

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. David Wayne Ross

### Appeal Number 2020AP000261 - CR

Court of Appeals District 1

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	11-17-2021		Remittitur Comment: Remittitur
OCCD	SC	08-10-2021		Certificate of Filing by Mail Comment: State's letter response to petition Certificate of Filing by Mail - State's letter response to petition
OCCD	SC	08-10-2021		Letter/Correspondence Comment: State advises it opposes petition, will not file formal response unless ordered by court Letter- State advises it opposes petition, will not file formal response unless ordered by court
OCCD	CA	07-29-2021		Rejected Electronic Document Comment: Petition for Review - 2 copies were uploaded for an unknown reason. There is no need to respond to this rejection.
OCCD	SC	07-29-2021		Letter/Correspondence Comment: Cover letter filing petition for review
OCCD	SC	07-29-2021		Fee Waived
OCCD	SC	07-29-2021		Petition for Review <a href="#">Petition to Review</a>  Filed By: Marcella De Peters Submit Date: 8-11-2021 Decision: (D) Deny Decision Date: 11-17-2021 IT IS ORDERED that the petition for review is denied, without costs. Comment: Supreme Court Order 11/17/2021
OCCD	CA	07-28-2021		Cites 963 N.W.2d 579

OCCD CA	07-28-2021	Cites
	398 Wis. 2d 795	
OCCD CA	07-28-2021	Opinion Ordered Unpublished
	Comment: Opinion Ordered Unpublished	
OCCD CA	06-29-2021	<a href="#">Opinion/Decision</a>
	Judge Panel: Brash, White, Graham	
	Opinion: Opinion	
	Decision: Affirmed Pages: 20	
	Written by: White, Maxine A.	
	Order Text: Judgment and order affirmed	
	Comment: Opinion dated 6-29-2021	
OCCD CA	11-19-2020	Submitted on Briefs
OCCD CA	10-01-2020	Briefs Received At State Law Library
OCCD CA	09-09-2020	Record and Briefs Sent to District 1
OCCD CA	09-08-2020	<a href="#">Reply Brief</a> <a href="#">Reply Brief</a>
	Filed By: Marcella De Peters	
	Comment: Ack. Notice - BRY; cvr. ltr. filing BRY	
OCCD CA	08-17-2020	Letter/Correspondence
	Comment: Acknowledgement of filing of Respondent's Brief AP-2010	
OCCD CA	08-17-2020	Brief of Respondent(s)
	Filed By: Christine Remington	
	Comment: Brief of Respondent(s) Brief of Respondent Cover Letter	
OCCD CA	07-17-2020	Motion to Extend Time
	Filed By: Christine Remington	
	Submit Date: 7-20-2020	
	Decision: (G) Grant	
	Decision Date: 7-21-2020	
	IT IS ORDERED that the deadline for the State to file its brief is extended through August 17, 2020. See WIS. STAT. RULE 809.82(2)(a) (2017-18).	
	Motion Response	
	Filed By: Christine Remington	
	See BRS event filed on 8-17-2020	
	Comment: Motion to Extend Time to file BRS Motion to Extend Time to file BRS CTO dated 7-21-2020	
OCCD CA	06-29-2020	Notice of Appearance

Comment: AAG Remington appears for State per ltr. of representation Notice of Appearance filed by AAG Remington

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OCCD CA 06-16-2020

Brief & Appx of Appellant(s)  
[Brief of Appellant](#)

Filed By: Marcella De Peters

Comment: Appendix to Brief of Appellant(s) Ack filing of Brief of Appellant & Cover Letter

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OCCD CA 06-09-2020

Motion to Extend Time

Filed By: Marcella De Peters

Submit Date: 6-9-2020

Decision: (G) Grant

Decision Date: 6-12-2020

IT IS ORDERED that the deadline for the appellant to file an appellants brief is extended until June 15, 2020. See WIS. STAT. RULE 809.82(2)(a) (2017-18).

