

Wisconsin Supreme Court and Court of Appeals Case Access

Fond du Lac County DSS v. W.G.B.

Appeal Number 2017AP002468

CONFIDENTIAL

CONSOLIDATED - [List of Consolidated Cases](#)

Court of Appeals District 2

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	01-31-2019		Cites
		925 N.W.2d 783		
OCCD	CA	01-31-2019		Cites
		385 Wis. 2d 514		
OCCD	CA	01-31-2019		Opinion Ordered Unpublished
OCCD	CA	01-08-2019		Remittitur
OCCD	CA	12-05-2018		Opinion/Decision
		Judge Panel: Reilly Opinion: Opinion Decision: Reversed and remanded Pages: 11 Order Text: Orders reversed and causes remanded.		
OCCD	CA	11-14-2018		Briefs Received At State Law Library
OCCD	CA	10-31-2018		Submitted on Briefs
OCCD	CA	10-30-2018		Record and Briefs Sent to District 2
OCCD	CA	10-29-2018		Rejected Electronic Document
		Comment: Statement regarding Reply Brief; It is not a requirement to efile statements advising no brief will be filed. No further action is needed.		
OCCD	CA	10-29-2018		No Brief to Be Filed
		Comment: No Reply Brief to be filed per Attorney Michael O' Rourke counsel Petitioner-Appellant. No Reply Brief to Be Filed by Appellant		

OCCD CA 10-26-2018
Comment: Co-Appellant

Reply Brief

OCCD CA 10-11-2018
Comment: RE: Respondent's Brief, Mailed 10-9-18, COS

Certificate of Filing by Mail

OCCD CA 10-11-2018
Comment: Address changed for attorney: 39877 Brian Borkowicz

Attorney address updated

OCCD CA 10-11-2018
Comment: Address changed for attorney: 39877 Brian Borkowicz

Attorney address updated

OCCD CA 10-11-2018
Filed By: Brian Borkowicz

Brief of Respondent(s)

OCCD CA 08-27-2018
Comment: Brief of Appellant; This efile is rejected because the efiled copy of the brief does not match the paper copy of the brief. Please efile an exact copy of the paper brief.

Rejected Electronic Document

OCCD CA 08-27-2018
Comment: Brief of Appellant; This efile is rejected because the efiled version does not match the paper copy. Please efile an exact copy of the paper version.

Rejected Electronic Document

OCCD CA 08-24-2018
Filed By: Brian Borkowicz
Submit Date: 8-24-2018
Decision: (G) Grant
Decision Date: 8-28-2018
ORD that the time for the respondents to file a respondents' brief is extended to October 9, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
See BRS event due on 10-9-2018

Motion to Extend Time

OCCD CA 08-17-2018
Filed By: Unassigned District 2
Submit Date: 8-17-2018
Decision: (O) Other
Decision Date: 8-22-2018
ORD that within five days from the date of this order, ADA O'Rourke shall comply with the Rules of Appellate Procedure relating to electronic filing. If he does not, he will be fined \$25 for each day that he is in noncompliance, retroactive to the date of this order. Wis. Stat. Rule 809.83(2).
Comment: BAP still not efiled

Sua Sponte

OCCD CA 07-27-2018
Filed By: Jeffrey Mann
Submit Date: 7-27-2018
Decision: (G) Grant
Decision Date: 8-1-2018

Motion to Extend Time

ORD that the motion to withdraw of Attorney Jeffrey Mann is granted.
FRO that the respondents' brief shall be filed on or before August 24, 2018.
FRO that no later than August 8, 2018, Attorney O'Rourke shall comply with the Rules of Appellate Procedure relating to electronic filing or sanctions may be imposed.
See BRS event due on 8-24-2018

OCCD CA 07-25-2018 Sua Sponte

Filed By: Unassigned District 2
Submit Date: 7-25-2018
Decision: (O) Other
Decision Date: 8-1-2018

ORD that the motion to withdraw of Attorney Jeffrey Mann is granted.
FRO that the respondents' brief shall be filed on or before August 24, 2018.
FRO that no later than August 8, 2018, Attorney O'Rourke shall comply with the Rules of Appellate Procedure relating to electronic filing or sanctions may be imposed.
Comment: Petitioner-appellant's brief not efiled

OCCD CA 07-20-2018 Motion to Withdraw as Counsel

Filed By: Jeffrey Mann
Submit Date: 7-20-2018
Decision: (G) Grant
Decision Date: 8-1-2018

ORD that the motion to withdraw of Attorney Jeffrey Mann is granted.
FRO that the respondents' brief shall be filed on or before August 24, 2018.
FRO that no later than August 8, 2018, Attorney O'Rourke shall comply with the Rules of Appellate Procedure relating to electronic filing or sanctions may be imposed.

