

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Michael L. Washington

Appeal Number 2016AP000238 - CR

Supreme Court

CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity |
|--------|-------|--|----------------------|--------------------------------------|
| OCCD | SC | 02-19-2018 | | Remittitur |
| OCCD | SC | 01-09-2018 | | Published Opinion Citation |
| | | 379 Wis. 2d 58 | | |
| OCCD | SC | 01-09-2018 | | Published Opinion Citation |
| | | 905 N.W.2d 380 | | |
| OCCD | SC | 01-09-2018 | | Opinion/Decision |
| | | Judge Panel: Roggensack, Abrahamson, Bradley, Ziegler, Gableman, Bradley, Kelly Opinion: Opinion Decision: Affirmed Pages: 22 Written by: Bradley, Ann Walsh Abrahamson, Shirley S. Took No Part Gableman, Michael J. Wrote Concurring Opinion 5 pages. Bradley, Rebecca Grassl Joined Concurring Opinion Kelly, Daniel Joined Concurring Opinion Order Text: The decision of the court of appeals is affirmed. Comment: Opinion/Decision | | |
| OCCD | SC | 01-05-2018 | | Public Domain Citation |
| | | Comment: PDC No: 2018 WI 3 | | |
| OCCD | SC | 10-03-2017 | | Oral Argument |
| | | Comment: 1st case, 9:45 a.m.; Andrew Hinkel for Def-App-Pet; Sarah Burgundy for Pla-Resp | | |
| OCCD | SC | 08-17-2017 | | Briefs Received At State Law Library |
| OCCD | SC | 06-22-2017 | | Reply Brief-Supreme Court |
| | | Filed By: Andrew Hinkel | | |
| OCCD | SC | 06-19-2017 | | Assigned for Oral Argument |

OCCD SC 06-08-2017 Response Brief-Supreme Court
[Response Brief-Supreme Court](#)
Filed By: Sarah Burgundy

OCCD SC 05-24-2017 Motion to Extend Time
Filed By: Sarah Burgundy
Submit Date: 5-24-2017
Decision: (G) Grant
Decision Date: 5-26-2017
ORD that the motion is granted. The response brief of plaintiff-respondent, State of Wisconsin, shall be served and filed on or before June 9, 2017.
See BR2 event due on 6-9-2017

OCCD SC 05-10-2017 Response
Comment: 10 additional CA briefs for SC use received

OCCD SC 05-10-2017 First Brief-Supreme Court
[First Brief-Supreme Court](#)
Filed By: Andrew Hinkel
Comment: Appendix to First Brief-Supreme Court

OCCD SC 04-10-2017 Caption Amended

OCCD SC 04-10-2017 Court Changed to Supreme Court

OCCD CA 02-13-2017 Final Publication

OCCD CA 01-26-2017 Published Opinion Citation
890 N.W.2d 592

OCCD CA 01-26-2017 Published Opinion Citation
373 Wis. 2d 214

OCCD SC 01-26-2017 Letter/Correspondence
Comment: no response to PRE will be filed by the State unless ordered by the court. AAG Sarah Burgundy

OCCD CA 01-26-2017 Opinion Ordered Published

OCCD CA 01-26-2017 Public Domain Citation
Comment: PDC No: 2017 WI App 6

OCCD SC 01-20-2017 Petition for Review
Filed By: Andrew Hinkel

Submit Date: 1-26-2017
Decision: (G) Grant
Decision Date: 4-10-2017
ORD that the petition for review is granted.
Brief/Statement 30/20/10

OCCD CA 01-12-2017 Attorney Change
Comment: DA Hanson for former DA Chiapete

OCCD CA 12-21-2016 [Opinion/Decision](#)
Judge Panel: Gundrum, Neubauer, Reilly
Opinion: Opinion
Decision: Affirmed Pages: 11
Written by: Reilly, Paul F.
Order Text: Judgment and order affirmed.

