

# Wisconsin Supreme Court and Court of Appeals Case Access

Waukesha County v. J.K.

Appeal Number 2018AP000616 - NM

**CONFIDENTIAL**

Court of Appeals District 2

## CASE HISTORY

| Status | Court | Filing Date | Anticipated Due Date | Activity   |
|--------|-------|-------------|----------------------|--|
| OCCD   | CA    | 12-15-2021  |                      | Remittitur   |
| OCCD   | CA    | 11-10-2021  |                      | <a href="#">Opinion/Decision</a><br>Judge Panel: Reilly<br>Opinion: Summary Disposition<br>Decision: Affirmed Pages: 5<br>Order Text: IT IS ORDERED that the orders of the circuit court are summarily affirmed. See WIS. STAT. RULE 809.21.<br>IT IS FURTHER ORDERED that Attorney Pamela Moorshead is relieved from further representing J.K. in this matter. See WIS. STAT. RULE 809.32(3).<br><br>Comment: 11/10/21 Decision |
| OCCD   | CA    | 01-12-2021  |                      | Notice of Appearance<br>Comment: Unsigned notice of substitution of counsel; Attorney Moorshead for appellant per Notice of Substitution of Counsel and SPD Appointment Order, signed copy filed 2/2/21  |
| OCCD   | CA    | 11-20-2019  |                      | No Merit Submitted   |
| OCCD   | CA    | 11-19-2019  |                      | Response to No Merit Not Filed   |
| OCCD   | CA    | 10-02-2019  |                      | No Merit Report<br>Filed By: Leon Todd   |
| OCCD   | SC    | 09-03-2019  |                      | Court Changed to Court of Appeals  |
| OCCD   | SC    | 09-03-2019  |                      | Remanded from WI Supreme Court   |
| OCCD   | SC    | 09-03-2019  |                      | Opinion/Decision<br>Opinion: Miscellaneous Order<br>Decision: Remanded to Court of Appeals Pages: 2<br>Order Text: IT IS ORDERED that the petition for review is granted;  |

IT IS FURTHER ORDERED that the May 11, 2018 decision of the court of appeals is summarily vacated and the matter is remanded to the court of appeals with directions to follow the no-merit procedure mandated by *Anders v. California*, 386 U.S. 738 (1967) and Wis. Stat. (Rule) 809.32, including the consideration of a no-merit report and any response or supplement thereto, and an independent review of the record.

Patience Drake Roggensack, C.J., dissents.

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| OCCD CA  | 09-03-2019 | Sua Sponte |
| Filed By: Unassigned District 2<br>Submit Date: 9-3-2019<br>Decision: (O) Other<br>Decision Date: 9-9-2019<br>ORD that appointed counsel shall submit a no-merit report by no later than September 30, 2019.<br>Comment: Set NMB due date? |            |            |

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| OCCD SC | 09-03-2019 | Court Changed to Court of Appeals |
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| OCCD SC | 09-03-2019 | Court Changed to Supreme Court |
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| OCCD SC   | 05-21-2019 | Court Order |
| ORD that the parties file simultaneous letters/briefs by June 4, 2019, discussing the impact of the J.W.K. Case, if any, on the issues raised in the petition for review.<br>See PRE event filed on 6-27-2018 |            |             |

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| OCCD SC  | 10-09-2018 | Court Order |
| ORD that the petition for review shall be held in abeyance pending this court's disposition of Case No. 2017AP1574, <i>Portage County v. J.W.K.</i> (petition for review accepted on June 11, 2018).<br>See PRE event filed on 6-27-2018 |            |             |

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| OCCD CA  | 09-06-2018 | Attorney Change |
| Comment: Attorney Price added as co-counsel for County per phone call with Attorney Price. |            |                 |

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| OCCD CA  | 07-16-2018 | Rejected Electronic Document |
| Comment: Letter advising formal response to Petition for Review will not be filed; It is not a requirement to efile letters. |            |                              |

