

## QUICK LINKS

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<p><b>CCAP</b></p>	<p><b>New Civil Case Filings</b></p>	<p><b>WI Administrative Code &amp; Register</b>  <b>WI Supreme Ct Rules</b></p>
<p><b>Milwaukee County eFiling</b></p>	<p><b>C-SPAN</b>  <b>Bond Modification</b></p>	<p><b>Date Calculator</b>  <b>Civil to Criminal Application of Statutes</b>  §972.01      §972.11</p>
<p><b>Disclosure Requirements before Jury Trial</b>   <b>DNA Collection</b></p>	<p><b>Harmless Error</b>   <b>Interpreter Search</b></p>	<p><b>Miranda Goodchild</b></p>
<p><b>Motions before Trial</b></p>	<p><b>Speedy Trial</b></p>	<p><b>GF-126A Subpoena</b>  <b>CR227 Criminal Plea Form</b>   <b>Plea Addendum</b>  <b>CR233 Notice of Right to Seek Post Conviction Relief</b>  <b>Voting Notice</b></p>
<p><b>Notice of Intent to Pursue Postconviction or Postdisposition Relief</b>  <b>CA-110</b></p>	<p><b>Suppression</b></p>	<p><b>Appellate Checklists, Forms and Templates</b>  <b>Jury Trial Review</b>   <b>Getting Casefile from Trial Counsel &amp; Transcripts</b></p>

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<i>Filing Confidential Records</i>	<i>CCAP Attorney Index</i>	<i>Attorneys Changing CCAP Contacts</i>
<i>US District Court for the Eastern District of Wisconsin</i>	<i>CCAP CLE Filing for Attorneys</i>	<i>Wisconsin Bar</i>
<i>US District Court for the Western District of Wisconsin</i>	<i>WI State Legislature</i>	<i>Day Date Calculator  Weather</i>
<i>76 Wisconsin Law Blogs</i>	<i>WisEye.org</i>	<i>CCAP News and Events</i>
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**WORKERS' COMPENSATION AND LABOR LAW**

**WRIT OF CERTIORARI**

**WRIT OF HABEAS CORPUS**



# Alibi

**Alibi**

Wisconsin Statute § 971.23(8)(a) Notice of Alibi

*Denny* Motion – Someone Else did it: *State v. Denny*, 120 Wis. 2d 614, 357 N.W.2d 12, 1984 Wisc. App. LEXIS 4338

Sample *Denny* Motion



## **Appellate**

# Appellate

Appellate Practice and Procedure Handbook

Nevada District Court Proceedings: A Guide for District Court Judges

Nevada Postconviction Relief Standards

*Selection of Appellate Statutes & Caselaw-SCR & Commentary*

*Jury and or Plea Trial Review*

### ***SCOTUS BRIEFS***

Appellate Division Templates & Forms

Appellate Procedure

Wisconsin Supreme Court Justices

Wisconsin Court of Appeals Judges

Appeal Process Outline

Court of Appeals Reports Summarizing Average Length of Time to Issue an Opinion

Court of Appeals Annual Reports

Supreme Court Annual Reports

SPD Appellate Office

[Court of Appeals and Wisconsin Attorney General Contact Information](#)

[Appellate Templates and Forms](#)

[Wisconsin Statutes Chapter 809 Rules of Appellate Procedure](#)

[Wisconsin Statutes §809.30 Appeal Procedure in Court of Appeals](#)

[Wisconsin Statutes §809.30\(4\) Motion to Withdraw as Appointed Counsel](#)

[Motion to Stay Sentence Pending Appeal Wisconsin Statutes §809.31](#)

*State v Gudenschwager* 191 Wis. 2d 431, 529 N.W.2d 225 (1995)

[Division of Hearings & Appeals Administrative Code](#)

[Division of Hearings & Appeals](#)

[Wisconsin Statute § 752.31 One Judge or 3 Judge Appeal](#)

[Citations](#)

[Petition for Review \(PFR\) to the WI Supreme Court Example](#)

[Petition for Review Booklet](#)