OCCD CA 11-10-2016 Submitted on Briefs

OCCD CA 09-01-2016 Briefs Received At State Law Library

OCCD CA 08-10-2016 Record and Briefs Sent to District 2

OCCD CA 08-05-2016 Reply Brief
[Reply Brief](#)
Filed By: Andrew Hinkel

OCCD CA 07-18-2016 Brief of Respondent(s)
[Brief of Respondent](#)
Filed By: Sarah Burgundy

OCCD CA 06-27-2016 Motion to Extend Time
Filed By: Sarah Burgundy
Submit Date: 6-28-2016
Decision: (G) Grant
Decision Date: 6-29-2016
ORD that the time for the respondent to file its respondent's brief is extended to 7/20/16. See Wis. Stat. Rule 809.82(2)(a).
See BRS event due on 7-20-2016

OCCD CA 06-16-2016 Motion to Extend Time
Filed By: Sarah Burgundy
Submit Date: 6-16-2016
Decision: (G) Grant
Decision Date: 6-20-2016
ORD that the time for the respondent to file its respondent's brief is extended to 7-6-2016. See Wis. Stat. Rule 809.82(2)(a).
See BRS event due on 7-6-2016

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| OCCD CA | 05-16-2016 | Motion to Extend Time |
| | Filed By: Sarah Burgundy Submit Date: 5-16-2016 Decision: (G) Grant Decision Date: 5-19-2016 ORD that the time for the respondent to file its respondent's brief is extended to 6/20/16. See Wis. Stat. Rule 809.82(2)(a). See BRS event due on 6-20-2016 | |
| OCCD CA | 04-22-2016 | Attorney Change |
| | Comment: substitute AAG Sarah Burgundy for AAG Greg Weber. | |
| OCCD CA | 04-19-2016 | Brief & Appendix of Appellant(s) |
| | Brief of Appellant Filed By: Andrew Hinkel Comment: Appendix to Brief of Appellant(s) | |
| OCCD CA | 03-10-2016 | Sealed Documents |
| | Comment: SLD #9, 19, 22, 28 | |
| OCCD CA | 03-10-2016 | Record |
| | Comment: 1-5 to 70-1, Separate Record | |
| OCCD CA | 03-03-2016 | Notice of Reporter RE: Filing of Transcript(s) |
| | Court Reporter Name: (Brady, Magie) Comment: NO CRS FILED; transcript filed 2/11/16 per CCAP | |
| OCCD CA | 02-11-2016 | Transcript filed in Circuit Court |
| OCCD CA | 02-10-2016 | Other Papers |
| | Comment: CRS: previously filed transcripts served on AG by mail 1/27/16; CR Kim Slaasted | |
| OCCD CA | 02-08-2016 | Statement on Transcript |
| | Filed By: Andrew Hinkel Status: Ordered Comment: 2/3/16 CRS: 3/13/14 transcript filed, served on AG 1/29/16; CR Carolyn Kingsley | |
| OCCD CA | 02-04-2016 | Notif. Sent-Filing of NAP & Ct. Record |
| OCCD CA | 02-04-2016 | Fee Waived |
| | Comment: SPD | |
| OCCD CA | 02-04-2016 | Notice of Appeal & Circuit Court Docket Entries |

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| OCCD CA | 02-04-2016 | X Transfer |
| OCCD CA | 02-03-2016 | Other Papers Comment: CRS: 3/13/14 transcript filed, served on AG 1/29/16; CR Carolyn Kingsley |
| OCCD CA | 01-25-2016 | Notice of Appeal filed in Circuit Court |
| OCCD CA | 01-21-2016 | State Public Defender Order Appointing Counsel |
| OCCD CA | 01-12-2016 | Order of Circuit Court |
| OCCD CA | 11-30-2015 | Mot. Extend Time to Decide Postconviction Motion Filed By: Andrew Hinkel Submit Date: 12-1-2015 Decision: (G) Grant Decision Date: 12-2-2015 ORD that the time for deciding the defendant's postconviction motion is extended to 1/29/16. See Wis. Stat. Rule 809.82(2)(a). |
| OCCD CA | 09-01-2015 | Mot. Extend Time to file NAP/PCM Filed By: Andrew Hinkel Submit Date: 9-1-2015 Decision: (G) Grant Decision Date: 9-3-2015 ORD that the time for filing a notice of appeal or postconviction motion is extended to 10/1/15. See Wis. Stat. Rule 809.82(2)(a). |
| OCCD CA | 07-31-2015 | Mot. Extend Time to file NAP/PCM Filed By: Andrew Hinkel Submit Date: 7-31-2015 Decision: (G) Grant Decision Date: 8-4-2015 ORD that the time for filing a notice of appeal or postconviction motion is extended to 9/1/15. See Wis. Stat. Rule 809.82(2)(a) (2013-14). |
| OCCD CA | 06-10-2015 | Attorney Change Comment: SPD Andrew R. Hinkel for defendant per filing of notice of appearance |
| OCCD CA | 05-22-2015 | Mot. Extend Time to file NAP/PCM Filed By: Diane Caspari Submit Date: 5-22-2015 Decision: (O) Other Decision Date: 5-27-2015 ORD that Attorney Diane Caspari is relieved of her representation of Michael Washington. FRO that the State Public Defender shall appoint successor counsel for Washington. FRO that no action is taken on Attorney Caspari's pending motion in relation to the Wis. Stat. Rule 809.30 (203-14) deadline for seeking postconviction relief. FRO that no later than June 5, 2015, the State Public Defender shall receive Washington's case from attorney Caspari. |

