

# Wisconsin Supreme Court and Court of Appeals Case Access

## Cree, Inc. v. LIRC

### Appeal Number 2019AP001671

Supreme Court

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	04-14-2022		Remittitur
OCCD	SC	03-10-2022		Cites 400 Wis. 2d 827
OCCD	SC	03-10-2022		Cites 970 N.W.2d 837
OCCD	SC	03-10-2022		<a href="#">Opinion/Decision</a> Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Reversed and remanded Pages: 30 Written by: Karofsky, Jill Dallet, Rebecca F. Wrote Dissenting Opinion 17 pages. Bradley, Ann Walsh Joined Dissenting Opinion Hagedorn, Brian K. Joined Dissenting Opinion Order Text: The decision of the court of appeals is reversed and the cause remanded to the circuit court with instructions. Comment: Opinion/Decision - Supreme Court Opinion/Decision - Supreme Court
OCCD	SC	03-09-2022		Public Domain Citation Comment: PDC No: 2022 WI 15
OCCD	SC	10-15-2021		Oral Argument Comment: 2nd case, 11:00 a.m. [Argument will be in Ozaukee County Administration Bldg. for Justice on Wheels]. Robert H. Duffy for Petitioner-Respondent-Petitioner. Anthony Russomanno for Respondent-Co-Appellant. Alan C. Olson for Respondent-Appellant.
OCCD	SC	06-25-2021		Assigned-Oral Argument
OCCD	SC	06-16-2021		Brief of Amicus Curiae <a href="#">Brief of Amicus Curiae - WMC</a>

Filed By: Corydon Fish  
Comment: Wisconsin Manufacturers & Commerce, Inc.

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OCCD SC 06-04-2021 [Reply Brief-Supreme Court  
Third Supreme Court Brief](#)

Filed By: Lindsey Davis  
Comment: Cover Letter - Third Supreme Court Brief

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OCCD SC 06-02-2021 [Brief of Amicus Curiae  
Brief of Amicus Curiae - Legal Action of Wisconsin, Inc.](#)

Filed By: Jessie Long  
Comment: Legal Action of Wisconsin, Inc.

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OCCD SC 05-28-2021 Motion to File Amicus/Non-Party Brief

Filed By: Jessie Long  
Submit Date: 5-28-2021  
Decision: (G) Grant  
Decision Date: 6-2-2021  
ORD that the motion is granted, and the brief is accepted for filing.  
Comment: Motion to File Amicus/Non-Party Brief - Legal Action of Wisconsin, Inc.

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OCCD SC 05-28-2021 Rejected Electronic Document

Comment: Motion to File an Amicus Brief; All Supreme Court motions and filings must be submitted to the Clerk's Office by traditional methods. There is no statutory provision for the acceptance of efiled motions (the only documents required to be efiled for the Supreme Court are briefs and Petitions for Review/Responses to Petitions for Review). If you have not done so already, please send the proper number of properly signed copies to the Clerk's Office for filing by traditional methods.

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OCCD SC 05-26-2021 Motion to File Amicus/Non-Party Brief

Filed By: Corydon Fish  
Submit Date: 5-26-2021  
Decision: (G) Grant  
Decision Date: 6-1-2021  
IT IS ORDERED that the motion is granted. The brief shall be filed by June 16, 2021.  
Comment: Wisconsin Manufacturers and Commerce Motion to File Amicus/Non-Party Brief 6/1/21 CTO

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OCCD SC 05-21-2021 Letter/Correspondence

Comment: Filed by AAG Kilpatrick; Letter Advising of Typo in Brief

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OCCD SC 05-20-2021 Certificate of Filing by Mail

Comment: Co-appellant brief 22 copies mailed 05-17-2021. Certificate of Filing by Mail re Co-Appellant BR2

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OCCD SC 05-20-2021 [Response Brief-Supreme Court  
BR2 - Co-Appellant Response Brief - Supreme Court](#)

Filed By: Steven Kilpatrick  
Comment: Co-Appellant

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OCCD SC 05-19-2021

Response Brief-Supreme Court  
[BR2 - Appellant's Response Brief - Supreme Court](#)

Filed By: Alan Olson  
Comment: Appellant

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OCCD SC 04-23-2021

First Brief-Supreme Court  
[BR1 - First Brief - Supreme Court](#)

Filed By: Lindsey Davis  
Comment: Separate appendix.