OCCD CA 07-12-2018 Rejected Electronic Document

Comment: Brief of Appellant; This efile is rejected because the case numbers (they should not have "FT" after them) and caption (the cover needs the long caption) on the cover page needs to be corrected, there are two copies of the brief in the efiled version (the brief only needs to be in the efiled document once), and the appendix and brief have been efiled together. The brief (text searchable format) and appendix (image format) must be e-filed separately. Efiling the appendix is optional. If you choose to efile the appendix, you must fax the required efilng certification pursuant to Rule 809.18(13)(f) to the Clerk's Office (608-267-0640). Please efile a corrected version of the appellant's brief.

OCCD CA 07-10-2018 Other Papers

Comment: Notice: A paper copy of the appellant's brief has been filed by the appellant's attorney. This document has not been properly filed in electronic form as required by WIS. STAT. RULE 809.19(12). A notice was transmitted to counsel via e-mail advising that the original electronic filing required correction. Counsel shall file a corrected copy of the document in electronic form within 5 days of the date of this order. Failure to file the corrected document in electronic form may result in the imposition of a penalty under WIS. STAT. RULE 809.83(2). See also WIS. STAT. RULE 809.80(5)(b).

OCCD CA 06-27-2018 Rejected Electronic Document

Comment: Brief of Appellant; This efiled brief is rejected because the cover and the pagination of the efiled copy does not match the cover and pagination of the paper copy. Please efile an exact copy of the paper version.

OCCD CA 06-27-2018 Rejected Electronic Document

Comment: Brief of Appellant; This efiled brief is rejected because the cover and the pagination of the efiled copy does not match the cover and pagination of the paper copy. Please efile an exact copy of the paper version.

OCCD CA 06-27-2018

Rejected Electronic Document

Comment: Brief of Appellant; This efile is rejected because the pagination of the efiled copy does not match the pagination of the paper copy (the pages start and stop at different spots). Please efile an exact copy of the paper version.

OCCD CA 06-27-2018

Brief & Appx of Appellant(s)

Filed By: 24959 (O'Rourke, Michael)

Comment: Appellant. Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence. Please note the party designation on the caption was corrected on the covers of all briefs. Please use the above caption on all future briefs. Appendix to Brief of Co-Appellant Appx to Brief of Appellant(s)

OCCD CA 06-14-2018

Motion to Extend Time

Filed By: 24959 (O'Rourke, Michael)

Submit Date: 6-14-2018

Decision: (G) Grant

Decision Date: 6-15-2018

ORD that the time for the appellant to file its appellant's brief is extended to June 18, 2018. See Wis. Stat. Rule 809.82(2)(a).

See BAP event due on 6-18-2018

OCCD CA 06-12-2018

Brief & Appx of Appellant(s)

Filed By: Susan Alesia

Comment: Co-appellant: W.A.B

OCCD CA 05-29-2018

Supplement to Record

Comment: 45-2 to 115-4

OCCD CA 05-14-2018

Case Removed from Fast Track

OCCD CA 05-14-2018

Motion to Extend Time

Filed By: 24959 (O'Rourke, Michael)

Submit Date: 5-14-2018

Decision: (O) Other

Decision Date: 5-14-2018

ORD that the co-appellant's motion to supplement the record is granted. Within ten days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of the court of appeals as part of a supplemental return of the record.

