsao Submit Date: 12-9-2021 Decision: (G) Grant Decision Date: 12-9-2021 ORD that the motion is granted. Twenty-two copies of the brief shall be filed on or before December 23, 2021. Comment: Motion to File Amicus/Non-Party Brief - Legal Momentum, WCASA, Harvard Law School Gender Violence Program, Cornell Law School Gender Justice Clinic			
OCCD	SC	12-07-2021	Motion to File Amicus/Non-Party Brief
Filed By: Caitlin Noonan Submit Date: 12-7-2021 Decision: (G) Grant Decision Date: 12-9-2021 ORD that the motion is granted. Twenty-two copies of the brief shall be filed on or before December 23, 2021. Comment: LAW and LOTUS; 12/7/21 - incomplete copy filed; corrected motion filed same day 12/9/21 Court Order			

OCCD	SC	12-01-2021	Motion to Extend Time
<p>Filed By: Timothy Barber  Submit Date: 12-2-2021  Decision: (G) Grant  Decision Date: 12-2-2021  ORD that the motion is granted. Plaintiff-respondent-petitioner's reply brief shall be served and filed on or before December 23, 2021.  See BR3 event due on 12-23-2021</p>			
OCCD	SC	11-24-2021	Response Brief-Supreme Court <a href="#">Response Brief - Supreme Court</a>
<p>Filed By: Colleen Marion</p>			
OCCD	SC	11-04-2021	Motion for Pro Hac Vice status
<p>Filed By: Naikang Tsao  Submit Date: 11-8-2021  Decision: (G) Grant  Decision Date: 11-9-2021  ORD that the motion is granted. A copy of SCR 10.03(4), setting forth the requirements for attorneys appearing pro hac vice, is attached to the moving party's order.  Comment: Motion for Pro Hac Vice status of Attorney McCawley and Becker</p>			
OCCD	SC	11-04-2021	First Brief-Supreme Court <a href="#">BR1 - First Brief - Supreme Court</a>
<p>Filed By: Timothy Barber</p>			
OCCD	SC	10-26-2021	Motion to Extend Time
<p>Filed By: Timothy Barber  Submit Date: 10-27-2021  Decision: (G) Grant  Decision Date: 11-1-2021  ORD that the motion is granted. Plaintiff-respondent-petitioner's opening brief shall be filed on or before November 5, 2021.  See BR1 event due on 11-5-2021</p>			
OCCD	SC	10-01-2021	Motion to Extend Time
<p>Filed By: Timothy Barber  Submit Date: 10-1-2021  Decision: (G) Grant  Decision Date: 10-5-2021  IT IS ORDERED that the motion is granted. Plaintiff-respondent-petitioner's opening brief shall be filed on or before October 29, 2021.  See BR1 event due on 10-29-2021</p>			
OCCD	SC	09-14-2021	Caption Amended
OCCD	SC	09-14-2021	Court Changed to Supreme Court
OCCD	CA	08-19-2021	Final Publication

OCCD CA	07-28-2021	Cites
398 Wis. 2d 697		
OCCD CA	07-28-2021	Cites
963 N.W.2d 136		
OCCD CA	07-28-2021	Opinion Ordered Published
OCCD CA	07-28-2021	Public Domain Citation
Comment: PDC No: 2021 WI App 46		
OCCD SC	07-06-2021	Certificate of Filing by Mail
Comment: COS; Petition for review to be mailed 7/6/21 via USPS		
OCCD SC	07-02-2021	Fee Waived
Comment: State appeal		
OCCD SC	07-02-2021	Petition for Review
<a href="#">Response to Petition for Review</a>		
<a href="#">Petition for Review</a>		
Filed By: Timothy Barber		
Submit Date: 7-16-2021		
Decision: (G) Grant		
Decision Date: 9-14-2021		
ORD the petition for review is granted. Briefs/statements 30/20/10		
Motion Response		
Filed By: Katie York		
Submit Date: 7-16-2021		
OCCD CA	06-02-2021	<a href="#">Opinion/Decision</a>
Judge Panel: Davis, Gundrum, Reilly		
Opinion: Opinion		
Decision: Reversed and remanded Pages: 18		
Written by: Gundrum, Mark D.		
Order Text: By the Court.Order reversed and cause remanded for further proceedings consistent with this decision.		
OCCD CA	01-28-2021	Submitted on Briefs
OCCD CA	10-12-2020	Record and Briefs Sent to District 2
OCCD CA	10-09-2020	Reply Brief
<a href="#">Reply Brief</a>		
Filed By: Katie York		
OCCD CA	09-30-2020	Briefs Received At State Law Library

OCCD CA 09-28-2020 Other Papers

Comment: Filed by Attorney Tsao; Copies of Signed Pro Hac Applications per 9/24/20 CTO Application for Pro Hac Vice Admission Exhibits

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OCCD CA 09-28-2020 [Brief of Amicus Curiae](#)  
[Brief of Amicus Curisa - Legal Momentum and Harvard Law School's Gender Violence Clinic](#)

