

Wisconsin Supreme Court and Court of Appeals Case Access

Victor Ortiz, Jr. v. Kevin A. Carr

Appeal Number 2020AP001394

Court of Appeals District 4

CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity |
|--------|-------|--|----------------------|----------------------------------|
| OCCD | CA | 05-10-2022 | | Final Publication |
| OCCD | CA | 04-28-2022 | | Cites |
| | | 401 Wis. 2d 450 | | |
| OCCD | CA | 04-28-2022 | | Cites |
| | | 973 N.W.2d 786 | | |
| OCCD | CA | 04-28-2022 | | Opinion Ordered Published |
| | | Comment: Opinion Ordered Published - Order; Opinion Ordered Published - Decision | | |
| OCCD | CA | 04-28-2022 | | Public Domain Citation |
| | | Comment: PDC No: 2022 WI App 16 | | |
| OCCD | CA | 04-20-2022 | | Remittitur |
| OCCD | CA | 04-08-2022 | | Sua Sponte |
| | | Filed By: Unassigned District 4 | | |
| | | Submit Date: 4-8-2022 | | |
| | | Decision: (N) No Action | | |
| | | Decision Date: 4-8-2022 | | |
| | | No action. | | |
| | | Comment: Letter from M. Leighton | | |
| OCCD | CA | 04-08-2022 | | Letter/Correspondence |
| | | Comment: Letter from M. Leighton | | |
| OCCD | CA | 03-17-2022 | | Opinion/Decision |
| | | Judge Panel: Graham, Blanchard, Fitzpatrick | | |
| | | Opinion: Opinion | | |
| | | Decision: Affirmed/reversed/remanded Pages: 32 | | |
| | | Written by: Fitzpatrick, Michael R. | | |

Order Text: Order affirmed in part; reversed in part and cause remanded with directions.
Comment: Opinion/Decision

OCCD CA 02-09-2022 Briefs Sent to District
Comment: Replacement briefs

OCCD CA 02-04-2022 Reply Brief
[Substitute Reply Brief](#)
Filed By: Steven Kilpatrick
Comment: Substitute Reply Brief

OCCD CA 01-18-2022 Letter/Correspondence
Comment: RE Substitute Brief of Respondent

OCCD CA 01-14-2022 Motion to Extend Time
Filed By: Steven Kilpatrick
Submit Date: 1-14-2022
Decision: (G) Grant
Decision Date: 1-20-2022
ORD that the time to file the replacement reply brief is extended to February 4, 2022.
See BRY event due on 2-4-2022

OCCD CA 01-04-2022 Brief of Respondent(s)
[Substitute Brief of Respondent](#)
Comment: Substitute Brief of Respondent

OCCD CA 11-30-2021 Motion to Extend Time
Filed By: Jason Luczak
Submit Date: 11-30-2021
Decision: (G) Grant
Decision Date: 12-2-2021
IT IS ORDERED that the time to file the substitute respondents brief is extended to January 3, 2022.
See BRS event due on 1-3-2022

OCCD CA 11-16-2021 Motion to Extend Time
Filed By: Jason Luczak
Submit Date: 11-16-2021
Decision: (G) Grant
Decision Date: 11-18-2021
IT IS ORDERED that the time to file the substitute respondents brief is extended to November 30, 2021.
See BRS event due on 11-30-2021

OCCD CA 11-02-2021 Motion to Extend Time
Filed By: Jason Luczak
Submit Date: 11-3-2021
Decision: (G) Grant

Decision Date: 11-4-2021

IT IS ORDERED that the time to file the substitute respondents brief is extended to November 16, 2021.

See BRS event due on 11-16-2021

OCCD CA 10-08-2021

Motion to Extend Time

Filed By: Jason Luczak

Submit Date: 10-8-2021

Decision: (G) Grant

Decision Date: 10-12-2021

IT IS ORDERED that the time to file the replacement respondents brief is extended to November 2, 2021.