FRO that appeal Nos. 2017AP2468 and 2017AP2469 are removed from the expedited appeals program; the briefs of the appellant and co-appellant conforming to the requirements of Wis. Stat. Rule 809.19 are due ten days after the filing of the supplemental return. See Wis. Stat. Rule 809.82(2)(a). See MBA event due on 4-20-2018

OCCD CA 05-08-2018

Motion for Miscellaneous Relief

Filed By: Susan Alesia

Submit Date: 5-8-2018

Decision: (G) Grant

Decision Date: 5-14-2018

ORD that the co-appellant's motion to supplement the record is granted. Within ten days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of the court of appeals as part of a supplemental return of the record.

FRO that appeal Nos. 2017AP2468 and 2017AP2469 are removed from the expedited appeals program; the briefs of the appellant and co-appellant conforming to the requirements of Wis. Stat. Rule 809.19 are due ten days after the filing of the supplemental return. See Wis. Stat. Rule 809.82(2)(a).

Comment: Motion to supplement the record and remove case from expedited appeals calendar

OCCD CA 05-07-2018

Sua Sponte

Filed By: Unassigned District 2

Submit Date: 5-7-2018

Decision: (O) Other

Decision Date: 5-14-2018

ORD that the co-appellant's motion to supplement the record is granted. Within ten days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of the court of appeals as part of a supplemental return of the record.

FRO that appeal Nos. 2017AP2468 and 2017AP2469 are removed from the expedited appeals program; the briefs of the appellant and co-appellant conforming to the requirements of Wis. Stat. Rule 809.19 are due ten days after the filing of the supplemental return. See Wis. Stat. Rule 809.82(2)(a).

Comment: Overdue Appellant MBA

OCCD CA 04-19-2018

Motion to Extend Time

Filed By: Susan Alesia

Submit Date: 4-20-2018

Decision: (G) Grant

Decision Date: 4-25-2018

ORD that the time for W.A.B. to file her co-appellant's memorandum brief is extended to May 15, 2018. FRO that the respondents shall file their memorandum brief in these consolidated appeals within twenty-one days of the receipt of the appellant's memorandum brief or the co-appellant's memorandum brief, whichever is later.

Motion Response

Filed By: Jeffrey Mann

Submit Date: 4-24-2018

See MBA event due on 4-20-2018

Comment: Co-appellant

OCCD CA 04-10-2018

Supplement to Record

Comment: 39-2 to 44-2

OCCD CA 04-02-2018

Other Papers

Comment: CRS: 5/3/17 and 9/6/17 transcripts filed 2/27/18; CRR Karen Fredrick

OCCD CA 03-29-2018

Sua Sponte

Filed By: Unassigned District 2

Submit Date: 3-29-2018

Decision: (O) Other

Decision Date: 3-30-2018

ORD that within five days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of this court of appeals as part of a supplemental return to the record.

FRO that the appellant and co-appellant shall each file a memorandum brief by no later than April 20, 2018. See Wis. Stat. Rule 809.82(2)(a).

Comment: Co-appeal filed in 17AP2468-FT only; Adjust briefing

OCCD CA	03-29-2018	Notif. Sent - Filing of NOP & Ct. Rec.
Comment: Co-		

OCCD CA	03-29-2018	Notice of Addtl/Amended (Other) Appeal
Comment: Co-appeal		

OCCD CA	03-23-2018	Other Appeal Filed In Circuit Court
Comment: Co-appeal		

OCCD CA	03-21-2018	Received SPD Appointment Order
Comment: Attorney Susan E. Alesia		

OCCD CA	03-21-2018	Docketing Statement from Appellant
Comment: Co-Appeal		

OCCD CA	03-21-2018	Statement on Transcript
Filed By: Susan Alesia		
Status: Prev. Filed		
Comment: Co-Appeal		

OCCD CA	03-06-2018	Supplement to Record
Comment: 35-3 to 38-1		

OCCD CA	03-01-2018	Court Reporter's Statement-Trans.
Court Reporter Name: (Fredrick, Karen)		

OCCD CA	02-27-2018	Transcript filed in Circuit Court
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OCCD CA	02-22-2018	Consolidated Case
Comment: [2017AP002468, 2017AP002469]		

OCCD CA	02-19-2018	Motion to Consolidate
Filed By: 24959 (O'Rourke, Michael)		
Submit Date: 2-19-2018		
Decision: (G) Grant		
Decision Date: 2-22-2018		
ORD that appeal numbers 2017AP2468-FT and 2017AP2469-FT are consolidated for purposes of briefing and disposition.		

