

Wisconsin Supreme Court and Court of Appeals Case Access

Edward A. Vanderventer v. Hyundai Motor America

Appeal Number 2020AP001052

Court of Appeals District 2

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	CA	03-06-2023		Other Papers Comment: Returned Mail
OCCD	CA	02-21-2023		Remittitur Comment: NRI sent by FedEx
OCCD	SC	01-20-2023		Rsp. to Add'l/Supplemental Authorities Comment: Filed by Attorney Jesse Blocher for Respondents
OCCD	SC	01-19-2023		Additional Authorities Comment: Filed by Attorney Ryan Walsh for Hyundai Motor America and Hyundai Motor Company
OCCD	SC	01-06-2023		Letter/Correspondence Comment: Returned Mail (3)
OCCD	CA	12-28-2022		Other Papers Comment: Returned Mail (2)
OCCD	SC	12-27-2022		Other Papers Comment: Returned Mail
OCCD	CA	12-20-2022		Final Publication
OCCD	SC	12-16-2022		Motion for Miscellaneous Relief Filed By: Ryan Walsh Submit Date: 12-16-2022 Decision: (G) Grant Decision Date: 12-20-2022 IT IS ORDERED that both motions are granted. The briefs submitted with the respective motions are accepted as filed. Comment: Motion to File Reply to Response to Petition for Review

OCCD SC 12-15-2022 Motion for Miscellaneous Relief
Filed By: Jesse Blocher
Submit Date: 12-15-2022
Decision: (G) Grant
Decision Date: 12-20-2022
IT IS ORDERED that both motions are granted. The briefs submitted with the respective motions are accepted as filed.
Comment: Motion to File Response to Briefs of Amicus Curiae in Support of Petition for Review

OCCD SC 12-14-2022 Notice of Appearance
Comment: Attorney Stacy A. Alexejun for the Appellants

OCCD SC 12-14-2022 Notice of Appearance
Comment: Attorney Matthew J. Splitek for the Appellants

OCCD SC 12-14-2022 Notice of Appearance
Comment: Attorney Evan W. Thomsen for the Appellants

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Matthew Fernholz
Comment: Washington Legal Foundation in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Andrew Cook
Comment: American Tort Reform Association in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Kendall Harrison
Comment: Alliance for Automotive Innovation (AAI) in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Jessie Augustyn
Comment: Wisconsin Legislature in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Douglas Poland
Comment: FCA US LLC in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Misha Tseytlin
Comment: Chamber of Commerce of the United States of America, the National Association of Manufacturers, and Wisconsin Manufacturers and Commerce in Support of Petition for Review

OCCD SC 12-14-2022 Brief of Amicus Curiae
Filed By: Lisa Lawless

OCCD SC 12-12-2022 Letter/Correspondence

Comment: Cover Letter to Response in Opposition to Motions to File Amicus/Non-Party Briefs (Alliance for Autoomative Innovation, Product Liability Counsel, FCA, Chamber of Commerce, et al., and Wisconsin Legislature)

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief

Filed By: Lisa Lawless

Submit Date: 12-12-2022

Decision: (G) Grant

Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-12-2022

Comment: Product Liability Advisory Council, Inc. (PLAC)

OCCD SC 12-09-2022 Letter/Correspondence

Comment: Cover Letter to Motions for Pro Hac Vice and Motion to File Amicus/Non-Party Brief (FCA US LLC)

OCCD SC 12-09-2022 Motion for Pro Hac Vice status

Filed By: Douglas Poland

Submit Date: 12-12-2022

Decision: (G) Grant

Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Comment: Attorney Brandon L. Boxler (FCA US LLC)

OCCD SC 12-09-2022 Motion for Pro Hac Vice status

Filed By: Douglas Poland
Submit Date: 12-12-2022
Decision: (G) Grant
Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Comment: Attorney Ian K. Edwards (FCA US LLC)

OCCD SC 12-09-2022 Motion for Pro Hac Vice status

Filed By: Douglas Poland
Submit Date: 12-12-2022
Decision: (G) Grant
Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Comment: Attorney Fred J. Fresard (FCA US LLC)

OCCD SC 12-09-2022 Letter/Correspondence

Comment: Cover Letter to Motion to File Amicus/Non-Party Brief (Alliance for Automotive Innovation (AAI))

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief

Filed By: Kendall Harrison
Submit Date: 12-9-2022
Decision: (G) Grant
Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so

within thirty days of the date of this order.

