

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Joseph G. Green

Appeal Number 2020AP000298 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	06-22-2022		Remittitur
OCCD	SC	05-13-2022		Cites
		401 Wis. 2d 542		
OCCD	SC	05-13-2022		Cites
		973 N.W.2d 770		
OCCD	SC	05-13-2022		Opinion/Decision
		Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Affirmed Pages: 24 Written by: Roggensack, Patience Drake Bradley, Ann Walsh Wrote Concur/Dissent Opinion 7 pages. Dallet, Rebecca F. Joined Concur/Dissent Opinion Karofsky, Jill Joined Concur/Dissent Opinion Order Text: The decision of the court of appeals is limited in part and affirmed in part. Comment: Opinion/Decision - Supreme Court Opinion/Decision - Supreme Court		
OCCD	SC	05-12-2022		Public Domain Citation
		Comment: PDC No: 2022 WI 30		
OCCD	SC	01-10-2022		Other Brief
		Supplemental Brief - State		
		Filed By: Kara Janson Comment: State - Supplemental;		
OCCD	SC	01-07-2022		Other Brief
		Supplemental Brief - Green		
		Filed By: Kathilynne Grotelueschen Comment: Green - Supplemental;		
OCCD	SC	12-17-2021		Court Order

IT IS HEREBY ORDERED that additional briefing, shall be provided to the court on the following question:

1. Whether the holdings and reasoning of State v. Scott, 2018 WI 74, 382 Wis. 2d 476, 914 N.W.2d 141, are limited to post-conviction competency proceedings;

IT IS FURTHER ORDERED that on or before January 7, 2022, the parties shall file simultaneous, supplemental briefs in this court addressing the question set forth above.

IT IS FURTHER ORDERED that briefs shall not exceed 15 pages if a monospaced font is used or 3,300 words if a proportional font is used.

IT IS FURTHER ORDERED that upon consideration of the supplemental briefs, the court will advise the parties if it determines that additional oral argument is necessary for the proper resolution of this case.

IT IS FURTHER ORDERED that all filings in this matter shall be filed as an attachment in pdf format to an email addressed to clerk@wicourts.gov. See Wis. Stat. 809.70, 809.80 and 809.81. A paper original and 10 copies of each filed document must be received by the clerk of this court by 12:00 noon of the business day following submission by email, with the document bearing the following notation on the top of the first page: "This document was previously filed via email."

Comment: 12-17-2021 Order

OCCD SC 12-13-2021

Oral Argument

Comment: 1st case, 9:45 a.m. (in the State Capitol). Kara Lynn Janson for Plaintiff-Respondent-Petitioner. Kathilynne Grotelueschen for Defendant-Appellant.

OCCD SC 10-15-2021

Assigned-Oral Argument

OCCD SC 09-28-2021

Reply Brief-Supreme Court
[Reply Brief - Supreme Court](#)

Filed By: Kara Janson
Comment: Reply Brief-Supreme Court

OCCD SC 09-17-2021

Certificate of Service

Comment: 09-17-2021 motion will be mailed via USPS

OCCD SC 09-17-2021

Motion to Extend Time

Filed By: Kara Janson
Submit Date: 9-20-2021
Decision: (G) Grant
Decision Date: 9-30-2021

IT IS ORDERED that the motion is granted. Plaintiff-respondent-petitioner's reply brief shall be served and filed on or before October 4, 2021.

See BR3 event due on 10-4-2021

Comment: 09-30-2021 Order

OCCD SC 09-07-2021

Response Brief-Supreme Court
[Response Brief - Supreme Court](#)

Filed By: Kathilynne Grotelueschen

OCCD SC 08-17-2021

Rejected Electronic Document

Comment: First Supreme Court Brief: This electronic brief is being rejected because the wrong document type was selected. Please select the respondent brief document type so that your document has a red header color.