FRO that the time for forthcoming successor counsel to act under Wis. Stat. Rule 809.30 is extended to July 31, 2015.

OCCD CA 05-11-2015

Order

ORD that no later than 5/22/15 the SPD and Attorney Diane Caspari shall file the responses required by this order.

FRO that the Wis. Stat. Rule 809.30 time limits will be addressed in a future order of this court.
See XMS event filed on 5-7-2015

OCCD CA 05-07-2015

Miscellaneous Motion on XX-Case

Filed By: Michael Washington

Submit Date: 5-7-2015

Decision: (O) Other

Decision Date: 5-27-2015

ORD that Attorney Diane Caspari is relieved of her representation of Michael Washington.

FRO that the State Public Defender shall appoint successor counsel for Washington.

FRO that no action is taken on Attorney Caspari's pending motion in relation to the Wis. Stat. Rule 809.30 (203-14) deadline for seeking postconviction relief.

FRO that no later than June 5, 2015, the State Public Defender shall receive Washington's case from attorney Caspari.

FRO that the time for forthcoming successor counsel to act under Wis. Stat. Rule 809.30 is extended to July 31, 2015.

Motion Response

Filed By: Joseph Ehmann

Submit Date: 5-22-2015

Motion Response

Filed By: Diane Caspari

Submit Date: 5-22-2015

This motion contains court order(s).

Comment: SPD response to 5/11/15 CTO filed 5/21/15; Attorney Caspari response to 5/11/15 CTO filed 5/22/15

OCCD CA 03-25-2015

Letter/Correspondence

Comment: from defendant, inquires if notice of appeal has been filed, requests copies of documents filed, placed in file

OCCD CA 12-03-2014

Order

ORD that no later than 12/12/14, Attorney Caspari shall advise the clerk of this court, the State and Michael Washington of the steps she has taken to obtain an order denying Michael Washington's postconviction motion.

See XMS event filed on 12-2-2014

OCCD CA 12-02-2014

Miscellaneous Motion on XX-Case

Filed By: Michael Washington

Submit Date: 12-2-2014

Decision: (O) Other

Decision Date: 12-30-2014

ORD that no further action is taken on Michael Washington's inquiry regarding this matter.

FRO that the time to file a notice of appeal from the judgment of conviction and the postconviction order is extended to January 30, 2015. Wis. Stat. Rule 809.30(2)(j) (2011-12).

Motion Response

Filed By: Diane Caspari

Submit Date: 12-15-2014

This motion contains court order(s).

Comment: Attorney Caspari response to 12/3/14 CTO filed 12/15/14

OCCD CA 06-05-2014 Letter/Correspondence

Comment: from defendant inquiring whether a notice of appeal has been filed; sent copy of TC docket entries from 5/15/13 to present; no order from 3/13/14 motion hearing yet so no notice of appeal yet-rjb

OCCD CA 01-27-2014 Motion to Extend Time

Filed By: Diane Caspari

Submit Date: 1-27-2014

Decision: (O) Other

Decision Date: 1-31-2014

ORD that no further action is taken on this matter.