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-12-2022

Comment: Alliance for Automotive Innovation (AAI); Response in Opposition to Motions to File Amicus/Non-Party Briefs (Alliance for Automotive Innovation, Product Liability Counsel, FCA, Chamber of Commerce, et al., and Wisconsin Legislature)

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief

Filed By: Douglas Poland

Submit Date: 12-9-2022

Decision: (G) Grant

Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-12-2022

Comment: FCA US LLC; Response in Opposition to Motions to File Amicus/Non-Party Briefs (Alliance for Automotive Innovation, Product Liability Counsel, FCA, Chamber of Commerce, et al., and Wisconsin Legislature)

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief

Filed By: Jessie Augustyn

Submit Date: 12-9-2022

Decision: (G) Grant

Decision Date: 12-14-2022

IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,

IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,

IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-12-2022

Comment: Wisconsin Legislature; Response in Opposition to Motions to File Amicus/Non-Party Briefs (Alliance for Automotive Innovation, Product Liability Counsel, FCA, Chamber of Commerce, et al., and Wisconsin Legislature)

OCCD SC 12-09-2022 Notice of Appearance
Comment: Attorney Jessie Austin for Senate Majority Leader and Steve Fawcett of the Wisconsin Assembly as Amicus

OCCD SC 12-09-2022 Letter/Correspondence
Comment: Cover Letter to Motion to File Amicus/Non-Party Brief (Chamber of Commerce of the United States of America, National Association of Manufacturers, Wisconsin Manufacturers and Commerce)

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief
Filed By: Misha Tseytlin
Submit Date: 12-9-2022
Decision: (G) Grant
Decision Date: 12-14-2022
IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,
IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,
IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,
IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.
Motion Response
Filed By: Jesse Blocher
Submit Date: 12-12-2022
Comment: Chamber of Commerce of the United States of America, National Association of Manufacturers, Wisconsin Manufacturers and Commerce; Response in Opposition to Motions to File Amicus/Non-Party Briefs (Alliance for Automotive Innovation, Product Liability Counsel, FCA, Chamber of Commerce, et al., and Wisconsin Legislature)

OCCD SC 12-09-2022 Letter/Correspondence
Comment: Cover Letter to Response in Opposition to Motion to File Amicus/Non-Party Brief (American Tort Reform Association)

OCCD SC 12-09-2022 Letter/Correspondence
Comment: Cover Letter to Response in Opposition to Motion to File Amicus/Non-Party Brief (Washington Legal Foundation)

OCCD SC 12-09-2022 Letter/Correspondence
Comment: Cover Letter to Response to Petition for Review

OCCD SC 12-09-2022 Motion to File Amicus/Non-Party Brief
Filed By: Andrew Cook
Submit Date: 12-9-2022
Decision: (G) Grant
Decision Date: 12-14-2022
IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,

IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,
IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,
IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-9-2022

Comment: American Tort Reform Association; Response in Opposition to Motion to File Amicus/Non-Party Brief (American Tort Reform Association)

OCCD SC 12-08-2022 Letter/Correspondence
Comment: Cover Letter to Motion to File Amicus/Non-Party Brief (Washington Legal Foundation)

OCCD SC 12-08-2022 Motion to File Amicus/Non-Party Brief
Filed By: Matthew Fernholz
Submit Date: 12-8-2022
Decision: (G) Grant
Decision Date: 12-14-2022
IT IS ORDERED that all motions submitted for leave to file non-party briefs amici curiae are granted; and,
IT IS FURTHER ORDERED that the briefs submitted with the accompanying motions are accepted as filed; and,
IT IS FURTHER ORDERED that the motions for admission of non-resident Attorneys Brandon L. Boxler, Ian K. Edwards, and Fred J. Fresard are 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; and,
IT IS FURTHER ORDERED that, as this case has been accepted into the Supreme Court eFiling pilot project, all attorneys must each opt in to the appellate court electronic filing system for this case. All attorneys who are not already opted in for this case are hereby ordered to do so within thirty days of the date of this order.
Motion Response
Filed By: Jesse Blocher
Submit Date: 12-9-2022
Comment: Washington Legal Foundation; Response in Opposition to Motion to File Amicus/Non-Party Brief (Washington Legal Foundation)

OCCD CA 11-30-2022 Cites
405 Wis. 2d 481

OCCD CA 11-30-2022 Cites
983 N.W.2d 1

OCCD CA 11-30-2022 Opinion Ordered Published
Comment: Opinion Ordered Published - Order; Opinion Ordered Published - Decision

