

# SUPREME COURT OF WISCONSIN

No. 23-01

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**In the Matter of Amending Wis. Stat. § 809.12,  
Relating to Appellate Review of Motions for  
Relief Pending Appeal**

**FILED**

**OCT 18, 2023**

Samuel A. Christensen  
Clerk of Supreme Court  
Madison, WI

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On January 23, 2023, Attorney Caleb R. Gerbitz and Attorney James M. Sosnoski filed a rule petition asking the court to amend Wis. Stat. § (Rule) 809.12 to clarify the standard of review for a decision on a motion for a stay pending appeal.

IT IS ORDERED that a public hearing on the petition shall be held in the Supreme Court Hearing Room in the State Capitol, Madison, Wisconsin, on Monday, December 11, 2023, at 1:30 p.m.

IT IS FURTHER ORDERED that the court's open administrative conference for the matter shall be held immediately following the public hearing.

IT IS FURTHER ORDERED that notice of the hearing be given by a publication of a copy of this order and of the petition in the official state newspaper once each week for three consecutive weeks, and in an official publication of the State Bar of Wisconsin not more than 60 days nor less than 30 days before the date of the hearing.

IT IS FURTHER ORDERED that the full text of the proposed rules, including changes, if any, in existing rules, shall be placed on the

Internet site maintained by the director of state courts for the supreme court. See [www.wicourts.gov/scrules/pending.htm](http://www.wicourts.gov/scrules/pending.htm).

Dated at Madison, Wisconsin, this 18th day of October, 2023.

BY THE COURT:

Samuel A. Christensen  
Clerk of Supreme Court