See BAP event due on 6-15-2020

Comment: Motion to Extend Time to File BAP 06-12-20 Order

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OCCD CA 02-28-2020

Non-Electronic Record Item

Comment: EXHIBIT #25 - CD-R: 731 N 25th STREET SCENE PHOTOS EXHIBIT #43 - CD-R: DW INJURY PHOTOS EXHIBIT #70 - CD-R: VOICEMAILS EXHIBIT #72 - CD-R: 911 RECORDING 11/20/14 EXHIBIT #182 - 911 DISC: 11/18 INCIDENT

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OCCD CA 02-27-2020

Sealed Documents

Comment: #17, #22-75, #85, #127

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OCCD CA 02-27-2020

Record

Comment: 1-3 to 162-1 ELECTRONICALLY FILED

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OCCD CA 02-11-2020

Notif. Sent-Filing of NAP & Ct. Record

Comment: Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 02-11-2020

Fee Waived

Comment: SPD SPD

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OCCD CA 02-11-2020

X Transfer

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OCCD CA 02-10-2020

Received SPD Appointment Order

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OCCD CA 02-10-2020

Statement on Transcript

Filed By: Marcella De Peters

Status: Prev. Filed

Comment: Statement on Transcript

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OCCD CA 02-10-2020

Notice of Appeal & Court Record

Comment: Notice of Appeal & Court Record

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OCCD CA 02-06-2020 Notice of Appeal filed in Cir. Ct.  
Comment: Notice of Appeal filed in circuit court

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OCCD CA 02-03-2020 MXT to file NAP/PCM  
Filed By: Marcella De Peters  
Submit Date: 2-3-2020  
Decision: (G) Grant  
Decision Date: 2-5-2020  
IT IS ORDERED that the deadline for Ross to file a notice of appeal is extended through February 21, 2020. See Wis. Stat. Rule 809.82(2)(a) (2017-18).  
Comment: 02-05-20 Order MXT to file NAP/PCM

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OCCD CA 12-18-2019 Order of Circuit Court

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OCCD CA 11-29-2019 MXT to Decide Postconviction Motion  
Filed By: Marcella De Peters  
Submit Date: 12-2-2019  
Decision: (G) Grant  
Decision Date: 12-3-2019  
IT IS ORDERED that the deadline for the circuit court to decide Ross's postconviction motion is extended through February 3, 2020. See Wis. Stat. Rule 809.82(2)(a) (2017-18).  
Comment: 2 12-03-19 Order MXT to Decide Postconviction Motion

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OCCD CA 09-23-2019 MXT to Decide Postconviction Motion  
Filed By: Marcella De Peters  
Submit Date: 9-23-2019  
Decision: (G) Grant  
Decision Date: 9-25-2019  
IT IS ORDERED that the deadline for the circuit court to decide the postconviction motion is extended to December 1, 2019.  
Comment: 09-25-19 Order MXT to Decide Postconviction Motion

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OCCD CA 07-12-2019 MXT to file NAP/PCM  
Filed By: Marcella De Peters  
Submit Date: 7-12-2019  
Decision: (G) Grant  
Decision Date: 7-15-2019  
IT IS ORDERED that the deadline for Ross to file a postconviction motion or a notice of appeal is extended through July 31, 2019. See Wis. Stat. Rule 809.82(2)(a) (2017-18).  
Comment: 17 07-15-19 Order MXT to file NAP/PCM

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OCCD CA 06-12-2019 MXT to file NAP/PCM  
Filed By: Marcella De Peters  
Submit Date: 6-12-2019  
Decision: (G) Grant  
Decision Date: 6-14-2019

IT IS ORDERED that the deadline for Ross to file a postconviction motion or notice of appeal in this matter is extended to July 12, 2019.

Comment: 06-14-19 Order MXT to file NAP/PCM

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OCCD CA 04-11-2019 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 4-12-2019

Decision: (G) Grant

Decision Date: 4-15-2019

ORD that the deadline for Ross to file a postconviction motion or notice of appeal is extended through June 12, 2019. See Wis. Stat. Rule 809.82(2)(a) (2017-18).

Comment: 04-15-19 Order MXT to file NAP/PCM

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OCCD CA 02-12-2019 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 2-12-2019

Decision: (G) Grant

Decision Date: 2-14-2019

ORD that the deadline for Ross to file a postconviction motion or a notice of appeal is extended through 4-12-2019. See Wis. Stat. Rule 809.82(2)(a)(2017-18).