See RSP event filed on 1-27-2014

Comment: MXT to file status report and status report

OCCD CA 01-27-2014 Response

Comment: Status report, pursuant to 1/8/14 and 1/24/14 CTOs

OCCD CA 01-08-2014 Order

ORD that attorney Diane R. Caspari shall provide this court with a status update regarding the defendant's postconviction motion no later than January 15, 2014.

See XMS event filed on 1-6-2014

OCCD CA 01-06-2014 Miscellaneous Motion on XX-Case

Filed By: Michael Washington

Submit Date: 1-6-2014

Decision: (O) Other

Decision Date: 1-24-2014

ORD that by Feb. 7, 2014, attorney Diane R. Caspari shall provide this court with a status update regarding the defendant's postconviction motion. If the status update is not provided by the date established in this order, counsel will be fined \$25 per day for each day the status update was not provided, retroactive to the date of this order. Wis. Stat. Rule 809.83(2). Counsel must submit payment of the accrued penalty when providing the status update or the status update will not be accepted.

FRO that the time for deciding the defendant's postconviction motion is extended to March 26, 2014.

See Wis. Stat.. Rule 809.82(2)(a).

This motion contains court order(s).

Comment: Find Atty. Caspari in contempt

OCCD CA 11-18-2013 Mot. Extend Time to Decide Postconviction Motion

Filed By: Michael Washington

Submit Date: 11-18-2013

Decision: (O) Other

Decision Date: 11-19-2013

ORD that no action is taken on the defendant's motion to extend the time to decide the postconviction motion.

FRO that on its own motion, the court extends the time for deciding the postconviction motion to 1/3/14.

See Wis. Stat. Rule 809.82(2)(a) (2011-12).

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| OCCD CA | 10-21-2013 | Letter/Correspondence |
| Comment: from defendant, inquiring whether a motion for extension of time for TC to decide postconviction motion has been filed; sent copy of TC docket entries 8-29-13 to present, hearing not rescheduled yet, no motion for extension filed-rjb | | |

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| OCCD CA | 07-09-2013 | Mot. Extend Time to file NAP/PCM |
| Filed By: Diane Caspari | | |
| Submit Date: 7-10-2013 | | |
| Decision: (G) Grant | | |
| Decision Date: 7-11-2013 | | |
| ORD that the time for filing a notice of appeal or postconviction motion is extended to 8/6/13. See Wis. Stat. Rule 809.82(2)(a) (2011-12). | | |

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| OCCD CA | 05-13-2013 | Mot. Extend Time to file NAP/PCM |
| Filed By: Diane Caspari | | |
| Submit Date: 5-14-2013 | | |
| Decision: (G) Grant | | |
| Decision Date: 5-15-2013 | | |
| ORD that the time for filing a notice of appeal or postconviction motion is extended to July 5, 2013. See Wis. Stat. Rule 809.82(2)(a). | | |

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| OCCD CA | 01-08-2013 | Mot. Extend Time to file NAP/PCM |
| Filed By: Diane Caspari | | |
| Submit Date: 1-8-2013 | | |
| Decision: (G) Grant | | |
| Decision Date: 1-9-2013 | | |
| ORD that the time for filing a notice of appeal or postconviction motion is extended to March 29, 2013. See Wis. Stat. Rule 809.82(2)(a). | | |

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| OCCD CA | 10-30-2012 | Motion to Extend Time to File Transcript(s) |
| Filed By: Kim Slaasted | | |
| Submit Date: 10-31-2012 | | |
| Decision: (G) Grant | | |
| Decision Date: 11-1-2012 | | |
| ORD that the time for filing the transcripts in this case is extended to November 28, 2012. See Wis. Stat. Rule 809.11(7) (2009-10). | | |

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| OCCD CA | 10-10-2012 | Judgment of Circuit Court |
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| OCCD CA | 08-27-2012 | Motion to Extend Time to File Transcript(s) |
| Filed By: Kim Slaasted | | |
| Submit Date: 8-28-2012 | | |
| Decision: (G) Grant | | |
| Decision Date: 8-29-2012 | | |
| ORD that the time for filing the transcripts in this case is extended to 10/29/12. See Wis. Stat. Rule 809.11(7) (2009-10). | | |
