

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Gary Lee Wayerski

Appeal Number 2015AP001083 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		07-28-2015	Court Reporter's Statement-Trans. Court Reporter Name: (Malsom, Kathy) Comment: DO NOT PURSUE, transcript filed in as part of SUP on 7/16/15
OCCD	SC	03-12-2019		Remittitur
OCCD	SC	02-07-2019		Cites 385 Wis. 2d 344
OCCD	SC	02-07-2019		Cites 922 N.W.2d 468
OCCD	SC	02-07-2019		Opinion/Decision Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Bradley, Kelly, Dallet Opinion: Opinion Decision: Modified and Affirmed. Pages: 32 Written by: Dallet, Rebecca F. Ziegler, Annette K. Wrote Concur/Dissent Opinion 20 pages. Roggensack, Patience Drake Joined Concur/Dissent Opinion Kelly, Daniel Wrote Concur/Dissent Opinion 12 pages. Order Text: The decision of the court of appeals is modified and, as modified, affirmed.
OCCD	SC	02-05-2019		Public Domain Citation Comment: PDC No: 2019 WI 11
OCCD	SC	09-05-2018		Oral Argument Comment: 1st case, 9:45 a.m. Attorney Edward J. Hunt for Defendant-Appellant-Petitioner, Attorney Donald V. Latorraca for Plaintiff-Respondent.
OCCD	SC	06-21-2018		Briefs Received At State Law Library
OCCD	SC	06-20-2018		Motion for Miscellaneous Relief

Filed By: Edward Hunt
Submit Date: 6-21-2018
Decision: (G) Grant
Decision Date: 6-21-2018
ORD that the motion is granted, and the corrected reply brief is accepted for filing.
Comment: Motion to File a Corrected Defendant-Appellant-Petitioner's Reply Brief with the Wisconsin Supreme Court

OCCD SC 06-15-2018 Reply Brief-Supreme Court
[Corrected Reply Brief-Supreme Court](#)

Filed By: Edward Hunt
Comment: corrected briefs filed 6/21/18

OCCD SC 06-13-2018 Briefs Received At State Law Library

OCCD SC 05-31-2018 Response Brief-Supreme Court
[Response Brief-Supreme Court](#)

Filed By: Donald Latorraca

OCCD SC 05-29-2018 Assigned-Oral Argument

OCCD SC 04-27-2018 Motion to Extend Time

Filed By: Donald Latorraca
Submit Date: 4-27-2018
Decision: (G) Grant
Decision Date: 4-30-2018
ORD that the motion is granted. The response brief of plaintiff-respondent, State of Wisconsin, shall be served and filed on or before 6-1-2018.
See BR2 event due on 6-1-2018

OCCD SC 04-12-2018 Response
Comment: 10 addl copies of CA briefs for SC

OCCD SC 04-12-2018 First Brief-Supreme Court
[First Brief-Supreme Court](#)

Filed By: Edward Hunt
Comment: Appx to First Brief-Supreme Court

OCCD SC 03-13-2018 Caption Amended

OCCD SC 03-13-2018 Court Changed to Supreme Court

OCCD CA 11-29-2017 Cites
905 N.W.2d 843

OCCD CA 11-29-2017 Cites
378 Wis. 2d 739

OCCD SC	11-29-2017	Fee Waived
Comment: SPD order on file		
OCCD SC	11-29-2017	Petition for Review
Filed By: Edward Hunt Submit Date: 12-12-2017 Decision: (G) Grant Decision Date: 3-13-2018 ORD petition for review is granted. Briefs due 30/20/10. Motion Response Filed By: Donald Latorraca Submit Date: 12-12-2017		
OCCD CA	11-29-2017	Opinion Ordered Unpublished
OCCD CA	10-31-2017	Opinion/Decision
Judge Panel: Stark, Hruz, Seidl Opinion: Opinion Decision: Affirmed and remanded Pages: 31 Written by: Seidl, Mark A. Order Text: Judgment and order affirmed and cause affirmed with directions		
OCCD CA	12-01-2016	Submitted on Briefs
OCCD CA	07-25-2016	Attorney address updated
Comment: Address changed for attorney: 6290 Edward J. Hunt		
OCCD CA	07-12-2016	Briefs Received At State Law Library
OCCD CA	06-27-2016	Motion for Miscellaneous Relief
Filed By: Edward Hunt Submit Date: 6-28-2016 Decision: (G) Grant Decision Date: 6-29-2016 ORD that the motion is granted. Comment: Motion to File Corrected and Amended Reply Brief		
OCCD CA	06-27-2016	Record and Briefs Sent to District 3
OCCD CA	06-22-2016	Reply Brief Reply Brief
Filed By: Edward Hunt Comment: **CORRECTED BRIEF ACCEPTED FOR FILING 6/29/16**; 10 copies of CA brief rec'd for SC 4/12/18		
OCCD CA	06-21-2016	Motion to Extend Time

