

Wisconsin Supreme Court and Court of Appeals Case Access

Rusk County v. A. A.

Appeal Number 2019AP000839

CONFIDENTIAL

CONSOLIDATED - [List of Consolidated Cases](#)

Court of Appeals District 3

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	11-17-2022		Other Papers Comment: Notice of Completion of Representation, filed by Atty Ball
OCCD	CA	10-18-2021		Remittitur
OCCD	CA	08-25-2021		Cites 399 Wis. 2d 322
OCCD	CA	08-25-2021		Cites 964 N.W.2d 543
OCCD	CA	08-25-2021		Opinion Ordered Unpublished Comment: Opinion Ordered Unpublished
OCCD	SC	08-18-2021		Fee Waived Comment: SPD
OCCD	SC	08-18-2021		Petition for Review Filed By: Colleen Ball Submit Date: 9-2-2021 Decision: (D) Deny Decision Date: 10-18-2021 IT IS ORDERED that the petition for review is denied, without costs.
OCCD	CA	07-20-2021		Opinion/Decision Judge Panel: Stark, Hruz, Seidl Opinion: Opinion Decision: Reversed Pages: 21 Written by: Stark, Lisa K.

Stark, Lisa K. Wrote Concurring Opinion 9 pages.
Order Text: Orders reversed
Comment: Opinion/Decision Opinion/Decision

OCCD CA 06-08-2021 Submitted on Briefs

OCCD SC 04-13-2021 Certification Filed

Filed By: Unassigned District 3
Submit Date: 4-14-2021
Decision: (O) Other
Decision Date: 5-19-2021
IT IS ORDERED the certification is refused.
ANN WALSH BRADLEY and REBECCA FRANK DALLET, J.J., dissent.
See DEC event filed on 4-13-2021

OCCD CA 04-13-2021 [Opinion/Decision](#)

Judge Panel: Stark, Hruz, Seidl
Opinion: Certification
Decision: Certification Filed Pages: 22
Order Text: Certification filed.

OCCD CA 02-19-2021 Court Order for 3-Judge Panel

Comment: IT IS ORDERED that these appeals shall be decided by a panel of three judges pursuant to WIS. STAT. RULE 809.41(3). Court Order for 3-Judge Panel

OCCD CA 02-19-2021 Court Order

IT IS ORDERED that appeal Nos. 2019AP839 and 2020AP1580 are hereby consolidated for disposition pursuant to WIS. STAT. RULE 809.10(3).

OCCD CA 02-19-2021 Consolidated Case

Comment: [2019AP000839, 2020AP001580]

OCCD CA 02-11-2021 Sua Sponte

Filed By: Unassigned District 3
Submit Date: 2-11-2021
Decision: (G) Grant
Decision Date: 2-12-2021
IT IS ORDERED that the appellant's citation of supplemental authorities shall be submitted to the court for consideration with the briefs.
Comment: Letter from ASPD Ball re: Issues for Review

OCCD CA 01-13-2021 Submitted on Briefs

OCCD CA 11-02-2020 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.

OCCD CA 11-02-2020 Record and Briefs Sent to District 3

OCCD CA 11-02-2020 Reply Brief
Filed By: Colleen Ball

OCCD CA 07-09-2020 Rejected Electronic Document
Comment: Two corrected electronic versions of the Respondent's brief were uploaded for an unknown reason. The version which was uploaded last has been accepted for filing and the initially uploaded version is hereby rejected to avoid duplicity in the electronic document queue for this case. No further action is required in response to this email.

OCCD CA 07-08-2020 Rejected Electronic Document
Comment: The electronic version of the Respondent's brief is rejected for the following reasons: - The brief cover does not include the name of the circuit court county and judge the matter was appealed from. Clerks office staff have made this handwritten correction to all hardcopies of the brief. - The brief does not properly display and is therefore not identical to the hardcopies of the brief. It appears the brief may 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 contact the CCAP helpline at 1-800-462-8843 if you require assistance. Note that electronic documents do not require actual signatures. Please upload a corrected electronic brief that includes the requisite circuit court information on its cover and 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 07-06-2020 Brief of Respondent(s)
Filed By: Richard Summerfield
Comment: Please note that the circuit court information has been added to the covers of all briefs, and the gray brief covers have been removed and replaced with red front and back covers; see Rule 809.19(9).

