

Wisconsin Supreme Court and Court of Appeals Case Access

State v. Kevin L. Nash

Appeal Number 2018AP000731 - CR

Supreme Court

CASE HISTORY

Status	Court	Filing Date	Anticipated Due Date	Activity
OCCD	SC	01-06-2021		Remittitur
OCCD	SC	11-19-2020		Cites
		951 N.W.2d 404		
OCCD	SC	11-19-2020		Cites
		394 Wis. 2d 238		
OCCD	SC	11-19-2020		Opinion/Decision
		Judge Panel: Roggensack, Bradley, Ziegler, Bradley, Dallet, Hagedorn, Karofsky Opinion: Opinion Decision: Affirmed Pages: 32 Written by: Ziegler, Annette K. Bradley, Rebecca Grassl Wrote Concurring Opinion 10 pages. Karofsky, Jill Wrote Concurring Opinion 3 pages. Bradley, Ann Walsh Joined Concurring Opinion Additional Judge Action:Joined Hon. Karofsky concurring opinion Dallet, Rebecca F. Joined Concurring Opinion Additional Judge Action:Joined Hon. Karofsky concurring opinion Order Text: IT IS ORDERED the decision of the court of appeals is affirmed. Comment: Opinion/Decision		
OCCD	SC	11-18-2020		Public Domain Citation
		Comment: PDC No: 2020 WI 85		
OCCD	SC	09-11-2020		Oral Argument
		Comment: 2nd case, 9:45 a.m. (Due to COVID-10 pandemic, argument will be conducted via video/audio conferencing). Jefren Olsen for Defendant-Appellant-Petitioner & John W. Kellis for Defendant-Respondent		
OCCD	SC	09-02-2020		Briefs Received At State Law Library
OCCD	SC	08-27-2020		Certificate of Filing by Mail

Comment: RE: Reply Brief, Mailed 8-25-2020, Copies (22).

OCCD SC 08-27-2020 Reply Brief-Supreme Court
[Third Supreme Court Brief](#)

Filed By: Jefren Olsen

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. Acknowledgement of BR3

OCCD SC 08-10-2020 Certificate of Filing by Mail
Comment: BR2 (08-07-20)

OCCD SC 08-10-2020 Response Brief-Supreme Court
[Response Brief- Supreme Court](#)

Filed By: John Kellis

OCCD SC 07-17-2020 Motion to Extend Time

Filed By: John Kellis

Submit Date: 7-17-2020

Decision: (G) Grant

Decision Date: 7-20-2020

IT IS ORDERED that the motion is granted in part. Plaintiff-respondent's response brief shall be served and filed on or before August 10, 2020. The State will not be afforded any further extensions, and all briefing must be completed and filed no later than August 26, 2020.

See BR2 event due on 7-20-2020

Comment: Motion to Extend Time to file BR2; Order on Motion to Extend Time to file BR2

OCCD SC 07-14-2020 Assigned-Oral Argument

OCCD SC 06-29-2020 First Brief-Supreme Court
[First Brief-Supreme Court](#)

Filed By: Jefren Olsen

Comment: Appendix - First Brief-Supreme Court

OCCD SC 06-15-2020 Motion to Extend Time

Filed By: Jefren Olsen

Submit Date: 6-15-2020

Decision: (G) Grant

Decision Date: 6-18-2020

IT IS ORDERED that the motion is granted. Defendant-appellant-petitioners opening brief shall be served and filed on or before June 26, 2020. No further time extensions will be granted.

See BR1 event due on 6-26-2020

OCCD SC 03-19-2020 Notice of Appearance

Comment: AAG Kellis for State per notice of appearance.

OCCD SC 03-12-2020 Motion to Extend Time

Filed By: Jefren Olsen

Submit Date: 3-12-2020

Decision: (G) Grant

Decision Date: 3-16-2020

ORD that the motion is granted. Defendant-appellant-petitioner's opening brief shall be served and filed on or before March 20, 2020.

See BR1 event due on 3-20-2020

OCCD SC 02-11-2020

Hold Status

OCCD SC 02-11-2020

Hold Status

OCCD SC 01-21-2020

Response

Comment: State must file response to Mr. Nash's January 3 and 6, 2020 filings, per 1/15/20 CTO

OCCD SC 01-21-2020

Response

Comment: State's status report discussing Mr. Nash's absconson status and the position as to if and how this matter should proceed in this court

OCCD SC 01-15-2020

Court Order

ORD that, within seven calendar days of the date of this order, the State must file a response to Mr. Nash's filings of January 3 and 6, 2020.

