

# Wisconsin Supreme Court and Court of Appeals Case Access

**State v. Alan S. Johnson**

**Appeal Number 2019AP000664 - CR**

**Court of Appeals District 4**

## CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
RECV	SC	11-23-2020		Petition for Review <a href="#">Response to Petition for Review</a> <a href="#">Petition for Review</a>  Filed By: Nathaniel Wojan Submit Date: 12-7-2020 Motion Response Filed By: Andrea Rufo Submit Date: 12-7-2020
OCCD	CA	12-08-2020		Final Publication
OCCD	SC	12-07-2020		Letter/Correspondence Comment: From AG Burgundy; The state will not file a formal response to the petition for review unless ordered by the Court
OCCD	SC	11-23-2020		Fee Paid Comment: Receipt No: 20R 002333
OCCD	CA	11-19-2020		Cites 951 N.W.2d 616
OCCD	CA	11-19-2020		Opinion Ordered Published
OCCD	CA	11-19-2020		Public Domain Citation Comment: PDC No: 2020 WI App 73
OCCD	CA	10-29-2020		<a href="#">Opinion/Decision</a> Judge Panel: Fitzpatrick, Blanchard, Kloppenburg Opinion: Opinion Decision: Affirmed Pages: 24 Written by: Fitzpatrick, Michael R. Order Text: Order reversed and cause remanded with directions.

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OCCD CA 09-04-2020 Attorney address updated  
Comment: Address changed for attorney: 37859 Sarah Burgundy

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OCCD CA 08-19-2020 Briefs Received At State Law Library  
Comment: Supplemental Briefs & Brief of Amicus Curiae

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OCCD CA 08-11-2020 Briefs Sent to District  
Comment: Supplemental briefs from all parties

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OCCD CA 08-05-2020 Certificate of Filing by Mail  
Comment: RE: Amicus Brief of Wisconsin Association of Criminal Defense Lawyers, Mailed 8-3-2020, Copies (10), IB.

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OCCD CA 08-05-2020 Brief of Amicus Curiae  
[Brief of Amicus Curiae - Wisconsin Association of Criminal Defense Lawyers](#)  
Filed By: Ellen Henak  
Comment: 4,000 words or less; Wisconsin Association of Criminal Defense Lawyers

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OCCD CA 08-04-2020 Certificate of Filing by Mail  
Comment: RE: Supplemental Brief, State of Wisconsin, Mailed 8-4-2020, Copies (10).

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OCCD CA 08-04-2020 Other Brief  
[Other Brief - A. Johnson](#)  
Filed By: Nathaniel Wojan  
Comment: Supplemental brief limited to 4,000 words; A. Johnson

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OCCD CA 08-04-2020 Other Brief  
[Other Brief - State of Wisconsin](#)  
Filed By: Sarah Burgundy  
Comment: Supplemental brief limited to 4,000 words; State of Wisconsin

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OCCD CA 08-03-2020 Certificate of Service  
Comment: RE: Appellant's Supplemental Brief (T.A.J.), Mailed 7-31-2020, Copies (10), IB.

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OCCD CA 08-03-2020 Other Brief  
[Other Brief - TAJ](#)  
Filed By: Andrea Rufo  
Comment: Supplemental brief limited to 4,000 words; T.A.J.

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OCCD CA 07-13-2020 Motion to Extend Time

Filed By: Andrea Rufo  
Submit Date: 7-13-2020  
Decision: (O) Other  
Decision Date: 7-21-2020

IT IS ORDERED that the time to file the parties' supplemental briefs and the invited amicus briefs is extended to August 4, 2020.

IT IS FURTHER ORDERED that the clerk of this court shall seal the affidavit attached to the appellant's motion.

See BOT event due on 7-27-2020

Comment: Motion to Extend Time (BOT - TAJ, 2nd) Order to Motion to Extend Time (BOT - TAJ, 2nd); Amended 7/21/20 CTO

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OCCD CA 06-19-2020 Letter/Correspondence

Comment: From K. Klomberg for the Wisconsin District Attorney's Association (WDAA); Stating WDAA board decided they will not be filing a brief in this matter Letter/Correspondence (WDAA not filing a brief)

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OCCD CA 06-17-2020 Sealed Documents

Comment: 6/15/2020 Motion to extend time to file supplemental brief (TAJ) and supporting affidavit

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OCCD CA 06-15-2020 Motion to Extend Time

Filed By: Andrea Rufo  
Submit Date: 6-15-2020  
Decision: (G) Grant  
Decision Date: 6-17-2020

IT IS ORDERED that the time to file the supplemental briefs and the invited amicus briefs is extended to July 27, 2020.

IT IS FURTHER ORDERED that the clerk of this court shall seal the affidavit attached to the appellants motion.

See BOT event due on 7-27-2020

Comment: and Supporting Affidavit Motion to Extend Time (BOT - TAJ)

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OCCD CA 06-01-2020 Motion to Extend Time

Filed By: Sarah Burgundy  
Submit Date: 6-1-2020  
Decision: (G) Grant  
Decision Date: 6-3-2020

IT IS ORDERED that the time for the State of Wisconsin, Johnson, TAJ, and potential amici to file supplemental briefs in this appeal is hereby extended to June 22, 2020.

See BOT event due on 6-22-2020

Comment: Motion to Extend Time (BOT - State)

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OCCD CA 05-18-2020 Court Order

IT IS ORDERED that, no later than June 12, 2020, the State, Johnson, and T.A.J. each shall file a supplemental brief limited to 4,000 words as further described above. The briefs shall not address issues other than as directed.

