

Wisconsin Supreme Court and Court of Appeals Case Access

Marilyn Casanova v. Michael S. Polsky, Esq.

Appeal Number 2019AP001728

CONSOLIDATED
Supreme Court

SUMMARY

Short Caption	Status	Maintenance
Marilyn Casanova v. Michael S. Polsky, Esq.	CL	
Class	Court	
Other - Debtor Actions	Supreme Court	
Disposition	County	
Reversed 03-16-2023	Racine	

Circuit Court Case Numbers

Case Number	Circuit Court Judge	Responsible Circuit Court Judge
2017CV001133	Piontek, Michael J.	Piontek, Michael J.

Consolidated Case Numbers

Case Number	Caption	Filing Date
2019AP001728	Marilyn Casanova v. Michael S. Polsky, Esq.	09-16-2019
2019AP002063	Marilyn Casanova v. Michael S. Polsky, Esq.	10-31-2019

Parties and Attorneys

Side Party Name	Party Type(s)	Attorney(s)	Address
1 Casanova, Marilyn	Appellant	Becker, John A. Devine, Thomas M. Cohen, Anne	822 Wisconsin Avenue Racine, WI 53401-1526 840 Lake Ave., Ste. 300 Racine, WI 53403-1566 840 Lake Ave., Ste. 300 Racine, WI 53403
1 Fox, Audrey J.	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526

			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Miritz, Melvin	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Miritz, Linda	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Edward and Louise Langleib Trust	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Musson, Carleton	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Milovancevic, Wilma	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Taylor, Helen	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Louis P. Teicheret Trust	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Marks, Frederick	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas	840 Lake Ave., Ste. 300

			M.	Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Marks, Jewel	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Meier, Patricia	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Teernstra, Patricia	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Mikaelian, Andrew	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Mikaelian, Marcella	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Brooks, Josephine	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Odell, Evelyn	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Freer, Laurence	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566

			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Kohl, Dorothy	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Boerger, Karen	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Williamson, Jacqueline	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Glowinski, Judy	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Tredwell, Anne	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Baham, Marilyn	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Gotzman, Elsie	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Ciaramita, Lucille	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566

			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Ramaker, Joanne	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Sander, Johanna	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Eser, Thomas	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Eser, Henryetta	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Nelson, Grace	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Odders, Jane	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Nelson, David	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Katt, Ray	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300

1	Katt, Louise	Appellant	Becker, John A.	Racine, WI 53403 822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Hader, Ethel	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Larsen, Warren	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Larsen, Ellen	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Scott, Frances	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Prouty, Susan	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Rainey, Robert	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403
1	Rainey, Patricia	Appellant	Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526
			Devine, Thomas M.	840 Lake Ave., Ste. 300 Racine, WI 53403-1566
			Cohen, Anne	840 Lake Ave., Ste. 300 Racine, WI 53403

2	Polsky, Michael S., Esq.	Respondent Petitioner	Polsky, Michael S. Peltz, Joseph M.	330 E. Kilbourn Ave. #1085 Milwaukee, WI 53202 330 E. Kilbourn Ave., Ste. 1085 Milwaukee, WI 53202
2	The Bank of New York Mellon Trust Company, N.A.	Respondent Petitioner	Andres, Carla O. Stadler, Katherine West, Erin A.	100 W. Lawrence Street Appleton, WI 54911 1 E. Main St., Ste. 500 Madison, WI 53703 P.O. Box 2719 Madison, WI 53701-2719
1	Eckheart, Helen	Appellant	Becker, John A. Devine, Thomas M. Cohen, Anne	822 Wisconsin Avenue Racine, WI 53401-1526 840 Lake Ave., Ste. 300 Racine, WI 53403-1566 840 Lake Ave., Ste. 300 Racine, WI 53403
1	Wiser, Wilma	Appellant	Becker, John A. Devine, Thomas M. Cohen, Anne	822 Wisconsin Avenue Racine, WI 53401-1526 840 Lake Ave., Ste. 300 Racine, WI 53403-1566 840 Lake Ave., Ste. 300 Racine, WI 53403
1	Christianson, Earl	Appellant	Becker, John A. Devine, Thomas M. Cohen, Anne	822 Wisconsin Avenue Racine, WI 53401-1526 840 Lake Ave., Ste. 300 Racine, WI 53403-1566 840 Lake Ave., Ste. 300 Racine, WI 53403
1	Bloch, Marian	Appellant	Becker, John A. Devine, Thomas M. Cohen, Anne	822 Wisconsin Avenue Racine, WI 53401-1526 840 Lake Ave., Ste. 300 Racine, WI 53403-1566 840 Lake Ave., Ste. 300 Racine, WI 53403
1	Krikorian, Var	Claimant Appellant		
1	Minton, Ruth	Claimant Appellant		
1	Minton, Richard	Claimant Appellant		
1	Steidl, Walter	Claimant Appellant		
1	Miller, Irene	Claimant Appellant		
1	Kornwolf, Marian	Claimant Appellant		
1	Speckhard, Marjorie	Claimant Appellant		