FRO that the clerk of circuit court shall not transmit a supplement to the record on appeal until the last transcript has been filed in the circuit court.

FRO that the record on appeal is supplemented with the forthcoming transcripts of proceedings held on May 3 and September 6, 2017. The clerk of circuit court shall transmit these transcripts to the clerk of this court by supplemental return within ten days of the date the last transcript is filed.

FRO that the appellant's brief will be due within twenty-one days of the date the clerk of this court receives the supplemental return.

FRO that all filings in this court must comply with the confidentiality rules. WIS. STAT. RULE 809.19; WIS. STAT. RULE 809.81(7).

Comment: [2017AP002468, 2017AP002469]

OCCD CA 02-19-2018 Statement on Transcript

Filed By: 24959 (O'Rourke, Michael)

Status: Ordered

Comment: SEE 2/7/18 CTO; 10/27/17 transcript was filed 2/12/18 per CR notice on 2/14/18.

OCCD CA 02-14-2018 Sua Sponte

Filed By: Unassigned District 2

Submit Date: 2-14-2018

Decision: (O) Other

Decision Date: 2-22-2018

ORD that appeal numbers 2017AP2468-FT and 2017AP2469-FT are consolidated for purposes of briefing and disposition.

FRO that the clerk of circuit court shall not transmit a supplement to the record on appeal until the last transcript has been filed in the circuit court.

FRO that the record on appeal is supplemented with the forthcoming transcripts of proceedings held on May 3 and September 6, 2017. The clerk of circuit court shall transmit these transcripts to the clerk of this court by supplemental return within ten days of the date the last transcript is filed.

FRO that the appellant's brief will be due within twenty-one days of the date the clerk of this court receives the supplemental return.

FRO that all filings in this court must comply with the confidentiality rules. WIS. STAT. RULE 809.19; WIS. STAT. RULE 809.81(7).

Comment: No response received to 2/7/18 court order

OCCD CA 02-14-2018 Other Papers

Comment: From CR Holly J. Ford advising that the October 27, 2017 transcript has been filed & served on February 12, 2018.

OCCD CA 02-01-2018 Delinquency Motion

Filed By: Unassigned District 2

Submit Date: 2-1-2018

Decision: (O) Other

Decision Date: 2-7-2018

ORD that no later than February 13, 2018, the appellant shall file the statement on transcript or these appeals will proceed without any transcripts not already found in the records on appeal.

FRO that if the appellant desires to file on appellant's brief in these appeals, the appellant shall file a motion to consolidate no later than February 13, 2018.

FRO that the time to file the appellant's brief shall be established in a future order of this court.

See SRT event due on 12-26-2017

OCCD CA 01-29-2018 Record

Comment: 1-12 to 34-3

OCCD CA	01-23-2018	Case Assigned on Fast Track
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OCCD CA	01-18-2018	Attorney Change
		Comment: Attorney Jeffrey Mann for Respondents per notice of appearance.

OCCD CA	01-09-2018	Telephone Conf. on Docketing Statement Scheduled
		Comment: Tuesday, January 23, 2018 at 10:00 a.m.

OCCD CA	01-09-2018	Attorney address updated
		Comment: Address changed for attorney: 24959 Michael E. O'Rourke

OCCD CA	01-09-2018	Docketing Statement Submitted
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OCCD CA	01-09-2018	Docketing Statement from Appellant
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OCCD CA	01-04-2018	Delinquent
		Comment: New due date of connected SRT: 1-11-2018

OCCD CA	12-19-2017	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	12-19-2017	Delinquent
		Comment: New due date of connected DSA: 12-27-2017

OCCD CA	12-19-2017	Fee Waived
		Comment: County represented by ADA

OCCD CA	12-19-2017	Notice of Appeal & Court Record
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OCCD CA	12-13-2017	Other Appeal Filed In Circuit Court
		Comment: Amended

OCCD CA	12-12-2017	Notice of Appeal filed in Cir. Ct.
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OCCD CA	11-01-2017	Order of Circuit Court
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