Filed By: Naikang Tsao

Comment: Legal Momentum and Harvard Law School's Gender Violence Clinic

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OCCD CA 09-24-2020 [Brief of Amicus Curiae](#)  
[Brief of Amicus Curiae - Legal Action of Wisconsin and LOTUS Legal Clinic](#)

Filed By: Caitlin Noonan

Comment: Legal Action of Wisconsin and LOTUS Legal Clinic

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OCCD CA 09-23-2020 Motion to Extend Time

Filed By: Colleen Marion

Submit Date: 9-23-2020

Decision: (G) Grant

Decision Date: 9-24-2020

ORD that upon receipt of signed applications for pro hac vice admission, Attorneys Karen Chesley, Lindsey Ruff, and Lynn Hecht Schafran may appear in this court as counsel for Legal Momentum and Harvard Law Schools Gender Violence Clinic. SCR 10.03(4). The signed applications shall be received by the clerk of this court no later than September 29, 2020.

FRO that Wisconsin counsel must sign every document filed in this court by entities with counsel admitted pro hac vice.

FRO that the amici curiae brief submitted by Legal Action of Wisconsin and LOTUS Legal Clinic is accepted for filing.

FRO that no later than October 1, 2020, a signed amici curiae brief from Legal Momentum and Harvard Law Schools Gender Violence Clinic shall be filed.

FRO the time to file a reply brief is extended to October 9, 2020.

See BRY event due on 9-21-2020

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OCCD CA 09-18-2020 Motion to File Amicus/Non-Party Brief

Filed By: Caitlin Noonan

Submit Date: 9-21-2020

Decision: (G) Grant

Decision Date: 9-24-2020

ORD that upon receipt of signed applications for pro hac vice admission, Attorneys Karen Chesley, Lindsey Ruff, and Lynn Hecht Schafran may appear in this court as counsel for Legal Momentum and Harvard Law Schools Gender Violence Clinic. SCR 10.03(4). The signed applications shall be received by the clerk of this court no later than September 29, 2020.

FRO that Wisconsin counsel must sign every document filed in this court by entities with counsel admitted pro hac vice.

FRO that the amici curiae brief submitted by Legal Action of Wisconsin and LOTUS Legal Clinic is accepted for filing.

FRO that no later than October 1, 2020, a signed amici curiae brief from Legal Momentum and Harvard

Law Schools Gender Violence Clinic shall be filed.  
FRO the time to file a reply brief is extended to October 9, 2020.  
Comment: Legal Action of Wisconsin and LOTUS Legal Clinic

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OCCD CA 09-18-2020 Motion for Pro Hac Vice status

Filed By: Naikang Tsao  
Submit Date: 9-18-2020  
Decision: (O) Other  
Decision Date: 9-24-2020

ORD that upon receipt of signed applications for pro hac vice admission, Attorneys Karen Chesley, Lindsey Ruff, and Lynn Hecht Schafran may appear in this court as counsel for Legal Momentum and Harvard Law Schools Gender Violence Clinic. SCR 10.03(4). The signed applications shall be received by the clerk of this court no later than September 29, 2020.

FRO that Wisconsin counsel must sign every document filed in this court by entities with counsel admitted pro hac vice.

FRO that the amici curiae brief submitted by Legal Action of Wisconsin and LOTUS Legal Clinic is accepted for filing.

FRO that no later than October 1, 2020, a signed amici curiae brief from Legal Momentum and Harvard Law Schools Gender Violence Clinic shall be filed.

FRO the time to file a reply brief is extended to October 9, 2020.

Comment: Attorneys Chelsey, Ruff, and Schafran Motion for Pro Hac Vice status Motion for Pro Hac Vice status Exhibits

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OCCD CA 09-18-2020 Motion to File Amicus/Non-Party Brief

Filed By: Naikang Tsao  
Submit Date: 9-18-2020  
Decision: (O) Other  
Decision Date: 9-24-2020

ORD that upon receipt of signed applications for pro hac vice admission, Attorneys Karen Chesley, Lindsey Ruff, and Lynn Hecht Schafran may appear in this court as counsel for Legal Momentum and Harvard Law Schools Gender Violence Clinic. SCR 10.03(4). The signed applications shall be received by the clerk of this court no later than September 29, 2020.

FRO that Wisconsin counsel must sign every document filed in this court by entities with counsel admitted pro hac vice.

FRO that the amici curiae brief submitted by Legal Action of Wisconsin and LOTUS Legal Clinic is accepted for filing.

FRO that no later than October 1, 2020, a signed amici curiae brief from Legal Momentum and Harvard Law Schools Gender Violence Clinic shall be filed.

FRO the time to file a reply brief is extended to October 9, 2020.

