

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. Tomas Jaymitchell Hoyle

### Appeal Number 2020AP001876 - CR

Court of Appeals District 3

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
RECV	SC	02-19-2024		Petition for Review <a href="#">Response to Petition for Review</a> <a href="#">Petition for Review</a>

Filed By: Thomas Aquino  
Submit Date: 3-19-2024  
Motion Response  
Filed By: Jennifer Vandermeuse  
Submit Date: 3-19-2024

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OCCD	SC	02-28-2024		Motion for Miscellaneous Relief
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Filed By: Jennifer Vandermeuse  
Submit Date: 2-28-2024  
Decision: (G) Grant  
Decision Date: 3-1-2024

IT IS ORDERED that the motion is granted. Plaintiff-respondent's response shall be served and filed on or before March 19, 2024.

Comment: MXT/Response to Petition for Review

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OCCD	SC	02-19-2024		Fee Waived
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Comment: Filed by SPD

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OCCD	CA	01-18-2024		<a href="#">Opinion/Decision</a>
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Judge Panel: Stark, Hruz, Gill  
Opinion: Per Curiam  
Decision: Affirmed Pages: 20  
Order Text: Judgment and order affirmed

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OCCD	CA	11-20-2023		Submitted on Briefs
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OCCD	CA	09-19-2023		Briefs Sent to District
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Comment: Supplemental Reply Brief

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OCCD	CA	09-18-2023		Other Brief <a href="#">Supplemental Reply Brief</a>
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Filed By: Thomas Aquino

Comment: Supplemental Reply Brief

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OCCD CA 09-18-2023 Hold Status

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OCCD CA 08-31-2023 Briefs Sent to District

Comment: Supplemental Briefs of Appellant & Respondent

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OCCD CA 08-30-2023 Other Brief  
[Supplemental Brief of Respondent](#)

Filed By: Jennifer Vandermeuse

Comment: Supplemental Brief of Respondent

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OCCD CA 08-21-2023 Motion to Extend Time

Filed By: Jennifer Vandermeuse

Submit Date: 8-21-2023

Decision: (G) Grant

Decision Date: 8-22-2023

IT IS ORDERED that the time for the State to file its supplemental brief is extended to August 30, 2023.

See BOT event due on 8-30-2023

Comment: 2nd request

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OCCD CA 07-17-2023 Motion to Extend Time

Filed By: Jennifer Vandermeuse

Submit Date: 7-17-2023

Decision: (G) Grant

Decision Date: 7-18-2023

IT IS ORDERED that the time for filing the respondent's supplemental brief is extended to August 25, 2023.

See BOT event due on 8-25-2023

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OCCD CA 06-26-2023 Other Brief  
[Supplemental Brief of Appellant](#)

Filed By: Thomas Aquino

Comment: Supplemental Brief of Appellant

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OCCD CA 05-24-2023 Motion for Miscellaneous Relief

Filed By: Thomas Aquino

Submit Date: 5-24-2023

Decision: (O) Other

Decision Date: 5-26-2023

IT IS ORDERED that the motion for supplemental briefing, as discussed above, is granted. The appellant's supplemental brief is due thirty days from the date of this order.

IT IS FURTHER ORDERED that the respondent's supplemental brief is due thirty days from the date the appellant's supplemental brief is filed.

IT IS FURTHER ORDERED that the appellant's supplemental reply brief is due fifteen days from the date the State's supplemental brief is filed.

IT IS FURTHER ORDERED that this appeal is on hold pending completion of supplemental briefing.  
Comment: Motion to Set Supplemental Briefing Schedule

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OCCD SC 04-04-2023 Motion for Clarification  
Filed By: Thomas Aquino  
Submit Date: 4-5-2023  
Decision: (G) Grant  
Decision Date: 4-6-2023  
IT IS ORDERED that the motion is granted. The mandate of the March 31, 2023 decision is amended to provide that this matter shall be remanded to the court of appeals for their consideration of unresolved issues which were properly raised by Hoyle on appeal.  
Comment: Motion to Clarify and Amend Mandate

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OCCD SC 03-31-2023 Cites  
987 N.W.2d 732

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OCCD SC 03-31-2023 Cites  
406 Wis. 2d 373

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OCCD SC 03-31-2023 Court Changed to Court of Appeals

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OCCD SC 03-31-2023 Remanded from WI Supreme Court

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OCCD SC 03-31-2023 [Opinion/Decision](#)  
Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky  
Opinion: Opinion  
Decision: Remanded to Court of Appeals Pages: 27  
Written by: Ziegler, Annette K.  
Hagedorn, Brian K. Wrote Concurring Opinion 25 pages.  
Bradley, Rebecca Grassl Joined Concurring Opinion  
Dallet, Rebecca F. Wrote Dissenting Opinion 17 pages.  
Bradley, Ann Walsh Joined Dissenting Opinion  
Order Text: The decision of the court of appeals is reversed and remanded.

