

# Wisconsin Supreme Court and Court of Appeals Case Access

## State v. George Steven Burch

### Appeal Number 2019AP001404 - CR

Supreme Court

#### CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	01-13-2022		Letter/Correspondence Comment: Letter From USSC re: writ of certiorari denied.
OCCD	SC	11-19-2021		Letter/Correspondence Comment: From U.S. Supreme Court: petition for writ of certiorari filed 11/11/21 docketed 11/16/21 as case no. 21-6290.
OCCD	SC	08-11-2021		Remittitur
OCCD	SC	06-29-2021		Cites 961 N.W.2d 314
OCCD	SC	06-29-2021		Cites 398 Wis. 2d 1
OCCD	SC	06-29-2021		<a href="#">Opinion/Decision</a> Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Affirmed Pages: 20 Written by: Hagedorn, Brian K. Bradley, Rebecca Grassl Wrote Concurring Opinion 20 pages. Dallet, Rebecca F. Wrote Concur/Dissent Opinion 18 pages. Karofsky, Jill Joined Concur/Dissent Opinion Bradley, Ann Walsh Joined Concur/Dissent Opinion Additional Judge Action:except footnote 1 Bradley, Ann Walsh Wrote Dissenting Opinion 11 pages. Order Text: The judgment of the circuit court is affirmed. Comment: Opinion/Decision
OCCD	SC	06-28-2021		Public Domain Citation Comment: PDC No: 2021 WI 68

OCCD SC 04-12-2021 Oral Argument  
Comment: at 1:30 p.m. (to be conducted via video/audio conferencing) [Rescheduled from 9:45 a.m.]  
Ana Lyn Babcock for Defendant-Appellant Aaron R. O'Neil for Plaintiff-Respondent

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OCCD SC 03-17-2021 Briefs Received At State Law Library

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OCCD SC 03-05-2021 Brief of Amicus Curiae  
[Brief of Amicus Brief - LAW, Inc.](#)  
Filed By: Rebecca Donaldson  
Comment: Legal Action of Wisconsin, Inc.

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OCCD SC 03-05-2021 Court Order  
IT IS ORDERED that on or before March 12, 2021, Burch shall inform the court, in writing, with appropriate citations to the record, whether Officer Scharenbrock's report was presented to the circuit court at the time it considered the suppress motion.

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OCCD SC 03-05-2021 Rejected Electronic Document  
Comment: Please note that there is no statutory provision for the e-filing of motions with the Supreme Court at this time.

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OCCD SC 03-04-2021 Motion to File Amicus/Non-Party Brief  
Filed By: Rebecca Donaldson  
Submit Date: 3-5-2021  
Decision: (G) Grant  
Decision Date: 3-5-2021  
IT IS ORDERED that the motion is granted and the brief is accepted for filing.  
Comment: re: Legal Action of Wisconsin, Inc.

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OCCD SC 03-04-2021 Rejected Electronic Document  
Comment: The initially uploaded electronic version of the Brief of Amici Curiae American Civil Liberties Union Foundation, American Civil Liberties Union of Wisconsin Foundation, Electronic Frontier Foundation, and Electronic Privacy Information Center is rejected as a corrected electronic version was accepted for filing. No action is required in response to this email.

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OCCD SC 03-04-2021 Reply Brief-Supreme Court  
[Reply Brief-Supreme Court](#)  
Filed By: Ana Babcock

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OCCD SC 03-04-2021 Brief of Amicus Curiae  
[Brief Amici Curiae of ACLU Foundation, ACLU of Wisconsin Foundation, Electronic Frontier Foundation & Electronic Privacy Information Center](#)  
Filed By: Laurence Dupuis  
Comment: ACLU Foundation, ACLU of Wisconsin Foundation, Electronic Frontier Foundation & Electronic Privacy Information Center

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OCCD SC 03-02-2021 Motion for Miscellaneous Relief  
Filed By: Ana Babcock

Submit Date: 3-2-2021  
Decision: (G) Grant  
Decision Date: 3-4-2021

IT IS ORDERED that the motion is granted. Defendant-appellant-petitioner's reply brief is accepted as filed.

