

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Tracy E. McCarthy

Appeal Number 2018AP000484

Court of Appeals District 2

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	03-27-2019 927 N.W.2d 161		Cites
OCCD	CA	03-27-2019 386 Wis. 2d 352		Cites
OCCD	CA	03-27-2019		Opinion Ordered Unpublished
OCCD	CA	03-19-2019 Comment: NRI sent by UPS		Remittitur
OCCD	CA	02-13-2019 Filed By: Tracy McCarthy Submit Date: 2-13-2019 Decision: (D) Deny Decision Date: 2-14-2019 ORD that the motion for reconsideration is denied. Wis. Stat. Rule 809.24(2).		Motion for Reconsideration
OCCD	CA	02-06-2019 Judge Panel: Gundrum Opinion: Opinion Decision: Affirmed Pages: 4 Order Text: Order affirmed		Opinion/Decision
OCCD	CA	01-17-2019		Briefs Received At State Law Library
OCCD	CA	01-04-2019		Submitted on Briefs
OCCD	CA	01-03-2019		Record and Briefs Sent to District 2
OCCD	CA	12-27-2018 Comment: Re: Reply Brief; rcvd 10 copies of briefs mailed, 12-21-2018.		Certificate of Filing by Mail

OCCD CA 12-27-2018 Reply Brief
[Reply Brief](#)

Filed By: Tracy McCarthy

Comment: Reply Brief

OCCD CA 12-06-2018 Certificate of Service

Comment: Filed by respondent advising BRS was resent to appellant 11/29/18.

OCCD CA 12-06-2018 Motion to Extend Time

Filed By: Tracy McCarthy

Submit Date: 12-6-2018

Decision: (G) Grant

Decision Date: 12-7-2018

ORD that the appellant's motion to strike is denied.

FRO that the time for the appellant to file his reply brief is extended to January 2, 2019. See Wis. Stat. Rule 809.82(2)(a).

See BRY event due on 1-2-2019

OCCD CA 12-04-2018 Affidavit of No Service filed

Comment: Filed by appellant regarding BRS.

OCCD CA 11-30-2018 Affidavit of No Service filed

Comment: From Tracy McCarthy regarding BRS filed on 11-16-18

OCCD CA 11-30-2018 Motion to Strike

Filed By: Tracy McCarthy

Submit Date: 11-30-2018

Decision: (D) Deny

Decision Date: 12-7-2018

ORD that the appellant's motion to strike is denied.

FRO that the time for the appellant to file his reply brief is extended to January 2, 2019. See Wis. Stat. Rule 809.82(2)(a).

OCCD CA 11-16-2018 Brief of Respondent(s)
[Brief of Respondent](#)

Filed By: Abbey Nickolie

OCCD CA 10-17-2018 Certificate of Filing by Mail

Comment: Re: Defendant -Appellant Briefs. Separate Appx., mailed, 10-10-2018

OCCD CA 10-17-2018 Brief & Appx of Appellant(s)
[Brief of Appellant\(s\)](#)

Filed By: Tracy McCarthy

Comment: Please note the party designation on the caption was corrected on the covers of all briefs. Please use the above caption on all future briefs. Separate Appendix. Brief of Appellant(s) Appx to Brief of Appellant(s)

OCCD CA 10-11-2018 Sua Sponte
Filed By: Unassigned District 2
Submit Date: 10-11-2018
Decision: (O) Other
Decision Date: 10-17-2018
ORD that the DVD submitted by McCarthy is rejected for filing. The clerk of this court shall return the DVD to McCarthy under separate cover.
FRO that with the exception of the DVD, the appellant's brief and appendix submitted by McCarthy on October 11, 2018, is accepted for filing as of the date of this order.
Comment: Disc filed with BAP, accept disc?

OCCD CA 09-17-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 9-17-2018
Decision: (G) Grant
Decision Date: 9-18-2018
ORD that the time for the appellant to file his appellant's brief is extended to October 22, 2018. See Wis. Stat. Rule 809.82(2)(a).
See BAP event due on 10-22-2018

OCCD CA 09-10-2018 Motion to Correct/Supplement Record
Filed By: Tracy McCarthy
Submit Date: 9-10-2018
Decision: (D) Deny
Decision Date: 9-12-2018
ORD that the appellant's motion to supplement the record is denied.

