

Wisconsin Supreme Court and Court of Appeals Case Access

Aman Singh v. Paul Kemper

Appeal Number 2013AP001724

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	08-16-2016		Remittitur
OCCD	SC	07-13-2016		Published Opinion Citation
		371 Wis. 2d 127		
OCCD	SC	07-13-2016		Published Opinion Citation
		883 N.W.2d 86		
OCCD	SC	07-13-2016		Opinion/Decision
				Judge Panel: Roggensack, Abrahamson, Bradley, Prosser, Ziegler, Gableman, Bradley Opinion: Opinion Decision: Affirmed in part, reversed In part Pages: 31 Written by: Bradley, Ann Walsh Ziegler, Annette K. Wrote Concur/Dissent Opinion 25 pages. Prosser, David T. Jr. Wrote Concurring Opinion 26 pages. Gableman, Michael J. Joined Concur/Dissent Opinion Roggensack, Patience Drake Joined Dissenting Opinion Roggensack, Patience Drake Wrote Dissenting Opinion 14 pages. Bradley, Rebecca G. Wrote Dissenting Opinion 19 pages. Order Text: The decision of the court of appeals is affirmed in part and reversed in part.
OCCD	SC	07-11-2016		Public Domain Citation
		Comment: PDC No: 2016 WI 67		
OCCD	SC	03-14-2016		Oral Argument
		Comment: Atty Philip C. Babler for Pet-App-Pet, AAG Sara Lynn Shaeffer for Res-Res-CRP		
OCCD	SC	03-01-2016		Briefs Received At State Law Library
OCCD	SC	02-29-2016		Reply Brief-Supreme Court
				Reply Brief-Supreme Court Paul Kemper
		Filed By: Sara Shaeffer		
		Comment: Paul Kemper		

OCCD SC	02-26-2016	Reply Brief-Supreme Court Reply Brief-Supreme Court Aman Singh
	Filed By: Philip Babler Comment: Aman Singh	

OCCD SC	02-15-2016	Response Brief-Supreme Court Response Brief-Supreme Court Aman Singh
	Filed By: Philip Babler Comment: Aman Singh	

OCCD SC	02-15-2016	Response Brief-Supreme Court Response Brief-Supreme Court Paul Kemper
	Filed By: Sara Shaeffer Comment: Paul Kemper	

OCCD SC	02-12-2016	Briefs Received At State Law Library
---------	------------	--------------------------------------

OCCD SC	01-29-2016	Assigned for Oral Argument
---------	------------	----------------------------

OCCD SC	01-27-2016	Motion to Extend Time
	Filed By: Sara Shaeffer Submit Date: 1-27-2016 Decision: (G) Grant Decision Date: 1-27-2016 ORD that the motion is granted. Respondent-respondent-cross petitioner's and petitioner-appellant-petitioner's response brief shall be served and filed on or before 2-15-2016 See BR2 event due on 2-15-2016	

OCCD SC	01-19-2016	First Brief-Supreme Court First Brief-Supreme Court of Cross Petitioner Paul Kemper
	Filed By: Sara Shaeffer Comment: Paul Kemper	

OCCD SC	01-19-2016	First Brief-Supreme Court First Brief-Supreme Court of Petitioner Aman Singh
	Filed By: Philip Babler Comment: Aman Singh	

OCCD SC	01-04-2016	Response Comment: Copies of CA brief for SC use received Letter re: copies of CA brief for SC
---------	------------	--

OCCD SC	12-03-2015	Motion to Extend Time
	Filed By: Sara Shaeffer Submit Date: 12-4-2015 Decision: (G) Grant Decision Date: 12-4-2015 ORD that the motion is granted. Respondent-respondent-cross petitioner's and	

petitioner-appellant-petitioner's opening briefs shall be served and filed on or before January 19, 2016.
See BR1 event due on 1-19-2016

OCCD SC	11-05-2015	Caption Amended
---------	------------	-----------------

OCCD SC	11-04-2015	Court Changed to Supreme Court
---------	------------	--------------------------------

OCCD SC	10-13-2015	Other Papers
		Comment: Consent to representation signed by Singh 10/9/15. Atty's Shriner, Ludwig, and Babler appear pro bono for petitioner

