

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Marty S. Madeiros

Appeal Number 2021AP000405 - CR

Court of Appeals District 4

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	11-30-2022		Cites
		405 Wis. 2d 554		
OCCD	CA	11-30-2022		Cites
		983 N.W.2d 218		
OCCD	CA	11-30-2022		Opinion Ordered Unpublished
		Comment: Opinion Ordered Unpublished - Order		
OCCD	CA	11-30-2022		Remittitur
OCCD	CA	10-27-2022		Opinion/Decision
		Judge Panel: Fitzpatrick, Graham, Nashold		
		Opinion: Opinion		
		Decision: Reversed and remanded Pages: 28		
		Written by: Graham, Rachel A.		
		Order Text: Judgment and order reversed and cause remanded for further proceedings.		
		Comment: Opinion/Decision		
OCCD	CA	07-29-2022		Briefs Sent to District
OCCD	CA	07-23-2022		Reply Brief
				Reply Brief
		Filed By: Philip Brehm		
		Comment: *REPLACEMENT*		
OCCD	CA	07-13-2022		Brief of Respondent(s)
				Supplemental Brief of Respondent
		Comment: *REPLACEMENT*		
OCCD	CA	06-08-2022		Motion to Extend Time

Filed By: Lisa Kumfer
Submit Date: 6-8-2022
Decision: (G) Grant
Decision Date: 6-9-2022
IT IS ORDERED that the time to file the respondent's brief is extended to July 15, 2022.
See BRS event due on 7-15-2022

OCCD CA 05-16-2022 Brief & Appx of Appellant(s)
[Brief of Appellant - Replacement](#)

Filed By: Philip Brehm

Comment: *REPLACEMENT* per 04-06-2022 Order

OCCD CA 04-04-2022 Sealed Documents

OCCD CA 04-04-2022 Record
Comment: RE-FILE ELECTRONICALLY FILED

OCCD CA 04-04-2022 Hold Status

OCCD CA 03-29-2022 Sua Sponte
Filed By: Unassigned District 4
Submit Date: 3-29-2022
Decision: (O) Other
Decision Date: 4-6-2022
IT IS ORDERED that the parties shall file replacement briefs, starting with the appellant. The appellants replacement brief shall be filed within forty days of the date of this order. The remaining replacement briefs shall be filed in accord with the usual times provided in WIS. STAT. RULE 809.19.

OCCD CA 03-28-2022 Letter/Correspondence
Comment: Letter request for additional briefing

OCCD CA 02-28-2022 Motion for Miscellaneous Relief
Filed By: Philip Brehm
Submit Date: 2-28-2022
Decision: (G) Grant
Decision Date: 3-1-2022
IT IS ORDERED that the time for the circuit court to comply with this courts remand order is hereby extended to March 21, 2022. On or before that date, the circuit court shall hold all necessary hearings, make findings on the record, and enter a written order with those findings.
IT IS FURTHER ORDERED that, if he has not done so already, Madeiross postconviction counsel shall immediately request all necessary transcripts of the proceedings on remand.
IT IS FURTHER ORDERED that the court reporter shall file and serve necessary copies of the transcript(s) on or before March 16, 2022.
IT IS FURTHER ORDERED that the clerk of the circuit court shall return the record to the clerk of this court within five days after the circuit court enters its written order and all necessary transcripts are filed. The record shall include any additional documents filed on remand.
IT IS FURTHER ORDERED that, if either party seeks additional briefing or additional relief in this court

following the remand, the party shall advise this court by motion within ten days of the date the record is returned to this court.

Comment: Motion to Extend Time for Trial Court to Comply with Remand Order

OCCD CA 12-13-2021

Record Remanded to Circuit Court

OCCD CA 12-13-2021

Court Order

IT IS ORDERED that this court retains jurisdiction over this appeal and remands the matter to the circuit court to address the issue outlined in this order. On or before March 1, 2022, the circuit court shall hold all necessary hearings, make findings on the record, and enter a written order with those findings.

IT IS FURTHER ORDERED that Madeiros's postconviction counsel shall be responsible for requesting all necessary transcripts of the proceedings on remand within five days of the completion of the proceedings.

IT IS FURTHER ORDERED that the court reporter shall file and serve necessary copies of the transcript(s) within 30 days of postconviction counsels request.

IT IS FURTHER ORDERED that the clerk of the circuit court shall return the record to the clerk of this court within five days after the circuit court enters its written order and all necessary transcripts are filed. The record shall include any additional documents filed on remand.

IT IS FURTHER ORDERED that, if either party seeks additional briefing or additional relief in this court following the remand, the party shall advise this court by motion within ten days of the date the record is returned to this court.

OCCD CA 10-08-2021

Submitted on Briefs

OCCD CA 08-30-2021

Record and Briefs Sent to District 4

OCCD CA 08-30-2021

Reply Brief
[Reply Brief](#)

Filed By: Philip Brehm

OCCD CA 08-13-2021

Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: Lisa Kumfer

OCCD CA 07-28-2021

Motion to Extend Time

Filed By: Lisa Kumfer

Submit Date: 7-28-2021

Decision: (G) Grant

Decision Date: 7-29-2021

IT IS ORDERED that the time to file the respondents brief is extended to August 17, 2021.

