

Wisconsin Supreme Court and Court of Appeals Case Access

Outagamie County v. R. G. K.

Appeal Number 2019AP002134

CONFIDENTIAL

Court of Appeals District 3

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	11-16-2022		Remittitur
OCCD	CA	10-28-2022		Opinion Ordered Unpublished Comment: Opinion Ordered Unpublished; Opinion Ordered Unpublished (Amended)
OCCD	CA	10-07-2022		Motion for Reconsideration Filed By: Kyle Sargent Submit Date: 10-7-2022 Decision: (D) Deny Decision Date: 10-12-2022 IT IS ORDERED that the motion for reconsideration is denied.
OCCD	CA	09-20-2022		Opinion/Decision Judge Panel: Stark Opinion: Opinion Decision: Reversed Pages: 16 Order Text: Order reversed Comment: Opinion/Decision
OCCD	CA	08-05-2022		Sua Sponte Filed By: Unassigned District 3 Submit Date: 8-8-2022 Decision: (O) Other Decision Date: 8-9-2022 IT IS ORDERED that this appeal shall be submitted to the court and placed upon the conference calendar based upon the briefs that have already been filed. Comment: County's Correspondence re: no supplemental brief will be filed
OCCD	CA	08-01-2022		Sua Sponte Filed By: Unassigned District 3 Submit Date: 8-2-2022 Decision: (O) Other Decision Date: 8-4-2022 IT IS ORDERED that, if Outagamie County still contends that this appeal is moot, it shall file a

supplemental brief no longer than twenty pages regarding the impact of S.A.M. on the issue of mootness within fifteen days of this order. If Outagamie County files a supplemental brief, R.G.K. shall have fifteen days to file its own supplemental brief no longer than twenty pages.
Comment: Letter from corp counsel seeking clarification of 7/13/22 cto

OCCD CA 07-11-2022 Sua Sponte

Filed By: Unassigned District 3
Submit Date: 7-12-2022
Decision: (O) Other
Decision Date: 7-13-2022

IT IS ORDERED that the parties shall file supplemental briefs addressing whether this appeal is moot in light of S.A.M. and, if so, whether any exceptions to the mootness doctrine appeal. R.G.K.'s brief shall be filed within fifteen days of the date of this order, and Outagamie County's brief shall be filed within fifteen days after R.G.K.'s brief is filed. The briefs shall be no longer than twenty pages.

Comment: Letter to Court re: SAM case, filed by Atty Rich

OCCD CA 07-11-2022 Hold Status

OCCD CA 04-23-2021 Sua Sponte

Filed By: Unassigned District 3
Submit Date: 4-23-2021
Decision: (O) Other
Decision Date: 4-26-2021

IT IS ORDERED that the courts April 22, 2021 order for supplemental briefing is withdrawn.

IT IS FURTHER ORDERED that this appeal is on hold pending the Wisconsin Supreme Court's decision in Sauk County v. S.A.M., No. 2019AP1033.

Comment: Letter from Atty Guidote re: supplemental briefing

OCCD CA 04-22-2021 Court Order

IT IS ORDERED that the parties shall file supplemental briefs that address the identified issues.

R.G.K.'s brief shall be filed within fifteen days of the date of this order, and Outagamie County's brief shall be filed within fifteen days after R.G.K.'s brief is filed. The briefs shall be no longer than twenty pages. WITHDRAWN per cto 4/26/21.

OCCD CA 11-23-2020 Briefs Received At State Law Library

OCCD CA 10-14-2020 Court Order

A paper copy of the Reply brief has been filed by the respondent-appellant's attorney. This document has not been filed in electronic form as required by WIS. STAT. RULE 809.19(12) or 809.32(1)(fm).

Counsel shall file a copy of the document in electronic form within 5 days of the date of this order or file a motion under WIS. STAT. RULE 809.19(12)(g) or 809.32(1)(fm) seeking relief from the electronic filing requirement. Failure to file the document in electronic form or to file a motion 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 10-13-2020 Submitted on Briefs

OCCD CA 10-12-2020 Record and Briefs Sent to District 3

OCCD CA 10-09-2020 Reply Brief

OCCD CA 09-25-2020 Certificate of Filing by Mail
Comment: respondent's brief 10 copies mailed 09-24-2020 (IB)

OCCD CA 09-25-2020 Brief of Respondent(s)
Filed By: Kyle Sargent

OCCD CA 09-18-2020 Rejected Electronic Document
Comment: The electronic version of the brief uploaded under appeal number 19AP2134 is rejected because the document that was uploaded is actually the fast-track respondent's brief filed in appeal number 20AP1171-FT.

