



# Supreme Court of Wisconsin

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## WISCONSIN SUPREME COURT MONTHLY STATISTICAL REPORT

### DECEMBER 2018

This statistical report presents information about the case filings and dispositions of the Wisconsin Supreme Court during the month of December 2018 and to date for the term that began on September 1, 2018.

#### Opinions Issued by the Court

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

	<u>Dec 2018</u>	<u>Term to Date</u>
Total number of cases resolved by opinion .....	8	19
Attorney disciplinary cases .....	3	12
Judicial disciplinary cases .....	0	0
Bar Admissions .....	0	0
Civil cases .....	2	16
Criminal cases .....	2	3

#### Petitions for Review

A total of 51 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 December, the Supreme Court disposed of 58 petitions for review, of which 2 petition was granted. The Supreme Court currently has 180 petitions for review pending.

	<u>Dec 2018</u>	<u>Term to Date</u>
Petitions for Review filed .....	51	222
Civil cases .....	18	69
Criminal cases .....	33	153

Petition for Review dispositions .....	58	292
Civil cases (petitions granted).....	13 (0)	96 (12)
Criminal cases (petitions granted) .....	45 (2)	196 (8)

### Petitions for Bypass

In December, the Supreme Court received 1 petition for bypass and disposed of 2 petitions 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 may also be granted where there is a clear need to hasten the ultimate appellate decision. The Supreme Court currently has 3 petitions for bypass pending.

	<u>Dec 2018</u>	<u>Term to Date</u>
Petitions for Bypass filed .....	1	5
Civil cases .....	1	3
Criminal cases .....	0	2
Petition for Bypass dispositions.....	2	5
Civil cases (petitions granted).....	1 (0)	2 (0)
Criminal cases (petitions granted) .....	1 (1)	3 (1)

### Requests for Certification

During December 2018, the Supreme Court received no requests for certification and disposed of 1 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 2 requests for certification pending.

	<u>Dec 2018</u>	<u>Term to Date</u>
Requests for Certification filed .....	0	<u>2</u>
Civil cases .....	0	0
Criminal cases .....	0	2
Request for Certification dispositions.....	<u>0</u>	<u>1</u>
Civil cases (requests granted) .....	0 (0)	0 (0)
Criminal cases (requests granted) .....	0 (0)	1 (1)

Regulatory Matters, Supervisory Writs, and Original Actions

During the month, a total of 5 matters within the regulatory jurisdiction of the Court (bar admission, lawyer discipline, and judicial discipline) was filed and no such cases were reopened. The Supreme Court also received 2 petitions for supervisory writ, which ask the Supreme Court to order the Court of Appeals or a circuit court to take a certain action in a case. No original actions were 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 110 regulatory matters and 9 petitions for supervisory writ pending.

	<u>Dec 2018</u>	<u>Term to Date</u>
<u>Filings</u>		
Attorney discipline (including reopened cases).....	5	14
Judicial discipline.....	0	2
Bar admission.....	0	0
Petitions for Supervisory Writ .....	2	11
Other (including Original Actions).....	0	1
 <u>Dispositions by Order</u>		
Attorney discipline.....	3	7
Judicial discipline.....	0	0
Bar admission.....	1	1
Petitions for Supervisory Writ .....	3	13
Other (including Original Actions).....	0	3

**DECISIONS BY THE  
WISCONSIN SUPREME COURT  
OPINIONS ISSUED DURING NOVEMBER 2018**

<u>Docket No.</u>	<u>Title</u>	<u>Date</u>
#2016AP1609-CR	State of Wisconsin v. Faith N. Reed The Decision of the Court of Appeals is Reversed and the Cause is Remanded to the Circuit Court <u>Majority Opinion:</u> Abrahamson, J. <u>Concurrence:</u> Ziegler, J. <u>Dissent:</u> Roggensack, C.J.	12/7/2018
#2016AP85-D	OLR vs. Daniel Parks License Suspended for 14 months Pays costs of the proceeding to OLR within 60 days Comply with SCR 22.26 Per Curiam	12/13/2018
#201AP601	Midwest Neurosciences Associates, LLC v. Great Lakes Neurosurgical Associates, LLC and Yashdip Pannu, M.D. The Decision of the Court of Appeals is Reversed, and the Cause is Remanded to the Circuit Court for Further Proceedings Consistent with this Opinion. <u>Majority Opinion:</u> Ziegler, J. <u>Concurrence:</u> Abrahamson, J. <u>Dissent:</u> Bradley, R. G., J. <u>Withdrew:</u> Dallet, J.	12/19/2018

#2017AP1261-CR	<p>State of Wisconsin v. Justin A. Braunschweig  The Decision of the Court of Appeals is Affirmed.  <u>Majority Opinion:</u> Ziegler, J.</p>	12/21/2018
#2016AP1765	<p>Petition for Order Regarding William Jones Pioneer Cemetery: Melvin DeWitt, Donna DeWitt, Darrell Parker, Ruth Parker, Merlin Williams, Wanda Williams and Phyllis McCoy v. Earl G. Ferries and Paulette Ferries, Town of Forest – The Decision of the Court of Appeals is Affirmed  <u>Majority Opinion:</u> Bradley, A.W., J.</p>	12/27/2018
#2016AP1603-D	<p>OLR v. Sonja Davig Huesmann  License is suspended for 60 days, effective February 8, 2019.  Pay costs of the proceeding to OLR  Comply with SCR 22.26  Comply with all conditions of SCR 22.28(2) for reinstatement  Roggensack, C.J. did not participate</p>	12/28/2018
#2018AP497-D	<p>OLR v. David W. Schiltz  License is suspended for nine months  Pay Restitution within 60 days  Pay costs of proceeding to OLR within 60 days  Complete 25 hours of CLE courses that include ethics and trust account matters.  Previous suspension is lifted.  Administrative suspension will remain in effect until each reason for the administrative suspension has been rectified pursuant to SCR 22.26.  Compliance of all conditions is required for reinstatement.  Per Curiam</p>	12/28/2018

#2018AP644-BA

In the matter of the Bar Admission of Daniel R. Hausserman: Daniel R. Hausserman v. Board of Bar Examiners.

12/28/2018

The decision of the Board of Bar Examiners declining to certify that Daniel R. Hausserman has satisfied the requirements for admission to the practice of law in Wisconsin is affirmed.

The documents submitted under seal are deemed confidential and will be maintained under seal until further order of the court.

Per Curiam