Filed By: Edward Hunt
Submit Date: 6-22-2016
Decision: (O) Other
Decision Date: 6-23-2016
ORD that the time for filing the appellant's reply brief is extended to 5 days from the date of this order.
See BRY event filed on 6-22-2016
Comment: 4th request

OCCD CA 06-20-2016 Motion to Extend Time
Filed By: Edward Hunt
Submit Date: 6-21-2016
Decision: (G) Grant
Decision Date: 6-23-2016
ORD that the time for filing the appellant's reply brief is extended to 5 days from the date of this order.
See BRY event filed on 6-22-2016
Comment: 3rd Request

OCCD CA 06-14-2016 Motion to Extend Time
Filed By: Edward Hunt
Submit Date: 6-15-2016
Decision: (G) Grant
Decision Date: 6-16-2016
ORD that the time for filing the appellant's reply brief is extended to 6/20/16.
See BRY event due on 6-20-2016
Comment: 2nd request

OCCD CA 05-31-2016 Motion to Extend Time
Filed By: Edward Hunt
Submit Date: 5-31-2016
Decision: (G) Grant
Decision Date: 6-2-2016
IT IS ORDERED that the time for filing the appellant's reply brief is extended to June 14, 2016.
See BRY event due on 6-14-2016

OCCD CA 05-13-2016 [Brief of Respondent\(s\)](#)
[Brief of Respondent](#)
Filed By: Donald Latorraca
Comment: 4/12/18 - Rec'd 10 add'l copies of CA briefs for SC

OCCD CA 05-12-2016 Motion to Extend Time
Filed By: Donald Latorraca
Submit Date: 5-12-2016
Decision: (G) Grant
Decision Date: 5-16-2016
ORD that the respondent's brief received on 5/13/16 is accepted for filing.
See BRS event filed on 5-13-2016
Comment: 3rd request

OCCD CA 04-25-2016 Motion to Extend Time
Filed By: Donald Latorraca

Submit Date: 4-26-2016

Decision: (G) Grant

Decision Date: 4-29-2016

IT IS ORDERED that the time for filing the respondent's brief is extended to May 12, 2016.

See BRS event due on 5-12-2016

Comment: 2nd request

OCCD CA 03-28-2016 Motion to Extend Time

Filed By: Donald Latorraca

Submit Date: 3-28-2016

Decision: (G) Grant

Decision Date: 3-30-2016

ORD that time for filing the respondent's brief is extended to 4/27/16.

See BRS event due on 4-27-2016

OCCD CA 03-02-2016 Letter/Correspondence

Comment: from DOJ, Atty Latorraca for Atty Weber

OCCD CA 02-25-2016 Supplement to Record

Comment: 124-1

OCCD CA 02-15-2016 Motion for Miscellaneous Relief

Filed By: Edward Hunt

Submit Date: 2-16-2016

Decision: (G) Grant

Decision Date: 2-18-2016

ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received 2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.

Comment: Motion to file a Corrected Defendant-Appellant's Brief

OCCD CA 02-15-2016 Motion for Miscellaneous Relief

Filed By: Edward Hunt

Submit Date: 2-16-2016

Decision: (G) Grant

Decision Date: 2-18-2016

ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received 2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.

Comment: Motion to File an Amended and Corrected Appendix

OCCD CA 02-12-2016 Motion to Correct/Supplement Record

Filed By: Edward Hunt

Submit Date: 2-17-2016

Decision: (G) Grant

Decision Date: 2-18-2016

ORD that the brief and appendix received 2/15/16 is accepted for filing lieu of the briefs received

2/12/16. FRO that the record is corrected to include a 9/17/12 letter from Attorney Lester Liptak to Judge Stewart requesting reconsideration of a previous decision regarding a change of venue. the clerk of the circuit court shall immediately transmit that letter by supplemental return.

OCCD CA 02-12-2016 Brief & Appx of Appellant(s)
[Brief of Appellant](#)

Filed By: Edward Hunt

Comment: separate appendix; corrected briefs and appendices accepted for filing per cto 2/18/16 Appx to Brief of Appellant(s); 10 copies of CA brief rec'd for SC 4/12/18

OCCD CA 02-02-2016 Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 2-2-2016

Decision: (G) Grant

Decision Date: 2-5-2016

ORD that time for filing the appellant's brief is extended to 2/12/16.

See BAP event due on 2-12-2016

Comment: 5th request

OCCD CA 01-22-2016 Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 1-25-2016

Decision: (G) Grant

Decision Date: 1-26-2016

ORD that time for filing the appellant's brief is extended to 2/2/16.