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OCCD SC 03-25-2021

Caption Amended

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OCCD SC 03-24-2021

Court Changed to Supreme Court

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OCCD CA 02-08-2021

Final Publication

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OCCD CA 01-27-2021

Cites

395 Wis. 2d 642

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OCCD CA 01-27-2021

Cites

953 N.W.2d 883

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OCCD CA 01-27-2021

Opinion Ordered Published

Comment: Opinion Ordered Published

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OCCD CA 01-27-2021

Public Domain Citation

Comment: PDC No: 2021 WI App 4

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OCCD SC 01-22-2021

Certificate of Filing by Mail

Comment: Certificate of Filing by Mail re LIRC's Response to PRE

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OCCD CA 01-22-2021

Rejected Electronic Document

Comment: Motion to file Nonparty Brief; There is not statutory provision for efileing Supreme Court Motions. The paper copies have been received and submitted to the Court for review. No further action is necessary.

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OCCD SC 01-21-2021

Motion for Miscellaneous Relief

Filed By: Lucas Vebber

Submit Date: 1-21-2021

Decision: (G) Grant

Decision Date: 1-26-2021

ORD that the motion is granted. The brief is accepted as filed.

Comment: Motion to file Amicus Response in Support of PRE 1/26/21 Court Order Motion to file Amicus Response in Support of PRE Court Order (1/16/20)

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OCCD SC 01-08-2021 Fee Paid

Comment: Receipt No: 21R 000057

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OCCD SC 01-08-2021 [Petition for Review](#)  
[Petition for Review](#)

Filed By: Lindsey Davis  
Submit Date: 1-26-2021  
Decision: (G) Grant  
Decision Date: 3-24-2021  
ORD petition for review is granted. Briefs due 30/20/10.  
Motion Response  
Filed By: Lucas Vebber  
Submit Date: 1-26-2021  
Motion Response  
Filed By: Anthony Russomanno  
Submit Date: 1-26-2021  
Comment: WMC Cover Page and COM for Response to Petition for Review

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OCCD CA 01-07-2021 Notice of Appearance  
Comment: Attorney Davis for Cree, Inc., per Notice of Appearance

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OCCD CA 12-09-2020 [Opinion/Decision](#)

Judge Panel: Gundrum, Neubauer, Reilly  
Opinion: Opinion  
Decision: Reversed Pages: 10  
Written by: Gundrum, Mark D.  
Order Text: Order reversed  
Comment: Opinion/Decision

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OCCD CA 10-22-2020 Other Brief

Filed By: Robert Duffy  
Comment: Respondent's Supplemental Letter Brief

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OCCD CA 10-21-2020 Other Brief

Filed By: Alan Olson  
Comment: Appellant's Supplemental Letter Brief

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OCCD CA 10-19-2020 Certificate of Filing by Mail  
Comment: Certificate of Filing by Mail re Co-Appellant's Supplemental Letter Brief

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OCCD CA 10-19-2020 Other Brief

Filed By: Steven Kilpatrick  
Comment: Co-Appellant's Supplemental Letter Brief

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OCCD CA 10-01-2020 Oral Argument  
Comment: Robert Duffy (Pet-Res); Casey Kaiser (Pet-Res); Steven Kilpatrick (Res-Coa); Alan Olson (Res-App)

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OCCD CA 09-10-2020 Attorney Change  
Comment: Attorney Lindner withdrawn as counsel for Cree, Inc.