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| OCCD SC   | 07-16-2018 | Letter/Correspondence |
| Comment: From Attorney Mueller advising Waukesha County will not file formal response to PRE. |            |                       |

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| OCCD SC      | 06-27-2018 | Fee Waived |
| Comment: SPD |            |            |

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| OCCD SC   | 06-27-2018 | Petition for Review |
| Filed By: Leon Todd<br>Submit Date: 7-16-2018<br>Decision: (GR) Grant/Remand<br>Decision Date: 9-3-2019 |            |                     |

IT IS ORDERED that the petition for review is granted;  
IT IS FURTHER ORDERED that the May 11, 2018 decision of the court of appeals is summarily vacated and the matter is remanded to the court of appeals with directions to follow the no-merit procedure mandated by Anders v. California, 386 U.S. 738 (1967) and Wis. Stat. (Rule) 809.32, including the consideration of a no-merit report and any response or supplement thereto, and an independent review of the record.

Motion Response

Filed By: Robert Mueller

Submit Date: 6-4-2019

Motion Response

Filed By: Leon Todd

Submit Date: 6-4-2019

This motion contains court order(s).

Comment: respondent's letter in response to 5/21/19 CTO filed 6/3/19; appellant's letter in response to 5/21/19 CTO filed 6/4/19

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OCCD CA 05-24-2018 Motion for Reconsideration

Filed By: Leon Todd

Submit Date: 5-25-2018

Decision: (D) Deny

Decision Date: 5-29-2018

ORD that the motion for reconsideration is denied. Wis. Stat. Rule 809.24(2).

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OCCD CA 05-11-2018 Opinion/Decision

Judge Panel: Reilly

Opinion: Memo Opinion

Decision: Dismissed Pages: 2

Order Text: IT IS ORDERED that this appeal is dismissed.

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OCCD CA 05-09-2018 Record

Comment: 1-3 to 99-1, ELECTRONICALLY FILED

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OCCD CA 04-02-2018 Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 04-02-2018 Fee Waived

Comment: SPD

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OCCD CA 04-02-2018 Notice of Appeal & Court Record

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OCCD CA 04-02-2018 X Transfer

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OCCD CA 03-26-2018 Statement on Transcript

Filed By: Leon Todd

Status: Prev. Filed

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OCCD CA 03-22-2018 Notice of Appeal filed in Cir. Ct.

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OCCD CA 03-22-2018 Miscellaneous Motion on XX-Case

Filed By: Leon Todd

Submit Date: 3-23-2018

Decision: (G) Grant

Decision Date: 3-26-2018

ORD that the time for counsel to file a no-merit notice of appeal is extended to March 29, 2018. See Wis. Stat. Rule 809.82(2)(a).

FRO that the time for counsel to file a no-merit report is extended to thirty days from the date the clerk of this court receives the record on appeal.

Comment: MXT to file no-merit notice of appeal, SRT, and NM Report

OCCD CA 02-20-2018

MXT to file NAP/Postdisposition motion

Filed By: Leon Todd

Submit Date: 2-20-2018

Decision: (G) Grant

Decision Date: 2-22-2018

ORD that the time for filing a notice of appeal or postcommitment motion is extended to March 22, 2018. See Wis. Stat. Rule 809.82(2)(a).

OCCD CA 12-22-2017

MXT to file NAP/Postdisposition motion

Filed By: Leon Todd

Submit Date: 12-22-2017

Decision: (G) Grant

Decision Date: 12-27-2017

ORD that the time for filing a notice of appeal or postcommitment motion is extended to February 20, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

OCCD CA 10-23-2017

MXT to file NAP/Postdisposition motion

Filed By: Leon Todd

Submit Date: 10-25-2017

Decision: (G) Grant

Decision Date: 11-29-2017

ORD that the time to file a postcommitment motion or notice of appeal from the March 14, 2017 commitment extension is extended to December 22, 2017.

OCCD CA 03-14-2017

Order of Circuit Court

OCCD CA 03-14-2017

Order of Circuit Court