OCCD SC	08-19-2015	Motion for Miscellaneous Relief
		Filed By: Aman Singh
		Submit Date: 8-20-2015
		Decision: (N) No Action
		Decision Date: 11-4-2015
		No action.
		Comment: amend petition

OCCD SC	08-19-2015	Motion to Take Judicial Notice
		Filed By: Aman Singh
		Submit Date: 8-20-2015
		Decision: (N) No Action
		Decision Date: 11-4-2015
		No action.
		Comment: and consolidate w/ 2015AP270-OA

OCCD SC	02-19-2015	Motion to Take Judicial Notice
		Filed By: Aman Singh
		Submit Date: 2-19-2015
		Decision: (N) No Action
		Decision Date: 11-4-2015
		No action.

OCCD SC	12-18-2014	Order
		ORD that, on or before December 29, 2014, the parties shall inform the court, in writing: (1) what impact, if any, Mr. Singh's release from custody has on the issues raised in the petition and cross petition and (2) whether the matter is not moot.
		Comment: 12/26/14 - rcvd. response from Singh; 12/29/14 - rcvd. response from AG

OCCD SC	10-27-2014	Letter/Correspondence
		Comment: from petitioner requesting that he be allowed to proceed pro se in the event the PRE is granted

OCCD CA	05-13-2014	Motion for Relief
		Filed By: Aman Singh
		Submit Date: 5-13-2014
		Decision: (O) Other

Decision Date: 5-13-2014

ORD that proceedings in this court are stayed pursuant to WIS. STAT. RULE 809.62(5) and this court has no authority to act on Aman Singhs pending motions.

Comment: Motion for Temporary Relief

OCCD CA 05-12-2014

Final Publication

OCCD SC 05-09-2014

Fee Waived

Comment: PCR; State

OCCD SC 05-09-2014

Petition for Cross Review

Filed By: Sara Shaeffer

Submit Date: 6-2-2014

Decision: (G) Grant

Decision Date: 11-4-2015

ORD that the petition for review filed by petitioner-appellant-petitioner, Aman Singh, is granted as to the following issue: is 973.198, Stats., which changed the role the sentencing court plays in reviewing prisoners' potential early release based on positive adjustment time, unconstitutional; and

FRO that the cross petition for review is granted; and

FRO that pursuant to Wis. Stat. rule 809.62(6), the petitioner-appellant-petitioner may not raise or argue issues other than the issue set forth in the order and the respondent-respondent-cross petitioner may not raise or argue issues not set forth in the cross petition for review unless ordered by the court; and

FRO that pursuant to Wis. Stat. (Rules) 809.62(6) and 809.63, that the briefs of both petitioner-appellant-petitioner and respondent-respondent-cross petitioner are due within 60 days following the date of this order; briefs of each party responding to the brief of the other party are due within 20 days following service of the initial brief on the party responding; and reply briefs or statements that no reply brief will be filed are due within 10 days following service of the responding brief on the party replying; and

FRO that in any brief filed in this court the parties shall not incorporate by reference any position 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

FRO that the first briefs 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

FRO that within 60 days after the date of this order, each party must provide the clerk of this court with 10 copies of the brief previously filed on behalf of that party in the court of appeals; and

FRO that Attorneys Thomas Shriner, Brett Ludwig, and Philip Babler shall serve as counsel for petitioner-appellant-petitioner, Aman Singh. Their representation shall be on a pro bono basis and not subject to compensation under SC R ch. 81. The court notes that petitioner-appellant-petitioner has given his consent to be represented by Attorneys Shriner, Ludwig, and Babler; and

FRO that the allowance of costs, if any, in connection with the granting of the petitions will abide the decision of this court on review.

R. Bradley, J., did not participate in this order.

Motion Response

Filed By: Aman Singh

Submit Date: 12-30-2014

Motion Response

Filed By: Sara Shaeffer

Submit Date: 12-30-2014

OCCD CA 05-07-2014

Motion for Costs

Filed By: Aman Singh

Submit Date: 5-9-2014

Decision: (O) Other

Decision Date: 5-13-2014

ORD that proceedings in this court are stayed pursuant to WIS. STAT. RULE 809.62(5) and this court has no authority to act on Aman Singhs pending motions.