OCCD CA 11-30-2022 Public Domain Citation
Comment: PDC No: 2022 WI App 56

OCCD SC 11-28-2022 Fee Paid
Comment: Receipt No: 22R 002683

OCCD SC 11-25-2022 [Petition for Review](#)
[Reply Brief in Support of Petition for Review](#)
[Combined Response to Briefs of Amicus Curiae in Support of Petition for Review](#)
[Brief of Amicus Curiae \(Product Liability Advisory Council, Inc. \(PLAC\)\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(Chamber of Commerce of the United States of America, the National Association of Manufacturers, and Wisconsin Manufacturers and Commerce\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(FCA US LLC\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(Wisconsin Legislature\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(Alliance for Automotive Innovation \(AAI\)\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(American Tort Reform Association\) in Support of Petition for Review](#)
[Brief of Amicus Curiae \(Washington Legal Foundation\) in Support of Petition for Review](#)
[Response to Petition for Review](#)
[Petition for Review](#)

Filed By: Ryan Walsh

Submit Date: 12-9-2022

Decision: (D) Deny

Decision Date: 2-21-2023

IT IS ORDERED that the petition for review is denied, with \$50.00 costs.

ANNETTE KINGSLAND ZIEGLER, C.J., and REBECCA GRASSL BRADLEY, J., dissent.

Motion Response

Filed By: Susan Tyndall

Submit Date: 12-9-2022

Motion Response

Filed By: Jesse Blocher

Submit Date: 12-20-2022

Motion Response

Filed By: Ryan Walsh

Submit Date: 12-20-2022

Comment: Petition for Review and Appendix; Response to Petition for Review; Briefs of Amicus Curiae in Support of Petition for Review from Product Liability Advisory Council, Inc. (PLAC), Chamber of Commerce of the United States of America, the National Association of Manufacturers, and Wisconsin Manufacturers and Commerce, FCA US LLC, Wisconsin Legislature, Alliance for Automotive Innovation (AAI), American Tort Reform Association, and Washington Legal Foundation

OCCD CA 11-16-2022 Notice of Appearance
Comment: Attorney Ryan J. Walsh for the Appellants

OCCD CA 10-26-2022 [Opinion/Decision](#)

Judge Panel: Gundrum, Neubauer, Gill

Opinion: Opinion

Decision: Affirmed Pages: 60

Written by: Neubauer, Lisa S.

Order Text: Judgment affirmed.
Comment: Opinion/Decision

OCCD CA	05-31-2022	Submitted on Briefs
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OCCD CA	01-18-2022	Other Papers
		Comment: Returned Mail; Attorneys Anzelmo's, Lawless', and LoCoco's 1/10/22 order returned; 1/18/22 - forwarded to updated address.

OCCD CA	01-11-2022	Record and Briefs Sent to District 2
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OCCD CA	01-10-2022	Brief & Appx of Appellant(s) Corrected Opening Brief of Defendants-Appellants
		Filed By: Patrick Nolan
		Comment: Corrected Brief and Supplemental Appendix per 1/10/22 Court Order

OCCD CA	01-10-2022	Other Brief Respondents' Brief in Response to Non-Party Briefs
		Filed By: Jesse Blocher
		Comment: Respondents' Brief in Response to Non-Party Briefs

OCCD CA	01-10-2022	Other Papers
		Comment: Returned Mail; Attorneys Anzelmo's, Lawless's, and LoCoco's Copy of 01-03-2022 Order Returned; 01-10-2022- Forwarded to updated address

OCCD CA	01-10-2022	Reply Brief Reply Brief
		Filed By: Patrick Nolan

OCCD CA	01-07-2022	Motion for Miscellaneous Relief
		Filed By: Jesse Blocher
		Submit Date: 1-10-2022
		Decision: (O) Other
		Decision Date: 1-10-2022
		ORD that the corrected appellants' brief and appendix are accepted for filing.
		FRO that the respondents' Brief in Response to Non-Party Briefs is accepted for filing.
		Comment: Motion to Permit Response to Non-Party Briefs of AAI and PLAC

OCCD CA	01-06-2022	Motion for Miscellaneous Relief
		Filed By: Patrick Nolan
		Submit Date: 1-6-2022
		Decision: (O) Other
		Decision Date: 1-10-2022
		ORD that the corrected appellants' brief and appendix are accepted for filing.
		FRO that the respondents' Brief in Response to Non-Party Briefs is accepted for filing.
		Comment: Motion for Leave to File Corrected BAP

