

Wisconsin Supreme Court and Court of Appeals Case Access

City of Eau Claire v. Melissa M. Booth

Appeal Number 2015AP000869

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	08-24-2016		Remittitur
OCCD	SC	07-12-2016		Cites 370 Wis. 2d 595
OCCD	SC	07-12-2016		Cites 882 N.W.2d 738
OCCD	SC	07-12-2016		Opinion/Decision Judge Panel: Roggensack, Abrahamson, Bradley, Prosser, Ziegler, Gableman, Bradley Opinion: Opinion Decision: Reversed and remanded Pages: 19 Written by: Bradley, Rebecca G. Abrahamson, Shirley S. Wrote Dissenting Opinion 33 pages. Bradley, Ann Walsh Joined Dissenting Opinion Order Text: The order of the circuit court is reversed, and the cause is remanded.
OCCD	SC	07-08-2016		Public Domain Citation Comment: PDC No: 2016 WI 65
OCCD	SC	04-07-2016		Oral Argument Comment: 2nd case, 9:45 a.m. Atty Douglas J. Hoffer for Pla-App; Atty Diane Lowe for Def-Res
OCCD	SC	03-16-2016		Briefs Received At State Law Library
OCCD	SC	03-15-2016		Rejected Electronic Document Comment: The electronic version of the Brief of Amicus Curiae, WACDL, lists an incorrect case caption and does not include all necessary case information on the brief cover. Corrections to the caption and the addition of the names of the county and Trial Court Judge the matter was appealed from have been made by clerk's office staff on the hardcopies of the brief. Please upload a corrected electronic version of the brief and notify clerk's office staff by calling 608-266-1880 when done so that it may be accepted for filing. Failure to notify may result in delayed acceptance of the corrected e-document.

OCCD SC	03-14-2016	Brief of Amicus Curiae Brief of Amicus Curiae - Wisconsin Association of Criminal Defense Lawyers
<p>Filed By: Sarah Schmeiser Comment: Wisconsin Association of Criminal Defense Lawyers: 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. Please note that the Trial Court Judge and County appealed from have been added to the cover of all briefs. Please include this information on all future briefs pursuant to Rule 809.19 (9)</p>		

OCCD SC	03-09-2016	Motion to Extend Time
<p>Filed By: Sarah Schmeiser Submit Date: 3-9-2016 Decision: (G) Grant Decision Date: 3-10-2016 ORD that the motion is granted. Twenty-two copies of the brief shall be filed on or before March 14, 2016. See BAM event due on 3-14-2016</p>		

OCCD CA	02-16-2016	Briefs Received At State Law Library
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OCCD SC	02-16-2016	Briefs Received At State Law Library
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OCCD SC	02-11-2016	Assigned-Oral Argument
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OCCD SC	01-29-2016	Letter/Correspondence
<p>Comment: To all counsel from Clerk's Office: case has been removed from SC's March oral argument calendar and will be rescheduled to another date and time TBD. cjp</p>		

OCCD SC	01-15-2016	Motion to File Amicus/Non-Party Brief
<p>Filed By: Sarah Schmeiser Submit Date: 1-19-2016 Decision: (G) Grant Decision Date: 1-20-2016 ORD that the motion is granted. Twenty-two copies of the brief shall be filed on or before February 10, 2016. Comment: Wisconsin Association of Criminal Defense Lawyers</p>		

OCCD SC	01-08-2016	Other Brief Defendant-Respondent's Supplemental Brief
<p>Filed By: Diane Lowe Comment: Defendant-Respondent's supplemental brief: Please note that the title of this appendix has been corrected. Appx to Defendant-Respondent's Supplemental Brief</p>		

OCCD SC	01-04-2016	Certificate of Filing by Mail
<p>Comment: BOT Plaintiff-Appellant</p>		

OCCD SC	12-31-2015	Other Brief Plaintiff-Appellant's Supplemental Brief
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Filed By: Douglas Hoffer

Comment: Plaintiff-Appellant's supplemental brief Appx to Plaintiff-Appellant's Supplemental Brief

OCCD SC 12-16-2015

Response

Comment: 17 addl copies of CA briefs due for SC per cto 12/3/15 (due date changed to 12/18/15 per cto 12/10/15)

OCCD SC 12-09-2015

Motion for Miscellaneous Relief

Filed By: Diane Lowe

Submit Date: 12-9-2015

Decision: (O) Other

Decision Date: 12-10-2015

ORD that the motion is granted in part. Both parties are directed to file 17 additional copies of their court of appeals' briefs, as provided in this court's 12/3/15 order, by 12/18/15. FRO that both parties may file supplemental briefs, not to exceed 20 pages, by 1/5/16.

Comment: File supplemental replacement brief

OCCD CA 12-03-2015

Hold Status

OCCD SC 12-03-2015

Court Changed to Supreme Court

OCCD SC 07-24-2015

Fee Paid

Comment: Receipt No: 15R 001832

OCCD SC 07-24-2015

Petition to Bypass

Filed By: Douglas Hoffer

Submit Date: 7-24-2015

Decision: (G) Grant

Decision Date: 12-3-2015

ORD the petition to bypass is granted and the appeal is accepted for consideration in this court; and FRO that the briefs previously submitted by the parties to the court of appeals may stand as the parties' briefs in this court. The parties shall submit 17 additional copies of their briefs within 10 days of the date of this order. The parties will be notified of the date and time for oral argument in this appeal in due course.