OCCD SC 08-16-2021 Certificate of Service
Comment: From AG Janson; First supreme court brief will be mailed to defendant-appellant Certificate of Service regarding BR1

OCCD SC 08-16-2021 First Brief-Supreme Court
[Brief and Appendix of Plaintiff-Respondent-Petitioner](#)
Filed By: Kara Janson
Comment: Cover letter to BR1

OCCD SC 07-14-2021 Certificate of Service
Comment: Motion to extend time to be mailed via USPS Certificate of Service (MXT)

OCCD SC 07-14-2021 Motion to Extend Time
Filed By: Kara Janson
Submit Date: 7-14-2021
Decision: (G) Grant
Decision Date: 7-19-2021
IT IS ORDERED that the motion is granted. Plaintiff-appellant-petitioner's first brief shall be served and filed on or before August 16, 2021.
See BR1 event due on 8-16-2021
Comment: Motion to Extend Time (BR1) 07/19/2021 Order

OCCD SC 06-22-2021 Notice of Appearance
Comment: AAG Kara Janson for the State of Wisconsin Notice of Appearance (KJ)

OCCD SC 06-16-2021 Caption Amended

OCCD SC 06-16-2021 Court Changed to Supreme Court

OCCD CA 05-21-2021 Briefs Received At State Law Library
Comment: Letter Briefs

OCCD CA 05-12-2021 Other Papers
Comment: Notice of hand delivery of respondent letter briefs Notice of hand delivery

OCCD CA 05-12-2021 Other Brief
[Respondent Other Brief](#)
Filed By: Maura Whelan
Comment: Respondent Letter Brief Respondent Other Brief

OCCD CA 05-12-2021 Other Brief
[Appellant Letter Brief](#)
Filed By: Kathilynne Grotelueschen
Comment: Appellant Letter Brief Appendix - Appellant Letter Brief Brief

OCCD CA 04-28-2021 Court Order

IT IS ORDERED that the parties shall file letter briefs as further described above no later than May 12, 2021.

See MRE event filed on 4-14-2021

Comment: 4/28/21 Court Order

OCCD CA 04-26-2021 Certificate of Service
Comment: Response to motion for remand mailed via USPS Certificate of Service - Response to MRE

OCCD CA 04-19-2021 Final Publication

OCCD CA 04-14-2021 Motion for Remand

Filed By: Kathilynne Grotelueschen

Submit Date: 4-14-2021

Decision: (G) Grant

Decision Date: 5-20-2021

IT IS ORDERED that the petition to remand the record is denied as unnecessary.

Motion Response

Filed By: Maura Whelan

Submit Date: 4-19-2021

Motion Response

Filed By: Maura Whelan

Submit Date: 4-26-2021

This motion contains court order(s).

Comment: Motion for Remand; Response Letter to Motion for Remand; Response to Motion for Remand

OCCD CA 04-14-2021 Rejected Electronic Document

Comment: Petition for Remand to the Circuit Court; This document is rejected because this Court does not currently accept this type of document via eFiling on non-eFiling cases, pursuant to Wis. Stat. 809.80. If you have not done so already, please submit this document via US Mail to be filed with this Court.

OCCD CA 04-12-2021 Certificate of Service

Comment: Response in Opposition to PRE hand delivered

OCCD CA 04-09-2021 Rejected Electronic Document

Comment: Notice of Mailing Brief; This document is rejected because the Supreme Court is not currently accepting this type of document via eFiling, and this case is also not an eFiling case. If you have not done so already, please submit this document via US Mail or fax (608-267-0640) to be filed with this Court.

OCCD CA 03-31-2021 Cites
396 Wis. 2d 658

OCCD CA 03-31-2021 Cites
957 N.W.2d 583

OCCD CA 03-31-2021 Opinion Ordered Published

Comment: Opinion Ordered Published

OCCD CA 03-31-2021 Public Domain Citation
Comment: PDC No: 2021 WI App 18

OCCD SC 03-29-2021 Fee Waived
Comment: State Petition for Review

OCCD SC 03-26-2021 Petition for Review
[Response to petition for review](#)
[Petition for Review](#)

Filed By: Maura Whelan
Submit Date: 4-9-2021
Decision: (G) Grant
Decision Date: 6-16-2021
ORD that the petition for review is granted. Briefing 30/20/10
Motion Response
Filed By: Kathilynne Grotelueschen
Submit Date: 4-9-2021
Comment: 6/16/21 CTO

