



Supreme Court of Wisconsin

OFFICE OF THE CLERK

110 E. MAIN STREET, SUITE 215

P.O. BOX 1688

MADISON, WISCONSIN 53701-1688

Annette Kingsland Ziegler
Chief Justice

Sheila T. Reiff
Clerk of Supreme Court

Telephone (608) 266-1880

TTY Users: Call WI TRS at 1-800-947-3529; request (608) 266-1880

Fax (608) 267-0640

Web Site: www.wicourts.gov

WISCONSIN SUPREME COURT MONTHLY STATISTICAL REPORT

NOVEMBER 2021

This statistical report presents information about the case filings and dispositions of the Wisconsin Supreme Court during the month of November, 2021 and to date for the term that began on September 1, 2021.

Opinions Issued by the Court

The Supreme Court issued opinions resolving 7 cases in November. Information about these opinions, including the Court's dispositions and the names of the authoring justices, can be found on the attached table.

	<u>November 2021</u>	<u>Term to Date</u>
Total number of cases resolved by opinion	<u>7</u>	<u>13</u>
Attorney disciplinary cases	2	4
Judicial disciplinary cases.....	0	0
Bar Admissions	0	0
Civil cases	3	6
Criminal cases	2	3

Petitions for Review

A total of 34 petitions for review were filed during the month. A petition for review asks the Supreme Court to review the decision of the Court of Appeals. The Supreme Court's jurisdiction is discretionary, meaning that review is granted in selected cases only. In November, the Supreme Court disposed of 54 petitions for review, of which 4 petitions were granted. The Supreme Court currently has 153 petitions for review pending.

	<u>November 2021</u>	<u>Term to Date</u>
Petitions for Review filed	34	117
Civil cases	13	51
Criminal cases.....	21	66

Petition for Review dispositions	54	186
Civil cases (petitions granted).....	25 (2)	80 (12)
Criminal cases (petitions granted)	29 (2)	106 (10)

Petitions for Bypass

In November, the Supreme Court received no petitions for bypass and disposed of 2 petitions for bypass. In a petition for bypass, a party requests that the Supreme Court take jurisdiction of an appeal or other proceeding pending in the Court of Appeals. A matter appropriate for bypass is usually one which meets one or more of the criteria for review by the Supreme Court and one the Supreme Court concludes it will ultimately choose to consider regardless of how the Court of Appeals might decide the issues. A petition for bypass November also be granted where there is a clear need to hasten the ultimate appellate decision. The Supreme Court currently has 4 petitions for bypass pending.

	<u>November 2021</u>	<u>Term to Date</u>
Petitions for Bypass filed	0	5
Civil cases	0	5
Criminal cases	0	0
Petition for Bypass dispositions.....	2	5
Civil cases (petitions granted).....	2 (1)	5 (2)
Criminal cases (petitions granted)	0 (0)	0 (0)

Requests for Certification

During November 2021, the Supreme Court received one request for certification and disposed of no requests for certification. In a request for certification, the Court of Appeals asks the Supreme Court to exercise its appellate jurisdiction before the Court of Appeals hears the matter. A request for certification is decided on the basis of the same criteria as a petition to bypass. The Supreme Court currently has no requests for certification pending.

	<u>November 2021</u>	<u>Term to Date</u>
Requests for Certification filed.....	1	<u>1</u>
Civil cases	0	0
Criminal cases	1	1
Request for Certification dispositions.....	<u>0</u>	<u>1</u>
Civil cases (requests granted)	0 (0)	1 (1)
Criminal cases (requests granted)	0 (0)	0 (0)

Regulatory Matters, Supervisory Writs, and Original Actions

During the month, a total of one matter within the regulatory jurisdiction of the Court (bar admission, lawyer discipline, and judicial discipline) was filed and one such case was reopened. The Supreme Court also received 2 petitions for supervisory writ, which asks the Supreme Court to order the Court of Appeals or a Circuit Court to take a certain action in a case. There was one original action filed. An original action is a petition asking the Supreme Court to take jurisdiction over a particular matter. When an opinion is issued in these cases, the disposition is included in “Opinions Issued by the Court” above; otherwise, the case is disposed of by order and is included in the totals below. The Supreme Court currently has 95 regulatory matters and 13 petitions for supervisory writs pending.