*WI Supreme Ct Rules*

*Full Menu*

*Wisconsin Constitution*

*US Constitution Website Document*



# BANKRUPTCY

**Bankruptcy**

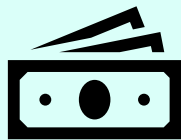
[Bankruptcy Court for the Western District of Wisconsin](#)

[Bankruptcy Court for the Eastern District of Wisconsin](#)

[Filing Bankruptcy in Wisconsin](#)

Christianson & Freund, LLC

Bankruptcy Links



# BOND

## **Bond**

Bond

Wisconsin Statutes Chapter 969 Bail and Other Conditions of Release

Wis. Stat. §969.08 Grant, reduction, increase or revocation of conditions of release

Wis. Stat. §940.49 Pretrial Release

Wis. Stat. §946.49 Bail Jumping

A Johnson, "*The Use of Wisconsin's Bail Jumping Statute: A Legal and Quantitative Analysis*," Wisconsin Law Review 620 (2018)

Wis. Stat. §946.495 Violation of nonsecure custody order.

Wis. Stat. §946.50 Absconding

Wis. Stat. §969.01 Eligibility for Release

Wis. Stat. §969.02 Release of defendants charged with misdemeanors

Wis. Stat. §969.03 Release of defendants charged with felonies

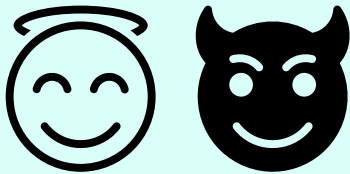
Wis. Stat. §969.13 Forfeiture

Stipulation for Return of Property

Motion, Notice and Proposed Order re Return of Property

Can I still be convicted of bail jumping even though I was acquitted of the underlying charge or it was dismissed? Yes. See *State v. Hauk*, 2002 WI App 226, 257 Wis. 2d 579, 652 N.W.2d 393, 2002 Wisc. App. LEXIS 885

Sec 6, art I of the Wisconsin constitution and the Eighth amendment to the US constitution provide “Excessive bail shall not be required.” Whether the Eighth amendment is directly applicable to this state criminal prosecution or is a specific provision of the Bill of Rights which is incorporated or absorbed as such by the Fourteenth amendment and applicable under the doctrine of due process the result is the same. *Whitty v State*, 34 Wis. 2d 278, 285, 149 N.W.2d 557, 560 (1967)



# CHARACTER EVIDENCE

## **Character Evidence Prior Bad Acts Habit**

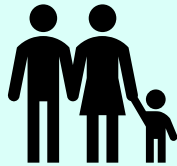
§904.04 Character evidence not admissible to prove conduct; exceptions; other crimes

§904.05 Methods of Proving Character

§904.06 Habit; routine practice

Chapter 904 Evidence – Relevancy and its Limits

*State v Sullivan*, 216 Wis. 2d 768, 576 N.W.2d 30(1998)



# CHILD SUPPORT

## **Child Support**

Child Support Circuit Court Forms

Milwaukee Department of Health & Human Services

Eau Claire Department of Health & Human Services Staff Directory

Chapter DCF 150 Administrative Code Department of Children and Families (DCF)

Wisconsin Statutes Chapter 767 Actions Affecting the Family

Wisconsin Statutes Chapter 948 Crimes Against Children

Wisconsin Statutes Chapter 48 Children's Code

Childcare

Lutheran Social Services (LSS) Foster Care

Lutheran Social Services (LSS) Adoption





# CHIPS & JIPS

## **Children in Need of Protection or Services – Juveniles in Need of Protection or Services**

Wisconsin Statutes Chapter 48 Children's Code

Wisconsin Statutes Chapter 938 Juvenile Justice Code

Wisconsin Statutes §908.08 Audiovisual recording statements of children.