OCCD CA 01-03-2022 Brief of Amicus Curiae
[Nonparty Brief Of The Chamber And WMC](#)
Filed By: Misha Tseytlin
Comment: The Chamber of Commerce of the United States of America and Wisconsin Manufacturers and Commerce

OCCD CA 01-03-2022 Brief of Amicus Curiae
[Brief of Amicus Curiae Alliance for Automotive Innovation \(AAI\)](#)
Filed By: Kendall Harrison
Comment: Alliance for Automotive Innovation

OCCD CA 01-03-2022 Brief of Amicus Curiae
[Amicus Curiae Brief of Product Liability Advisory Council, Inc.](#)
Filed By: Lisa Lawless
Comment: Product Liability Advisory Council

OCCD CA 12-30-2021 Motion for Miscellaneous Relief
Filed By: Lisa Lawless
Submit Date: 12-30-2021
Decision: (D) Deny
Decision Date: 1-3-2022
From Footnote 1: The PLAC also moves for leave to file a reply in support of its motion. We deny that request as unnecessary.
Motion Response
Filed By: Susan Tyndall
Submit Date: 1-3-2022
Comment: Motion for Leave of Product Liability Advisory Council to file Reply in Support of Motion for Leave to File Amicus Curiae

OCCD CA 12-27-2021 Motion to File Amicus/Non-Party Brief
Filed By: Lisa Lawless
Submit Date: 12-27-2021
Decision: (G) Grant
Decision Date: 1-3-2022
ORD that the motion for leave to file an amicus curiae brief is granted.
Motion Response
Filed By: Susan Tyndall
Submit Date: 12-28-2021
Comment: Product Liability Advisory Council

OCCD CA 12-27-2021 Motion for Pro Hac Vice status
Filed By: Lisa Lawless
Submit Date: 12-27-2021
Decision: (G) Grant
Decision Date: 1-3-2022
ORD that the motion to allow Attorney Wendy F. Lumish to appear pro hac vice for Product Liability Advisory Council, Inc. is granted.
FRO that sponsoring counsel, in this case Attorney Lisa M. Lawless, must sign every document which is

filed in this court.
Comment: Attorney Wendy Lumish

OCCD CA 12-23-2021 Motion to File Amicus/Non-Party Brief
Filed By: Kendall Harrison
Submit Date: 12-27-2021
Decision: (G) Grant
Decision Date: 1-3-2022
ORD that the motion for leave to file an amicus curiae brief is granted.
Motion Response
Filed By: Susan Tyndall
Submit Date: 12-27-2021
Comment: Alliance for Automotive Innovation

OCCD CA 12-23-2021 Motion to File Amicus/Non-Party Brief
Filed By: Misha Tseytlin
Submit Date: 12-27-2021
Decision: (G) Grant
Decision Date: 1-3-2022
ORD that the motion for leave to file an amicus curiae brief is granted.
Motion Response
Filed By: Susan Tyndall
Submit Date: 1-3-2022
Comment: The Chamber of Commerce of the United States of America and Wisconsin Manufacturers and Commerce

OCCD CA 12-13-2021 Motion to Extend Time
Filed By: Patrick Nolan
Submit Date: 12-14-2021
Decision: (G) Grant
Decision Date: 12-16-2021
ORD that the time for the appellants to file a reply brief is extended to January 7, 2022. See WIS. STAT. RULE 809.82(2)(a).
Motion Response
Filed By: Patrick Nolan
Submit Date: 12-14-2021
See BRY event due on 1-7-2022

OCCD CA 12-10-2021 Brief of Respondent(s)
[Brief of Respondent](#)
Filed By: Susan Tyndall

OCCD CA 11-10-2021 Motion for Miscellaneous Relief
Filed By: Patrick Nolan
Submit Date: 11-10-2021
Decision: (G) Grant
Decision Date: 11-12-2021
ORD that the time for the appellants to file an appellants' brief is extended to November 10, 2021. See WIS. STAT. RULE 809.82(2)(a).
Comment: Motion to Extend Time to file Appellant's Brief

OCCD CA 11-10-2021

Brief & Appx of Appellant(s)
[STRICKEN - Brief of Appellants](#)

