

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Kevin Lee Wilke

Appeal Number 2020AP001068 - CR

Court of Appeals District 3

CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity |
|--------|-------|-------------|----------------------|--|
| OCCD | CA | 11-07-2022 | | Other Papers Comment: Rec'd returned mail for Kevin Lee Wilke (9/7/22 RMT) marked by USPS "Unclaimed". |
| OCCD | CA | 09-28-2022 | | Cites 980 N.W.2d 487 |
| OCCD | CA | 09-28-2022 | | Cites 404 Wis. 2d 565 |
| OCCD | CA | 09-28-2022 | | Opinion Ordered Unpublished Comment: Opinion Ordered Unpublished - Order |
| OCCD | CA | 09-14-2022 | | Other Papers Comment: Rec'd returned mail for Kevin Wilke (8/2/22 DEC) marked by USPS "RTS - no mail receptacle - unable to fwd"; mailing was sent to General Delivery address, not picked up at local post office by appellant. Unable to fwd, no other address known. |
| OCCD | CA | 09-07-2022 | | Remittitur |
| OCCD | CA | 08-02-2022 | | Opinion/Decision Judge Panel: Stark Opinion: Opinion Decision: Affirmed Pages: 9 Order Text: Judgment and order affirmed |
| OCCD | CA | 01-24-2022 | | Letter/Correspondence Comment: Letter from appellant re: address change |
| OCCD | CA | 11-03-2021 | | Letter/Correspondence Comment: Letter from Appellant re: Address Change |

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| OCCD CA | 07-27-2021 | Submitted on Briefs |
| OCCD CA | 07-26-2021 | Record and Briefs Sent to District 3 |
| OCCD CA | 07-26-2021 | <p>Reply Brief Reply Brief</p> <p>Filed By: Kevin Wilke</p> <p>Comment: Please note that the caption has been corrected and the county and judge's name have been added to the brief cover.</p> |
| OCCD CA | 06-14-2021 | <p>Motion to Extend Time</p> <p>Filed By: Kevin Wilke Submit Date: 6-15-2021 Decision: (G) Grant Decision Date: 6-16-2021 IT IS ORDERED that unless she has already done so, Assistant District Attorney Kimberly A. Hardtke must immediately serve a paper copy of the State's brief on Wilke and notify this court when the brief is or was served. IT IS FURTHER ORDERED that Wilke's reply brief is due forty days from the date of this order. See BRY event due on 7-6-2021</p> |
| OCCD CA | 06-04-2021 | <p>Brief of Respondent(s) Brief of Respondent</p> <p>Filed By: Kimberly Hardtke</p> |
| OCCD CA | 05-05-2021 | <p>Motion to Dismiss</p> <p>Filed By: Kevin Wilke Submit Date: 5-6-2021 Decision: (D) Deny Decision Date: 5-6-2021 IT IS ORDERED that the time for filing the respondent's brief is extended to June 4, 2021. IT IS FURTHER ORDERED that the time for filing the appellant's reply brief is extended to thirty days from the date the respondent's brief is filed in this court. IT IS FURTHER ORDERED that the appellant's motion for summary reversal is denied.</p> |
| OCCD CA | 05-05-2021 | <p>Motion to Extend Time</p> <p>Filed By: Kimberly Hardtke Submit Date: 5-5-2021 Decision: (G) Grant Decision Date: 5-6-2021 IT IS ORDERED that the time for filing the respondent's brief is extended to June 4, 2021. IT IS FURTHER ORDERED that the time for filing the appellant's reply brief is extended to thirty days from the date the respondent's brief is filed in this court. IT IS FURTHER ORDERED that the appellant's motion for summary reversal is denied. See BRS event due on 6-4-2021 Comment: 2nd request</p> |
| OCCD CA | 04-09-2021 | <p>Motion for Miscellaneous Relief</p> <p>Filed By: Kevin Wilke</p> |

Submit Date: 4-9-2021

Decision: (G) Grant

Decision Date: 5-6-2021

IT IS ORDERED that the time for filing the respondent's brief is extended to June 4, 2021.

IT IS FURTHER ORDERED that the time for filing the appellant's reply brief is extended to thirty days from the date the respondent's brief is filed in this court.

IT IS FURTHER ORDERED that the appellant's motion for summary reversal is denied.

Comment: MXT re: reply brief (2nd request)

OCCD CA 03-19-2021

Sua Sponte

Filed By: Unassigned District 3

Submit Date: 3-19-2021

Decision: (D) Deny

Decision Date: 3-24-2021

IT IS ORDERED that the motion for reconsideration is denied.