Comment: Motion to File Amicus/Non-Party Brief - Legal Momentum, The Women's Legal Defense and Education Fund, Harvard Law School's Gender Violence Program

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OCCD CA 09-04-2020 Brief of Respondent(s)  
[Brief of Plaintiff-Respondent](#)

Filed By: Timothy Barber

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OCCD CA 08-03-2020 Motion to Extend Time

Filed By: Timothy Barber  
Submit Date: 8-3-2020  
Decision: (G) Grant  
Decision Date: 8-4-2020

ORD that the time for the respondent to file its respondent's brief is extended to September 4, 2020.  
See WIS. STAT. RULE 809.82(2)(a) (2017-18).  
See BRS event due on 9-4-2020

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OCCD CA 07-30-2020 Fee Paid  
Comment: Invoice No: 19524; Receipt No: 20R 001478

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OCCD CA 07-30-2020 Invoice Issued  
Comment: Invoice No: 19524

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OCCD CA 07-20-2020 Invoice Issued  
Comment: Invoice No: 19523 VOIDED on 7-20-2020 - Requester changed what she is requesting copies of

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OCCD CA 07-01-2020 Motion to Extend Time  
Filed By: Timothy Barber  
Submit Date: 7-1-2020  
Decision: (G) Grant  
Decision Date: 7-2-2020  
ORD that the time for the respondent to file its respondent's brief is extended to August 5, 2020. See WIS. STAT. RULE 809.82(2)(a).  
See BRS event due on 8-5-2020

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OCCD CA 06-12-2020 Letter/Correspondence  
Comment: Filed by Attorney York; advising copy of appellant's brief was served to the Legislature

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OCCD CA 06-03-2020 Certificate of Filing by Mail  
Comment: BAP (Jun 2, 2020)

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OCCD CA 06-03-2020 Brief & Appx of Appellant(s)  
[Brief of Appellant](#)  
Filed By: Colleen Marion

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OCCD CA 04-10-2020 Record  
Comment: 1-6 to 71-49 ELECTRONICALLY FILED

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OCCD CA 03-20-2020 Statement on Transcript  
Filed By: Colleen Marion  
Status: Prev. Filed

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OCCD CA 03-19-2020 Case to proceed under RAP

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OCCD CA 03-17-2020 Notif. Sent-Filing of LVO & Court Record

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OCCD CA 03-17-2020 Copy of Order Granting Leave - from Cir. Ct.

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OCCD CA	03-16-2020	Motion to Extend Time
<p>Filed By: Colleen Marion  Submit Date: 3-17-2020  Decision: (G) Grant  Decision Date: 3-18-2020  ORD that the appellant shall file a statement on transcript no later than March 26, 2020. See Wis. Stat. Rule 809.82(2)(a) (2017-18).  FRO that the clerk of circuit court shall not compile the record on appeal pursuant to Wis. Stat. Rule 809.15 until the transcript(s) requested by the appellant's statement on transcript is filed.  See SRT event due on 3-26-2020</p>		
OCCD CA	03-16-2020	Response
<p>Comment: Filed by ASPD Marion in response to 3/2/20 CTO; advising party does not wish for expedited appeal.</p>		
OCCD CA	03-16-2020	Other Papers
<p>Comment: CRS: 9/20/18 transcript filed and served 3/13/20; CR Elizabeth Hasenohrl</p>		
OCCD CA	03-10-2020	Response
<p>Comment: Filed by AAG Barber in response to 3/2/20 CTO; advising party does not wish for expedited appeal.</p>		
OCCD CA	03-09-2020	Received SPD Appointment Order
<p>Comment: Colleen Marion and Katie York as co-counsel</p>		
OCCD CA	03-04-2020	Copy of CTO Grtg. PLV Filed in Cir. Ct.
OCCD CA	02-07-2020	Motion for Miscellaneous Relief
<p>Filed By: Timothy Barber  Submit Date: 2-10-2020  Decision: (G) Grant  Decision Date: 2-11-2020  ORD that the time to file a response to the petition for leave to appeal is extended to February 26, 2020.  Comment: MXT to file PLV response; 2/11/20 Court Order Court Order 02/11/20 Court Order 03/02/20</p>		
OCCD CA	02-05-2020	Attorney Change
<p>Comment: AG changed from Collins to Barber per Notice of Appearance</p>		
OCCD CA	01-30-2020	Certificate of Service
<p>Comment: PLV served by mail on 1/29/20</p>		
OCCD CA	01-30-2020	Fee Waived
<p>Comment: SPD</p>		
OCCD CA	01-30-2020	Petition for Leave to Appeal
<p>Filed By: Carl Johnson</p>		



Submit Date: 2-26-2020

Decision: (G) Grant

Decision Date: 3-2-2020

ORD that the petition for leave to appeal is granted, without costs. 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 of the circuit court or responsible court official shall return the copy of the order granting this petition and the docket entries maintained pursuant to WIS. STAT. 59.40 to the clerk of this court within three days of receipt of the order.

FRO that the parties shall have ten days from the date of this order to advise this court whether they desire an expedited briefing schedule. Generally, an appeal is appropriate for the expedited appeals calendar if it raises no more than three issues, the parties briefs will not exceed fifteen pages in length and the briefs can be filed in a shorter time than normally allowed. See WIS. STAT. RULE 809.17(1); Wis. Ct. App. IOP VII (Aug. 1, 2019). This court will set the briefing schedule upon the filing of those responses.

Motion Response

Filed By: Timothy Barber

Submit Date: 2-26-2020

Comment: PLV-sep appx; 2/6/20 mtn hrg scheduled

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OCCD CA 01-23-2020

Non-Final Order of Circuit Court

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