Comment: MMS (MOTION FOR LEAVE TO FILE NONCONFORMING REPLY BRIEF IN EXCESS OF WORD COUNT LIMIT. ALTERNATIVELY, MOTION TO EXPAND TIME LIMITS FOR FILING DEFENDANT-APPELLANTS REPLY BRIEF)

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OCCD SC 02-26-2021 Briefs Received At State Law Library

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OCCD SC 02-24-2021 MXT Pages In Brief

Filed By: Ana Babcock  
Submit Date: 2-24-2021  
Decision: (N) No Action  
Decision Date: 3-4-2021  
no action

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OCCD SC 02-23-2021 Motion to Correct/Supplement Record

Filed By: Ana Babcock  
Submit Date: 2-24-2021  
Decision: (D) Deny  
Decision Date: 3-10-2021  
IT IS ORDERED that the motion to supplement the record is denied.  
Motion Response  
Filed By: 32925 (O'Neil, Aaron)  
Submit Date: 3-3-2021  
Motion Response  
Filed By: Ana Babcock  
Submit Date: 3-8-2021

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OCCD SC 02-19-2021 Response Brief-Supreme Court  
[Response Brief-Supreme Court](#)

Filed By: 32925 (O'Neil, Aaron)  
Comment: Response Brief-Supreme Court

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OCCD SC 02-16-2021 Motion to Extend Time

Filed By: Laurence Dupuis  
Submit Date: 2-16-2021  
Decision: (G) Grant  
Decision Date: 2-18-2021  
IT IS ORDERED that the motion is granted. Amici shall file twenty-two copies of their brief on or before March 4, 2021.  
See BAM event due on 3-4-2021

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OCCD SC 02-11-2021 Motion for Pro Hac Vice status

Filed By: Laurence Dupuis  
Submit Date: 2-12-2021  
Decision: (G) Grant  
Decision Date: 2-12-2021  
IT IS ORDERED that the motion is granted. A copy of SCR 10.03(4), setting forth the requirements for

attorneys appearing pro hac vice, is attached to the moving party's order.  
Comment: re: Attys Jennifer Stisa Granick & Jennifer Lynch

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OCCD SC 01-28-2021 Assigned-Oral Argument

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OCCD SC 01-25-2021 Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)

Submit Date: 1-25-2021

Decision: (G) Grant

Decision Date: 1-27-2021

IT IS ORDERED that the motion is granted. Plaintiff-respondent shall file its response brief on or before February 19, 2021.

See BR2 event due on 2-19-2021

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OCCD SC 01-25-2021 Motion to File Amicus/Non-Party Brief

Filed By: Jennifer Granick

Submit Date: 2-5-2021

Decision: (G) Grant

Decision Date: 2-9-2021

IT IS ORDERED that the motion is granted. Amici may file a brief up to 7,500 words in length.

Twenty-two copies of the brief shall be filed on or before February 23, 2021.

Motion Response

Filed By: Laurence Dupuis

Submit Date: 2-5-2021

Comment: re: ACLU Foundation, ACLU of WI Foundation, Electronic Frontier Foundation & Electronic Privacy Information Center; motion is not signed by counsel, not signed by WI sponsoring counsel, PHV motion not filed, motions not stapled; Amended motion filed 2/4/21 by WI counsel, out-of-state counsel removed from distribution (PHV motion not filed)

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OCCD SC 01-25-2021 Response

Comment: \*\*PARTIES MAY STAND ON CA BRIEFS - IF SO, 17 COPIES OF CA BRIEFS ARE DUE, IF NOT, 10 COPIES OF CA BRIEFS ARE DUE\*\*, 10 copies of all CA briefs rec'd as of 1/25/21

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OCCD SC 01-20-2021 Rejected Electronic Document

Comment: This filing is rejected as motions cannot be e-filed with the Supreme Court at this time. If you have not done so already, you must send the requisite number of hardcopies of the filing to the Supreme Court Clerk's Office.

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OCCD SC 01-15-2021 First Brief-Supreme Court  
[First Brief-Supreme Court](#)

Filed By: Ana Babcock

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OCCD SC 11-24-2020 Motion to Extend Time

Filed By: Ana Babcock

Submit Date: 11-27-2020

Decision: (G) Grant

Decision Date: 11-30-2020

IT IS ORDERED that the motion is granted. Defendant-appellant shall file his initial brief on or before January 19, 2021.

See BR1 event due on 1-19-2021

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OCCD SC 11-18-2020 Court Changed to Supreme Court

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OCCD CA 11-18-2020 Hold Status

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OCCD SC 10-20-2020 Certification Filed

Filed By: Unassigned District 3

Submit Date: 10-21-2020

Decision: (G) Grant

Decision Date: 11-18-2020

ORD CERT granted, briefs due 30/20/10. May stand on CA briefs.

See DEC event filed on 10-20-2020

Comment: Certification Filed

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OCCD CA 10-20-2020 [Opinion/Decision](#)

Judge Panel: Stark, Hruz, Seidl

Opinion: Certification

Decision: Certification Filed Pages: 28

Order Text: Certification filed

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OCCD CA 09-28-2020 Attorney address updated

Comment: Address changed for attorney: 32925 Aaron R. O'Neil

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OCCD CA 09-08-2020 Submitted on Briefs

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OCCD CA 07-02-2020 Briefs Received At State Law Library

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OCCD CA 06-11-2020 Rejected Electronic Document

Comment: This electronic version of the Reply brief has a document type description that reads "Brief of Appellant", as selected by the filing party. This document type description is not accurate and the e-document must therefore be rejected. Please upload a corrected electronic version of the brief and select "Reply brief" so that the correct colored electronic indicator bar (gray) will associate with the e-brief upon acceptance. Please 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 corrected e-document.

