

# Wisconsin Supreme Court and Court of Appeals Case Access

**Winnebago County v. D.E.W.**

**Appeal Number 2023AP000215**

**CONFIDENTIAL**  
Supreme Court

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	SC		06-13-2024	Remittitur
OCCD	SC	05-14-2024		Opinion/Decision Judge Panel: Ziegler, Bradley, Bradley, Dallet, Hagedorn, Karofsky, Protasiewicz Opinion: Opinion Decision: Dismissed Pages: 2 Bradley, Rebecca Grassl Wrote Concurring Opinion 2 pages. Ziegler, Annette K. Joined Concurring Opinion Hagedorn, Brian K. Joined Concurring Opinion Dallet, Rebecca Frank Wrote Dissenting Opinion 3 pages. Bradley, Ann Walsh Joined Dissenting Opinion Order Text: The review of the decision of the court of appeals is dismissed as improvidently granted.
OCCD	SC	05-13-2024		Public Domain Citation Comment: PDC No: 2024 WI 21
OCCD	SC	03-20-2024		Oral Argument Comment: 1st case, 9:45 a.m. (State Capitol SC Hearing Room) Atty Christopher August for D.E.W., and Atty Catherine Scherer for Winnebago County
OCCD	SC	02-29-2024		Brief of Amicus Curiae Filed By: Matthew T Comment: Wisconsin Counties Association
OCCD	SC	02-16-2024		Reply Brief-Supreme Court Filed By: Christopher August
OCCD	SC	02-14-2024		Motion to Extend Time Filed By: Christopher August Submit Date: 2-14-2024 Decision: (G) Grant Decision Date: 2-16-2024 IT IS ORDERED that the motion is granted. Respondent-appellant-petitioner's reply brief shall be filed

on or before February 21, 2024.  
See BR3 event due on 2-21-2024

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OCCD SC	02-13-2024	Motion to File Amicus/Non-Party Brief
Filed By: Matthew T Submit Date: 2-13-2024 Decision: (G) Grant Decision Date: 2-14-2024 IT IS ORDERED that the motion is granted. The non-party brief shall be filed on or before February 29, 2024. Comment: Wisconsin Counties Association		

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OCCD SC	01-31-2024	Response Brief-Supreme Court
Filed By: Catherine Scherer		

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OCCD SC	01-10-2024	First Brief-Supreme Court <a href="#">First Brief - Supreme Court</a>
Filed By: Christopher August		

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OCCD SC	12-29-2023	Assigned-Oral Argument
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OCCD SC	12-12-2023	Court Changed to Supreme Court
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OCCD CA	08-30-2023	Opinion Ordered Unpublished
Comment: Opinion Ordered Unpublished		

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OCCD SC	08-24-2023	Fee Waived
Comment: SPD		

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OCCD SC	08-24-2023	Petition for Review <a href="#">Response to Petition for Review</a> <a href="#">Petition for Review</a>
Filed By: Christopher August Submit Date: 8-30-2023 Decision: (G) Grant Decision Date: 12-12-2023 IT IS ORDERED that the petition for review is granted and that pursuant to Wis. Stat. (Rule) 809.62(6), the respondent-appellant-petitioner may not raise or argue issues not set forth in the petition for review unless otherwise ordered by the court; and IT IS FURTHER ORDERED that pursuant to Wis. Stat. (Rules) 809.62(6) and 809.63, within 30 days after the date of this order the respondent-appellant-petitioner must file a brief in this court; that within 20 days of filing the petitioner-respondent, Winnebago County, must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the petitioner-respondent, within 10 days of filing the respondent-appellant-petitioner must file either a reply brief or a statement that no reply brief will be filed; and IT IS FURTHER ORDERED that in any brief filed in this court the parties shall not incorporate by reference any portion of their court of appeals' brief or petition for review or response; instead, any material in these documents upon which there is reliance should be restated in the brief filed in this court; and		

IT IS FURTHER ORDERED that the first brief filed in this court must contain, as part of the appendix, a copy of the decision of the court of appeals in this case; and  
IT IS FURTHER ORDERED that the allowance of costs, if any, in connection with the granting of the petition will abide the decision of this court on review.

Motion Response

Filed By: Catherine Scherer

Submit Date: 8-30-2023

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OCCD	CA	07-26-2023	<a href="#">Opinion/Decision</a>
		Judge Panel: Gundrum	
		Opinion: Opinion	
		Decision: Affirmed Pages: 12	
		Order Text: Order affirmed.	

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OCCD	CA	05-10-2023	Submitted on Briefs
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OCCD	CA	05-09-2023	Briefs Sent to District
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OCCD	CA	05-09-2023	Reply Brief
		Filed By: Christopher August	

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OCCD	CA	04-27-2023	Record and Briefs Sent to District 2
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OCCD	CA	04-27-2023	Brief of Respondent(s)
		Filed By: Catherine Scherer	

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OCCD	CA	04-20-2023	Motion to Extend Time
		Filed By: Catherine Scherer	
		Submit Date: 4-20-2023	
		Decision: (G) Grant	
		Decision Date: 4-21-2023	
		IT IS ORDERED that the time for the respondent to file its brief is extended to May 5, 2023. See WIS. STAT. RULE 809.82(2)(a).	
		See BRS event due on 5-5-2023	

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OCCD	CA	03-22-2023	Brief & Appendix of Appellant(s)
		Filed By: Christopher August	

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OCCD	CA	03-22-2023	Record
		Comment: ELECTRONICALLY FILED	

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OCCD	CA	02-20-2023	Letter/Correspondence
		Comment: Letter from Counsel re Representation of County	

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OCCD	CA	02-07-2023	Telephone Conf. on Docketing Statement Scheduled
		Comment: Tuesday, February 21 at 10:00am; Letter from Court re Telephone Conference on Docketing Statement	

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OCCD CA	02-06-2023	Sua Sponte
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Filed By: Unassigned District 2  
Submit Date: 2-6-2023  
Decision: (O) Other  
Decision Date: 2-21-2023  
IT IS ORDERED that the appeal will continue under the normal briefing schedule set forth in WIS.  
STAT. RULE 809.19.  
Comment: Docketing Statement

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OCCD CA	02-06-2023	Delinquent
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Comment: New due date of connected DSA: 2-13-2023

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OCCD CA	02-06-2023	Notice of Docketing of Appeal
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OCCD CA	02-06-2023	Fee Waived
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Comment: SPD

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OCCD CA	02-06-2023	Other Papers
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Comment: Copy of Circuit Court Docket

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OCCD CA	02-06-2023	Docketing Statement from Appellant
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OCCD CA	02-03-2023	Statement on Transcript
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Filed By: Christopher August  
Status: Prev. Filed

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OCCD CA	02-03-2023	Notice of Appeal & Circuit Court Docket Entries
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OCCD CA	02-02-2023	Notice of Appeal filed in Cir. Ct.
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OCCD CA	10-20-2022	Order of Circuit Court
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