Filed By: Patrick Nolan

Comment: STRICKEN - CORRECTED BRIEF ACCEPTED PER 1/10/22 CTO

OCCD CA 11-09-2021

Non-Electronic Record Item

Comment: Exhibit #709, Exhibit #710, Exhibit #713

OCCD CA 11-02-2021

Supplement to Record

Comment: 1784-1 to 1789-1, Electronically filed with some non-electronic items

OCCD CA 10-21-2021

Motion to Waive Filing Requirements

Filed By: Patrick Nolan

Submit Date: 10-21-2021

Decision: (G) Grant

Decision Date: 10-22-2021

ORD that the appellant's motion to supplement the record is granted. Within ten days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of the court of appeals as part of a supplemental return to the record.

FRO that the time for the appellant's to file their brief and appendix is extended to five days after the filing of the supplemental return. See WIS. STAT. RULE 809.82(2)(a).

FRO that the court will accept the appellant's appendix in multiple sub-parts.

Comment: Motion to file Appendix in Multiple Parts

OCCD CA 10-21-2021

Motion to Correct/Supplement Record

Filed By: Patrick Nolan

Submit Date: 10-21-2021

Decision: (G) Grant

Decision Date: 10-22-2021

ORD that the appellant's motion to supplement the record is granted. Within ten days of the date of this order, the clerk of the circuit court shall transmit the materials described above to the clerk of the court of appeals as part of a supplemental return to the record.

FRO that the time for the appellant's to file their brief and appendix is extended to five days after the filing of the supplemental return. See WIS. STAT. RULE 809.82(2)(a).

FRO that the court will accept the appellant's appendix in multiple sub-parts.

OCCD CA 09-17-2021

Motion to Waive Filing Requirements

Filed By: Patrick Nolan

Submit Date: 9-20-2021

Decision: (D) Deny

Decision Date: 9-23-2021

ORD that the appellant's motion to enlarge the appellant's brief is denied.

FRO that the appellant's brief shall be filed no later than October 27, 2021.

Motion Response

Filed By: Susan Tyndall

Submit Date: 9-20-2021

Motion Response

Filed By: Patrick Nolan

Submit Date: 9-23-2021

Comment: Motion to Enlarge Word Limit for BAP

OCCD CA	09-14-2021	Non-Electronic Record Item
OCCD CA	09-10-2021	Sealed Documents
OCCD CA	09-10-2021	Record Comment: 1-14 to 1783-2 ELECTRONICALLY FILED
OCCD CA	08-13-2021	Motion to Extend Time Filed By: Samuel Christensen Submit Date: 8-13-2021 Decision: (G) Grant Decision Date: 8-20-2021 IT IS ORDERED that the time for the clerk to file the record in this case is extended to September 10, 2021. WIS. STAT. RULES 809.15(4)(a) and 809.82(2)(a) (2019-20). See REC event due on 9-10-2021
OCCD CA	08-12-2021	Attorney Change Comment: Attorney Danella withdrawn per notice of withdrawal
OCCD CA	07-15-2021	Motion to Extend Time Filed By: Samuel Christensen Submit Date: 7-15-2021 Decision: (G) Grant Decision Date: 7-20-2021 ORD that the time for the clerk to file the record in this case is extended to August 20, 2021. WIS. STAT. RULES 809.15(4)(a) and 809.82(2)(a) (2019-20). See REC event due on 8-20-2021
OCCD CA	07-06-2021	Motion for Pro Hac Vice status Filed By: Patrick Nolan Submit Date: 7-7-2021 Decision: (G) Grant Decision Date: 7-12-2021 ORD that the motion to allow Attorney Matthew H. Lembke to appear pro hac vice for the appellants is granted. FRO that sponsoring counsel, in this case Attorney Patrick S. Nolan, must sign every document which is filed in this court.
OCCD CA	06-16-2021	Motion to Extend Time Filed By: Samuel Christensen Submit Date: 6-16-2021 Decision: (G) Grant Decision Date: 6-18-2021 ORD that the time for the clerk to file the record in this case is extended to July 19, 2021. WIS. STAT. RULES 809.15(4)(a) and 809.82(2)(a). See REC event due on 7-19-2021 Comment: 2nd Motion to Extend Time to file Record
OCCD CA	05-07-2021	Motion to Extend Time

Filed By: Samuel Christensen

Submit Date: 5-7-2021

Decision: (G) Grant

Decision Date: 5-10-2021

ORD that the time for the clerk to file the record in this case is extended to June 18, 2021. WIS. STAT. RULES 809.15(4)(a) and 809.82(2)(a) (2019-20).