OCCD SC 01-06-2020

Response

Comment: Kevin L. Nash's status report discussing Mr. Nash's absconson status and the position as to if and how this matter should proceed in this court due 3/3/20; Filed on 1/6/20

OCCD SC 01-03-2020

Court Order

IT IS ORDERED that the States motion to dismiss is held in abeyance for a period of no more than 60 days;

IT IS FURTHER ORDERED that within 60 days, the parties shall each file a status report discussing Mr. Nash's absconson status and their positions as to if and how this matter should proceed in this court; and

IT IS FURTHER ORDERED that the briefing schedule set forth in this courts December 10, 2019 order is hereby stayed pending further order of the court.

PATIENCE DRAKE ROGGENSACK, C.J., ANNETTE KINGLAND ZIEGLER and BRIAN K. HAGEDORN, J.J., dissent.

OCCD SC 12-13-2019

Motion to Dismiss

Filed By: Courtney Lanz

Submit Date: 12-13-2019

Decision: (D) Deny

Decision Date: 2-11-2020

ORD that the State's motion to dismiss Mr. Nash's petition for review is denied. Under the circumstances of this case, dismissing Mr. Nash's petition for review would be a disproportionate response to his absconson from supervision.

ORD that the briefing schedule set forth in this court's December 10, 2019 order is hereby reinstated, with the first brief due within 30 days of the date of this order.

Motion Response

Filed By: Jefren Olsen

Submit Date: 12-18-2019

OCCD SC 12-10-2019 Court Changed to Supreme Court

OCCD SC 08-27-2019 Motion for Miscellaneous Relief

Filed By: Courtney Lanz
Submit Date: 8-28-2019

Decision: (G) Grant

Decision Date: 8-29-2019

ORD that the motion is granted. Plaintiff-respondent, State of Wisconsin's response to the petition for review shall be served and filed on or before September 11, 2019.

Comment: MXT to file response to PRE

OCCD SC 08-14-2019 Court Order

ORD that the plaintiff-respondent, State of Wisconsin, is directed to file and serve a response to the petition for review on or before August 28, 2019.

OCCD CA 06-26-2019 Cites
388 Wis. 2d 144

OCCD CA 06-26-2019 Opinion Ordered Unpublished

OCCD SC 06-04-2019 Letter/Correspondence

Comment: from AAG Lanz advising State will not file formal response opposing PRE unless ordered by the court

OCCD SC 05-30-2019 Fee Waived
Comment: SPD

OCCD SC 05-30-2019 Petition for Review

Filed By: Jefren Olsen
Submit Date: 6-4-2019

Decision: (G) Grant

Decision Date: 12-10-2019

ORD petition for review granted. Briefs/statements 30/20/10

Motion Response

Filed By: Courtney Lanz

Submit Date: 9-11-2019

OCCD CA 05-02-2019 [Opinion/Decision](#)

Judge Panel: Blanchard, Lundsten, Fitzpatrick

Opinion: Per Curiam

Decision: Affirmed Pages: 12

Order Text: Judgment and order affirmed.

OCCD CA 02-26-2019 Cites

OCCD CA	12-07-2018	Submitted on Briefs
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OCCD CA	10-16-2018	Briefs Received At State Law Library
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OCCD CA	10-03-2018	Record and Briefs Sent to District 4
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OCCD CA	10-01-2018	Transfer to District IV
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OCCD CA	09-17-2018	Reply Brief Reply Brief
	Filed By: Jefren Olsen	

OCCD CA	08-28-2018	Brief of Respondent(s) Brief of Respondent
	Filed By: Courtney Lanz	

OCCD CA	07-31-2018	Motion to Extend Time
	Filed By: Courtney Lanz	
	Submit Date: 7-31-2018	
	Decision: (G) Grant	
	Decision Date: 8-2-2018	
	ORD that the time for the respondent to file its respondent's brief is extended to August 31, 2018. See Wis. Stat. Rule 809.82(2)(a).	
	See BRS event due on 8-31-2018	

OCCD CA	07-24-2018	Attorney Change
	Comment: Attorney Olsen for appellant per notice of appearance.	