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OCCD CA 09-03-2020 Notice of Appearance  
Comment: Attorney Duffy as co-counsel for respondent per Notice of Appearance

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OCCD CA 09-01-2020 Court Order  
ORD that oral argument shall be held Thursday, October 1, 2020, at 9:30 a.m. Counsel will receive instructions from the Court the week of September 21, 2020 regarding the procedures for appearing remotely.  
Comment: 9/1/20 Court Order

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OCCD CA 07-16-2020 Submitted on Briefs

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OCCD CA 02-13-2020 Briefs Received At State Law Library

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OCCD CA 01-30-2020 Record and Briefs Sent to District 2

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OCCD CA 01-30-2020 Reply Brief  
[Reply Brief - Derrick Palmer](#)

Filed By: Alan Olson

Comment: Appellant Ack. of Filing - Reply Brief Cover Letter - Reply Brief

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OCCD CA 01-28-2020 Rejected Electronic Document  
Comment: Brief of Amicus Curiae - The duplicate efiled brief is rejected. No further action is required to this notice.

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OCCD CA 01-27-2020 Brief of Amicus Curiae  
[Brief of Amicus Curiae - Wisconsin Manufacturers and Commerce](#)

Filed By: Corydon Fish

Comment: Wisconsin Manufacturers and Commerce Ack. of Filing - Brief of Amicus Curiae WMC Cover Letter - Brief of Amicus Curiae WMC

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OCCD CA 01-27-2020 Reply Brief  
[Reply Brief - LIRC](#)

Filed By: Anthony Russomanno

Comment: Co-Appellant Ack. of Filing - Reply Brief of Co-Appellant Cover Letter - Reply Brief of Co-Appellant

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OCCD CA 01-16-2020 Motion to Extend Time  
Filed By: Alan Olson  
Submit Date: 1-16-2020  
Decision: (G) Grant

Decision Date: 1-16-2020

ORD the motion is granted, time extended to January 27, 2020.

Motion Response

Filed By: Sheila Reiff

Submit Date: 6-15-2021

See BRY event filed on 1-30-2020

Comment: Motion not signed; signed motion filed same day Court Order (1/16/20) Motion to Extend Time to File Palmer's Reply Brief

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OCCD CA 01-14-2020 Motion to File Amicus/Non-Party Brief

Filed By: Corydon Fish

Submit Date: 1-14-2020

Decision: (G) Grant

Decision Date: 1-16-2020

ORD that the motion for leave to file an amicus brief is granted; the Wisconsin Manufacturers and Commerce, Inc., may file an amicus curiae brief on or before January 27, 2020.

Motion Response

Filed By: Sheila Reiff

Comment: Wisconsin Manufacturers and Commerce Court Order (1/16/20) on Motion to File Amicus/Non-Party Brief Motion to File Amicus/Non-Party Brief

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OCCD CA 01-09-2020 Motion to Extend Time

Filed By: Anthony Russomanno

Submit Date: 1-9-2020

Decision: (G) Grant

Decision Date: 1-10-2020

ORD the motion is granted, time extended to 1/27/20.

Motion Response

Filed By: Sheila Reiff

Submit Date: 6-15-2021

See BRY event filed on 1-27-2020

Comment: Court Order (1/10/20) Motion to Extend Time to File Reply Brief LIRC

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OCCD CA 01-02-2020 [Brief of Respondent\(s\)](#)  
[Brief of Respondent](#)

Filed By: Laura Lindner

Comment: Separate Appendix Ack. of Filing & Cover Letter - Brief of Respondent(s)

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OCCD CA 12-02-2019 [Brief & Appx of Appellant\(s\)](#)  
[Brief of Appellant - Derrick Palmer](#)

Filed By: Alan Olson

Comment: Appellant. (2) Separate Appendices. Appendix Volume 1 to Brief of Appellant - Derrick Palmer Appendix Volume 2 to Brief of Appellant - Derrick Palmer Ack. of Filing & Cover Letters - Brief & Appx of Appellant(s)

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OCCD CA 11-25-2019 [Brief & Appx of Appellant\(s\)](#)  
[Brief of Co-Appellant - LIRC](#)

Filed By: Anthony Russomanno

Comment: Co-Appellant Ack. of Filing & Cover Letter - Brief & Appx of Co-Appellant(s)