See REC event due on 6-18-2021

Comment: Motion to Extend Time (REC)

OCCD CA 04-21-2021 Sua Sponte

Filed By: Unassigned District 2

Submit Date: 4-21-2021

Decision: (N) No Action

Decision Date: 4-21-2021

No action.

Comment: Pursue CR sanction per 11/24/20 CTO?

OCCD CA 04-21-2021 Transcript filed in Circuit Court

OCCD CA 04-21-2021 Invoice Issued

Comment: Invoice No: 19648 VOIDED on 4-21-2021 - Will not pursue sanction fee per Court.

OCCD CA 04-21-2021 Court Reporter's Statement-Trans.

Court Reporter Name: (Browne, Brande)

Comment: Filed by DCA Moore; advising final trans. filed 4/21/21

OCCD CA 04-06-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/7/20, 1/8/20, and 4/24/20 transcripts were filed 4/5/21

OCCD CA 03-30-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/21/20 and 2/6/20 transcripts filed 3/26/21

OCCD CA 03-17-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 2/10/20 and 2/11/20 transcripts filed 3/16/20

OCCD CA 03-15-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/27/20 and 1/28/20 transcripts have been filed

OCCD CA 03-08-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/23/20, 1/24/20, and 1/30/20 transcripts were filed 3/5/20 and 3/8/20.

OCCD CA 03-05-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/22/20, 2/3/20, and 2/4/20 transcripts were filed 3/4/20.

OCCD CA 03-03-2021 Letter/Correspondence

Comment: Filed by DCA Moore; Court Reporter Statement on Transcript indicating 1/22/20, 1/31/20, 2/5/20, 2/7/20, and 2/12/20 transcripts were filed 3/1/21 and 3/2/21

OCCD CA 02-23-2021 Other Papers

Comment: Filed by Attorney Timothy Trecek; Copy of letter and transcripts to Moor, Judge Gasiorkiewicz, and Christensen 2/23/21 copy of letter from Attorney Trecek

OCCD CA 02-16-2021 Other Papers

Comment: Filed by DCA Moore; Copy of Response to Open Records Request

OCCD CA 02-05-2021 Other Papers

Comment: Filed by Attorney Trecek; Copy of letter to DCA Moore, Judge Gasiorkiewicz, and Clerk Christensen in response to open records act request

OCCD CA 02-05-2021 Other Papers

Comment: Filed by Attorney Nolan; Open Records Act Request to Judge Gasiorkiewicz, DCA Moore, and T.C. Clerk; 2/10/21 - duplicate filed by mail

OCCD CA 02-05-2021 Other Papers

Comment: Copy of Letter From DCA Moore to Attorney Nolan; in response to open records request

OCCD CA 02-02-2021 Other Papers

Comment: Filed by Attorney Nolan; Copy of Letter to DCA Moore and Judge Gasiorkiewicz re Transcripts

OCCD CA 02-02-2021 Other Papers

Comment: Filed by DCA Moore; Copy of Letter to Attorneys re Transcripts/Attorneys' Concerns

OCCD CA 02-02-2021 Other Papers

Comment: Filed by Attorney Trecek; Copy of Letter to DCA Moore and Judge Gasiorkiewicz re Transcripts

OCCD CA 02-01-2021 Other Papers

Comment: Filed by Attorney Nolan; Copy of Letter to DCA Moore re Transcripts; 2/5/21 - duplicate filed by mail

OCCD CA 01-28-2021 Other Papers

Comment: Copy of Letter from DCA to Parties re Substitute CR

OCCD CA 11-12-2020 Letter/Correspondence

Comment: From Circuit Court Clerk Samuel Christensen; Notifying appellate court that transcripts have not been filed from court reporter Brande Browne

OCCD CA 11-03-2020 Delinquency Motion

Filed By: Unassigned District 2
Submit Date: 11-3-2020
Decision: (O) Other
Decision Date: 11-24-2020

ORD that court reporter Brande Browne is sanctioned \$1,075 for the failure to comply with the orders of this court. See WIS. STAT. RULE 809.83(2). We will entertain a motion by Browne for reduction of the sanction if the transcripts are filed with the court by December 15, 2020. If they are not, we may impose additional sanctions.

