

# SUPREME COURT OF WISCONSIN

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CASE No.: 02-1595

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COMPLETE TITLE:

Steven Van Erden and Cherie Van Erden,  
Plaintiffs-Appellants,  
v.  
Joseph A. Sobczak,  
Defendant,  
American Family Mutual Insurance Company  
and City of Milwaukee,  
Defendants-Respondents,  
Badger Mutual Insurance,  
Intervenor.

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ON REVIEW OF A DECISION OF THE COURT OF APPEALS  
Reported at 260 Wis. 2d 81, 659 N.W.2d 896  
(Ct. App. 2003-Published)

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ORDER FILED: September 12, 2003  
SUBMITTED ON BRIEFS:  
ORAL ARGUMENT:

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SOURCE OF APPEAL:

COURT: Circuit  
COUNTY: Milwaukee  
JUDGE: David A. Hansher

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JUSTICES:

CONCURRED:  
DISSENTED:  
NOT PARTICIPATING:

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ATTORNEYS:

**SUPREME COURT OF WISCONSIN**

NOTICE

This order is subject to further editing and modification. The final version will appear in the bound volume of the official reports.

No. 02-1595

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**FILED**

SEP 12, 2003

Cornelia G. Clark  
Clerk of Supreme Court  
Madison, WI

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The Court entered the following order on this date:

A petition for review pursuant to Wis. Stat. § 808.10 having been filed on behalf of plaintiffs-appellants-petitioners, Steven and Cherie Van Erden, and considered by this court;

IT IS ORDERED that the petition for review is granted, the court of appeals' decision in this case is summarily vacated and the matter is remanded to the court of appeals for further consideration in light of this court's decision in Folkman v. Quamme, 2003 WI 116 (opinion issued July 16, 2003).