OCCD CA 04-30-2014
353 Wis. 2d 520

Published Opinion Citation

OCCD CA 04-30-2014
846 N.W.2d 820

Published Opinion Citation

OCCD CA 04-30-2014

Opinion Ordered Published

OCCD CA 04-30-2014
Comment: PDC No: 2014 WI App 43

Public Domain Citation

OCCD SC 04-28-2014
Comment: from AAG Sara Larson advising PRE served by mail on 4/23/14

Letter/Correspondence

OCCD SC 04-23-2014
Comment: PRE; Waived in CA

Fee Waived

OCCD SC 04-23-2014
Filed By: Aman Singh
Submit Date: 6-2-2014
Decision: (G) Grant
Decision Date: 11-4-2015

Petition for Review

ORD that the petition for review filed by petitioner-appellant-petitioner, Aman Singh, is granted as to the following issue: is 973.198, Stats., which changed the role the sentencing court plays in reviewing prisoners' potential early release based on positive adjustment time, unconstitutional; and FRO that the cross petition for review is granted; and FRO that pursuant to Wis. Stat. rule 809.62(6), the petitioner-appellant-petitioner may not raise or argue issues other than the issue set forth in the order and the respondent-respondent-cross petitioner may not raise or argue issues not set forth in the cross petition for review unless ordered by the court; and FRO that pursuant to Wis. Stat. (Rules) 809.62(6) and 809.63, that the briefs of both petitioner-appellant-petitioner and respondent-respondent-cross petitioner are due within 60 days following the date of this order; briefs of each party responding to the brief of the other party are due within 20 days following service of the initial brief on the party responding; and reply briefs or statements that no reply brief will be filed are due within 10 days following service of the responding brief on the party replying; and FRO that in any brief filed in this court the parties shall not incorporate by reference any position 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 FRO that the first briefs 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 FRO that within 60 days after the date of this order, each party must provide the clerk of this court with 10 copies of the brief previously filed on behalf of that party in the court of appeals; and FRO that Attorneys Thomas Shriner, Brett Ludwig, and Philip Babler shall serve as counsel for petitioner-appellant-petitioner, Aman Singh. Their representation shall be on a pro bono basis and not subject to compensation under SC R ch. 81. The court notes that petitioner-appellant-petitioner has given his consent to be represented by Attorneys Shriner, Ludwig, and Babler; and

FRO that the allowance of costs, if any, in connection with the granting of the petitions will abide the decision of this court on review.

R. Bradley, J., did not participate in this order.

Motion Response

Filed By: Sara Shaeffer

Submit Date: 6-2-2014

Motion Response

Filed By: Aman Singh

Submit Date: 12-30-2014

Motion Response

Filed By: Sara Shaeffer

Submit Date: 12-30-2014

OCCD CA 04-04-2014 Motion for Reconsideration

Filed By: Aman Singh

Submit Date: 4-4-2014

Decision: (D) Deny

Decision Date: 4-9-2014

IT IS ORDERED that the motion for release is denied.

IT IS FURTHER ORDERED that the motion for reconsideration is denied ex parte. WIS. STAT. RULE 809.24(2).

Comment: 3/26/14 DEC

OCCD CA 04-03-2014 Motion for Relief

Filed By: Aman Singh

Submit Date: 4-3-2014

Decision: (D) Deny

Decision Date: 4-9-2014

IT IS ORDERED that the motion for release is denied.

IT IS FURTHER ORDERED that the motion for reconsideration is denied ex parte. WIS. STAT. RULE 809.24(2).

Motion Response

Filed By: Aman Singh

Submit Date: 4-8-2014

Comment: Motion for Temporary Relief

OCCD CA 03-26-2014 [Opinion/Decision](#)

Judge Panel: Brown, Gundrum, Neubauer

Opinion: Opinion

Decision: Affirmed/reversed/remanded Pages: 18

Written by: Gundrum, Mark D.

Order Text: Order affirmed in part; reversed in part and cause remanded

OCCD CA 01-16-2014 Submitted on Briefs

OCCD CA 11-19-2013 Briefs Received At State Law Library

OCCD CA 11-12-2013 Motion to Advance

Filed By: Aman Singh

Submit Date: 11-12-2013

Decision: (D) Deny

Decision Date: 12-5-2013

ORD that the motion to advance submission of this appeal is denied.

