

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Joseph J. Jordan

Appeal Number 2011AP001249

Court of Appeals District 1

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	12-18-2013		Remittitur
OCCD	SC	09-03-2013		Motion for Miscellaneous Relief Filed By: Joseph Jordan Submit Date: 9-3-2013 Decision: (G) Grant Decision Date: 9-6-2013 IT IS ORDERED that the motion is granted. The court will consider the supplement to the PRE filed on 09/03/13, along with the appendix filed on 07/29/13. Comment: Motion us to accept PRE and motion to attach appendix to this PRE
OCCD	CA	08-21-2013		Fee Paid Comment: Receipt No: 13R 002130; rcv'd duplicate payment for same copying request 8/22/13, returned to DEF-APP, skg
OCCD	SC	08-02-2013		Motion for Miscellaneous Relief Filed By: Joseph Jordan Submit Date: 8-2-2013 Decision: (N) No Action Decision Date: 8-5-2013 No action Comment: MXT/PRE and return the other PRE
OCCD	CA	07-31-2013		Cites 349 Wis. 2d 524
OCCD	CA	07-31-2013		Cites 835 N.W.2d 290
OCCD	CA	07-31-2013		Opinion Ordered Unpublished
OCCD	SC	07-29-2013		Indig. Forms/Motion filed by pro se Filed By: Joseph Jordan

Submit Date: 7-29-2013

Decision: (G) Grant

Decision Date: 7-29-2013

IT IS ORDERED court, grants permission to proceed without payment of filing fee. This order only waives the filing fees in the S/C.

OCCD SC 07-29-2013 Petition for Review

Filed By: Joseph Jordan

Submit Date: 9-12-2013

Decision: (D) Deny

Decision Date: 12-16-2013

IT IS ORDERED the petition for review is denied, without costs.

Motion Response

Filed By: Joseph Jordan

Submit Date: 9-12-2013

Motion Response

Filed By: Christopher Wren

Submit Date: 9-12-2013

Comment: 09/03/13, Supp to PRE rec'd; 09/11/13, Rec'd State's letter response

OCCD SC 07-29-2013 Motion for Miscellaneous Relief

Filed By: Joseph Jordan

Submit Date: 7-29-2013

Decision: (G) Grant

Decision Date: 7-31-2013

IT IS ORDERED the petition for review is accepted for filing; IT IS FURTHER ORDERED the motion for extension of time to finalize the PRE is granted. The supplement to the petition, conforming to the requirements of Wis. Stat 809.62(2) and (4), must be filed with the clerk of this court by 08/30/13. If the supplement is not filed by that time, the court will decide the above case on the documents already on file; and IT IS FURTHER ORDERED the motion to waive copy requirements is granted.

Comment: Motion to waive filing requirements

OCCD SC 07-29-2013 Motion for Miscellaneous Relief

Filed By: Joseph Jordan

Submit Date: 7-29-2013

Decision: (O) Other

Decision Date: 7-31-2013

IT IS ORDERED the petition for review is accepted for filing; IT IS FURTHER ORDERED the motion for extension of time to finalize the PRE is granted. The supplement to the petition, conforming to the requirements of Wis. Stat 809.62(2) and (4), must be filed with the clerk of this court by 08/30/13. If the supplement is not filed by that time, the court will decide the above case on the documents already on file; and IT IS FURTHER ORDERED the motion to waive copy requirements is granted.

Comment: MXT/PRE

OCCD CA 06-25-2013 [Opinion/Decision](#)

Judge Panel: Brennan, Kessler, Curley

Opinion: Opinion

Decision: Affirmed Pages: 20

Written by: Brennan, Kitty K.