OCCD CA 04-27-2020 Motion to Correct/Supplement Record
Filed By: Kyle Sargent
Submit Date: 5-11-2020
Decision: (D) Deny
Decision Date: 9-16-2020
IT IS ORDERED that the motion to dismiss this appeal is denied.
IT IS FURTHER ORDERED that the motion to supplement the record is denied.
IT IS FURTHER ORDERED that the respondent's brief is due thirty days from the date of this order.
Motion Response
Filed By: Elizabeth Rich
Submit Date: 5-11-2020
Comment: Court Order of 9/16/20

OCCD CA 04-27-2020 Motion to Dismiss
Filed By: Kyle Sargent
Submit Date: 5-11-2020
Decision: (D) Deny
Decision Date: 9-16-2020
IT IS ORDERED that the motion to dismiss this appeal is denied.
IT IS FURTHER ORDERED that the motion to supplement the record is denied.
IT IS FURTHER ORDERED that the respondent's brief is due thirty days from the date of this order.
Motion Response
Filed By: Elizabeth Rich
Submit Date: 5-11-2020

OCCD CA 02-19-2020 Motion to Extend Time
Filed By: Kyle Sargent
Submit Date: 2-19-2020
Decision: (G) Grant
Decision Date: 2-20-2020
ORD that the time for filing the respondent's brief is extended to March 27, 2020.
See BRS event due on 3-27-2020
Comment: duplicate motion rec'd via US Mail 2/24/20

OCCD CA 02-14-2020 Rejected Electronic Document
Comment: The corrected electronic version of the Appellant's brief is rejected for the following reasons:
- The document's cover page identifies it as "Appendix to Initial Brief of Respondent-Appellant" - The

tables of contents and authorities are missing - The text positioning in the hardcopy does not match the text on the electronic version, therefore the two are not identical - The form and length and electronic certifications are missing Please upload a corrected, complete electronic version of the brief that is identical to the hardcopies as certified by Rule 809.19(12)(f). Please notify clerk's office staff when done by calling 608-266-1880. Failure to notify will result in the delayed acceptance of the corrected e-document.

OCCD CA 02-03-2020 Notice of Appearance
Comment: Filed by Deputy Corp. Counsel Kyle J. Sargent.

OCCD CA 01-31-2020 Rejected Electronic Document
Comment: The electronic version of the Brief of Appellant is rejected because it contains both the brief and appendix. Rule 809.19(13)(c) states, in part, that an electronic appendix shall be filed as a document or documents separate from the brief. You are not required to file an electronic version of the appendix but if you opt to do so you must also include the requisite electronic appendix certification pursuant to Rule 809.19(13)(f) and load a separate, corrected electronic appendix that includes the certification. If you opt to exclude the appendix in your electronic filing you may simply upload a corrected version of the electronic brief that excludes the appendix documents. Please contact clerk's office staff by calling 608-266-1880 when done so that the brief may be accepted for filing. Failure to notify may result in delayed acceptance of the corrected e-document.

OCCD CA 01-27-2020 Brief & Appx of Appellant(s)
Filed By: Elizabeth Rich
Comment: Appendix to Brief of Appellant(s)

OCCD CA 12-17-2019 Record
Comment: 1-6 to 61-6 ELECTRONICALLY FILED

OCCD CA 12-04-2019 Statement on Transcript
Filed By: Elizabeth Rich
Status: Prev. Filed

OCCD CA 11-18-2019 Interim Motion for Reconsideration
Filed By: Joseph Guidote
Submit Date: 11-18-2019
Decision: (D) Deny
Decision Date: 11-19-2019
ORD that the motion for reconsideration of this court's November 13, 2019 order is denied.
Comment: Letter from Atty Guidote re: 11/13/19 cto

OCCD CA 11-18-2019 Notice of Appearance
Comment: Filed by Corporation Counsel, Joseph P. Guidote, Jr.

OCCD CA 11-12-2019 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 11-12-2019 Fee Waived
Comment: SPD order on file

OCCD CA	11-12-2019	Notice of Appeal & Court Record
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OCCD CA	11-12-2019	X Transfer
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OCCD CA	11-05-2019	Motion for Miscellaneous Relief
	Filed By: Elizabeth Rich	
	Submit Date: 11-12-2019	
	Decision: (G) Grant	
	Decision Date: 11-13-2019	
	ORD that the time for filing a notice of appeal is extended to make timely the notice of appeal filed in the circuit court on 11/5/19.	
	Comment: Motion to Enlarge Time for Filing Notice of Appeal or Motion for Post-judgment Relief	

OCCD CA	11-05-2019	Notice of Appeal filed in Cir. Ct.
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OCCD CA	11-05-2019	Docketing Statement from Appellant
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OCCD CA	07-25-2019	MXT to appoint counsel & order trans.
	Filed By: Joseph E	
	Submit Date: 7-26-2019	
	Decision: (G) Grant	
	Decision Date: 7-26-2019	
	ORD that the deadline for the state public defender to appoint postcommitment counsel and to order transcripts is extended through July 11, 2019.	

OCCD CA	03-07-2019	Order of Circuit Court
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