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OCCD CA	10-30-2019	Motion for Miscellaneous Relief
	Filed By: Anthony Russomanno Submit Date: 10-30-2019 Decision: (G) Grant Decision Date: 11-5-2019 ORD that the time to file the appellants' briefs is extended to November 25, 2019. Motion Response Filed By: Sheila Reiff Comment: MXT to file both BAPs Court Order (11/5/19) Motion for Extension of Time to File Brief & Appx of Appellant(s)	

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OCCD CA	10-15-2019	Docketing Statement from Appellant
	Comment: Appellant Docketing Statement from Appellant	

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OCCD CA	10-09-2019	Delinquency Motion
	Filed By: Unassigned District 2 Submit Date: 10-9-2019 Decision: (O) Other Decision Date: 10-10-2019 ORD that by no later than October 17, 2019, counsel for the appellant shall file the docketing statement. If the docketing statement is not filed by this date, counsel will be fined \$25 per day for each day the docketing statement was not filed, retroactive to the date of this order. Wis. Stat. Rule 809.83(2). Counsel must submit payment of the accrued penalty when filing the docketing statement or the docketing statement will not be accepted for filing. See DSA event due on 9-9-2019 Comment: Court Order (10/10/19)	

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OCCD CA	10-09-2019	Case to proceed under RAP
	Comment: Case to proceed under RAP - Letter from Atty. Ryan	

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OCCD CA	10-04-2019	Supplement to Record
	Comment: 30-1 to 32-1, ELECTRONICALLY FILED Supplement to Record Filing Notice	

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OCCD CA	09-30-2019	Record
	Comment: 1-3 to 29-1 ELECTRONICALLY FILED Record Filing Notice	

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OCCD CA	09-25-2019	Docketing Statement Submitted
	Comment: co-appellant	

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OCCD CA	09-25-2019	Notif. Sent - Filing of NOP & Ct. Rec.
	Comment: Co- Notif. Sent - Filing of NOP & Ct. Rec.	

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OCCD CA	09-25-2019	Fee Waived
	Comment: for co-appeal, State appeal	

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OCCD CA	09-25-2019	Notice of Addtl/Amended (Other) Appeal
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Comment: Co- Notice of Addtl/Amended (Other) Appeal

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OCCD CA 09-18-2019 Docketing Statement from Appellant  
Comment: Co-appellant Docketing Statement from Appellant

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OCCD CA 09-18-2019 Statement on Transcript  
Filed By: Anthony Russomanno  
Status: Not Needed  
Comment: co-appellant Statement on Transcript

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OCCD CA 09-18-2019 Other Appeal Filed In Circuit Court  
Comment: Co- Other Appeal Filed In Circuit Court

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OCCD CA 09-17-2019 Fee Paid  
Comment: Invoice No: 19203; Receipt No: 19R 002357

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OCCD CA 09-17-2019 Invoice Issued  
Comment: Invoice No: 19203

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OCCD CA 09-10-2019 Statement on Transcript  
Filed By: Alan Olson  
Status: Not Needed  
Comment: Statement on Transcript

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OCCD SC 09-09-2019 Court Order  
IT IS ORDERED that unless within five days of the date of this order, the filing fee is received by the clerk of the court of appeals, the action will be subject to dismissal under rule 809.83.  
Comment: Court Order (9/9/19) Filing Fee

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OCCD CA 09-09-2019 Notif. Sent-Filing of NAP & Ct. Record  
Comment: Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 09-09-2019 Court Order for Filing Fee Issued

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OCCD CA 09-09-2019 Delinquent  
Comment: New due date of connected DSA: 9-16-2019 Delinquent Docketing Statement Order (9/9/19)

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OCCD CA 09-09-2019 Notice of Appeal & Court Record  
Comment: Notice of Appeal & Court Record

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OCCD CA 09-04-2019 Notice of Appeal filed in Cir. Ct.  
Comment: Notice of Appeal filed in circuit court

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OCCD CA 08-12-2019 Order of Circuit Court

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