Order Text: Orders affirmed

OCCD CA 05-07-2013 Submitted on Briefs

OCCD CA	04-02-2013	Briefs Received At State Law Library
OCCD CA	03-21-2013	Motion for Miscellaneous Relief
	Filed By: Joseph Jordan Submit Date: 3-21-2013 Decision: (G) Grant Decision Date: 3-21-2013 IT IS ORDERED that Jordans reply brief remains accepted for filing and the appeal will proceed. Comment: Motion to file extended brief	
OCCD CA	03-13-2013	Sua Sponte
	Filed By: Unassigned District 1 Submit Date: 3-13-2013 Decision: (G) Grant Decision Date: 3-21-2013 IT IS ORDERED that Jordans reply brief remains accepted for filing and the appeal will proceed. Motion Response Filed By: Joseph Jordan Submit Date: 3-18-2013 Comment: Letter from AAG Wren, action?; 03/18/13, Response to motion	
OCCD CA	03-13-2013	Record and Briefs Sent to District 1
OCCD CA	03-11-2013	Certificate of Filing by Mail
	Comment: BRY	
OCCD CA	03-07-2013	Reply Brief Reply Brief
	Filed By: Joseph Jordan Comment: Reply Brief	
OCCD CA	02-25-2013	Motion to Extend Time
	Filed By: Joseph Jordan Submit Date: 2-25-2013 Decision: (G) Grant Decision Date: 2-26-2013 IT IS ORDERED that the deadline for Jordan to file his brief is extended through March 8, 2013. See Wis. Stat. Rule 809.82(2)(a) (2011-12). See BRY event due on 3-8-2013 Comment: 2nd	
OCCD CA	02-11-2013	Motion to Extend Time
	Filed By: Joseph Jordan Submit Date: 2-11-2013 Decision: (G) Grant Decision Date: 2-12-2013	

IT IS ORDERED that the deadline for Jordan to file his reply brief is extended through February 26, 2013. See Wis. Stat. Rule 809.82(2)(a) (2011-12).
See BRY event due on 2-26-2013

OCCD CA 01-31-2013 Additional Authorities
Comment: Filed by State

OCCD CA 01-25-2013 [Brief of Respondent\(s\)](#)
[Brief of Respondent\(s\)](#)
Filed By: Gregory Weber
Comment: Separate Appendix

OCCD CA 01-09-2013 Motion to Extend Time
Filed By: Christopher Wren
Submit Date: 1-9-2013
Decision: (G) Grant
Decision Date: 1-11-2013
IT IS ORDERED the deadline for the State to file its respondent's brief is extended through 01/25/13.
See Wis. Stat. Rule 809.82(2)(a) (2009-10).
See BRS event due on 1-25-2013
Comment: 4th

OCCD CA 01-07-2013 Fee Paid
Comment: Receipt No: 13R 000071

OCCD CA 12-21-2012 Motion to Extend Time
Filed By: Christopher Wren
Submit Date: 12-21-2012
Decision: (G) Grant
Decision Date: 12-27-2012
IT IS ORDERED the time for the respondent to file a respondent's brief is extended to 01/10/13. See
Wis. Stat. Rule 809.82(2)(a) (2009-10).
See BRS event due on 1-10-2013
Comment: 3d

OCCD CA 12-07-2012 Motion to Extend Time
Filed By: Christopher Wren
Submit Date: 12-7-2012
Decision: (G) Grant
Decision Date: 12-10-2012
IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to December
26, 2012. See Wis. Stat. Rule 809.82(2)(a) (2009-10).
See BRS event due on 12-26-2012
Comment: 2nd

OCCD CA 11-02-2012 Motion to Extend Time
Filed By: Christopher Wren
Submit Date: 11-2-2012
Decision: (G) Grant

Decision Date: 11-7-2012

IT IS ORDERED that the deadline for the State to file its respondent's brief in this matter is extended to December 10, 2012.

See BRS event due on 12-10-2012

OCCD CA 10-09-2012 Brief & Appx of Appellant(s)
[Brief of Appellant\(s\)](#)

Comment: Separate Appendix Brief of Appellant(s) Appx to Brief of Appellant(s)

OCCD CA 08-29-2012 Motion to Extend Time

Filed By: Joseph Jordan

Submit Date: 8-29-2012

Decision: (G) Grant

Decision Date: 9-4-2012

IT IS ORDERED the motion for access to the release account is denied. IT IS FURTHER ORDERED that the deadline for Jordan to file a compliant appellant's brief, as ordered by this court on 08/09/12, is extended to 10/04/12.