OCCD CA 11-06-2013 Record and Briefs Sent to District 2

OCCD CA 11-05-2013 Reply Brief
[Reply Brief](#)

Filed By: Aman Singh

Comment: Reply Brief. received 10 copies of CA BRY for SC use 1/4/16 EW

OCCD CA 10-25-2013 Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: Sara Larson

Comment: Appx to Brief of Respondent(s). Received 10 copies of CA BRS for SC use 12/29/15 EW

OCCD CA 09-23-2013 Motion to Extend Time

Filed By: Sara Shaeffer

Submit Date: 9-24-2013

Decision: (G) Grant

Decision Date: 9-30-2013

ORD that the motion for relief pending appeal is denied.

FRO that the court will not respond to or address any future motions seeking bond pending appeal.

FRO that the respondent's brief shall be filed no later than 10/28/13.

See BRS event filed on 10-25-2013

Comment: & to respond to Singh's motion for relief pending appeal

OCCD CA 09-17-2013 Attorney Change

Comment: AAG Sara Lynn Larson for AAG William L. Gansner per letter notice of appearance

OCCD CA 09-16-2013 Motion for Release on Bond

Filed By: Aman Singh

Submit Date: 9-16-2013

Decision: (D) Deny

Decision Date: 9-30-2013

ORD that the motion for relief pending appeal is denied.

FRO that the court will not respond to or address any future motions seeking bond pending appeal.

FRO that the respondent's brief shall be filed no later than 10/28/13.

Motion Response

Filed By: Aman Singh

Submit Date: 9-30-2013

Comment: Motion for Relief Pending Appeal

OCCD CA 09-12-2013 Attorney Change

Comment: AAG William L. Gansner for State per letter notice of appearance

OCCD CA 09-06-2013 Motion for Release on Bond

Filed By: Aman Singh

Submit Date: 9-6-2013

Decision: (O) Other

Decision Date: 9-9-2013

ORD that the motion for relief pending appeal is denied.

FRO that all documents filed in this court must indicate that they have been served on the opposing party. Failure to do so will constitute a violation of the Rules of Appellate Procedure and will cause delay in disposing of a request for relief or the request for relief may be denied for lack of service.

Comment: Motion for Relief Pending Appeal

OCCD CA 09-03-2013 Statement on Transcript

Filed By: Aman

Status Singh: Not Needed

Comment: pro se SRT info sent along with DLQ notice Statement on Transcript

OCCD CA 08-28-2013 Brief & Appendix of Appellant(s)
[Brief of Appellant\(s\)](#)

Filed By: Aman Singh

Comment: Brief of Appellant(s) Appx to Brief of Appellant(s). received 10 copies of CA BAP for SC use 1/4/16 EW Ackn re: Brief & Appx of Appellant

OCCD CA 08-27-2013 Record

Comment: 1-3 to 12-1

OCCD CA 08-27-2013 Delinquent

Comment: New due date of connected SRT: 9-4-2013

OCCD CA 08-14-2013 Motion for Relief

Filed By: Aman Singh

Submit Date: 8-14-2013

Decision: (D) Deny

Decision Date: 8-20-2013

ORD that the appellant's motion for bail pending appeal is denied.

Comment: Bail Release

OCCD CA 08-14-2013 Fee Waived

OCCD CA 08-13-2013 Motion for Release on Bond

Filed By: Aman Singh

Submit Date: 8-14-2013

Decision: (D) Deny

Decision Date: 8-20-2013

ORD that the appellant's motion for bail pending appeal is denied.

Comment: Motion for Bail (seeking release on bail pending resolution of appeal)

OCCD CA 08-06-2013 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 08-06-2013 Indigency Forms Sent

WSCCA Case History

Filed By: Unassigned District 2

Submit Date: 8-14-2013

Decision: (G) Grant

Decision Date: 8-14-2013

Fee waived.

Comment: Court Order of 8/6/13 Fee Waiver Form

OCCD CA	08-06-2013	Rules of Appellate Procedure and Pro Se Guide Sent
---------	------------	--

OCCD CA	08-05-2013	Notice of Appeal & Circuit Court Docket Entries
---------	------------	---

OCCD CA	07-31-2013	Notice of Appeal filed in Circuit Court
---------	------------	---

OCCD CA	07-29-2013	Order of Circuit Court
---------	------------	------------------------