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OCCD CA 06-11-2020 Certificate of Filing by Mail

Comment: BRY (Jun 10, 2020)

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OCCD CA 06-11-2020 Record and Briefs Sent to District 3

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OCCD CA 06-11-2020 Reply Brief  
[Reply Brief](#)

Filed By: Ana Babcock

Comment: 10 addl copies of CA brief rec'd for SC 1/15/21 Ack filing of Reply Brief, Cover Letters & COM

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OCCD CA 06-03-2020 MXT Pages In Brief  
Filed By: Ana Babcock  
Submit Date: 6-3-2020  
Decision: (G) Grant  
Decision Date: 6-8-2020  
IT IS ORDERED that the motion is granted. The appellant may file a reply brief that does not exceed 4,000 words.  
Comment: re: reply brief MXT Word Count In Brief; hardcopy rec'd 6/5/20 MXT Pages In Brief

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OCCD CA 03-16-2020 Rejected Electronic Document  
Comment: AG's office found error with the caption for this brief after the electronic version was uploaded and before the briefs were submitted to the Clerk's Office. The corrected electronic version of the brief has been uploaded. The electronic brief will be accepted for filing after the physical copies have been reviewed by staff.

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OCCD CA 03-16-2020 [Brief of Respondent\(s\)](#)  
[Brief of Respondent](#)  
Filed By: 32925 (O'Neil, Aaron)  
Comment: 10 addl copies of CA brief rec'd for SC 1/25/21 Ack filing of Brief of Respondent & Cover Letter

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OCCD CA 02-27-2020 Motion to Extend Time  
Filed By: 32925 (O'Neil, Aaron)  
Submit Date: 2-28-2020  
Decision: (G) Grant  
Decision Date: 3-2-2020  
ORD that the time to file the State's Brief is extended to March 16, 2020.  
See BRS event due on 3-16-2020  
Comment: 4th request 03-02-20 Order Motion to Extend Time

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OCCD CA 02-10-2020 Motion to Extend Time  
Filed By: 32925 (O'Neil, Aaron)  
Submit Date: 2-11-2020  
Decision: (G) Grant  
Decision Date: 2-12-2020  
ORD that the time for filing the respondent's brief is extended to 2/28/20.  
See BRS event due on 2-28-2020  
Comment: 3rd request 02-12-20 Order Motion to Extend Time

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OCCD CA 01-28-2020 Motion to Extend Time  
Filed By: 32925 (O'Neil, Aaron)  
Submit Date: 1-29-2020  
Decision: (G) Grant  
Decision Date: 1-30-2020  
ORD that the time for filing the respondent's brief is extended to February 13, 2020.  
See BRS event due on 2-13-2020  
Comment: 2nd request 01-30-20 Order Motion to Extend Time

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OCCD CA 12-27-2019 Motion to Extend Time

Filed By: 32925 (O'Neil, Aaron)  
Submit Date: 1-2-2020  
Decision: (G) Grant  
Decision Date: 1-3-2020  
ORD that the time for filing the respondent's brief is extended to 1/29/20.  
See BRS event due on 1-29-2020  
Comment: 01-03-20 Order Motion to Extend Time

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OCCD CA 12-16-2019 Attorney Change  
Comment: AAG Aaron R. O'Neil added as counsel for State per letter. Attorney Change filed by AAG O'Neil

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OCCD CA 12-09-2019 Certificate of Filing by Mail  
Comment: Re: BAP; Rcvd 10 copies of briefs, mailed, 12-04-2019.

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OCCD CA 12-09-2019 [Brief & Appx of Appellant\(s\)](#)  
[Corrected Brief of Appellant](#)  
Filed By: Ana Babcock  
Comment: 6/11/20 corrected briefs filed by Atty Babcock due to minor typo. Initially rec'd briefs discarded. Appendix to Corrected Brief of Appellant(s); 10 addl copies of CA brief rec'd for SC 1/15/21 Ack filing of Brief of Appellant, Cover Letter & COM

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OCCD CA 11-13-2019 Motion to Correct/Supplement Record  
Filed By: Ana Babcock  
Submit Date: 11-26-2019  
Decision: (D) Deny  
Decision Date: 11-27-2019  
ORD that the motion to supplement the record is denied.  
Comment: 11-27-19 Order Motion to Correct/Supplement Record

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OCCD CA 10-14-2019 Motion to Extend Time  
Filed By: Ana Babcock  
Submit Date: 10-14-2019  
Decision: (G) Grant  
Decision Date: 10-15-2019  
ORD that the time for filing the appellant's brief is extended to 11-20-2019.  
See BAP event due on 11-20-2019  
Comment: 10-15-19 Order Motion to Extend Time