Chapter 48 and Chapter 938 Forms - CCAP

### Agency Website

- Chs. DCF 1-20; Rules Affecting Multiple Department Programs
- Chs. DCF 021-99; Safety and Permanence
- Chs. DCF 101-199; Family and Economic Security
- Chs. DCF 201-252; Early Care and Education



# CIVIL

## **Civil and Trial Generally**

Statute of Limitations for Filing Lawsuits

Clerk Circuit Court Forms Index

Circuit Court Rules

Case Classification Codes

Efiling with the Eau Claire County Circuit Court

Index to All Chapters of Wisconsin Statutes

Wisconsin Statutes Chapter 802 Pleadings, Motions and Pretrial Practice

Wisconsin Statutes Chapter 803 Parties

Wisconsin Statutes 804 Depositions and Discovery

Wisconsin Statutes 805 Trials

    Wis. Stat. § 805.14 Motions Challenging sufficiency of evidence; motions after verdict

    Wis. Stat. § 805.15 New Trials (Mistrials – Hung Juries)

Wisconsin Statutes 806 Judgment

Wisconsin Statutes 807 Civil Miscellaneous Provisions

Wisconsin Statutes 808 Appeals and Writs of Error

Wisconsin Statutes Chapter 809 Rules of Appellate Procedure

Wisconsin Statutes Evidence Chapter 908 Hearsay



## **Coercion**

# **COERCION**

Wis. Stat. §939.46 Coercion

*State v Keeran* 2004 WI 20, 269 Wis. 2d 198, 675 N.W.2d 804

Wis JI-Criminal 790



# **COMMUNITY RESOURCES**

## **Community Resources**

*County Resources*

*County Legal Resources*

Benedict Center Women and Justice

Benedict Center Women's Reentry Program at the House of Correction

JusticePoint Link

WIser Choice – Milwaukee AODA Services

513Free Transitional Housing

Affinity House  
Alcohol.org  
Alliance for Substance Abuse Prevention  
Arbor Place  
Beacon House – Family Promise of the Chippewa Valley  
Bolton Refuge House, Inc.  
Cars and Help buying one  
Catholic Charities  
Childcare  
Chippewa Area Resources  
Community Meth Resources Pamphlet  
CTC Testing  
Drug Abuse  
Drug Exposed Children  
Eau Claire Child Care Assistance  
Eau Claire Economic Assistance  
Eau Claire Resources  
Eau Claire Social Security Office  
Eau Claire Treatment Resource Guide  
Fahrman Center  
Financial Help Resources  
Free Low-Cost Legal Resources  
Homeless Prevention  
How to Apply for Social Security Benefits  
Immigration Interview Checklist  
Know Meth

L.E. Phillips Career Development Center  
L.E. Phillips Libertas Alcohol and Drug Treatment Center  
L.E. Phillips Libertas Mental Health Services  
Lutheran Social Services (LSS)  
Manpower  
Meth Program  
Methamphetamine Response Committee  
Need Help Paying Bills  
Northwoods Coalition  
Parent Services  
Positive Avenues  
Project Know  
Sojourner House  
Welfare Information  
West Cap  
Wisconsin Judicare  
Wisconsin Lifeline  
Women's Way



# COMPETENCY & INSANITY

## **Competency vs Not Guilty by Reason of Insanity**

Wis. Stat. § 971.13(1) Competency

Wis. Stat. § 971.14 Competency Proceedings

Insanity – See Mental Disease or Defect, not guilty by reason of Insanity defense

'A person is not responsible for criminal conduct if at the time of such conduct as a result of mental disease or defect the person lacked substantial capacity either to appreciate the wrongfulness of his or her conduct or conform his or her conduct to the requirements of law.'

Wis. Stat. § 971.15(1) Mental Responsibility of Defendant

Wis. Stat. § 971.16 Examination of Defendant

Wis. Stat. § 971.165 Trials or actions upon plea of not guilty by reason of mental defect

Wis. Stat. § 971.17 Commitment of persons found not guilty by reason of mental disease or mental defect

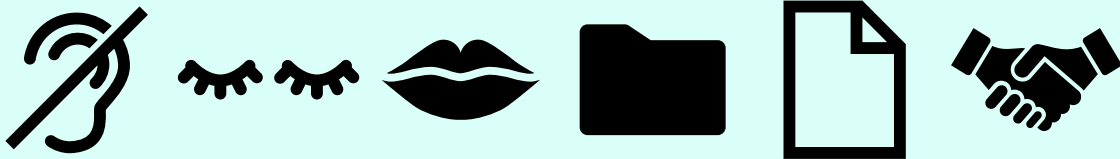
Wis. Stat. § 971.18 Inadmissibility of statements for purposes of examination.