IT IS FURTHER ORDERED that, no later than June 12, 2020, the Wisconsin Association of Criminal Defense Lawyers and the Wisconsin District Attorneys Association each may file an amicus brief limited to 4,000 words as further described above. The briefs shall not address issues other than as directed.  
See DAC event filed on 10-26-2020

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OCCD CA	12-06-2019	Submitted on Briefs
OCCD CA	11-27-2019	Briefs Received At State Law Library
OCCD CA	11-04-2019	Record and Briefs Sent to District 4
OCCD CA	11-04-2019	Reply Brief <a href="#">Reply Brief</a> Filed By: Andrea Rufo
OCCD CA	10-17-2019	Brief of Respondent(s) <a href="#">Brief of Respondent - State</a> Filed By: Sarah Burgundy Comment: State of Wisconsin
OCCD CA	09-18-2019	Motion to Extend Time Filed By: Andrea Rufo Submit Date: 9-18-2019 Decision: (G) Grant Decision Date: 9-20-2019 ORD that the time to file a reply brief is hereby extended to November 4, 2019. See BRY event due on 11-4-2019
OCCD CA	09-17-2019	Brief of Respondent(s) <a href="#">Brief of Respondent - Alan Johnson</a> Filed By: Nathaniel Wojan Comment: Alan Johnson Appendix to Brief of Respondent - Alan Johnson
OCCD CA	09-13-2019	Motion to Extend Time Filed By: Sarah Burgundy Submit Date: 9-13-2019 Decision: (G) Grant Decision Date: 9-16-2019 ORD that the time to file the respondents' brief is extended to October 18, 2019. If the briefs are not filed at the same time, then the time to file the reply brief will run from the later filed of the respondents' briefs. See WIS. STAT. RULE 809.19(5)(d). See BRS event due on 10-18-2019
OCCD CA	08-20-2019	Rejected Electronic Document Comment: Appellant Appendix: This appendix is being rejected because it does not contain the e-filing certificate. It is not necessary to e-file the appendix, but if you wish to do so you must include an e-filing certificate. Additionally, a copy of the e-filing certificate will need to be faxed to 608-267-0640 for the physical copy as well.
OCCD CA	08-19-2019	Rejected Electronic Document Comment: Appellant Appendix: This document is being rejected because it is not the complete

appendix. It is not necessary to efile the appendix, but if you wish to do so please efile the entire document including the cover page and all certification pages.

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OCCD CA 08-19-2019 Brief & Appx of Appellant(s)  
[Brief of Appellant](#)

Filed By: Andrea Rufo

Comment: Separate Appendix. Please note the suffix for this appeal number has been added to all briefs. Please use the above appeal number for any future filings. When using staples, please make sure there are no protruding or sharp staples.

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OCCD CA 07-19-2019 Motion to Extend Time

Filed By: Andrea Rufo

Submit Date: 7-19-2019

Decision: (G) Grant

Decision Date: 7-24-2019

ORD that the time to file the appellant's brief is extended to August 19, 2019.

See BAP event due on 8-19-2019

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OCCD CA 06-19-2019 Sealed Documents

Comment: #15, #18

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OCCD CA 06-19-2019 Record

Comment: 1-3 to 58-1 ELECTRONICALLY FILED

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OCCD CA 05-20-2019 Statement on Transcript

Filed By: Andrea Rufo

Status: Prev. Filed

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OCCD CA 05-15-2019 Notif. Sent-Filing of LVO & Court Record

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OCCD CA 05-15-2019 Copy of CTO Grtg. PLV-from Cir. Ct.

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OCCD CA 05-10-2019 Copy of CTO Grtg. PLV Filed in Cir. Ct.

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OCCD CA 05-10-2019 Attorney Change

Comment: AG Burgundy for State per notice of appearance

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OCCD CA 05-09-2019 Rejected Electronic Document

Comment: Efile uploaded for purpose of gaining electronic access. No action required.

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OCCD CA 04-18-2019 Letter/Correspondence

Comment: AG Collins; Has been served with the PLV

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OCCD CA 04-12-2019 Indig. Forms/Motion filed by pro se

Filed By: Alan Johnson  
Submit Date: 4-12-2019  
Decision: (G) Grant  
Decision Date: 4-12-2019  
ORD filing fee waived.

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OCCD CA 04-11-2019 Affidavit of No Service filed

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OCCD CA 04-09-2019 Petition for Leave to Appeal

Filed By: Andrea Rufo  
Submit Date: 4-29-2019  
Decision: (G) Grant  
Decision Date: 5-7-2019

ORD that the petition for leave to appeal is granted. Pursuant to Wis. Stat. Rule 809.11(2), the clerk of the circuit court or responsible court official shall return the copy of the order granting this petition and the circuit court case entries maintained pursuant to Wis. Stat. s. 59.40 to the clerk of this court within 3 days of receipt of this order. Entry of this order has the effect of the filing of the notice of appeal. Wis. Stat. Rule 809.50(3). The appellant shall file a statement on transcript within 14 days of the date of this order.

FRO that the State shall be named as an additional respondent in the appeal and may file a respondent's brief.

Motion Response

Filed By: Nathaniel Wojan  
Submit Date: 4-29-2019

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OCCD CA 03-26-2019 Non-Final Order of Circuit Court

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