November 2021 Term to Date

Filings

Attorney discipline (including reopened cases).....	2	2
Judicial discipline.....	0	0
Bar admission.....	0	0
Petitions for Supervisory Writ	5	12
Other (including Original Actions).....	1	1

Dispositions by Order

Attorney discipline.....	0	0
Judicial discipline.....	0	0
Bar admission.....	0	0
Petitions for Supervisory Writ	4	9
Other (including Original Actions).....	0	0

**DECISIONS BY THE
WISCONSIN SUPREME COURT
OPINIONS ISSUED DURING NOVEMBER 2021**

<u>Docket No.</u>	<u>Title</u>	<u>Date</u>
#2019AP691-CR #2019AP692-CR	<u>State v. Cesar Antonio Lira</u> THE DECISION OF THE COURT OF APPEALS IS REVERSED. ZIEGLER, C. J., delivered the majority opinion for a unanimous Court.	11/18/2021
#2020AP370	<u>Waukesha County v. E. J. W.</u> THE DECISION OF THE COURT OF APPEALS IS REVERSED. ANN WALSH BRADLEY, J., delivered the majority opinion of the Court, in which DALLET, HAGEDORN, and KAROFSKY, JJ., joined. ZIEGLER, C.J., filed a dissenting opinion, in which ROGGENSACK and REBECCA GRASSL BRADLEY, JJ., joined.	11/23/2021
#2018AP1478-D	<u>Office of Lawyer Regulation v. Joseph R. Laumann.</u> PER CURIAM. IT IS ORDERED that the petition for reinstatement of Joseph R. Laumann to practice law in Wisconsin is granted, effective the date of this order. IT IS FURTHER ORDERED that the administrative suspension of Joseph R. Laumann's license to practice law in Wisconsin, due to his failure to pay mandatory bar dues shall remain in effect until that reason for the administrative suspension has been rectified pursuant to SCR 22.28(1). IT IS FURTHER ORDERED that exhibits 1 and 2 attached to the reinstatement petition, which contain medical and financial records, shall remain sealed until further order of the court. IT IS FURTHER ORDERED that no costs will be imposed in connection with this reinstatement proceeding.	11/23/2021

#2020AP201-D

Office of Lawyer Regulation v. Walter W. Stern, III

11/23/2021

PER CURIAM.

IT IS ORDERED that the license of Walter W. Stern, III, to practice law in Wisconsin is suspended for a period of 60 days, effective January 4, 2022. **IT IS FURTHER ORDERED** that Walter W. Stern, III, shall comply with the provisions of SCR 22.26 concerning the duties of an attorney whose license to practice law has been suspended. **IT IS FURTHER ORDERED** that compliance with all conditions of this order is required for reinstatement. See SCR 22.29(4)(c). **IT IS FURTHER ORDERED** that no restitution is imposed upon Walter W. Stern, III, in this matter. **IT IS FURTHER ORDERED** that within 60 days of the date of this order, Walter W. Stern, III, shall pay to the Office of Lawyer Regulation the full costs of this proceeding, which are \$5,515.41 as of August 27, 2021.

#2019AP2034

Andrea Townsend v. ChartSwap, LLC
THE DECISION OF THE COURT OF APPEALS IS REVERSED.

11/26/2021

ROGGENSACK, J., delivered the majority opinion of the Court, in which **ZIEGLER, C.J., REBECCA GRASSL BRADLEY**, and **HAGEDORN, JJ.**, joined, and in which **ANN WALSH BRADLEY, DALLET**, and **KAROFSKY, JJ.**, joined, except for ¶¶17 and 23-26. **DALLET, J.**, filed a concurring opinion, in which **ANN WALSH BRADLEY** and **KAROFSKY, JJ.**, joined.

**Billie Johnson v. Wisconsin Elections
Commission**

RIGHTS DECLARED.

REBECCA GRASSL BRADLEY, J., delivered the majority opinion of the Court with respect to all parts except ¶¶8, 69-72, and 81, in which **ZIEGLER, C.J.**, and **ROGGENSACK**, and **HAGEDORN, JJ.**, joined, and an opinion with respect to ¶¶8, 69–72, and 81, in which **ZIEGLER, C.J.**, and **ROGGENSACK, J.**, joined. **HAGEDORN, J.**, filed a concurring opinion. **DALLET, J.**, filed a dissenting opinion in which **ANN WALSH BRADLEY** and **KAROFSKY, JJ.**, joined.