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OCCD SC 03-30-2023 Public Domain Citation  
Comment: PDC No: 2023 WI 24

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OCCD SC 12-13-2022 Oral Argument  
Comment: 1st case, 9:45 a.m. (State Capitol SC Hearing Room). Jennifer L. Vandermeuse for Plaintiff-Respondent-Petitioner. Thomas B. Aquino for Defendant-Appellant.

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OCCD SC 11-29-2022 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)  
Filed By: Jennifer Vandermeuse

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OCCD SC 11-14-2022 Response Brief-Supreme Court  
[Response Brief-Supreme Court](#)

Filed By: Thomas Aquino

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OCCD SC 10-25-2022 First Brief-Supreme Court  
[First Brief-Supreme Court](#)

Filed By: Jennifer Vandermeuse

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OCCD SC 10-20-2022 Assigned-Oral Argument

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OCCD SC 10-06-2022 Motion to Extend Time

Filed By: Jennifer Vandermeuse

Submit Date: 10-6-2022

Decision: (G) Grant

Decision Date: 10-7-2022

IT IS ORDERED that the motion is granted. Plaintiff-respondent-petitioner's first brief shall be served and filed on or before October 25, 2022.

See BR1 event due on 10-25-2022

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OCCD SC 09-14-2022 Caption Amended

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OCCD SC 09-14-2022 Court Changed to Supreme Court

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OCCD CA 05-25-2022 Cites  
402 Wis. 2d 308

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OCCD CA 05-25-2022 Cites  
974 N.W.2d 893

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OCCD CA 05-25-2022 Opinion Ordered Unpublished

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OCCD SC 05-10-2022 Fee Waived  
Comment: Filed by State

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OCCD SC 05-10-2022 Petition for Review  
[Response to Petition for Review](#)  
[Petition for Review](#)

Filed By: Jennifer Vandermeuse

Submit Date: 6-1-2022

Decision: (G) Grant

Decision Date: 9-14-2022

ORD petition for review granted. Briefs due 30/20/10.

Motion Response

Filed By: Thomas Aquino

Submit Date: 6-1-2022

Comment: response due 5/30/22 (per cto 5/16/22)

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OCCD CA 04-26-2022 [Opinion/Decision](#)

Judge Panel: Stark, Hruz, Gill

Opinion: Opinion  
Decision: Reversed and remanded Pages: 10  
Written by: Gill, Gregory B. Jr.  
Order Text: Judgment and order reversed and cause remanded for further proceedings.

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OCCD CA 03-09-2022 Decision Withdrawn/Vacated

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OCCD CA 03-09-2022 Court Order  
IT IS ORDERED that the opinion of January 11, 2022 is withdrawn. A revised opinion will be forthcoming.  
IT IS FURTHER ORDERED that this case is removed from the March 30, 2022 publication conference agenda.

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OCCD SC 02-10-2022 Fee Waived  
Comment: Filed by State

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OCCD SC 02-10-2022 [Petition for Review](#)  
[Response to Petition for Review](#)  
[Petition for Review](#)  
  
Filed By: Jennifer Vandermeuse  
Submit Date: 2-25-2022  
Decision: (M) Dismiss  
Decision Date: 5-16-2022  
IT IS ORDERED that the petition filed February 10, 2022, by plaintiff-respondent, State of Wisconsin, and the response filed February 24, 2022, by defendant-appellant, Tomas Jaymitchell Hoyle, are dismissed, without prejudice;  
IT IS FURTHER ORDERED that the petition for review submitted May 10, 2022, by plaintiff-respondent, State of Wisconsin is accepted as filed. Defendant-appellant, Tomas Jaymitchell Hoyle, shall have until May 30, 2022 to file a response to the petition or a letter indicating no formal response will be filed.  
Motion Response  
Filed By: Thomas Aquino  
Submit Date: 2-25-2022

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OCCD CA 01-11-2022 [Opinion/Decision](#)  
Judge Panel: Stark, Hruz, Gill  
Opinion: Opinion  
Decision: Reversed and remanded Pages: 10  
Written by: Gill, Gregory B. Jr.  
Order Text: Judgment and order reversed and cause remanded for further proceedings

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OCCD CA 09-29-2021 Submitted on Briefs

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OCCD CA 06-28-2021 Record and Briefs Sent to District 3

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OCCD CA 06-25-2021 [Reply Brief](#)  
[Reply Brief of Defendant-Appellant](#)  
  
Filed By: Thomas Aquino

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OCCD CA 06-23-2021 Letter/Correspondence

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OCCD CA 06-15-2021 Motion to Extend Time  
Filed By: Thomas Aquino  
Submit Date: 6-15-2021  
Decision: (G) Grant  
Decision Date: 6-16-2021  
IT IS ORDERED that the time for filing the appellant's reply brief is extended to June 25, 2021.  
See BRY event due on 6-25-2021

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OCCD CA 05-21-2021 Brief of Respondent(s)  
[Brief of Respondent](#)  
Filed By: Maura Whelan

