

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. Dawn M. Prado**

**Appeal Number 2016AP000308 - CR**

**Court of Appeals District 4**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		07-27-2020	Remittitur
OCCD	CA	06-25-2020		<a href="#">Opinion/Decision</a> Judge Panel: Blanchard, Kloppenburg, Graham Opinion: Opinion Decision: Reversed Pages: 43 Written by: Graham, Rachel A. Order Text: Order reversed.
OCCD	CA	12-06-2019		Submitted on Briefs
OCCD	CA	12-04-2019		Briefs Received At State Law Library Comment: Supplemental briefs
OCCD	CA	11-15-2019		Briefs Sent to District Comment: 2 BOTs
OCCD	CA	11-12-2019		Other Brief <a href="#">Supplemental Brief of Respondent</a> Filed By: Anthony Jurek
OCCD	CA	11-08-2019		Motion to Extend Time Filed By: Anthony Jurek Submit Date: 11-8-2019 Decision: (G) Grant Decision Date: 11-12-2019 ORD that the time for the respondent to file a supplemental brief is extended to November 15, 2019. See BOT event due on 11-15-2019
OCCD	CA	10-31-2019		Motion to Extend Time Filed By: Anthony Jurek Submit Date: 10-31-2019 Decision: (G) Grant

Decision Date: 11-4-2019

ORD that the time for the respondent to file a supplemental brief is extended to November 8, 2019.

See BOT event due on 11-8-2019

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OCCD CA 10-29-2019 Delinquent

Comment: New due date of connected BOT: 11-5-2019

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OCCD CA 10-24-2019 Rejected Electronic Document

Comment: Supplemental Appendix to Brief of Appellant; This appendix is being rejected because the Brief was filed again instead of the appendix. Please e-file a corrected appendix.

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OCCD CA 10-24-2019 Other Brief  
[Supplemental Brief of Appellant](#)

Filed By: Michael Sanders

Comment: Appellant Supplemental Brief

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OCCD CA 10-04-2019 Court Order

ORD that the parties shall simultaneously file supplemental briefs that address the issues identified above. The briefs shall be no longer than 3,000 word and shall be filed on or before twenty-one days from the date of this order.

See DAC event filed on 6-22-2020

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OCCD CA 09-27-2019 Response

Comment: Respondent Response per 11/30/18 CTO

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OCCD CA 09-17-2019 Response

Comment: Appellant response per 11/30/18 CTO

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OCCD CA 09-04-2019 Letter/Correspondence

Comment: to parties; advising SC decision in 15AP1113-CR released

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OCCD CA 09-03-2019 Hold Status

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OCCD CA 12-26-2018 Court Order

ORD that this appeal will remain on hold as provided in our order of November 30, 2018.

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OCCD CA 12-14-2018 Response

Comment: Appellant's response to 11/30/18 CTO

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OCCD CA 11-30-2018 Court Order

ORD that this appeal is placed on hold pending further order of this court.

FRO that, if either party believes this case should not be placed on hold pending supreme court action in Hawley, the party or parties should submit a letter with an explanation directed to the Clerk of the Court of Appeals within 14 days of the date of this order.

FRO that, assuming this case remains on hold pending Hawley, when the supreme court takes action

disposing of the Hawley case, each party shall, within 14 days of the date of that disposition, submit a letter directed to the Clerk of the Court of Appeals stating how the party believes this case should proceed.

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OCCD CA 07-05-2018 Briefs Received At State Law Library

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OCCD CA 06-20-2018 Record and Briefs Sent to District 4

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OCCD CA 06-18-2018 [Reply Brief](#)  
[Reply Brief](#)

Filed By: Michael Sanders

Comment: Note that the brief cover color has been corrected on this brief. Please see Rule 809.19(9) regarding requirements.

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OCCD CA 06-01-2018 Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 6-4-2018

Decision: (G) Grant

Decision Date: 6-5-2018

ORD that the time to file the reply brief is extended to 6/18/18.