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OCCD CA 09-11-2019 Sealed Documents  
Comment: NRI #20

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OCCD CA 09-11-2019 Non-Electronic Record Item  
Comment: Exhibits: #20,#39,#42,#67,#69,#160,#162,#167,#169 (6 DVD's and 3 flashdrives)

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OCCD CA 09-09-2019 Sealed Documents  
Comment: #6,#21,#32,#50,#136,#146 thru #156, #164,#165

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OCCD CA 09-09-2019 Record  
Comment: 1-1 to 259-1 ELECTRONICALLY FILED Ack filing of CC Record

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OCCD CA 08-13-2019 Statement on Transcript  
Filed By: Ana Babcock  
Status: Prev. Filed  
Comment: Statement on Transcript

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OCCD CA 08-05-2019 Notif. Sent-Filing of NAP & Ct. Record  
Comment: Notif. Sent-Filing of NAP & Ct. Record

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OCCD CA 08-05-2019 Fee Waived

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OCCD CA 08-05-2019 Notice of Appeal & Court Record  
Comment: Notice of Appeal & Court Record

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OCCD CA 08-05-2019 X Transfer

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OCCD CA 08-02-2019 Received SPD Appointment Order  
Comment: Received SPD Appointment Order

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OCCD CA 07-31-2019 Notice of Appeal filed in Cir. Ct.  
Comment: Notice of Appeal filed in circuit court

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OCCD CA 05-31-2019 MXT to file NAP/PCM  
Filed By: Ana Babcock  
Submit Date: 5-31-2019  
Decision: (G) Grant  
Decision Date: 6-3-2019  
ORD that the time for filing a postconviction motion or notice of appeal is extended to 8/2/19.  
Comment: 3rd request 06-03-19 Order MXT to file NAP/PCM

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OCCD CA 05-09-2019 Received SPD Appointment Order  
Comment: Appointing Atty Ana L. Babcock Received SPD Appointment Order

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OCCD CA 04-08-2019 MXT to file Notice of Intent  
Filed By: Scott Stebbins  
Submit Date: 4-8-2019  
Decision: (G) Grant  
Decision Date: 4-9-2019  
ORD that the time for filing a notice of intent from the restitution orders is extended to make timely the notice filed on 3-26-2019.  
FRO that the time for the State Public Defender to appoint counsel, if found eligible for such appointment, and order transcripts will run from the date of this order.  
Comment: 04-09-19 Order MXT to file Notice of Intent

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OCCD CA 02-28-2019 MXT to file NAP/PCM

Filed By: Ana Babcock  
Submit Date: 2-28-2019  
Decision: (G) Grant  
Decision Date: 3-4-2019

ORD that the time for filing the defendant's notice of appeal or postconviction motion is extended to 6-3-2019.

Comment: 2nd request 03-04-19 Order MXT to file NAP/PCM

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OCCD CA 12-27-2018 MXT to file NAP/PCM

Filed By: Ana Babcock  
Submit Date: 12-27-2018  
Decision: (G) Grant  
Decision Date: 1-2-2019

ORD that the time for filing a postconviction motion or notice of appeal is extended to 3/4/19.

Comment: 01-02-19 Order MXT to file NAP/PCM

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OCCD CA 10-09-2018 MXT to file Transcript

Filed By: Kimberly Tollard  
Submit Date: 10-9-2018  
Decision: (G) Grant  
Decision Date: 10-10-2018

ORD that the time for filing the transcripts is extended to 12-2-2018.

Comment: 10-10-18 Order MXT to file Transcript

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OCCD CA 10-05-2018 Court Order

ORD that court reporter Kimberly Tollard shall serve the ordered transcript(s) and file a certification of service with this court or establish good cause for an extension by 10/19/18. Failure to comply with this order will result in sanctions against the court reporter, which may include disqualification as a court reporter and/or financial penalties. See WIS. STAT. RULE 809.11(7)(d), 809.83(2).

See XSR event filed on 10-4-2018

Comment: 10-05-18 Order

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OCCD CA 10-04-2018 Motion for sanctions against Ct. Rep.

Filed By: Ana Babcock  
Submit Date: 10-4-2018  
Decision: (N) No Action  
Decision Date: 10-10-2018  
no action

This motion contains court order(s).

Comment: re: Kimberly Tollard Motion for sanctions against Ct. Rep.

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OCCD CA 09-19-2018 MXT to file Transcript

Filed By: Lisa Koenig  
Submit Date: 9-19-2018  
Decision: (G) Grant  
Decision Date: 9-21-2018

ORD that the time for filing the transcripts is extended to 10-3-2018.

Comment: 09-21-18 Order MXT to file Transcript

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OCCD CA 05-07-2018 Judgment of Circuit Court