See Wis JI-Criminal 600-662

Competency and NGI

Competency CCAP Forms

# CONFIDENTIALITY



## Confidentiality

Wisconsin Stat. § 801.19 Protected Information in circuit court records.

Wisconsin Stat. § 801.20 When documents may be filed as confidential.

Wisconsin Stat. § 801.21 Motion to seal.

Wisconsin Stat. § 809.81(8) Confidentiality

Wisconsin Stat. § 809.86 Rule (Identification of victims and others in briefing).

Protecting Information in Court Records

Cover Sheet for Confidential Records GF-244

SCR § 72.06 Expunction

Wis. Stat. § 51.30(4)(a) Confidentiality of Treatment Records

Wis. Stat. § 51.30(1)(b) Treatment Records defined

Confidentiality

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# CONTACTS



## Contact Numbers and Sites

Counties

County Resources

County Legal Resources

Milwaukee County

Hiring a Lawyer

2019 EC CF and General Directory

JusticePoint Link

Benedict Center Women and Justice

Benedict Center Women's Reentry Program at the House of Correction

WIser Choice – Milwaukee AODA Services

Wisconsin State Bar

Wisconsin SPD

SPD Office Locator

Probation Offices

Expert Database

Whitepages.com

Yellowpages.com

Crime Information Bureau Wisconsin Department of Justice



Government Information Website

Wisconsin Courts Contacts

SPD Appellate Office

Court of Appeals and Wisconsin Attorney General Contact Information

# CREDIT CARDS – ID THEFT



Wis. Stat. §943.201 Unauthorized use of an individual's personal identifying information or documents.

Wis. Stat. §943.203 Unauthorized use of an entity's identifying information or documents.

FindLaw Wisconsin Credit and Debit Card Fraud



## CRIMINAL & CIVIL

### Criminal and Civil

Wisconsin Supreme Court Rules

Circuit Court Rules

Wisconsin Statutes Rules of Evidence Chapter 901

Wisconsin Statutes Evidence Chapter 902 Judicial Notice

Wisconsin Statutes Evidence Chapter 903 Presumptions

Wisconsin Statutes Evidence Chapter 904 Relevancy and Its Limits

Wis. Stat. § 904.03 Exclusion of Relevant Evidence on Grounds of prejudice, confusion, or waste of time

Wisconsin Statutes Evidence Chapter 905 Privileges

Wisconsin Statutes Evidence Chapter 906 Witnesses

Wis. Stat. § 906.09 Prior Convictions

Wisconsin Statutes Evidence Chapter 907 Opinion and Expert Testimony

Wisconsin Statutes Evidence Chapter 908 Hearsay

Wisconsin Statutes §908.08 Audiovisual recording statements of children.

Wisconsin Statutes Evidence Chapter 909 Identification and Authentication

Wisconsin Statutes Evidence Chapter 910 Contents of Writings, Recordings and Photographs

Wisconsin Statutes Evidence Chapter 911 Miscellaneous Rules

Circuit Court Fees

Uniform Bail Bond Schedule

Publications, Reports and Addresses

OAR Operating after Revocation OAS Operating After Suspended Guidelines

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## **Criminal**

# **CRIMINAL**



Index to all Wisconsin Statutes

Elements to Common Crimes

Felony Penalties Wis. Stat. § 939.50

Felony Bifurcated Sentence Wis. Stat. § 973.01

Misdemeanor Penalties Wis. Stat. § 939.51

Criminal Penalties

SPD Office Locator

Clerk Circuit Court Forms Index

Criminal Forms Link

CR227 Criminal Plea Form

*Plea Addendum*

CR233 Notice of Right to Seek Post Conviction Relief

*Notice of Intent to Pursue Postconviction or Postdisposition Relief*  
*CA-110*

Chippewa County Sheriff's Office Form to Submit with Plea Forms

Ineligible Voting Notice & Acknowledgment Form for Submission with Felony Plea Forms and  
or at Sentencing

*Wisconsin Statute §972.01 Jury; civil rules applicable to criminal cases*

*Wisconsin Statute §972.11 Evidence and practice, civil rules applicable to criminal cases*

Juvenile Ch 938 Forms

JD1735 JIPS Juvenile Plea

JD1737 Juvenile Plea

JD1749 Juv Jips Acknow of Possible Sanctions

JD1756 Ack of Truancy Poss Sanctions

JD 1757 Notice of Right to Seek Post Judgment Relief

Wisconsin Statutes Evidence Chapter 908 Hearsay

Wisconsin Statutes §908.08 Audiovisual recording statements of children.

