



STATE OF WISCONSIN – JUDICIAL COUNCIL

June 20, 2023

Clerk of Supreme Court
Attention: Deputy Clerk-Rules
P.O. Box 1688
Madison, WI 53701-1688

FILED

JUN 22 2023

**CLERK OF SUPREME COURT
OF WISCONSIN**

Re: Statement of Intent to Comment on Rules Petition 23-01, WIS. STAT. § 809.12
Relating to Appellate Review of Motions for Relief Pending Appeal

Your Honors:

Pursuant to WIS. STAT. § 758.13(2), and as Chairperson of the Wisconsin Judicial Council's Appellate Procedure Committee (APC), I write regarding the above-referenced matter. Although the Judicial Council was not among the "interested parties" provided notice of this petition on May 26, 2023, our executive committee has since become aware of it. This pending rules petition is of keen interest to APC and to the Judicial Council generally. Accordingly, we intend to study the materials submitted and to provide observations on the matter as soon as practicable. Unfortunately, due to our agency's procedures—including the scheduling of publically noticed and open meetings of our agency's various statutory activities—we will not be able to do so before the June 23, 2023 comment deadline noticed generally to "interested parties." We look forward to providing whatever assistance we can to the Supreme Court.

Sincerely,

Thomas M. Hruz

Hon. Thomas M. Hruz
Wisconsin Court of Appeals, District III
Chairperson, Wisconsin Judicial Council Appellate Procedure Committee

CC: Attorney Caleb R. Gerbitz (via email)
Attorney James M. Sosnoski (via email)
Attorney Timothy M. Barber (via email)