See BRY event due on 6-18-2018

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OCCD CA 05-02-2018 Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 5-2-2018

Decision: (G) Grant

Decision Date: 5-4-2018

ORD that the time to file the reply brief is hereby extended to 6/4/18.

See BRY event due on 6-4-2018

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OCCD CA 04-16-2018 Motion for Miscellaneous Relief

Filed By: Anthony Jurek

Submit Date: 4-17-2018

Decision: (G) Grant

Decision Date: 4-18-2018

ORD that the respondent's brief shall be accepted as timely filed as of the date of this order.

Comment: MXT to submit [response] brief

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OCCD CA 04-16-2018 [Brief of Respondent\(s\)](#)  
[Brief of Respondent](#)

Filed By: Anthony Jurek

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OCCD CA 03-14-2018 Motion to Extend Time

Filed By: Anthony Jurek

Submit Date: 3-15-2018

Decision: (G) Grant

Decision Date: 3-16-2018

ORD that the time to file the respondent's brief is extended to April 13, 2018.

See BRS event due on 4-13-2018

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OCCD CA 03-01-2018 Delinquent

Comment: New due date of connected BRS: 3-8-2018

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OCCD CA 01-26-2018 Motion to Extend Time

Filed By: Anthony Jurek

Submit Date: 1-26-2018

Decision: (G) Grant

Decision Date: 1-29-2018

ORD that the time to file the respondent's brief is extended to February 16, 2018.

See BRS event due on 2-16-2018

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OCCD CA 12-29-2017 Motion to Extend Time

Filed By: Anthony Jurek

Submit Date: 12-29-2017

Decision: (G) Grant

Decision Date: 1-4-2018

ORD that the time to file the respondent's brief is hereby extended to 1/19/18.

See BRS event due on 1-19-2018

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OCCD CA 10-24-2017 Motion to Extend Time

Filed By: Anthony Jurek

Submit Date: 10-24-2017

Decision: (G) Grant

Decision Date: 11-1-2017

ORD that the time to file the respondent's brief is extended to December 22, 2017.

See BRS event due on 12-22-2017

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OCCD CA 09-21-2017 Brief & Appx of Appellant(s)  
[Brief of Appellant](#)

Filed By: Michael Sanders

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OCCD CA 09-06-2017 Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 9-6-2017

Decision: (G) Grant

Decision Date: 9-8-2017

ORD that the time to file the appellant's brief is extended to 9-21-2017.

See BAP event due on 9-21-2017

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OCCD CA 08-04-2017 Motion to Extend Time

Filed By: Michael Sanders

Submit Date: 8-4-2017

Decision: (G) Grant

Decision Date: 8-8-2017

ORD that the time to file the State's appellant's brief and appendix is extended to September 6, 2017.

See BAP event due on 9-6-2017

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OCCD CA 07-07-2017 Letter/Correspondence  
Comment: to parties advising SC decisions released; BAP/NVD due within 30 days

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OCCD CA 07-07-2017 Hold Status

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OCCD CA 05-25-2017 Motion for Stay  
Filed By: Michael Sanders  
Submit Date: 5-26-2017  
Decision: (G) Grant  
Decision Date: 6-13-2017  
ORD that the appellant shall file its brief or a notice of voluntary dismissal within thirty days after release of the later of the Wisconsin Supreme Court decisions in State v. Brar, No. 2015AP1261-CR and State v. Blackman, No. 2015AP450-CR.  
Comment: Briefing

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OCCD CA 05-05-2017 Motion to Extend Time  
Filed By: Michael Sanders  
Submit Date: 5-8-2017  
Decision: (G) Grant  
Decision Date: 5-11-2017  
ORD that the time to file the appellant's brief is extended to June 5, 2017.  
See BAP event due on 6-5-2017