Wisconsin Statutes Chapter 939 Crimes General Provisions

Wis. Stat. § 939.23 Criminal Intent

Wisconsin Statutes Repeaters – Increased Penalty for Habitual Criminality § 939.62

Wisconsin Statutes Chapter 940 Crimes Against Life and Bodily Security

Wisconsin Statutes Chapter 941 Crimes Against Public Health and Security

Wisconsin Statutes Chapter 942 Crimes Against Reputation Privacy and Civil Liberties

Wisconsin Statutes Chapter 943 Crimes Against Property

Wisconsin Statutes Chapter 944 Crimes Against Sexual Morality

Wisconsin Statutes Chapter 945 Gambling

Wisconsin Statutes Chapter 946 Crimes Against Government and Its Administration

Wisconsin Statutes Chapter 947 Crimes Against Public Peace Order and Other Interests

Wisconsin Statutes Chapter 948 Crimes Against Children

Wisconsin Statutes Chapter 949 Awards for the Victims of Crimes

Wisconsin Statutes Chapter 950 Rights of Victims and Witnesses of Crimes

Wisconsin Statutes Chapter 951 Crimes Against Animals

Wisconsin Statutes Chapter 961 Uniform Controlled Substances Act

Wisconsin Statutes Chapter 967 Criminal Procedure General Provisions

Wisconsin Statutes Chapter 968 Commencement of Criminal Proceedings

Wisconsin Statutes Chapter 969 Bail and Other Conditions of Release

Wisconsin Statutes Chapter 970 Criminal Procedure Preliminary Proceedings

Wisconsin Statutes Chapter 971 Criminal Proceedings Procedures Before and At Trial

Wis. Stat. § 971.04 Defendant to be present.

Wisconsin Statutes Chapter 972 Criminal Trial

Wis. Stat. §972.15 Presentence Investigation (PSI)

Wisconsin Statutes Chapter 973 Criminal Sentencing

If you calculate the Initial incarceration (IC) and Extended Supervision (ES)

breakdown for a maximum penalty on plea forms - - repeater time is added to the

IC portion.

Wisconsin Statutes Chapter 974 Criminal Appeals, New Trials, and Writs of Error

Wisconsin Statutes Chapter 975 Sex Crimes Law

Wisconsin Statutes Chapter 976 Uniform Acts In Criminal Proceedings

Wisconsin Statutes Chapter 977 State Public Defender

Wisconsin Statutes Chapter 978 District Attorneys

Wisconsin Statutes Chapter 979 Investigation of Deaths

Crime Information Bureau Wisconsin Department of Justice

Criminal Motions Link from Milwaukee Law Firm of Jeffrey W Jensen

Mullen Schlough & Associates S.C. Criminal Defense Statutes Outline Link

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# CTC & JusticePoint



## CTC Testing

New rocedure Link

CTC Brochure  
Website

CTC Protocol Draft

JusticePoint Link



# DEFENDANTS

## **Defendant / s CoDefendants**

Wis. Stat. §971.12 Joinder of crimes and of defendants.