See BAP event due on 10-4-2012

OCCD CA 07-19-2012 Motion for Miscellaneous Relief

Filed By: Christopher Wren

Submit Date: 7-20-2012

Decision: (G) Grant

Decision Date: 8-9-2012

IT IS ORDERED that our order of July 11, 2012, accepting Joseph J. Jordans brief for filing is vacated. IT IS FURTHER ORDERED that the clerk of the court of appeals shall retain one copy of the brief for our file, but shall return all other copies to Jordan within five days. IT IS FURTHER ORDERED that Jordan must file five copies of an appellants brief that does not exceed fifty pages in length if a monospaced font is used or 11,000 words if a proportional serif font is used. IT IS FURTHER ORDERED that the deadline for Jordan to file five copies of an appellants brief that complies with this courts rules is extended until August 31, 2012.

Motion Response

Filed By: Joseph Jordan

Submit Date: 7-30-2012

Comment: Motion to Vacate order accepting Amended BAP.....; 07/30/12, Rec'd response to Motion from Jordan

OCCD CA 07-09-2012 Motion for Miscellaneous Relief

Filed By: Joseph Jordan

Submit Date: 7-10-2012

Decision: (G) Grant

Decision Date: 7-11-2012

IT IS ORDERED that Jordans amended brief is accepted for filing as of the date of this order.

IT IS FURTHER ORDERED that the separate appendix Jordan previously submitted is accepted, as of the date of this order, as the appendix for Jordans amended appellate brief. IT IS FURTHER ORDERED that Jordans motion to get appellant brief dated May 20, 2012 as conceded due to no response from the [S]tate is denied. VACATED PER 8/9/12 CTO

Comment: Move to get BAP dated 5/27/12 as conceded due to no response from the State

OCCD CA 06-04-2012 Brief & Appx of Appellant(s)

Filed By: Joseph Jordan

OCCD CA 05-31-2012 Sua Sponte

Filed By: Unassigned District 1
Submit Date: 6-1-2012
Decision: (O) Other
Decision Date: 6-4-2012

IT IS ORDERED that Jordan's new brief may be accepted for filing. IT IS FURTHER ORDERED that the separate appendix previously submitted shall be accepted as the appendix for the new brief.
Comment: Letter from Jordan re: using appendix from 1st brief filed

OCCD CA 05-30-2012 MXT Pages In Brief

Filed By: Joseph Jordan
Submit Date: 5-30-2012
Decision: (G) Grant
Decision Date: 6-4-2012

IT IS ORDERED that Jordan's new brief may be accepted for filing. IT IS FURTHER ORDERED that the separate appendix previously submitted shall be accepted as the appendix for the new brief.
Comment: One page pass limit

OCCD CA 05-30-2012 Sua Sponte

Filed By: Unassigned District 1
Submit Date: 5-30-2012
Decision: (O) Other
Decision Date: 6-4-2012

IT IS ORDERED that Jordan's new brief may be accepted for filing. IT IS FURTHER ORDERED that the separate appendix previously submitted shall be accepted as the appendix for the new brief.
Comment: Rec'd 5 non conforming BAP: No blue cover, no back cover, incorrect caption, party designation, tittle of brief, margins? no statement of issue, argument?, no appendix , one page passed limit (motion submitted)

OCCD CA 04-18-2012 Supplement to Record

Comment: 156-24 to 159-7

OCCD CA 03-23-2012 Motion for Miscellaneous Relief

Filed By: Joseph Jordan
Submit Date: 3-26-2012
Decision: (O) Other
Decision Date: 4-9-2012