IT IS FURTHER ORDERED that the motion for summary disposition is denied.

Comment: Letter from appellant re: cto 3/11/21

OCCD CA 03-10-2021

Motion for Miscellaneous Relief

Filed By: Kevin Wilke

Submit Date: 3-10-2021

Decision: (D) Deny

Decision Date: 3-11-2021

IT IS ORDERED that the time for the District Attorney to file the respondent's brief is extended to thirty days from the date of this order.

IT IS FURTHER ORDERED that the motion to extend the time for filing the appellant's reply brief is denied as premature.

Comment: MMS (MXT re: reply brief)

OCCD CA 02-01-2021

Motion to Extend Time

Filed By: Sonya Bice

Submit Date: 2-2-2021

Decision: (G) Grant

Decision Date: 2-3-2021

IT IS ORDERED that the time for filing the respondent's brief is extended to March 3, 2021.

See BRS event due on 3-3-2021

OCCD CA 01-07-2021

Letter/Correspondence

Comment: Letter from AAG Bice re: assigned to matter, e-filing pilot program

OCCD CA 12-18-2020

Affidavit of No Service filed

Comment: Affidavit of No Service filed by AAG Collins re: appellant's brief

OCCD CA 12-08-2020

Brief & Appx of Appellant(s)

[Brief of Appellant](#)

Filed By: Kevin Wilke

OCCD CA 12-07-2020

Letter/Correspondence

Comment: Letter from appellant re: brief sent out 12/3/20

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| OCCD CA | 10-28-2020 | Motion to Extend Time |
| <p>Filed By: Kevin Wilke Submit Date: 10-28-2020 Decision: (G) Grant Decision Date: 10-30-2020 IT IS ORDERED that the time for filing the appellant's brief and appendix is extended to December 9, 2020. Failure to timely file either the requisite number of copies of a substantially conforming brief and appendix or an extension request with good cause shown will result in dismissal of this appeal. See WIS. STAT. RULE 809.83(2). See BAP event due on 12-9-2020 Comment: 2nd request</p> | | |
| OCCD CA | 09-28-2020 | Motion to Extend Time |
| <p>Filed By: Kevin Wilke Submit Date: 9-28-2020 Decision: (G) Grant Decision Date: 9-30-2020 IT IS ORDERED that the time for filing the appellant's brief is extended to November 9, 2020. See BAP event due on 11-9-2020</p> | | |
| OCCD CA | 08-28-2020 | Sealed Documents |
| OCCD CA | 08-28-2020 | Record |
| <p>Comment: 1-4 to 131-1, ELECTRONICALLY FILED Record Filing Notice</p> | | |
| OCCD CA | 08-27-2020 | Other Papers |
| <p>Comment: CRS filed by M. Flinn</p> | | |
| OCCD CA | 08-24-2020 | Court Reporter's Statement-Trans. |
| <p>Court Reporter Name: (Burton, Heather)</p> | | |
| OCCD CA | 08-20-2020 | Statement on Transcript |
| <p>Filed By: Kevin Status Wilke: Ordered Comment: dlq new due date 7/28/20 (sample SRT sent w/DLQ); due date per cto 7/31/20</p> | | |
| OCCD CA | 08-13-2020 | Transcript filed in Circuit Court |
| OCCD CA | 07-29-2020 | Sua Sponte |
| <p>Filed By: Unassigned District 3 Submit Date: 7-29-2020 Decision: (O) Other Decision Date: 7-31-2020 IT IS ORDERED that the invalid statement on transcript is stricken. IT IS FURTHER ORDERED that the time for filing a statement on transcript is extended to twenty days from the date of this order. Comment: Rec'd defective Statement on Transcript and letter from appellant re: transcripts</p> | | |