OCCD SC 03-26-2021 Certificate of Service
Comment: Petition for Review mailed via USPS

OCCD CA 02-25-2021 [Opinion/Decision](#)
Judge Panel: Nashold, Kloppenburg, Fitzpatrick
Opinion: Opinion
Decision: Reversed and remanded Pages: 36
Written by: Kloppenburg, JoAnne F.
Order Text: Orders reversed and cause remanded with directions.
Comment: Opinion/Decision 2-25-21

OCCD CA 10-16-2020 Submitted on Briefs

OCCD CA 10-09-2020 Briefs Received At State Law Library

OCCD CA 09-22-2020 Record and Briefs Sent to District 4

OCCD CA 09-21-2020 Certificate of Filing by Mail
Comment: RE: Reply Brief, Mailed 9-18-2020, Copies (10). Certificate of Filing by Mail

OCCD CA 09-21-2020 Reply Brief
[Reply Brief](#)

Filed By: Kathilynne Grotelueschen
Comment: ACK of Reply Brief

OCCD CA 09-03-2020 Certificate of Filing by Mail
Comment: RE: Respondent's Brief, Mailed 9-1-2020, Copies (10). Certificate of Filing by Mail

OCCD CA 09-03-2020 [Brief of Respondent\(s\)](#)
[Brief of Respondent](#)
Filed By: Maura Whelan
Comment: ACK of Brief of Respondent(s) Cvr. Ltr for Brief of Respondent(s)

OCCD CA 08-17-2020 Certificate of Filing by Mail
Comment: Regarding 8/17/20 motion to extend time

OCCD CA 08-17-2020 Motion to Extend Time
Filed By: Maura Whelan
Submit Date: 8-17-2020
Decision: (G) Grant
Decision Date: 8-24-2020
IT IS ORDERED that the time to file the respondents brief is extended to September 1, 2020.
See BRS event due on 9-1-2020
Comment: Motion to Extend Time (BRS); Order on Motion to Extend Time (BRS)

OCCD CA 08-04-2020 Rejected Electronic Document
Comment: No action.

OCCD SC 07-27-2020 Court Order
IT IS ORDERED that the petition for supervisory writ and petition for review are denied.

OCCD CA 07-23-2020 Certificate of Filing by Mail
Comment: RE: Appellant's Brief and Separate Appendix, Mailed 7-21-2020, Copies (10). Certificate of Filing by Mail

OCCD CA 07-23-2020 [Brief & Appx of Appellant\(s\)](#)
[Appellant Brief](#)
Comment: Acknowledgement of Filing of Appellant Brief; Cover letter and service list for appellant brief; Appendix to brief of appellant;

OCCD CA 07-20-2020 Motion for Miscellaneous Relief
Filed By: Maura Whelan
Submit Date: 7-20-2020
Decision: (N) No Action
Decision Date: 7-20-2020
No action.
Comment: Motion for enlargement of time to respond to petition for supervisory writ and/or petition for review; Motion for Miscellaneous Relief

OCCD CA 06-17-2020 Motion for Miscellaneous Relief
Filed By: Maura Whelan

Submit Date: 6-17-2020

Decision: (G) Grant

Decision Date: 6-19-2020

IT IS ORDERED that the time to file the response to the appellants supplemental motion for relief pending appeal is extended to June 30, 2020.

Comment: Motion to reset filing deadline (regarding Response deadline for the MRL); Motion for Miscellaneous Relief (MXT to file RSP to MRL - State) Cvr. Ltr for Motion for Miscellaneous Relief Order 6-19-20

OCCD CA 06-16-2020 Court Reporter's Statement-Trans.
Court Reporter Name: (Farino-Malagold, Jeanne)
Comment: CRS NOT FILED; Transcript filed in CC 6/5/20 Court Reporter's Statement-Trans.

OCCD CA 06-11-2020 Record
Comment: 1-4 to 44-1 Notif. Filing of CC Record

OCCD CA 06-05-2020 Transcript filed in Circuit Court

OCCD CA 05-29-2020 Notif. Sent - Filing of NOP & Ct. Rec.
Comment: Amended Notice of Appeal Notif. Sent - Filing of NOP & Ct. Rec.