See CRS event due on 10-27-2020
Comment: 11/24/20 Court Order

OCCD CA 10-08-2020 Delinquency Motion

Filed By: Unassigned District 2
Submit Date: 10-8-2020
Decision: (O) Other
Decision Date: 10-12-2020

ORD that court reporter Brande Browne shall file and serve the overdue transcripts by October 27, 2020. The court reporter shall file a notice with this court that the transcripts have been filed and served. If the transcripts are not filed, a per diem penalty of \$25 will be imposed for each day the transcripts are not filed, retroactive to the date of this order. Additionally the court reporter may be ordered to appear before the court to show cause as to why further sanctions should not be imposed under WIS. STAT. RULES 809.11(7)(d) and 809.83(2).

See CRS event due on 10-1-2020
Comment: 10/12/20 Court Order

OCCD CA 09-14-2020 Motion to Extend Time

Filed By: Brande Browne
Submit Date: 9-14-2020
Decision: (G) Grant
Decision Date: 9-16-2020

ORD that the time for filing the transcript(s) in this case is extended to October 1, 2020. See WIS. STAT. RULE 809.11(7) (2017-18). The time for the clerk of courts to transmit the record is extended accordingly. WIS. STAT. RULE 809.15(4).

See CRS event due on 10-1-2020
Comment: 2nd Motion to Extend Time to file CRS; 9/16/20 Court Order

OCCD CA 08-17-2020 Motion to Extend Time

Filed By: Brande Browne
Submit Date: 8-17-2020
Decision: (G) Grant
Decision Date: 8-19-2020

ORD that the time for filing the transcripts in this case is extended to September 17, 2020. See WIS. STAT. RULE 809.11(7)(c).

See CRS event due on 9-17-2020
Comment: Motion to Extend Time to file transcripts; 8/19/20 Court Order re Motion to Extend Time

OCCD CA 08-11-2020 Delinquent

Comment: New due date of connected CRS: 8-18-2020; Delinquent CRS

OCCD CA 08-07-2020 Motion for Pro Hac Vice status
Filed By: Patrick Nolan
Submit Date: 8-10-2020
Decision: (G) Grant
Decision Date: 9-3-2020
ORD ORD that the motion to correct the caption is granted in part and denied in part.
FRO that the motion to direct the circuit court to correct the judgment is denied.
FRO that Attorney Nicholas Danella may appear in this court as counsel for the appellants. SCR 10.03(4).
FRO that Wisconsin counsel must sign every document filed in this court.
Comment: Motion for Pro Hac Vice status

OCCD CA 08-05-2020 Attorney Change
Comment: Susan Tyndall and Jesse Blocher for plaintiff-respondent

OCCD CA 07-23-2020 Motion for Miscellaneous Relief
Filed By: Patrick Nolan
Submit Date: 7-29-2020
Decision: (O) Other
Decision Date: 9-3-2020
ORD that the motion to correct the caption is granted in part and denied in part.
FRO that the motion to direct the circuit court to correct the judgment is denied.
FRO that Attorney Nicholas Danella may appear in this court as counsel for the appellants. SCR 10.03(4).
FRO that Wisconsin counsel must sign every document filed in this court.
Comment: motion improperly signed; Improperly Signed Motion to amend Caption and for Order to Correct Circuit Court Judgment; 7/29/20 - signed copy filed

OCCD CA 07-07-2020 Statement on Transcript
Filed By: Patrick Nolan
Status: Ordered
Comment: 6/18/20 - defective SRT filed, not certified by court reporter; 7/7/20 - properly signed SRT filed

OCCD CA 06-30-2020 Case to proceed under RAP
Comment: Case to proceed under RAP Case to proceed under RAP

OCCD CA 06-22-2020 Notif. Sent-Filing of NAP & Ct. Record
Comment: Notif. Sent-Filing of NAP & Ct. Record

OCCD CA 06-22-2020 Fee Paid
Comment: Receipt No: 20R 001201

OCCD CA 06-22-2020 Docketing Statement Submitted

OCCD CA 06-22-2020 Notice of Appeal & Circuit Court Docket Entries
Comment: Notice of Appeal & Court Record

OCCD CA 06-18-2020 Docketing Statement from Appellant
Comment: Docketing Statement from Appellant Docketing Statement from Appellant - Appendix

OCCD CA 06-17-2020 Notice of Appeal filed in Cir. Ct.
Comment: Copy of Notice of Appeal with Cover Letter

OCCD CA 05-13-2020 Judgment of Circuit Court