Motion Response

Filed By: Diane Lowe

Submit Date: 7-24-2015

OCCD CA 07-24-2015

Certificate of Filing by Mail

Comment: BRY

OCCD CA 07-23-2015

Rejected Electronic Document

Comment: The electronic copy of the Petition to Bypass is rejected because there is no statutory provision for the acceptance of this type of e-filed document. The Rules of Appellate Procedure (Wis. Stat. ch. 809) require attorneys to electronically file a copy of all appellate briefs, no-merit reports, petitions for review, and responses thereto.

OCCD CA 07-21-2015

Reply Brief
[Reply Brief](#)

OCCD CA 07-16-2015 Rejected Electronic Document

Comment: This electronic version of the Appendix to the Respondent's brief is rejected as it does not properly display and is therefore not identical to the hardcopies of the brief. The appendix appears to have been scanned using OCR software, resulting in the distortion of font and characters.

OCCD CA 07-16-2015 Rejected Electronic Document

Comment: This electronic document is rejected as it consists only of the appendix certification, pursuant to Rule 809.19(3)(b), for the Respondent's brief.

OCCD CA 07-16-2015 Rejected Electronic Document

Comment: The electronic version of the Appendix to the Respondent's brief is rejected for lack of an electronic appendix certification; see Rule 809.19(13)(f). You are not required to file an appendix electronically, but if you choose to do so you must upload a corrected electronic version of the appendix that includes this requisite electronic certification and notify clerk's office staff when done by calling 608-266-1880 so that it may be accepted for filing. Failure to notify may result in delayed acceptance of the corrected e-document.

OCCD CA 07-16-2015 Rejected Electronic Document

Comment: The electronic version of the Respondent's brief is rejected as it does not properly display and is therefore not identical to the hardcopies of the brief. The brief appears to have been scanned using OCR software, resulting in the distortion of font and characters. Please consider converting the master document to PDF by another means and call the clerk's office if you require assistance. Note that electronic documents do not require signatures. Please upload a corrected electronic brief that properly displays and notify clerk's office staff when done by calling 608-266-1880 so that it may be accepted for filing. Failure to notify may result in the delayed acceptance of the e-document.

OCCD CA 07-15-2015 Certificate of Filing by Mail

Comment: BRS

OCCD CA 07-13-2015 Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: Diane Lowe

Comment: separate appendix: Note that the appendix cover, if separately bound, is white and has been corrected on this brief. Please see Rule 809.19(9) regarding requirements. Please note an appendix certification has been added to this brief. See Rule 809.19(2) regarding requirements: received 17 copies of BRS and appendix for SC use. PS 12-16-2015

OCCD CA 06-18-2015 Rejected Electronic Document

Comment: The electronic version of the Appendix to the Appellant's brief is rejected for lack of an electronic appendix certification; see Rule 809.19(13)(f). You are not required to file an appendix electronically, but if you choose to do so you must upload a corrected electronic version of the appendix that includes this requisite electronic certification and notify clerk's office staff when done by calling 608-266-1880 so that it may be accepted for filing. Failure to notify may result in delayed acceptance of the corrected e-document.

OCCD CA 06-18-2015 Rejected Electronic Document

Comment: The electronic version of the Appellant's brief contains an error on the brief cover. Corrections to the appellate case number have been made by clerk's office staff on the covers of the hardcopies of the brief. Please upload a corrected electronic version of the brief and notify clerk's office staff by calling 608-266-1880 when done so that it may be accepted for filing. Failure to notify may result in delayed acceptance of the corrected e-document.

OCCD CA 06-18-2015 Certificate of Filing by Mail
Comment: BAP

OCCD CA 06-15-2015 Brief & Appx of Appellant(s)
[Brief of Appellant](#)

Filed By: Douglas Hoffer

Comment: Note that the appeal number has been corrected on all briefs. Please use this number on all future correspondence, received 17 copies of BAP for SC use, PS 12-14-2015 Appx to Brief of Appellant(s)

OCCD SC 06-04-2015 Letter/Correspondence

Comment: From Atty Hoffer re: intention to file petition to bypass in this matter and consolidate w/14AP742, which currently has a petition for review pending w/the SC.

OCCD CA 06-02-2015 Record
Comment: 1-2 to 20-1

OCCD CA 06-01-2015 Caption Amended

OCCD CA 05-12-2015 Sua Sponte

Filed By: Unassigned District 3

Submit Date: 5-29-2015

Decision: (N) No Action

Decision Date: 5-29-2015

no action

Comment: Letter from Atty Lowe seeking caption amendment to list def-res as "Melissa M. Booth Britton"

OCCD CA 05-11-2015 Docketing Statement Submitted

Comment: rec'd requested requisite addl copy of docketing statement from Attys Hoffer & Stromberger

OCCD CA 05-11-2015 Statement on Transcript

Filed By: Douglas Hoffer

Status: Not Needed

OCCD CA 04-30-2015 Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 04-30-2015 Fee Paid

Comment: Receipt No: 15R 001051

WSCCA Case History

OCCD CA 04-30-2015

Notice of Appeal & Court Record

OCCD CA 04-29-2015

Docketing Statement from Appellant

OCCD CA 04-28-2015

Notice of Appeal filed in Cir. Ct.

OCCD CA 04-09-2015

Order of Circuit Court