OCCD CA	07-17-2018	Attorney Change
	Comment: AAG Lanz for State per notice of appearance.	

OCCD CA	07-02-2018	Brief & Appx of Appellant(s) Brief of Appellant
	Filed By: Alisha McKay	
	Comment: Appx to Brief of Appellant(s)	

OCCD CA	05-29-2018	Sealed Documents
	Comment: #7	

OCCD CA	05-29-2018	Record
	Comment: 1-5 to 99-30, ELECTRONICALLY FILED	

OCCD CA	05-14-2018	Statement on Transcript
	Filed By: Alisha McKay Status: Prev. Filed	
OCCD CA	04-20-2018	Notif. Sent-Filing of NAP & Ct. Record
OCCD CA	04-20-2018	Fee Waived
	Comment: SPD	
OCCD CA	04-20-2018	Notice of Appeal & Circuit Court Docket Entries
OCCD CA	04-20-2018	X Transfer
OCCD CA	04-16-2018	Received SPD Appointment Order
OCCD CA	04-16-2018	Notice of Appeal filed in Cir. Ct.
OCCD CA	04-06-2018	Order of Circuit Court
OCCD CA	03-02-2018	Mot. Extend Time to Decide Postconviction Motion
	Filed By: Alisha McKay Submit Date: 3-2-2018 Decision: (G) Grant Decision Date: 3-6-2018 ORD that the time for deciding the defendant's postconviction motion is extended to April 20, 2018. See Wis. Stat. Rule 809.82(2)(a) (2015-16).	
OCCD CA	12-12-2017	Mot. Extend Time to file NAP/PCM
	Filed By: Alisha McKay Submit Date: 12-12-2017 Decision: (G) Grant Decision Date: 12-14-2017 ORD that the time for filing a notice of appeal or postconviction motion is extended to 1/26/18. See Wis. Stat. Rule 809.82(2)(a).	
OCCD CA	10-11-2017	Mot. Extend Time to file NAP/PCM
	Filed By: Alisha McKay Submit Date: 10-11-2017 Decision: (G) Grant Decision Date: 10-13-2017 ORD that the time for filing a notice of appeal or postconviction motion is extended to 12/12/17. See Wis. Stat. Rule 809.82(2)(a).	
OCCD CA	08-14-2017	Mot. Extend Time to file NAP/PCM
	Filed By: Alisha McKay Submit Date: 8-14-2017 Decision: (G) Grant	

Decision Date: 8-16-2017

ORD that the time for filing a notice of appeal or postconviction motion is extended to October 13, 2017. See Wis. Stat. Rule 809.82(2)(a) (2015-16).

OCCD CA 08-14-2017

Attorney Change

Comment: Attorney McKay for defendant per letter of appearance.

OCCD CA 06-14-2017

Mot. Extend Time to file NAP/PCM

Filed By: Ronald Sonderhouse

Submit Date: 6-15-2017

Decision: (G) Grant

Decision Date: 6-16-2017

ORD that the time for filing a notice of appeal or postconviction motion is extended to August 14, 2017.

See Wis. Stat. Rule 809.82(2)(a).

OCCD CA 01-11-2017

Motion to Extend Time to File Notice of Intent

Filed By: Ronald Sonderhouse

Submit Date: 1-11-2017

Decision: (G) Grant

Decision Date: 1-17-2017

ORD that the time for filing a notice of intent to pursue postconviction relief is extended to 12/29/16. See Wis. Stat. Rule 809.82(2)(a).

FRO that the time to act under either Wis. Stat. Rule 809.30(2)(e) or (f) commences as of the date of this order.

OCCD CA 12-15-2016

Motion to Extend Time to File Notice of Intent

Filed By: Ronald Sonderhouse

Submit Date: 12-15-2016

Decision: (G) Grant

Decision Date: 12-19-2016

ORD that the time for filing a notice of intent to pursue postconviction relief is extended to 12-28-2016.

See Wis. Stat. Rule 809.82(2)(a).

FRO that Attorney Ronald J. Sonderhouse shall file the notice of intent on behalf of the defendant on or before the extended deadline.

OCCD CA 10-25-2016

Judgment of Circuit Court