OCCD CA 06-03-2020 Motion for Summary Reversal
Filed By: Colleen Ball
Submit Date: 6-19-2020
Decision: (D) Deny
Decision Date: 11-2-2020
IT IS ORDERED that the appellant's pending motion for summary reversal is denied, and the matter shall be submitted to the court to decide based upon the parties briefs.
Comment: Motion for Rule 809.83(2) Relief Fax Cvr. for Motion for Summary Reversal

OCCD CA 05-28-2020 Sua Sponte
Filed By: Unassigned District 3
Submit Date: 6-1-2020
Decision: (O) Other

Decision Date: 6-4-2020

IT IS ORDERED that the County shall file a response brief by July 3, 2020.

Comment: Letter from Atty Summerfield re: Rusk County will not file respondent's brief Order 6-4-20

OCCD CA 04-29-2020 Hold Status

OCCD CA 03-05-2020 Sua Sponte

Filed By: Colleen Ball

Submit Date: 3-6-2020

Decision: (N) No Action

Decision Date: 4-29-2020

no action

Comment: Response from SC decision in case 18AP168 per cto 12-12-19. Sua Sponte - ASPD Ball

OCCD CA 12-12-2019 Court Order

ORD that this appeal shall be placed on hold and the respondent's motion to dismiss shall be held in abeyance pending a decision from the Wisconsin Supreme Court in Waukesha County v. J.J.H., No. 2018AP168. The parties shall notify this court within 20 days after a decision has been issued in J.J.H. how they would like to proceed on this case.

See SUA event filed on 9-4-2019

Comment: Order 12-12-19

OCCD CA 09-04-2019 Sua Sponte

Filed By: Unassigned District 3

Submit Date: 9-5-2019

Decision: (D) Deny

Decision Date: 4-29-2020

IT IS ORDERED that the motion to dismiss the appeal as moot is denied and the stay of the briefing schedule is lifted. The respondent's brief shall be due May 27, 2020.

Motion Response

Filed By: Colleen Ball

Submit Date: 9-9-2019

Motion Response

Filed By: Colleen Ball

Submit Date: 9-11-2019

This motion contains court order(s).

Comment: Letter and copy of circuit court petition and order to dismiss underlying action, filed by Atty Summerfield, requesting dismissal of appeal as now moot; 9/6/19 rec'd faxed letter from ASPD Ball re: opposes dismissal request, will be filing response, requests court wait for her response before deciding matter; held in abeyance per cto 12/12/19 Response to Request to Dismiss Ltr from ASPD Ball RE - No Service Sua Sponte - Request to Dismiss

OCCD CA 08-28-2019 Delinquent

Comment: New due date of connected BRS: 9-5-2019 Order 8-28-19 - Delinquent BRS

OCCD CA 07-17-2019 Brief & Appx of Appellant(s)

Filed By: Colleen Ball

Comment: Cvr. Ltr, COM, & ACK of Brief & Appx of Appellant(s)

OCCD CA 07-12-2019 Motion to Extend Time
Filed By: Colleen Ball
Submit Date: 7-15-2019
Decision: (G) Grant
Decision Date: 7-17-2019
ORD that the time to file the appellant's brief and appendix is extended to 7-18-2019
See BAP event due on 7-18-2019
Comment: 2nd request Order 7-17-19 Motion to Extend Time

OCCD CA 07-08-2019 Motion to Extend Time
Filed By: Colleen Ball
Submit Date: 7-8-2019
Decision: (G) Grant
Decision Date: 7-12-2019
ORD that the time to file the appellant's brief and appendix is extended to 7-19-2019.
See BAP event due on 7-19-2019
Comment: Order 7-12-19 Motion to Extend Time

OCCD CA 05-30-2019 Sealed Documents
Comment: #12,#13,#22,#45,#61

OCCD CA 05-30-2019 Record
Comment: 1-1 to 80-1 ELECTRONICALLY FILED Notif. Filing of CC Record

OCCD CA 05-17-2019 Statement on Transcript
Filed By: Colleen Ball
Status: Prev. Filed
Comment: Statement on Transcript

OCCD CA 05-09-2019 Docketing Statement Submitted

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

OCCD CA 05-08-2019 Fee Waived
Comment: Filed by SPD

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

OCCD CA 05-07-2019 Docketing Statement from Appellant
Comment: Docketing Statement from Appellant

OCCD CA 05-03-2019 Notice of Appeal filed in Cir. Ct.
Comment: Copy of Notice of Appeal & SPD Appt
