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DISTRICT IV

December 30, 2021

To:

Hon. Michael P. Screnock
Circuit Court Judge
Electronic Notice

Mark Hazelbaker
Electronic Notice

Michael S. O'Grady

Susan K. Raimer
Clerk of Circuit Court
Columbia County Courthouse
Electronic Notice

You are hereby notified that the Court has entered the following opinion and order:

2021AP315

City of Portage v. Michael S. O'Grady (L.C. # 2018CV201)

Before Blanchard, P.J., Kloppenburg, and Graham, JJ.

Summary disposition orders may not be cited in any court of this state as precedent or authority, except for the limited purposes specified in WIS. STAT. RULE 809.23(3).

Michael O'Grady appeals an order denying his motion to be allowed to file a criminal complaint. Based upon our review of the briefs and record, we conclude at conference that this case is appropriate for summary disposition. *See* WIS. STAT. RULE 809.21 (2019-20).¹ We affirm.

This is a harassment injunction case against appellant O'Grady that ended in October 2020 with remittitur of this court's decision affirming the injunction. In December 2020,

¹ All references to the Wisconsin Statutes are to the 2019-20 version unless otherwise noted.

O’Grady filed a motion in the circuit court seeking an order allowing him to file a criminal complaint under WIS. STAT. § 968.02(3). The court denied the motion on the ground that it “is not a post-judgment motion to be addressed in this civil injunction case.”

O’Grady argues that the circuit court erred by denying his motion without a hearing. However, O’Grady does not provide any law showing that a request to file a complaint under the above statute can properly be filed in a civil case that has otherwise concluded. We are not aware of any such law. If the motion was not properly before the court, the court was not required to hold a hearing on the motion. O’Grady has not established that reversible error occurred.

IT IS ORDERED that the order appealed is summarily affirmed under WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Sheila T. Reiff
Clerk of Court of Appeals