1	Torphy, Delores	Claimant Appellant
1	Baumblatt, Geraldine	Claimant Appellant
1	Peterson, Joan	Claimant Appellant
1	Rowland, John	Claimant Appellant
1	Rowland, Julianne	Claimant Appellant
1	Pavelcik, Lorraine	Claimant Appellant
1	Iselin, Marilyn	Claimant Appellant
1	Reiker, Metta	Claimant Appellant
1	White, Prudence	Claimant Appellant
1	Oetlinger, Elaine	Claimant Appellant
1	Wulff, Esther	Claimant Appellant
1	Veenstra, Helen	Claimant Appellant
1	Larson, Rev. Dr. Ross Henry	Claimant Appellant
1	Fred and Nancy Flofer	Claimant Appellant
1	Wiser, Winifried	Claimant Appellant
1	Bagdasian, Nazaly	Claimant Appellant
1	Callaway, Robert	Claimant Appellant
1	Estate of Elaine Zlevor	Claimant Appellant
1	Cushman, Marshall	Claimant Appellant
1	Braun, Bernard	Claimant Appellant
1	Braun, Patricia	Claimant Appellant
1	Ottum, Bob	Claimant Appellant
1	Ottum, Holly	Claimant Appellant
1	Ottum, Joyce	Claimant Appellant

1	Haas, Jeanne	Claimant Appellant
1	Murphy, Gloria	Claimant Appellant
1	Anderson, Ralph	Claimant Appellant
1	Beuttler, Doris	Claimant Appellant
1	Hostak, Genevieve	Claimant Appellant
1	Weichmann, Marlene	Claimant Appellant
1	Mueller, Mary	Claimant Appellant
1	Wood Family Trust	Claimant Appellant
1	Holtz, Mary	Claimant Appellant

Interested Parties

Name	Address	Title	Comment
Becker, John A.	822 Wisconsin Avenue Racine, WI 53401-1526	Other Interested Party	Attorney for The Atrium of Racine, Inc. d/b/a The Atrium and Bay Pointe
Teichert, Janice S.	3900 N. Main St., Apt. 214 Racine, WI 53402	Other Interested Party	
Cushman, Marshall	3900 N. Main St., Apt. 231 Racine, WI 53402	Other Interested Party	
Wood, H. Edward	3900 N. Main St., Apt. 229 Racine, WI 53402	Other Interested Party	
Wood, Linda	3900 N. Main St., Apt. 229 Racine, WI 53402	Other Interested Party	
Ludwig, Peter J.	P.O. Box 717 Burlington, WI 53105-0717	Other Interested Party	Attorney for Ruth Minton
Kershek, E. Joseph	3573 S. 108th St. Milwaukee, WI 53228	Other Interested Party	Attorney for Nursing Centers, Inc.
Zeratsky, Jessica M.	511 N. Broadway, Ste. 1100 Milwaukee, WI 53202	Other Interested Party	
Bartzen, James E.	P.O. Box 927	Amicus	Wisconsin Bankers Association

	Madison, WI 53701-0927		
Spira, Kirsten	P.O. Box 927 Madison, WI 53701-0927	Amicus	Wisconsin Bankers Association
Schmidt, Richard L.	P.O. Box 927 Madison, WI 53701-0927	Amicus	Wisconsin Bankers Association
Veenstra, Helen	5133 Birch Creek Ln. Racine, WI 53402	Other Interested Party	
Jean-Louis, Tanner Gregory	P.O. 927 Madison, WI 53701	Amicus	Wisconsin Bankers Association

Citation Information

Court	Volume	Publisher	Page
CA	399	Wis. 2d	322
CA	964	N.W.2d	544
SC	406	Wis. 2d	247
SC	986	N.W.2d	780

Public Domain Citation Information

Court	PDC
SC	2023 WI 19