OCCD CA 05-29-2020 Notice of Addtl/Amended (Other) Appeal
Comment: Amended Notice of Appeal Notice of Addtl/Amended (Other) Appeal

OCCD CA 05-28-2020 Notice of Appearance
Comment: AAG Maura Whelan for the State of Wisconsin Notice of Appearance - Atty Whelan Notice of Appearance - Atty Whelan

OCCD CA 05-27-2020 Motion to Extend Time
Filed By: Carlo Esqueda
Submit Date: 6-1-2020
Decision: (G) Grant
Decision Date: 6-3-2020
IT IS ORDERED that the record shall be due June 9, 2020.
See REC event due on 6-9-2020
Comment: Motion to Extend Time (REC) Order 6-3-20 Motion to Extend Time

OCCD CA 05-21-2020 Other Appeal Filed In Circuit Court
Comment: Amended Notice of Appeal Other Appeal Filed In Circuit Court

OCCD CA 05-20-2020 Order of Circuit Court

OCCD CA 05-20-2020 Court Order
IT IS ORDERED that the order for involuntary medication is temporarily stayed pending further order of this court.
IT IS FURTHER ORDERED that, within fourteen days of the date of this order, Joseph Green shall file a supplemental motion for relief pending appeal. The supplemental motion for relief pending appeal must

include the relevant transcripts and any other relevant material.

IT IS FURTHER ORDERED that the State shall respond to the motion and supplemental motion for relief pending appeal within fourteen days of the date the supplemental motion is filed.

Comment: Court Order 5-20-20

OCCD CA	05-20-2020	Motion for Relief
Filed By: Kathilynne Grotelueschen		
Submit Date: 5-20-2020		
Decision: (D) Deny		
Decision Date: 7-10-2020		
IT IS ORDERED that the motion for relief pending appeal is denied and the temporary stay issued on May 20, 2020 is hereby lifted.		
Motion Response		
Filed By: Kathilynne Grotelueschen		
Submit Date: 6-3-2020		
Motion Response		
Filed By: Maura Whelan		
Submit Date: 7-1-2020		
Comment: Motion for Emergency Temporary Relief and Motion for Stay Pending Appeal; Motion for Relief/Stay; Supplemental Motion for Relief and Appendix to Supplemental Motion for Relief - Filed 6/03/2020; Motion for Relief Order on Motion for Relief Response to Motion & Supplemental Motion for Stay Pending Appeal Cvr. Ltr - Response		

OCCD CA	03-04-2020	Court Reporter's Statement-Trans.
Court Reporter Name: (Johnson, Edward)		
Comment: Court Reporter's Statement-Trans.		

OCCD CA	03-02-2020	Transcript filed in Circuit Court
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OCCD CA	02-24-2020	Statement on Transcript
Filed By: Kathilynne Grotelueschen		
Status: Ordered		
Comment: Amended SRT filed 6/5/20 stating all transcripts needed were on file; CRS still needs to be filed Amended Statement on Transcript Statement on Transcript		

OCCD CA	02-17-2020	Notif. Sent-Filing of NAP & Ct. Record
Comment: Notif. Sent-Filing of NAP & Ct. Record		

OCCD CA	02-17-2020	Fee Waived
Comment: SPD appointed		

OCCD CA	02-17-2020	X Transfer
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OCCD CA	02-14-2020	Received SPD Appointment Order
Comment: Kathilynne Grotelueschen Received SPD Appointment Order		

OCCD CA	02-14-2020	Notice of Appeal & Court Record
Comment: Notice of Appeal & Court Record		

OCCD CA 02-12-2020

Other Papers

Comment: From Laura Breun; Copied on the Stay Motion filed in the Dane County Circuit Court Other Papers - Copy of Stay Motion filed in Dane Co. CC

OCCD CA 02-11-2020

Notice of Appeal filed in Cir. Ct.

Comment: Notice of Appeal filed in circuit court

OCCD CA 02-10-2020

Order of Circuit Court