IT IS ORDERED that the motion to supplement the record with Exhibits 1-2, and 4-13, offered and accepted at the postconviction hearings that began on September 11, 2009, is granted. IT IS FURTHER ORDERED that the motion to supplement the record with Exhibit 3, referenced on the exhibit list of October 30, 2009, is deemed withdrawn. IT IS FURTHER ORDERED that the motion to supplement the record with Exhibits 14, 15, 16, and 17, described on the exhibit list of October 19, 2010, is granted. IT IS FURTHER ORDERED that the State shall, within five business days of the date of this order, file with the clerk of circuit court true and correct copies of Exhibits 14, 15, 16, and 17, described on the exhibit list of October 19, 2010. IT IS FURTHER ORDERED that the clerk of circuit court shall, within twenty days after the State files copies of Exhibits 14-17, transmit Exhibits 1-2, and 4-17 discussed in this order to the clerk of this court by supplemental return. If the original exhibit is not available, this court will accept true and correct copies. IT IS FURTHER ORDERED that Jordan shall, within forty days after the supplemental return is filed in this court, file an amended appellate brief or notify this court that he intends to rest on the appellate brief previously filed in this case. IT IS FURTHER ORDERED that the

States deadline for filing its brief shall be thirty days after the State is served with Jordans amended brief or with Jordans notice that he intends to rest on the appellate brief previously filed.

Comment: Motion to deny the State Request to supp the REC with Exhibits...

OCCD CA 03-12-2012

Motion for Miscellaneous Relief

Filed By: Christopher Wren

Submit Date: 3-13-2012

Decision: (G) Grant

Decision Date: 3-14-2012

IT IS ORDERED the deadline for the State to file a supplement to the motion to correct the record is extended through 03/26/12. See Wis. Stat. Rule 809.82(2)(a) (2009-10).

Comment: MXT for State to responded to 02/24/12 cto

OCCD CA 02-24-2012

Court Order

IT IS ORDERED that the State shall, within fifteen days of this order, file a supplement to its motion to correct the record as described above. IT IS FURTHER ORDERED that Jordans memorandum explaining that a submission was delayed because he erroneously addressed a mailing to this court, as construed, is accepted as filed. IT IS FURTHER ORDERED that the deadline for Jordan to file a corrected appellate brief, established in our order of January 18, 2012, is vacated. The court will establish any necessary deadline for Jordan to file a corrected, or, if appropriate, an amended or supplemental brief, after resolution of the States motion to correct the record.

See MXT event filed on 2-6-2012

OCCD CA 02-24-2012

Court Order

IT IS ORDERED that the State shall, within fifteen days of this order, file a supplement to its motion to correct the record as described above. IT IS FURTHER ORDERED that Jordans memorandum explaining that a submission was delayed because he erroneously addressed a mailing to this court, as construed, is accepted as filed. IT IS FURTHER ORDERED that the deadline for Jordan to file a corrected appellate brief, established in our order of January 18, 2012, is vacated. The court will establish any necessary deadline for Jordan to file a corrected, or, if appropriate, an amended or supplemental brief, after resolution of the States motion to correct the record.

See MCR event filed on 1-31-2012

OCCD CA 02-06-2012

Motion for Miscellaneous Relief

Filed By: Joseph Jordan

Submit Date: 2-6-2012

Decision: (G) Grant

Decision Date: 2-24-2012

IT IS ORDERED that the State shall, within fifteen days of this order, file a supplement to its motion to correct the record as described above. IT IS FURTHER ORDERED that Jordans memorandum explaining that a submission was delayed because he erroneously addressed a mailing to this court, as construed, is accepted as filed. IT IS FURTHER ORDERED that the deadline for Jordan to file a corrected appellate brief, established in our order of January 18, 2012, is vacated. The court will establish any necessary deadline for Jordan to file a corrected, or, if appropriate, an amended or supplemental brief, after resolution of the States motion to correct the record.

Comment: Motion to Notify Court of Mail Error.