OCCD CA 07-13-2018 Motion to Extend Time
Filed By: Tracy McCarthy
Submit Date: 7-13-2018
Decision: (G) Grant
Decision Date: 7-16-2018
ORD that the time for the appellant to file his appellant's brief is extended to 9/21/18. See Wis. Stat. Rule 809.82(2)(a).
See BAP event due on 9-21-2018

OCCD CA 06-12-2018 Non-Electronic Record Item
Comment: DVD - Filed by the defendant on the 03/28/17 court date.

OCCD CA 06-11-2018 Sealed Documents
Comment: #34

OCCD CA 06-11-2018 Record
Comment: 1-1 to 69-10, ELECTRONICALLY FILED

OCCD CA	06-01-2018	Motion for Miscellaneous Relief
Filed By: Tracy McCarthy Submit Date: 6-1-2018 Decision: (O) Other Decision Date: 6-4-2018 ORD that no further action is taken on the pro se appellant's June 1, 2018 motion. Comment: "motion to compel discovery/notice of spoliation of evidence"		
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OCCD CA	05-21-2018	Statement on Transcript
Status: Other Comment: defective SRT received 3/19/18; Defective letter sent 3/20/18.		
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OCCD CA	05-18-2018	Delinquency Motion
Filed By: Unassigned District 2 Submit Date: 5-18-2018 Decision: (O) Other Decision Date: 5-21-2018 ORD that the clerk of circuit court shall compile the record on appeal pursuant to Wis. Stat. Rule 809.15. See SRT event due on 5-11-2018		
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OCCD CA	04-13-2018	Motion to Extend Time
Filed By: Tracy McCarthy Submit Date: 4-13-2018 Decision: (O) Other Decision Date: 4-23-2018 ORD that the appellant shall file a statement on transcript no later than May 11, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16). FRO that the clerk of circuit court shall not compile the record on appeal pursuant to Wis. Stat. Rule 809.15 pending further order of this court. FRO that all documents filed in this court must indicate that they have been served on the District Attorney and shall bear the Court of Appeals case number. FRO that the appellant shall comply with this order and the Rules of Appellate Procedure or sanctions may be imposed. WIS. STAT. RULE 809.83(2). See SRT event due on 4-9-2018 Comment: construed MXT; 4/20/18- "notice of request for time extension" received with copy of letter to CR.		
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OCCD CA	04-13-2018	Fee Paid
Comment: Receipt No: 18R 000923		
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OCCD CA	04-11-2018	Other Papers
Comment: CRS: 10/10/16 transcript filed 4/9/18; CR Nicole Claudon		
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OCCD CA	04-05-2018	Other Papers
Comment: From Tracy McCarthy; copy of request for transcript confirmation and payment arrangements with court reporter.		
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OCCD CA	03-22-2018	Motion for Miscellaneous Relief
Filed By: Tracy McCarthy		

WSCCA Case History

Submit Date: 3-22-2018

Decision: (G) Grant

Decision Date: 3-26-2018

ORD that the time to pay the filing fee or file the completed fee waiver paperwork is extended to April 16, 2018. If the filing fee is not paid or the completed fee waiver paperwork is not filed by the extended deadline, the appeal will be dismissed. See Wis. Stat. Rule 809.83(2).

Comment: MXT to pay filing fee

OCCD CA	03-15-2018	Notif. Sent-Filing of NAP & Ct. Record
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OCCD CA	03-15-2018	Indigency Forms Sent
	Filed By: Unassigned District 2	
	Submit Date: 4-13-2018	
	Decision: (N) No Action	
	Decision Date: 4-13-2018	
	No action. Filing fee paid 4/13/18	
	Comment: 3/26/18-received petition, not notarized	

OCCD CA	03-15-2018	RAP and Guide Sent
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OCCD CA	03-15-2018	Notice of Appeal & Court Record
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OCCD CA	03-09-2018	Notice of Appeal filed in Cir. Ct.
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OCCD CA	03-02-2018	Order of Circuit Court
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