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OCCD CA 02-20-2017 Motion for Stay  
Filed By: Michael Sanders  
Submit Date: 3-17-2017  
Decision: (D) Deny  
Decision Date: 3-21-2017  
ORD that the appellant's brief shall be due 5/5/17. Briefing shall proceed thereafter according to Wis. Stat. Rule 809.19.  
Motion Response  
Filed By: Michael Sanders  
Submit Date: 3-20-2017  
Comment: Briefing, pending resolution of State v. Howes, 14AP1870-CR

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OCCD CA 02-09-2017 Sealed Documents  
Comment: #47, #52, #53

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OCCD CA 02-09-2017 Record  
Comment: RE-FILE; 1-17 to 62-1

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OCCD CA 02-09-2017 Hold Status

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OCCD CA 11-15-2016 Sua Sponte  
Filed By: Unassigned District 4  
Submit Date: 11-15-2016  
Decision: (O) Other

Decision Date: 2-1-2017

ORD that the clerk of the circuit court shall re-transmit the record to this court by 2/10/17, and the time for the State to file its initial brief and appendix shall be reset accordingly.

Comment: State's response to 9/26/16 CTO

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OCCD CA 11-14-2016 Response

Comment: State's response to 9/26/16 CTO; advises the circuit court found Prado competent to proceed in a November 11, 2016 order, order attached.

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OCCD CA 08-26-2016 Sua Sponte

Filed By: Unassigned District 4

Submit Date: 9-22-2016

Decision: (O) Other

Decision Date: 9-26-2016

ORD that this appeal shall be placed on hold until such time as the circuit court enters an order determining that Dawn Prado has regained competency to proceed. The circuit court will continue to have jurisdiction over the competency issue while the record remains there.

FRO that the State shall advise this court within 10 days after the circuit court has entered an order determining that Prado has regained competency to proceed, so that this court can set a time for the record to be returned here. If the circuit court has not entered such an order within 60 days, the State shall provide this court with a status update advising us whether or in what time frame it anticipates that Prado is likely to regain competency and whether the State still wishes to pursue this appeal.

Comment: State's response to 5/25/16 CTO

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OCCD CA 08-26-2016 Response

Comment: State's response to 5/25/16 court order; respondent found not currently competent to stand trial; will not challenge, no transcript needed

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OCCD CA 05-26-2016 Record Remanded to Circuit Court

Comment: via UPS

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OCCD CA 04-25-2016 Motion for Miscellaneous Relief

Filed By: Anthony Jurek

Submit Date: 4-25-2016

Decision: (O) Other

Decision Date: 5-25-2016

ORD that this matter shall be remanded to the circuit court forthwith so that the respondent may file, and the circuit court may hear and decide, a challenge to the defendant's competency to stand trial.

FRO that we retain jurisdiction of the appeal.

FRO that the respondent shall file the competency motion within ten days of the date of this order. The circuit court shall hear and decide the competency issue within 120 days after the motion has been filed.

FRO that within ten days after the circuit court's competency ruling, the parties shall advise this court whether either of them intends to challenge the circuit court's competency ruling, and if so, whether any transcripts from the remand will need to be produced.

Motion Response

Filed By: Michael Sanders

Submit Date: 5-9-2016

Comment: Motion for Ruling on Defendant's Competency

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OCCD CA 04-06-2016 Record

Comment: 1-17 to 43-1

WSCCA Case History

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OCCD CA 03-17-2016 Received SPD Appointment Order  
 Comment: delete Atty. Welch; add Atty. Jurek for Dawn Prado

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OCCD CA 03-14-2016 Court Reporter's Statement-Trans.  
 Court Reporter Name: (Sundstrom, Jeanette)

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OCCD CA 03-08-2016 Transcript filed in Circuit Court

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OCCD CA 03-02-2016 Statement on Transcript  
 Filed By: Michael Sanders  
 Status: Ordered

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OCCD CA 02-11-2016 Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 02-11-2016 Fee Waived  
 Comment: State

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OCCD CA 02-11-2016 Notice of Appeal & Court Record

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OCCD CA 02-08-2016 Notice of Appeal filed in Cir. Ct.

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OCCD CA 01-04-2016 Order of Circuit Court

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