OCCD CA 02-06-2012

Motion to Extend Time

Filed By: Joseph Jordan

Submit Date: 2-6-2012

Decision: (G) Grant

Decision Date: 4-9-2012

IT IS ORDERED that the motion to supplement the record with Exhibits 1-2, and 4-13, offered and accepted at the postconviction hearings that began on September 11, 2009, is granted. IT IS FURTHER ORDERED that the motion to supplement the record with Exhibit 3, referenced on the exhibit list of October 30, 2009, is deemed withdrawn. IT IS FURTHER ORDERED that the motion to supplement the record with Exhibits 14, 15, 16, and 17, described on the exhibit list of October 19, 2010, is granted. IT IS FURTHER ORDERED that the State shall, within five business days of the date of this order, file with the clerk of circuit court true and correct copies of Exhibits 14, 15, 16, and 17, described on the exhibit list of October 19, 2010. IT IS FURTHER ORDERED that the clerk of circuit court shall, within twenty days after the State files copies of Exhibits 14-17, transmit Exhibits 1-2, and 4-17 discussed in this order to the clerk of this court by supplemental return. If the original exhibit is not available, this court will accept true and correct copies. IT IS FURTHER ORDERED that Jordan shall, within forty days after the supplemental return is filed in this court, file an amended appellate brief or notify this court that he intends to rest on the appellate brief previously filed in this case. IT IS FURTHER ORDERED that the States deadline for filing its brief shall be thirty days after the State is served with Jordans amended brief or with Jordans notice that he intends to rest on the appellate brief previously filed.

Motion Response

Filed By: Christopher Wren

Submit Date: 3-26-2012

Motion Response

Filed By: Joseph Jordan

Submit Date: 3-30-2012

This motion contains court order(s).

Comment: MXT to Comply with Order to File New Briefs.; 03/26/12, Rec'd State's response to 02/24/12 cto; 03/30/12, Rec'd Jordan's response to State's response

OCCD CA 01-31-2012

Motion to Correct/Supplement Record

Filed By: Christopher Wren

Submit Date: 2-6-2012

Decision: (G) Grant

Decision Date: 3-14-2012

IT IS ORDERED the deadline for the State to file a supplement to the motion to correct the record is extended through 03/26/12. See Wis. Stat. Rule 809.82(2)(a) (2009-10).

Motion Response

Filed By: Christopher Wren

Submit Date: 3-8-2012

This motion contains court order(s).

Comment: 03/08/12, State's letter to Jordan re: 02/24/12 cto

OCCD CA 01-17-2012

Motion for Miscellaneous Relief

Filed By: Joseph Jordan

Submit Date: 1-17-2012

Decision: (G) Grant

Decision Date: 1-18-2012

IT IS ORDERED that Joseph J. Jordan, pro se, may correct his appellant's brief with the omissions listed in his motion, but he must do so by filing new copies of his entire appellant's brief within ten days of the date of this order. CTO VACATED 2/24/12

Comment: "Motion to Correct and/or Supplement the Record" regarding corrections to the BAP.

OCCD CA 01-13-2012

Motion to Extend Time

Filed By: Christopher Wren

Submit Date: 1-13-2012

Decision: (G) Grant

Decision Date: 1-17-2012

IT IS ORDERED that the time for the respondent to file a respondent's brief is extended to February 16,

2012. See WIS. STAT. RULE 809.82(2)(a)(2009-10).
See BRS event due on 2-16-2012

OCCD CA 01-05-2012 Certificate of Service
Comment: Filed by State of BAP

OCCD CA 01-03-2012 Sua Sponte
Filed By: Unassigned District 1
Submit Date: 1-3-2012
Decision: (N) No Action
Decision Date: 1-5-2012
No action.
Comment: Letter from AAG Wren regarding record item 35.

OCCD CA 12-30-2011 Attorney Change
Comment: Added C. G. Wren, AAG, Counsel for Pla-Res, withdrew Weber

OCCD CA 12-14-2011 Certificate of Filing by Mail
Comment: BAP

OCCD CA 12-14-2011 Motion to Appoint Counsel
Filed By: Joseph Jordan
Submit Date: 12-14-2011
Decision: (D) Deny
Decision Date: 1-5-2012
IT IS ORDERED that the motion for appointment of counsel is denied.