Confrontation Issues on Confession of CoDefendant at trial: *Bruton v. United States*, 391

U.S. 123, 88 S. Ct. 1620, 20 L. Ed. 2d 476, 1968 U.S. LEXIS 1630

# DISABILITY & AGING



## **Disability & Aging**

Aging and Disability Resource Centers (ADRC)

ADRC Benefit Specialists

ADRC Brochure

Disability Rights Wisconsin

L.E. Phillips Career Development Center

Long Term Care and Support

Lutheran Social Services (LSS) Disability Services

Social Security Offices Near Milwaukee



# DISCLOSURE REQUIREMENTS

**Disclosure Requirements of Prosecution and Defense before Jury Trial**

§971.23 Discovery and Inspection



# DIVORCE

## **Divorce**

Basic Guide to Divorce/Legal Separation in Wisconsin

Divorce Brochure

Online Forms Assistant – Family Law

Self-Help Divorce and Family Law

Separation and Divorce

Wisconsin Statutes Chapter 767 Actions Affecting the Family



# DOMESTIC ABUSE

## Domestic Abuse and Enhancers

Consequences of Domestic Abuse Convictions and Enhancers

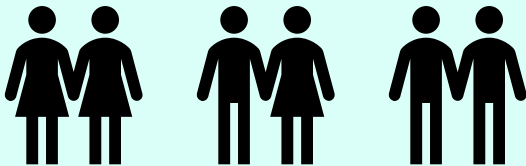
§973.055(1) Domestic Abuse Surcharges

§939.621 Increased Penalty for Certain Domestic Abuse Offenses

§939.02(2)(a)1.b. Probation and a Misdemeanor that Was an Act of Domestic Abuse

Domestic Abuse Enhancer Statutes

# DOMESTIC PARTNERSHIPS



## Domestic Partnerships

Waukesha Webpage on Domestic Partnerships

How to apply for a marriage License





# ELECTIONS

## **Elections**

Wisconsin Elections Commission

How to Run for County Office

Milwaukee County Election Commission



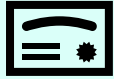
# ETHICS

## **Ethics and Professional Responsibility**

Supreme Court Rules Chapter 20 Rules of Professional Conduct for Attorneys

Client Requests for Information from Attorney and Attorney Reasonable Duty to Provide Information    Supreme Court Rule 1.4 of Chapter 20

Online Article: Managing Risk: Save or Toss? What to Do With Client Files by Thomas J Watson



# EXPERTS

## Experts

[Expert Database](#)

[How to Survive a Daubert Hearing](#)

[Daubert Hearing Information](#)

[Federal Evidence Daubert Hearing](#)

[Daubert Procedures](#)

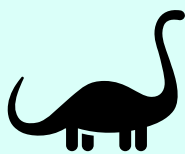
[On Point Blog on Expert](#)

[On Point Article Daubert Still Missing Teeth](#)

[Failure to object precludes Daubert analysis; expert on cell phone tracking per se admissible](#)

[Wisconsin Statute § 907.02](#)

[Wisconsin Statute §907.01 Opinion Testimony by Lay Witnesses](#)



# EXPUNGEMENT

## Expungement

[Wisconsin Statute §973.015 Special Disposition](#)

[Criminal Forms Link](#)

[CR-266 Expungement Form](#)

CF-267 Order on Expungement

Juvenile Chapter 938 Forms Link

JD-1780 Petition to Expunge Court Record of Juvenile

JD-1781 Order Concerning Petition - Juvenile

Expungement Brochure Frequently Asked Questions April 2015

On Point Article Overlooking eligibility for expungement as sentencing isn't a "new factor"

March 8, 2017

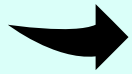
Additional Articles

Expungement

SCR § 72.06 Expunction

*State ex rel. Bilder v Township of Delavan*, 112 Wis. 2d 539, 556-557, 334 N.W.2d 252, 261

(1983)



# EXTRADITION

## **Extradition and Detainers and Close Pursuit – Uniform Acts**

Uniform Acts in Criminal Proceedings

§976.01 Uniform act for the extradition of prisoners as witnesses.

§976.02 Uniform act for the extradition of witnesses in criminal actions.

§976.03 Uniform Criminal extradition act.

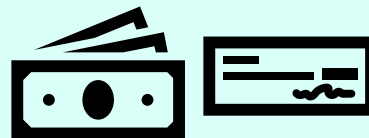
§976.07 Agreements on extradition; Indian tribes.

§976.05 Agreement on detainers.

§976.06 Agreement on detainers; additional procedure.

§976.04 Uniform act on close pursuit.

