

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Tracy E. McCarthy

Appeal Number 2018AP000484

Court of Appeals District 2

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
PEND	CA		03-18-2019	Remittitur
OCCD	CA	02-13-2019		Motion for Reconsideration Filed By: Tracy McCarthy Submit Date: 2-13-2019 Decision: (D) Deny Decision Date: 2-14-2019 ORD that the motion for reconsideration is denied. Wis. Stat. Rule 809.24(2).
OCCD	CA	02-06-2019		Opinion/Decision Judge Panel: Gundrum Opinion: Opinion Decision: Affirmed Pages: 4 Order Text: Order affirmed
OCCD	CA	01-17-2019		Briefs Received At State Law Library
OCCD	CA	01-04-2019		Submitted on Briefs
OCCD	CA	01-03-2019		Record and Briefs Sent to District 2
OCCD	CA	12-27-2018		Certificate of Filing by Mail Comment: Re: Reply Brief; rcvd 10 copies of briefs mailed, 12-21-2018.
OCCD	CA	12-27-2018		Reply Brief Reply Brief Filed By: Tracy McCarthy Comment: Reply Brief
OCCD	CA	12-06-2018		Certificate of Service Comment: Filed by respondent advising BRS was resent to appellant 11/29/18.

OCCD CA 12-06-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 12-6-2018
Decision: (G) Grant
Decision Date: 12-7-2018
ORD that the appellant's motion to strike is denied.
FRO that the time for the appellant to file his reply brief is extended to January 2, 2019. See Wis. Stat. Rule 809.82(2)(a).
See BRY event due on 1-2-2019

OCCD CA 12-04-2018 Affidavit of No Service filed
Comment: Filed by appellant regarding BRS.

OCCD CA 11-30-2018 Affidavit of No Service filed
Comment: From Tracy McCarthy regarding BRS filed on 11-16-18

OCCD CA 11-30-2018 Motion to Strike
Filed By: Tracy McCarthy
Submit Date: 11-30-2018
Decision: (D) Deny
Decision Date: 12-7-2018
ORD that the appellant's motion to strike is denied.
FRO that the time for the appellant to file his reply brief is extended to January 2, 2019. See Wis. Stat. Rule 809.82(2)(a).

OCCD CA 11-16-2018 Brief of Respondent(s)
[Brief of Respondent](#)
Filed By: Abbey Nickolie

OCCD CA 10-17-2018 Certificate of Filing by Mail
Comment: Re: Defendant -Appellant Briefs. Separate Appx., mailed, 10-10-2018

OCCD CA 10-17-2018 Brief & Appx of Appellant(s)
[Brief of Appellant\(s\)](#)
Filed By: Tracy McCarthy
Comment: 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. Separate Appendix. Brief of Appellant(s) Appx to Brief of Appellant(s)

OCCD CA 10-11-2018 Sua Sponte
Filed By: Unassigned District 2
Submit Date: 10-11-2018
Decision: (O) Other
Decision Date: 10-17-2018
ORD that the DVD submitted by McCarthy is rejected for filing. The clerk of this court shall return the DVD to McCarthy under separate cover.

FRO that with the exception of the DVD, the appellant's brief and appendix submitted by McCarthy on October 11, 2018, is accepted for filing as of the date of this order.

Comment: Disc filed with BAP, accept disc?

OCCD CA 09-17-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 9-17-2018
Decision: (G) Grant
Decision Date: 9-18-2018
ORD that the time for the appellant to file his appellant's brief is extended to October 22, 2018. See Wis. Stat. Rule 809.82(2)(a).
See BAP event due on 10-22-2018

OCCD CA 09-10-2018 Motion to Correct/Supplement Record
Filed By: Tracy McCarthy
Submit Date: 9-10-2018
Decision: (D) Deny
Decision Date: 9-12-2018
ORD that the appellant's motion to supplement the record is denied.

OCCD CA 07-13-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 7-13-2018
Decision: (G) Grant
Decision Date: 7-16-2018
ORD that the time for the appellant to file his appellant's brief is extended to 9/21/18. See Wis. Stat. Rule 809.82(2)(a).
See BAP event due on 9-21-2018

OCCD CA 06-12-2018 Non-Electronic Record Item
Comment: DVD - Filed by the defendant on the 03/28/17 court date.

OCCD CA 06-11-2018 Sealed Documents
Comment: #34

OCCD CA 06-11-2018 Record
Comment: 1-1 to 69-10, ELECTRONICALLY FILED

OCCD CA 06-01-2018 Motion for Miscellaneous Relief
Filed By: Tracy McCarthy
Submit Date: 6-1-2018
Decision: (O) Other
Decision Date: 6-4-2018
ORD that no further action is taken on the pro se appellant's June 1, 2018 motion.
Comment: "motion to compel discovery/notice of spoliation of evidence"

OCCD CA 05-21-2018 Statement on Transcript
Status: Other
Comment: defective SRT received 3/19/18; Defective letter sent 3/20/18.

OCCD CA 05-18-2018 Delinquency Motion
Filed By: Unassigned District 2
Submit Date: 5-18-2018
Decision: (O) Other
Decision Date: 5-21-2018
ORD that the clerk of circuit court shall compile the record on appeal pursuant to Wis. Stat. Rule 809.15.
See SRT event due on 5-11-2018

OCCD CA 04-13-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 4-13-2018
Decision: (O) Other
Decision Date: 4-23-2018
ORD that the appellant shall file a statement on transcript no later than May 11, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).
FRO that the clerk of circuit court shall not compile the record on appeal pursuant to Wis. Stat. Rule 809.15 pending further order of this court.
FRO that all documents filed in this court must indicate that they have been served on the District Attorney and shall bear the Court of Appeals case number.
FRO that the appellant shall comply with this order and the Rules of Appellate Procedure or sanctions may be imposed. WIS. STAT. RULE 809.83(2).
See SRT event due on 4-9-2018
Comment: construed MXT; 4/20/18- "notice of request for time extension" received with copy of letter to CR.

OCCD CA 04-13-2018 Fee Paid
Comment: Receipt No: 18R 000923

OCCD CA 04-11-2018 Other Papers
Comment: CRS: 10/10/16 transcript filed 4/9/18; CR Nicole Claudon

OCCD CA 04-05-2018 Other Papers
Comment: From Tracy McCarthy; copy of request for transcript confirmation and payment arrangements with court reporter.

OCCD CA 03-22-2018 Motion for Miscellaneous Relief
Filed By: Tracy McCarthy
Submit Date: 3-22-2018
Decision: (G) Grant
Decision Date: 3-26-2018
ORD that the time to pay the filing fee or file the completed fee waiver paperwork is extended to April 16, 2018. If the filing fee is not paid or the completed fee waiver paperwork is not filed by the extended deadline, the appeal will be dismissed. See Wis. Stat. Rule 809.83(2).
Comment: MXT to pay filing fee

OCCD CA 03-15-2018 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 03-15-2018 Indigency Forms Sent

WSCCA Case History

Filed By: Unassigned District 2
Submit Date: 4-13-2018
Decision: (N) No Action
Decision Date: 4-13-2018
No action. Filing fee paid 4/13/18
Comment: 3/26/18-received petition, not notarized

OCCD CA	03-15-2018	RAP and Guide Sent
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OCCD CA	03-15-2018	Notice of Appeal & Court Record
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OCCD CA	03-09-2018	Notice of Appeal filed in Cir. Ct.
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OCCD CA	03-02-2018	Order of Circuit Court
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