See BRS event due on 11-2-2021

OCCD CA 09-16-2021

Motion to Extend Time

Filed By: Jason Luczak

Submit Date: 9-16-2021

Decision: (G) Grant

Decision Date: 9-20-2021

IT IS ORDERED that the time to file the substitute respondents brief is extended to October 8, 2021.

See BRS event due on 10-8-2021

OCCD CA 09-16-2021

Delinquent

Comment: New due date of connected BRS: 9-23-2021

OCCD CA 08-09-2021

Motion to Extend Time

Filed By: Jason Luczak

Submit Date: 8-9-2021

Decision: (G) Grant

Decision Date: 8-10-2021

IT IS ORDERED that the time to file the substitute respondents brief is extended to September 8, 2021.

See BRS event due on 9-8-2021

OCCD CA 06-24-2021

Notice of Appearance

Comment: Notice of Appearance (JL) and Consent to Representation form

OCCD CA 06-23-2021

Response

Comment: Attorney Jason D. Luczak to file Notice of Appearance and the completed Consent to Representation form.

OCCD CA 06-17-2021

Letter/Correspondence

Comment: From Victor Ortiz; Consent to representation by Attorney Jason D. Luczak Letter from appellant agreeing to representation

OCCD CA 06-10-2021

Hold Status

OCCD CA 06-10-2021

Court Order

IT IS ORDERED that Attorney Jason D. Luczak is hereby appointed as pro bono counsel to represent respondent Victor Ortiz, Jr. in the present appeal, if Ortiz consents to such representation.

IT IS FURTHER ORDERED that by July 13, 2021, pro bono counsel shall file a notice of appearance and the completed Consent to Representation form.
 IT IS FURTHER ORDERED that by August 9, 2021, a substitute respondents brief shall be filed.
 IT IS FURTHER ORDERED that a substitute reply brief shall be filed within fifteen days of service of the substitute respondents brief.
 Comment: 6-10-2021 Order

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| OCCD | CA | 06-10-2021 | Response Comment: Attorney Goldschmidt to identify a Pro Bono Attorney |
| OCCD | CA | 06-10-2021 | Hold Status |
| OCCD | CA | 05-24-2021 | Court Order IT IS ORDERED that the appeals are stayed while the court awaits the identification of an attorney willing to provide pro bono appellate representation to appellant Victor Ortiz in case No. 2020AP1394 and appellant Jacquese Harrell, Sr., in case No. 2020AP1601. IT IS FURTHER ORDERED that Attorney James Goldschmidt, the coordinator for the pro bono program of the State Bar of Wisconsin Appellate Practice Section, shall make every effort to identify a pro bono attorney and report the name of that attorney to the court within twenty-one days of the date of this order. Comment: 5-24-21 Court Order |
| OCCD | CA | 04-08-2021 | Submitted on Briefs |
| OCCD | CA | 04-06-2021 | Caption Amended |
| OCCD | CA | 03-19-2021 | Briefs Received At State Law Library |
| OCCD | CA | 02-19-2021 | Certificate of Filing by Mail Comment: COS; Reply Brief mailed via USPS 2/16/21 |
| OCCD | CA | 02-19-2021 | Briefs Sent to District Comment: Reply Brief |
| OCCD | CA | 02-19-2021 | Reply Brief Reply Brief Filed By: Steven Kilpatrick |
| OCCD | CA | 02-18-2021 | Briefs Received At State Law Library |
| OCCD | CA | 02-17-2021 | Record and Briefs Sent to District 4 |
| OCCD | CA | 01-25-2021 | Brief of Respondent(s) Brief of Respondent Filed By: Victor Ortiz |

Comment: Note that the caption has been corrected on this brief. Please use the above caption on all

future briefs. Ack. of Filing of Brief of Respondent Cover Letter - Brief of Respondent Brief of Respondent Appendix - Brief of Respondent Ack. of Filing--Brief of Respondent Ack. of Filing--Brief of Respondent

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| OCCD | CA | 12-18-2020 | Certificate of Filing by Mail |
| Comment: COS; Mailed via USPS 12/7/20 | | | |

