



Supreme Court of Wisconsin

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WISCONSIN SUPREME COURT MONTHLY STATISTICAL REPORT

OCTOBER 2020

This statistical report presents information about the case filings and dispositions of the Wisconsin Supreme Court during the month of October 2020 and to date for the term that began on October 1, 2020.

Opinions Issued by the Court

The Supreme Court issued opinions resolving 12 cases in October. Information about these opinions, including the Court's dispositions and the names of the authoring justices, can be found on the attached table.

	<u>October 2020</u>	<u>Term to Date</u>
Total number of cases resolved by opinion	4	9
Attorney disciplinary cases	4	9
Judicial disciplinary cases	0	0
Bar Admissions	0	0
Civil cases	0	0
Criminal cases	0	0

Petitions for Review

A total of 53 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 October, the Supreme Court disposed of 39 petitions for review, of which 2 petitions were granted. The Supreme Court currently has 159 petitions for review pending.

	<u>October 2020</u>	<u>Term to Date</u>
Petitions for Review filed	53	96
Civil cases	20	32
Criminal cases	33	64

Petition for Review dispositions	39	103
Civil cases (petitions granted).....	21 (1)	48 (5)
Criminal cases (petitions granted)	18 (1)	55 (5)

Petitions for Bypass

In October, the Supreme Court received 3 petitions for bypass and disposed of one petition 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 October also be granted where there is a clear need to hasten the ultimate appellate decision. The Supreme Court currently has 5 petitions for bypass pending.

	<u>October 2020</u>	<u>Term to Date</u>
Petitions for Bypass filed	3	5
Civil cases	2	1
Criminal cases	1	4
Petition for Bypass dispositions.....	1	1
Civil cases (petitions granted).....	0 (0)	0 (0)
Criminal cases (petitions granted)	1 (0)	1 (0)

Requests for Certification

During October 2020, the Supreme Court received one request for certification and disposed of one request 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 3 requests for certification pending.

	<u>October 2020</u>	<u>Term to Date</u>
Requests for Certification filed.....	1	<u>2</u>
Civil cases	0	0
Criminal cases	1	2
Request for Certification dispositions.....	<u>1</u>	<u>2</u>
Civil cases (requests granted)	1 (1)	1 (1)
Criminal cases (requests granted)	0 (0)	1 (1)

Regulatory Matters, Supervisory Writs, and Original Actions

During the month, a total of 2 matters within the regulatory jurisdiction of the Court (bar admission, lawyer discipline, and judicial discipline) were filed and one such case was reopened. The Supreme Court also received 3 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 were 4 original actions 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 100 regulatory matters and 9 petitions for supervisory writs pending.

	<u>October 2020</u>	<u>Term to Date</u>
<u>Filings</u>		
Attorney discipline (including reopened cases).....	2	4
Judicial discipline.....	0	0
Bar admission.....	0	1
Petitions for Supervisory Writ	3	5
Other (including Original Actions).....	5	6
 <u>Dispositions by Order</u>		
Attorney discipline.....	0	0
Judicial discipline.....	0	0
Bar admission.....	0	0
Petitions for Supervisory Writ	5	9
Other (including Original Actions).....	3	6

**DECISIONS BY THE
WISCONSIN SUPREME COURT
OPINIONS ISSUED DURING OCTOBER 2020**

<u>Docket No.</u>	<u>Title</u>	<u>Date</u>
#2020AP152-D	<p>Office of Lawyer Regulation v. Leroi John Andrews PER CURIAM. IT IS ORDERED that the license of Leroi John Andrews to practice law in Wisconsin is suspended for a period of three months, effective the date of this order. IT IS FURTHER ORDERED that Leroi John Andrews comply with the requirements of SCR 22.26 pertaining to the duties of a person whose license to practice law in Wisconsin has been suspended. IT IS FURTHER ORDERED that compliance with all conditions of this order, and compliance with all conditions of the disciplinary order imposed on him by the Supreme Court of the State of New York, Appellate Division, First Judicial Department, are required for reinstatement. See SCR 22.28(2). IT IS FURTHER ORDERED that the administrative suspension of Leroi John Andrews' license to practice law in Wisconsin, due to his failure to pay mandatory bar dues and failure to comply with mandatory continuing legal education reporting requirements, will remain in effect until each reason for the administrative suspension has been rectified, pursuant to SCR 22.28(1).</p>	10/06/2020

#2018AP1418-D

Office of Lawyer Regulation v. Michael M. Rajek

10/20/2020

PER CURIAM.

IT IS ORDERED that Attorney Michael M. Rajek is publicly reprimanded. **IT IS FURTHER ORDERED** that within 60 days of the date of this order, Michael M. Rajek shall pay to the Office of Lawyer Regulation the costs of this proceeding, which are \$8,151.08 as of February 20, 2020.

#2018AP1837-D

Office of Lawyer Regulation v. Scott F. Anderson

10/28/2020

PER CURIAM

IT IS ORDERED that the license of Scott F. Anderson to practice law in Wisconsin is suspended for a period of 60 days, effective December 9, 2020. **IT IS FURTHER ORDERED** that within 60 days of the date of this order, Scott F. Anderson pay to the Office of Lawyer Regulation the costs of this proceeding, which are \$19,339.98 as of June 11, 2020. **IT IS FURTHER ORDERED** that Scott F. Anderson shall comply with SCR 22.26 regarding the duties of a person whose license to practice law in Wisconsin has been suspended.

#2020AP236-D

Office of Lawyer Regulation v. Michael W. Starkweather

10/30/2020

PER CURIAM.

IT IS ORDERED that the license of Michael W. Starkweather to practice law in Wisconsin is suspended for a period of 36 months, effective the date of this order. **IT IS FURTHER ORDERED** that Michael W. Starkweather shall comply with the provisions of SCR 22.26 concerning the duties of a person whose license to practice law in Wisconsin has been suspended. **IT IS FURTHER ORDERED** that compliance with all conditions of this order, and compliance with all conditions of the

disciplinary order imposed on Michael W. Starkweather by the United States Patent and Trademark Office, are required for reinstatement. See SCR 22.29(4)(c). **IT IS FURTHER ORDERED** that the administrative suspension of Michael W. Starkweather's license to practice law in Wisconsin, due to his failure to pay bar dues and failure to comply with trust account certification requirements, will remain in effect until each reason for the administrative suspension has been rectified, pursuant to SCR 22.28(1). **IT IS FURTHER ORDERED** that Michael W. Starkweather's pending petition to resign his license to practice law in Wisconsin shall be addressed in a separate order.