

Wisconsin Supreme Court and Court of Appeals Case Access

State v. John R. Phelan

Appeal Number 2024AP000777 - CR

Court of Appeals District 4

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		04-11-2025	Assigned for Oral Argument
PEND	CA		09-15-2025	Remittitur
OCCD	CA	08-14-2025		Opinion/Decision Judge Panel: Blanchard, Kloppenburg, Graham Opinion: Opinion Decision: Reversed Pages: 40 Written by: Blanchard, Brian W. Order Text: Judgment reversed and cause remanded with directions. Comment: Opinion/Decision
OCCD	CA	05-29-2025		Letter/Correspondence Comment: Letter re Issue Raised at Oral Argument, filed by Attorney Newman
OCCD	CA	05-27-2025		Oral Argument Comment: Attorney Michael Sanders for the Plaintiff-Respondent; Attorney Jeremy Newman for the Defendant-Appellant
OCCD	CA	05-19-2025		Letter/Correspondence Comment: Additional Letter to Court RE Pertinent Legislative History and Exhibit
OCCD	CA	05-14-2025		Other Papers Comment: Letter to Court RE Pertinent Legislative History and Exhibit Exhibit to Letter to Court RE Pertinent Legislative History (Drafting File ch. 98, Laws of 1981)
OCCD	CA	04-16-2025		Order IT IS ORDERED that oral argument shall be held on Tuesday, May 27, 2025, beginning at 10:00 a.m. in the Supreme Court Hearing Room located on the 2nd Floor, East Wing of the State Capitol Building in Madison, Wisconsin. Any legislative history that a party provides shall be submitted no later than five days before the argument. On arrival, the attorneys shall check in with staff of the clerks office outside the courtroom.

OCCD CA 04-03-2025 Briefs Sent to District

Comment: Replacement Brief of Respondent and Reply Brief

OCCD CA 04-03-2025

Reply Brief
[Reply Brief \(Replacement\)](#)

Filed By: Jeremy Newman

OCCD CA 03-13-2025

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

Filed By: Michael Sanders

Comment: Replacement

OCCD CA 02-25-2025

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 2-25-2025

Decision: (G) Grant

Decision Date: 2-26-2025

IT IS ORDERED that the time to file the respondent's brief is extended to March 13, 2025.

See BRS event due on 3-13-2025

OCCD CA 02-11-2025

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 2-11-2025

Decision: (G) Grant

Decision Date: 2-12-2025

IT IS ORDERED that the time to file the replacement respondent's brief is extended to February 26, 2025. The replacement reply brief remains due within twenty-one days of the filing of the replacement respondent's brief.

See BRS event due on 2-26-2025

OCCD CA 01-23-2025

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 1-23-2025

Decision: (G) Grant

Decision Date: 1-24-2025

IT IS ORDERED that the time to file the replacement respondent's brief is extended to February 11, 2025. The replacement reply brief remains due within twenty-one days of the filing of the replacement respondent's brief.

See BRS event due on 2-11-2025

Comment: Replacement

OCCD CA 12-23-2024

Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 12-23-2024

Decision: (G) Grant

Decision Date: 12-26-2024

IT IS ORDERED that the time to file the replacement respondent's brief is extended to January 27, 2025. The replacement reply brief remains due within twenty-one days of the filing of the replacement respondent's brief.

See BRS event due on 1-27-2025
Comment: replacement BRS

OCCD CA 11-27-2024 Notice of Appearance
Comment: Notice of Appearance (Sanders for State of Wisconsin)

OCCD CA 11-12-2024 Order
IT IS ORDERED that, by December 27, 2024, the attorney general shall file either a replacement respondent's brief on the State's behalf or a statement indicating that no replacement brief will be filed. If the attorney general does not file a replacement respondent's brief or an extension motion by that date, the appeal will be decided based on the existing briefs.
IT IS FURTHER ORDERED that, if the attorney general files a replacement respondent's brief, then the appellant shall file a replacement reply brief within twenty-one days of the filing of the replacement respondent's brief. The replacement reply brief may exceed the standard word limit for a reply brief by 3,000 words for a total of 6,000 words.

OCCD CA 11-12-2024 Order
IT IS ORDERED that this appeal will be decided by a three-judge panel. See WIS. STAT. RULE 809.41(3).

OCCD CA 10-16-2024 Submitted on Briefs

OCCD CA 10-16-2024 Record and Briefs Sent to District 4

OCCD CA 10-14-2024 [Reply Brief](#)
[Reply Brief](#)
Filed By: Jeremy Newman

OCCD CA 09-12-2024 Motion to Extend Time
Filed By: Jeremy Newman
Submit Date: 9-12-2024
Decision: (G) Grant
Decision Date: 9-13-2024
IT IS ORDERED that the time to file the reply brief is extended to October 14, 2024.
See BRY event due on 10-14-2024

OCCD CA 08-13-2024 Motion to Extend Time
Filed By: Jeremy Newman
Submit Date: 8-13-2024
Decision: (G) Grant
Decision Date: 8-14-2024
IT IS ORDERED that the time to file the reply brief is extended to September 12, 2024.
See BRY event due on 8-13-2024

OCCD CA 08-06-2024 Other Papers
Comment: Substitution of Counsel - Jeremy A. Newman

OCCD CA 08-06-2024 State Public Defender Order Appointing Counsel

OCCD CA	07-29-2024	Brief of Respondent(s) Brief of Respondent
Filed By: Jonathan Ross		
OCCD CA	06-26-2024	Brief & Appendix of Appellant(s) Brief of Appellant
Filed By: Leo Draws		
OCCD CA	05-24-2024	Non-Electronic Record Item
OCCD CA	05-21-2024	Record
Comment: ELECTRONICALLY FILED		
OCCD CA	04-22-2024	Fee Waived
Comment: SPD Appointed		
OCCD CA	04-22-2024	X Transfer
OCCD CA	04-19-2024	Other Papers
Comment: Copy of Circuit Court Docket		
OCCD CA	04-19-2024	Statement on Transcript
Filed By: Leo Draws Status: Prev. Filed		
OCCD CA	04-19-2024	Notice of Appeal filed in Circuit Court
OCCD CA	04-19-2024	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	02-16-2024	Mot. Extend Time to file NAP/PCM
Filed By: Leo Draws Submit Date: 2-16-2024 Decision: (G) Grant Decision Date: 2-19-2024 IT IS ORDERED that the time to file a postconviction motion or notice of appeal is extended to April 19, 2024. IT IS FURTHER ORDERED that, within five days of the date of this order, Attorney Jonathan Ross shall either opt in to participate in the Court of Appeals electronic filing system for this case or provide this court with an explanation for not doing so. See WIS. STAT. RULE 809.801.		
OCCD CA	08-07-2023	Mot. Extend Time to appoint counsel & order trans.
Filed By: Joseph Ehmann Submit Date: 8-8-2023 Decision: (G) Grant		

Decision Date: 8-8-2023

IT IS ORDERED that the deadline for the state public defender to appoint postconviction counsel and to order transcripts is extended through August 4, 2023.

Comment: 8-08-2023 Order

OCCD CA 03-10-2023

Judgment of Circuit Court