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| OCCD | CA | 12-18-2020 | Motion to Extend Time |
| Filed By: Victor Ortiz | | | |
| Submit Date: 12-18-2020 | | | |
| Decision: (G) Grant | | | |
| Decision Date: 12-22-2020 | | | |
| T IS ORDERED that the time to file the respondents brief is extended to February 1, 2021. | | | |
| See BRS event due on 2-1-2021 | | | |
| Comment: Motion to Extend Time (BRS); | | | |

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| OCCD | CA | 12-14-2020 | Letter/Correspondence |
| Comment: From Victor Ortiz, Jr.; Asking if a brief is due yet, responded 12/14/20 Response to 12/14/20 ltr Letter from Victor Ortiz, Jr. Letter from Victor Ortiz, Jr. | | | |

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| OCCD | CA | 12-10-2020 | Letter/Correspondence |
| Comment: Copy request for record index Index copy request | | | |

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| OCCD | CA | 12-09-2020 | Motion to Waive Filing Requirements |
| Filed By: Victor Ortiz | | | |
| Submit Date: 12-9-2020 | | | |
| Decision: (G) Grant | | | |
| Decision Date: 12-11-2020 | | | |
| IT IS ORDERED that the motion is granted. The respondent shall file the original and four copies of his brief and serve one copy on counsel for the appellant. | | | |
| Comment: Motion to Waive Filing Requirements | | | |

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| OCCD | CA | 12-04-2020 | Letter/Correspondence |
| Comment: Construed copy request for the entire record Copy request; Response to copy request sent 12/4/20 Response to copy request | | | |

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| OCCD | CA | 12-01-2020 | Certificate of Filing by Mail |
| Comment: Appellant's brief and appendix 10 copies mailed 11-27-2020 Certificate of Filing by Mail | | | |

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| OCCD | CA | 12-01-2020 | Brief & Appx of Appellant(s) Brief of Appellant |
| Filed By: Steven Kilpatrick | | | |
| Comment: Separate appendix. Note that the caption has been corrected on this brief. Please use the above caption on all future briefs. Appendix to Brief of Appellant Ack. of Filing Brief - Brief & Appx of Appellant | | | |

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| OCCD | CA | 10-26-2020 | Motion to Extend Time |
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Filed By: Steven Kilpatrick

Submit Date: 10-27-2020

Decision: (G) Grant

Decision Date: 10-29-2020

IT IS ORDERED that the time to file the appellant's brief is extended to November 27, 2020.

See BAP event due on 11-27-2020

Comment: Motion to Extend Time (BAP); Order on Motion to Extend Time (BAP)

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| OCCD | CA | 09-18-2020 | Record |
| Comment: 1-2 to 31-1, ELECTRONICALLY FILED Record Filing Notice | | | |
| OCCD | CA | 08-21-2020 | Notice of Appearance |
| Comment: Steven Kilpatrick Notice of Appearance | | | |
| OCCD | CA | 08-21-2020 | Statement on Transcript |
| Filed By: Steven Kilpatrick | | | |
| Status: Not Needed | | | |
| Comment: Statement on Transcript | | | |
| OCCD | CA | 08-21-2020 | Docketing Statement from Appellant |
| Comment: Docketing Statement from Appellant | | | |
| OCCD | CA | 08-19-2020 | Notif. Sent-Filing of NAP & Ct. Record |
| Comment: Notif. Sent-Filing of NAP & Ct. Record | | | |
| OCCD | CA | 08-19-2020 | Fee Waived |
| Comment: State appeal | | | |
| OCCD | CA | 08-19-2020 | Delinquent |
| Comment: New due date of connected DSA: 8-26-2020 8/19/20 CTO | | | |
| OCCD | CA | 08-19-2020 | Notice of Appeal & Circuit Court Docket Entries |
| Comment: Notice of Appeal & Court Record | | | |
| OCCD | CA | 08-13-2020 | Notice of Appeal filed in Cir. Ct. |
| Comment: Notice of Appeal filed in circuit court | | | |
| OCCD | CA | 07-23-2020 | Order of Circuit Court |