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| OCCD CA | 07-28-2020 | Motion to Extend Time |
| Filed By: John VanderLeest Submit Date: 7-28-2020 Decision: (G) Grant Decision Date: 7-29-2020 IT IS ORDERED that the time for transmitting the record is extended to August 27, 2020. See REC event due on 7-27-2020 | | |
| OCCD CA | 07-21-2020 | Delinquent |
| Comment: New due date of connected SRT: 7-28-2020 | | |
| OCCD CA | 07-15-2020 | Fee Paid |
| Comment: Receipt No: 20R 001362 | | |
| OCCD CA | 07-06-2020 | Sua Sponte |
| Filed By: Unassigned District 3 Submit Date: 7-6-2020 Decision: (O) Other Decision Date: 7-8-2020 no action, letter sent by Deputy clerk 7/8/20 confirming filing fee is \$195 Comment: SUA (Letter from appellant re: filing fee) | | |
| OCCD CA | 07-01-2020 | Sua Sponte |
| Filed By: Unassigned District 3 Submit Date: 7-1-2020 Decision: (G) Grant Decision Date: 7-3-2020 IT IS ORDERED that the time to either pay the filing fee or file the petition for waiver of fees and affidavit of indigency with this court is extended to twenty days from the date of this order. Comment: Letter from appellant re: current institutional restrictions/pending deadlines/extension of time | | |
| OCCD CA | 06-24-2020 | Notif. Sent-Filing of NAP & Ct. Record |
| OCCD CA | 06-24-2020 | Indigency Forms Sent |
| Filed By: Unassigned District 3 Submit Date: 7-15-2020 Decision: (N) No Action Decision Date: 7-15-2020 Fee has been paid. No action on Indigency. Comment: due date extended per cto 7/3/20 | | |
| OCCD CA | 06-24-2020 | RAP and Guide Sent |
| OCCD CA | 06-24-2020 | Notice of Appeal & Circuit Court Docket Entries |
| OCCD CA | 06-24-2020 | X Transfer |
| OCCD CA | 06-18-2020 | Letter/Correspondence |

Comment: From Kevin Wilke, dated 6/14/20.

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| OCCD CA | 06-15-2020 | Notice of Appeal filed in Cir. Ct. |
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| OCCD CA | 06-10-2020 | Sua Sponte |
| Filed By: Unassigned District 3 | | |
| Submit Date: 6-15-2020 | | |
| Decision: (N) No Action | | |
| Decision Date: 6-16-2020 | | |
| IT IS ORDERED that we will take no action on the submission. | | |
| Comment: Letter from Kevin Wilke dated 6/5/20...any action? | | |

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| OCCD CA | 06-05-2020 | Sua Sponte |
| Filed By: Unassigned District 3 | | |
| Submit Date: 6-5-2020 | | |
| Decision: (N) No Action | | |
| Decision Date: 6-9-2020 | | |
| IT IS ORDERED that we will take no action on Wilke's June 2, 2020 letter regarding transcripts. | | |
| IT IS FURTHER ORDERED that to the extent Wilke intended to file a notice of appeal in this court, the notice of appeal is stricken as improvidently filed. | | |
| Comment: Letter from Kevin Wilke re: request for transcripts, intention to appeal | | |

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| OCCD CA | 05-28-2020 | Miscellaneous Motion on XX-Case |
| Filed By: Kevin Wilke | | |
| Submit Date: 6-1-2020 | | |
| Decision: (O) Other | | |
| Decision Date: 6-3-2020 | | |
| ORD that to the extent Wilke moves this court to appoint counsel, that request is denied. FRO that the time for ordering transcripts is extended to thirty days from the date of this order. | | |
| Comment: Motion for help and understanding in said appeal | | |

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| OCCD CA | 05-21-2020 | Order of Circuit Court |
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| OCCD CA | 04-24-2020 | Letter/Correspondence |
| Comment: Copy of letter from Kevin Wilke to Judge Hinkfuss dated 4/21/20. | | |

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| OCCD CA | 04-08-2020 | Other Papers |
| Comment: Letter and copies of two motions to dismiss filed in circuit court, sent by Kevin Wilke. | | |

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| OCCD CA | 03-27-2020 | Letter/Correspondence |
| Comment: From Kevin Wilke, dated 3/24/20, re: questions concerning what is needed from him prior to arrival of transcripts, requests SC filing information. RAP, Guide and SC PRE packet sent to Wilke 4/3/20. | | |

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| OCCD CA | 03-13-2020 | Motion to Extend Time to File Notice of Intent |
| Filed By: Kevin Wilke | | |
| Submit Date: 3-13-2020 | | |
| Decision: (G) Grant | | |

Decision Date: 3-16-2020

ORD that the defendant's notice of intent to seek postconviction relief shall be deemed to have been timely filed as of the date of this order, and any additional deadlines calculated from that event shall be reset accordingly.

Comment: 2nd request

OCCD CA 02-21-2020

Miscellaneous Motion on XX-Case

Filed By: Kevin Wilke

Submit Date: 2-21-2020

Decision: (G) Grant

Decision Date: 2-25-2020

ORD that the time for filing the defendant's notice of intent is extended to 3/9/20.

Comment: "Motion" for Relief under 974.(02)

OCCD CA 02-04-2020

Judgment of Circuit Court