See BRS event due on 8-17-2021

OCCD CA 06-25-2021

Motion to Extend Time

Filed By: Lisa Kumfer

Submit Date: 6-25-2021

Decision: (G) Grant

Decision Date: 6-29-2021

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

See BRS event due on 8-2-2021

OCCD CA	06-04-2021	Notice of Appearance
	Comment: Lisa Kumfer Notice of Appearance/Request for efilng	
OCCD CA	06-02-2021	Brief & Appx of Appellant(s) Brief of Appellant
	Filed By: Philip Brehm	
	Comment: Cover Letter - Brief & Appx of Appellant(s) Appendix - Brief of Appellant(s)	
OCCD CA	05-25-2021	Motion to Extend Time
	Filed By: Philip Brehm	
	Submit Date: 5-25-2021	
	Decision: (G) Grant	
	Decision Date: 5-26-2021	
	IT IS ORDERED that the time to file the appellant's brief is extended to June 1, 2021.	
	See BAP event due on 6-1-2021	
	Comment: Motion to Extend Time (BAP)	
OCCD CA	04-15-2021	Non-Electronic Record Item
OCCD CA	04-12-2021	Record
	Comment: 1-1 to 175-1 ELECTRONICALLY FILED	
OCCD CA	03-15-2021	Motion for Miscellaneous Relief
	Filed By: Philip Brehm	
	Submit Date: 3-15-2021	
	Decision: (G) Grant	
	Decision Date: 3-16-2021	
	IT IS ORDERED that the time for the circuit court to decide the postconviction motion is hereby extended retroactively through March 3, 2021.	
	Comment: Motion to extend time for deciding postconviction motion	
OCCD CA	03-15-2021	Statement on Transcript
	Filed By: Philip Brehm	
	Status: Prev. Filed	
	Comment: Statement on Transcript	
OCCD CA	03-10-2021	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	03-10-2021	Fee Waived
	Comment: SPD Appointed	
OCCD CA	03-10-2021	Notice of Appeal & Circuit Court Docket Entries
	Comment: Notice of Appeal & Court Record (Transmittal)	
OCCD CA	03-10-2021	X Transfer

OCCD CA	03-03-2021	Order of Circuit Court
OCCD CA	03-03-2021	Notice of Appeal filed in Cir. Ct.
OCCD CA	07-03-2020	Mot. Extend Time to file NAP/PCM
<p>Filed By: Philip Brehm Submit Date: 7-3-2020 Decision: (G) Grant Decision Date: 7-6-2020 IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to August 21, 2020. Comment: 5th MXT to file NAP/PCM Order on MXT to file NAP/PCM</p>		
OCCD CA	05-11-2020	Mot. Extend Time to file NAP/PCM
<p>Filed By: Philip Brehm Submit Date: 5-11-2020 Decision: (G) Grant Decision Date: 5-13-2020 IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to July 7, 2020. Comment: MXT to file NAP/PCM 05-13-20 Order</p>		
OCCD CA	03-09-2020	Mot. Extend Time to file NAP/PCM
<p>Filed By: Philip Brehm Submit Date: 3-9-2020 Decision: (G) Grant Decision Date: 3-10-2020 ORD that the time to file a notice of appeal or postconviction motion is hereby extended to May 8, 2020. Comment: 03-10-20 Order MXT to file NAP/PCM</p>		
OCCD CA	01-09-2020	Mot. Extend Time to file NAP/PCM
<p>Filed By: Joseph Ehmann Submit Date: 1-10-2020 Decision: (G) Grant Decision Date: 1-14-2020 ORD that the time to file a postconviction motion or notice of appeal is extended to sixty days from the date of this order. Comment: 01-14-20 Order MXT to file NAP/PCM</p>		
OCCD CA	10-17-2019	Mot. Extend Time to file NAP/PCM
<p>Filed By: Ryan McNamara Submit Date: 10-17-2019 Decision: (G) Grant Decision Date: 10-21-2019 ORD that the time to file a postconviction motion or notice of appeal is extended to December 23, 2019. Comment: 10-17-19 Order MXT to file NAP/PCM</p>		
OCCD CA	07-02-2019	Mot. Extend Time to appoint counsel & order trans.
<p>Filed By: Joseph Ehmann Submit Date: 7-2-2019</p>		

Decision: (G) Grant

Decision Date: 7-3-2019

IT IS ORDERED that the deadline for the state public defender to appoint postconviction counsel and to order transcripts is extended through June 20, 2019.

Comment: 07-03-19 Order MXT to appoint counsel & order trans.

OCCD CA	06-20-2019	Received SPD Appointment Order
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Comment: Ryan McNamara Received SPD Appointment Order

OCCD CA	04-18-2019	Mot. Extend Time to appoint counsel & order trans.
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Filed By: Marty Madeiros

Submit Date: 4-18-2019

Decision: (G) Grant

Decision Date: 4-19-2019

ORD that the time to appoint counsel and request transcripts is extended to thirty days from the date of this order.

Comment: 04-19-19 Order MXT to appoint counsel & order trans.

OCCD CA	12-10-2018	Judgment of Circuit Court
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