OCCD CA 12-11-2011 Brief & Appx of Appellant(s)
Comment: 06/04/12, Brief replaced per cto; WITHDRAWN PER 8/9/12 cto

OCCD CA 11-22-2011 Motion to Extend Time
Filed By: Joseph Jordan
Submit Date: 11-22-2011
Decision: (G) Grant
Decision Date: 12-12-2011
IT IS ORDERED that the time for the appellant to file an appellants' brief is extended until 12/26/11. See Wis. Stat. Rule 809.82(2)(a) (2009-10).
Motion Response
Filed By: Joseph Jordan
Submit Date: 12-8-2011
See BAP event due on 12-26-2011
Comment: 3rd; Motion for Extension of Time to Appeal Circuit Court Denial of 974.06 Motion. ; 12/7/11, Ltr re: no response to my motion request

OCCD CA 09-29-2011 Motion to Extend Time
Filed By: Joseph Jordan
Submit Date: 9-29-2011
Decision: (G) Grant
Decision Date: 9-30-2011

IT IS ORDERED that the deadline for Jordan to file his appellants brief and appendix in this matter is extended to November 21, 2011. IT IS FURTHER ORDERED that this court shall take no action on the note concerning appointment of counsel.

See BAP event due on 11-21-2011

Comment: 2nd; Titled MXT to appeal the circuit court denial.....

OCCD CA 08-22-2011 Motion to Extend Time
Filed By: Joseph Jordan
Submit Date: 8-23-2011
Decision: (G) Grant
Decision Date: 8-24-2011
IT IS ORDERED the deadline for Jordan to file his appellant's brief and appendix is extended to 10/06/11.
See BAP event due on 10-6-2011
Comment: " Titled MXT 45-60 days of time to appeal"

OCCD CA 07-13-2011 Sealed Documents
Comment: PSI # 35

OCCD CA 07-13-2011 Record
Comment: 1-10 to 155-7; separate box; PSI # 35

OCCD CA 06-17-2011 Statement on Transcript
Filed By: Joseph
Status Jordan: Prev. Filed
Comment: 6/9/11, Rec'd Def SRT; 6/10/11, Sent SRT ltr with sample form (it appears all transcripts are in the REC); received another DEF-SRT from Jordan 6/13/11, appears to be handwritten duplicate of same SRT received 6/9/11 and shows stamp of COC as of that date, wait to see if response to 1st DEF-SRT letter issued 6/9/11.

OCCD CA 06-01-2011 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 06-01-2011 Indigency Forms Sent
Filed By: Unassigned District 1
Submit Date: 6-9-2011
Decision: (G) Grant
Decision Date: 6-10-2011
IT IS ORDERED court, grants permission to proceed without payment of filing fee. This order only waives the filing fees in the C/A.
Motion Response
Filed By: Joseph Jordan
Submit Date: 6-9-2011
Comment: 6/13/11, Rec'd another IND, placed in file, determination already made.

OCCD CA 06-01-2011 Notice of Appeal & Court Record

OCCD CA 06-01-2011 X Transfer

OCCD CA 05-27-2011 RAP and Guide Sent

Comment: Jordan requested packet, sent out

OCCD CA 05-26-2011 Notice of Appeal filed in Cir. Ct.

OCCD CA 05-09-2011 Order of Circuit Court

OCCD CA 04-22-2011 Miscellaneous Motion on XX-Case

Filed By: Joseph Jordan

Submit Date: 4-22-2011

Decision: (D) Deny

Decision Date: 4-26-2011

IT IS ORDERED that the motion "for an extension of time to file for a reconsideration of the denial of a motion for new trial under 974.06" is denied.

Comment: Motion for Time Extension to File for a Reconsideration of the Denial of Motion for New Trial Under 974.06.