See BAP event due on 2-2-2016

Comment: 4th request

OCCD CA 12-07-2015 Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 12-7-2015

Decision: (G) Grant

Decision Date: 12-9-2015

ORD that time for filing the appellant's brief is extended to January 22, 2016.

See BAP event due on 1-22-2016

Comment: 3rd request

OCCD CA 10-13-2015 Motion to Correct/Supplement Record

Filed By: Edward Hunt

Submit Date: 10-29-2015

Decision: (O) Other

Decision Date: 11-5-2015

ORD that the motion to supplement the record is dismissed. FRO that counsel's request to view the content of the sealed envelopes is granted. FRO that the time for filing the appellant's brief is extended to 30 days from the date of this order.

Comment: MXT appellants brief

OCCD CA 08-12-2015 Motion to Extend Time

Filed By: Edward Hunt

Submit Date: 8-12-2015

Decision: (G) Grant
Decision Date: 8-14-2015
ORD that time for filing the appellant's brief is extended to October 13, 2015.
See BAP event due on 10-13-2015

OCCD CA	07-16-2015	Supplement to Record
Comment: Doucment 123 (144 pages)		

OCCD CA	07-03-2015	Sealed Documents
Comment: #22,97		

OCCD CA	07-03-2015	Record
Comment: 1-5 to 122-84, separate box		

OCCD CA	06-23-2015	Other Papers
Comment: Rcd copy of record inspection notice from TC.		

OCCD CA	06-09-2015	Statement on Transcript
Filed By: Edward Hunt		
Status: Ordered		
Comment: 6/9/15 court reporter's portion of SRT sent w/CRS by Court Reporter Becky Thomas to court of appeals re: 1/9/13 proceeding (SRT not yet filed); 6/15/15 rec'd court reporter's portion of SRT from Patricia Sobolewski, indicating copies of 4 proceedings will be sent to the AG w/in 20 days (no mention of filing w/COC)		

OCCD CA	06-02-2015	Notif. Sent-Filing of NAP & Ct. Record
---------	------------	--

OCCD CA	06-02-2015	Fee Waived
Comment: SPD order on file		

OCCD CA	06-02-2015	Notice of Appeal & Court Record
---------	------------	---------------------------------

OCCD CA	06-02-2015	X Transfer
---------	------------	------------

OCCD CA	05-22-2015	Notice of Appeal filed in Cir. Ct.
---------	------------	------------------------------------

OCCD CA	05-14-2015	Order of Circuit Court
---------	------------	------------------------

OCCD CA	04-03-2015	MXT to Decide Postconviction Motion
Filed By: Edward Hunt		
Submit Date: 4-3-2015		
Decision: (G) Grant		
Decision Date: 4-7-2015		
ORD that the time for deciding the postconviction motion is extended to July 6, 2015.		
Comment: 4th request		

OCCD CA 02-18-2015 MXT to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 2-19-2015
Decision: (G) Grant
Decision Date: 2-20-2015
ORD that the time for deciding the postconviction motion is extended to May 5, 2015.
Comment: 3rd request

OCCD CA 11-18-2014 MXT to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 11-20-2014
Decision: (G) Grant
Decision Date: 11-24-2014
ORD that the time for deciding the postconviction motion is extended to 2/27/15.
Comment: 2nd request

OCCD CA 10-01-2014 Attorney address updated
Comment: Address changed for attorney: 10832 James M. Peterson

OCCD CA 07-25-2014 MXT to Decide Postconviction Motion
Filed By: Edward Hunt
Submit Date: 7-25-2014
Decision: (G) Grant
Decision Date: 7-28-2014
ORD that the time for deciding the postconviction motion is extended to November 24, 2014.

OCCD CA 04-24-2014 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 4-25-2014
Decision: (G) Grant
Decision Date: 4-28-2014
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 5/28/14. We anticipate no additional extensions.
Comment: 6th

OCCD CA 03-04-2014 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 3-5-2014
Decision: (G) Grant
Decision Date: 3-6-2014
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 4/24/14. We anticipate no additional delays.
Comment: 5th request

OCCD CA 01-03-2014 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 1-6-2014
Decision: (G) Grant
Decision Date: 1-8-2014
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to

3/4/14.
Comment: 4th

OCCD CA 11-04-2013 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 11-4-2013
Decision: (G) Grant
Decision Date: 11-6-2013
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 1/3/14.
Comment: 3rd request

OCCD CA 09-03-2013 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 9-4-2013
Decision: (G) Grant
Decision Date: 9-5-2013
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to November 4, 2013.
Comment: 2nd request

OCCD CA 07-02-2013 MXT to file NAP/PCM
Filed By: Edward Hunt
Submit Date: 7-3-2013
Decision: (G) Grant
Decision Date: 7-8-2013
ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 9/3/13.

OCCD CA 01-09-2013 Judgment of Circuit Court