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OCCD CA 05-03-2021 Motion to Extend Time  
Filed By: Maura Whelan  
Submit Date: 5-4-2021  
Decision: (G) Grant  
Decision Date: 5-5-2021  
IT IS ORDERED that the time for filing the respondent's brief is extended to May 21, 2021.  
See BRS event due on 5-21-2021  
Comment: 2nd request

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OCCD CA 04-05-2021 Motion to Extend Time  
Filed By: Maura Whelan  
Submit Date: 4-5-2021  
Decision: (G) Grant  
Decision Date: 4-7-2021  
IT IS ORDERED that the time for filing the respondent's brief is extended to May 5, 2021.  
See BRS event due on 5-5-2021

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OCCD CA 03-10-2021 Letter/Correspondence  
Comment: Letter from AAG Whelan re: assigned to matter

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OCCD CA 03-01-2021 Brief & Appx of Appellant(s)  
[Brief of Appellant](#)  
Filed By: Thomas Aquino

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OCCD CA 02-15-2021 Motion to Extend Time  
Filed By: Thomas Aquino  
Submit Date: 2-15-2021  
Decision: (G) Grant  
Decision Date: 2-16-2021  
IT IS ORDERED that the time for filing the appellant's brief is extended to March 1, 2021.  
See BAP event due on 3-1-2021  
Comment: 2nd request

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OCCD CA 01-25-2021 Motion to Extend Time  
Filed By: Thomas Aquino

Submit Date: 1-26-2021

Decision: (G) Grant

Decision Date: 1-27-2021

IT IS ORDERED that the time for filing the appellant's brief is extended to February 15, 2021.

See BAP event due on 2-15-2021

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OCCD CA	12-14-2020	Sealed Documents
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OCCD CA	12-14-2020	Record
	Comment: 1-2 to 94-34, ELECTRONICALLY FILED	

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OCCD CA	11-17-2020	Court Reporter's Statement-Trans.
	Court Reporter Name: (Fauske, Rheanna)	

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OCCD CA	11-16-2020	Statement on Transcript
	Filed By: Thomas Aquino	
	Status: Ordered	

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OCCD CA	11-13-2020	Transcript filed in Circuit Court
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OCCD CA	11-13-2020	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	11-13-2020	Fee Waived
	Comment: Filed by SPD	

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OCCD CA	11-13-2020	X Transfer
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OCCD CA	11-12-2020	Notice of Appeal & Circuit Court Docket Entries
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OCCD CA	11-06-2020	Notice of Appeal filed in Cir. Ct.
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OCCD CA	10-19-2020	Order of Circuit Court
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OCCD CA	10-15-2020	Mot. Extend Time to Decide Postconviction Motion
	Filed By: Thomas Aquino	
	Submit Date: 10-15-2020	
	Decision: (G) Grant	
	Decision Date: 10-16-2020	
	IT IS ORDERED that the time for deciding the postconviction motion is extended to November 16, 2020.	

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OCCD CA	07-29-2020	Mot. Extend Time to file NAP/PCM
	Filed By: Thomas Aquino	
	Submit Date: 7-29-2020	
	Decision: (G) Grant	
	Decision Date: 7-31-2020	
	IT IS ORDERED that the time for filing the defendant's notice of appeal or postconviction motion is	

extended to August 11, 2020.  
 Comment: 6th request

OCCD CA 05-28-2020 Mot. Extend Time to file NAP/PCM  
 Filed By: Elizabeth Nash  
 Submit Date: 6-1-2020  
 Decision: (G) Grant  
 Decision Date: 6-3-2020  
 IT IS ORDERED that the time for filing the defendants notice of appeal or postconviction motion is extended to July 27, 2020.  
 Comment: 5th request

OCCD CA 03-03-2020 Mot. Extend Time to file NAP/PCM  
 Filed By: Elizabeth Nash  
 Submit Date: 3-3-2020  
 Decision: (G) Grant  
 Decision Date: 3-5-2020  
 ORD that the time to file a postconviction motion or notice of appeal is extended to 5/4/20.  
 Comment: 4th request

OCCD CA 01-03-2020 Mot. Extend Time to file NAP/PCM  
 Filed By: Elizabeth Nash  
 Submit Date: 1-6-2020  
 Decision: (G) Grant  
 Decision Date: 1-7-2020  
 ORD that the time for filing a postconviction motion or notice of appeal is extended to 3/3/20.  
 Comment: 3rd request

OCCD CA 11-04-2019 Mot. Extend Time to file NAP/PCM  
 Filed By: Elizabeth Nash  
 Submit Date: 11-5-2019  
 Decision: (G) Grant  
 Decision Date: 11-6-2019  
 ORD that the time for filing a postconviction motion or notice of appeal is extended to 1/3/20.  
 Comment: 2nd request

OCCD CA 09-03-2019 Mot. Extend Time to file NAP/PCM  
 Filed By: Elizabeth Nash  
 Submit Date: 9-3-2019  
 Decision: (G) Grant  
 Decision Date: 9-5-2019  
 ORD that the time for filing a postconviction motion or notice of appeal is extended to 11/4/19.

OCCD CA 03-28-2019 Judgment of Circuit Court