Comment: 02-14-19 Order MXT to file NAP/PCM

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OCCD CA 12-11-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 12-11-2018

Decision: (G) Grant

Decision Date: 12-13-2018

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to February 12, 2019. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: 13 12-13-18 Order MXT to file NAP/PCM

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OCCD CA 10-12-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 10-12-2018

Decision: (G) Grant

Decision Date: 10-15-2018

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to December 12, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: Oct 15, 2018 CTO MXT to file NAP/PCM

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OCCD CA 08-13-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 8-13-2018

Decision: (G) Grant

Decision Date: 8-15-2018

IT IS ORDERED that the deadline for Ross to file a postconviction motion or notice of appeal in this matter is extended to October 12, 2018.

Comment: Aug 15, 2018 CTO MXT to file NAP/PCM

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OCCD CA 06-13-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 6-13-2018

Decision: (G) Grant

Decision Date: 6-15-2018

IT IS ORDERED that the deadline for Ross to file a postconviction motion or notice of appeal in this matter is extended to August 13, 2018.

Comment: 10 Jun 15, 2018 CTO MXT to file NAP/PCM

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OCCD CA 04-13-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 4-18-2018

Decision: (G) Grant

Decision Date: 4-19-2018

ORD that the deadline for Ross to file a postconviction motion or a notice of appeal is extended through June 13, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: Apr 19, 2018 CTO MXT to file NAP/PCM

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OCCD CA 02-15-2018 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 2-15-2018

Decision: (G) Grant

Decision Date: 2-16-2018

ORD that the time for filing a notice of appeal or postconviction motion is extended to 4/13/18. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: Feb 16, 2018 CTO MXT to file NAP/PCM

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OCCD CA 12-18-2017 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 12-18-2017

Decision: (G) Grant

Decision Date: 12-19-2017

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to February 15, 2018. See Wis. Stat. Rule 809.82(2)(a) (15-16).

Comment: Dec 19, 2017 CTO MXT to file NAP/PCM

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OCCD CA 10-16-2017 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 10-16-2017

Decision: (G) Grant

Decision Date: 10-18-2017

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to December 16, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: 6 Oct 18, 2017 CTO MXT to file NAP/PCM

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OCCD CA 08-16-2017 MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 8-17-2017

Decision: (G) Grant

Decision Date: 8-18-2017

ORD that the deadline for Ross to file a postconviction motion or a notice of appeal is extended through October 16, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16)

Comment: 5 Aug 18, 2017 CTO MXT to file NAP/PCM

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OCCD CA 06-16-2017

MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 6-16-2017

Decision: (G) Grant

Decision Date: 6-19-2017

IT IS ORDERED that the deadline for Ross to file a postconviction motion or a notice of appeal is extended through August 16, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: Jun 19, 2017 CTO MXT to file NAP/PCM

OCCD CA 04-17-2017

MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 4-18-2017

Decision: (G) Grant

Decision Date: 4-19-2017

IT IS ORDERED that the time for filing a notice of appeal or postconviction motion is extended to June 16, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

Comment: Apr 19, 2017 CTO MXT to file NAP/PCM

OCCD CA 02-15-2017

MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 2-15-2017

Decision: (G) Grant

Decision Date: 2-16-2017

ORD that the time for filing a notice of appeal or postconviction motion is extended to April 17, 2017. See Wis. Stat. Rule 8009.82(2)(a) (2015-16).

Comment: 2 Feb 16, 2017 CTO MXT to file NAP/PCM

OCCD CA 12-15-2016

MXT to file NAP/PCM

Filed By: Marcella De Peters

Submit Date: 12-15-2016

Decision: (G) Grant

Decision Date: 12-19-2016

ORD that the deadline for Ross to file a postconviction motion or notice of appeal in this matter is extended to February 15, 2017.

Comment: Dec 19, 2016 CTO MXT to file NAP/PCM

OCCD CA 04-01-2016

Judgment of Circuit Court