# FILING FEES



## Filing Fees

New Civil Case Filings

New Civil Case Filing Fees



# FIREARMS

## Firearms

Convictions and how they affect your Application for a Firearm License

Wisconsin Statutes § 941.29

Federal Law

Misdemeanor Restrictions

18 UC Code §922

Firearm Checklist for Judges

Another Outline

Additional Blog

Crime Information Bureau Wisconsin Department of Justice

On Point on Recent Caselaw re Informing Client of Loss of Gun Rights when taking Plea

# GRANDPARENTS



## Grandparent Visitation Rights

Wisconsin Statute §767.43 Visitation Rights of Certain Persons

Grandparents Rights Caselaw *Wohlers v. Broughton (In re E.M.B.)*, 2011 WI App 122, 337 Wis. 2d 107, 805 N.W.2d 118, 2011 Wisc. App. LEXIS 621

*Weber v. Meister (In re Meister)*, 2015 Wisc. App. LEXIS 88, 2015 WI App 28, 361 Wis. 2d 286, 862 N.W.2d 619

*Michels v Lyons (In re A.A.L.)*, 2019 WI 57

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# **GUARDIANSHIPS PROTECTIVE PLACEMENTS**



## **Guardianship and Protective Placement Long & Short Term**

Register in Probate Directory by County

Adult Family Homes by County in Wisconsin

Aging & Disability Resource Center

Assisted Living Facility and Nursing Home Options Eau Claire County

Wisconsin Statutes Chapter 54 Guardianships and Conservatorships

Wisconsin Statutes Chapter 55 Protective Service System

Wisconsin Statutes Chapter 50 Uniform Licensure

Wisconsin Statutes §50.06 Certain Admissions to Facilities

Wisconsin Statutes §54.40 Guardian ad litem; appointment; duties; termination.

Form GF-131a Order Appointing Guardian ad Litem or Attorney

Chapter 51 vs Chapter 55

L.E. Phillips Career Development Center

L.E. Phillips Career Development Center Corporate Guardianship

ContinuUs

Disability Determination

Caregiver Misconduct Reporting and Investigating Requirements

Community Based Residential Facilities Rules and Regulations

Forms – Guardianship CCAP

GN – 3650 Petition for Termination of Guardianship of Person/Estate

GN – 3655 Petition for Modification of Guardianship

GN – 3670 Petition for Review of Conduct of Guardian

Guardianship – Duties & Powers of the Guardian of the Person & Estate

Guardianship GWAar Links

Wisconsin Administrative Code Chapter DHS 83 Community Based Residential Facilities

Wisconsin Administrative Code Chapter DHS 88 Adult Family Homes

Wisconsin Administrative Code Index for DHS Administrative Rules 34-100

Azura Memory Care

BeeHive Homes of Eau Claire

Dove Healthcare South

Dove Healthcare West

Grace Lutheran Communities

Prairie Pointe – short term

Assisted Living Communities

Grace Willowbrook

Grace Woodlands

Grace Edgewood

Adult Day Services

Childcare

Heatherwood Assisted Living and Memory Care

Lake Hallie Memory Care

L.E. Phillips Career Development Center

L.E. Phillips Career Development Center Corporate Guardianship

Lutheran Social Services (LSS) Senior Living Programs

The Meadows at Otter Creek Eau Claire Independent Senior Living

Serving Hands – Baldwin, WI

Serving Hands – Chippewa, WI

Serving Hands – Hudson, WI

Spirit Lutheran Foundation The Meadows at Otter Creek

Additional Facilities click on map to see area listing location

Estate Recovery Program

Coalition of Wisconsin Aging Groups

Resources

Resources for Genealogists

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**Top**



HIPPA

Wis Stats § 146.816

Wis Stats § 146.83

Wis Stats § 51.30

Chapter DHS 92

Wisconsin DHS Client Rights Confidentiality of Treatment Records

ARBOR PLACE, INC. Consent for Disclosure Form

Wisconsin DHS Health Insurance Portability and Accountability Act of 1996 (HIPAA)



LSS and Fahrman Center Release Form

Marshfield Clinic Release Form

Mayo Clinic Release Form

Sacred Heart Release Form

DOC Protected Health Information Release Form

Word Document Version

DOC Non-Health Disclosure Release Form

Word Document Version

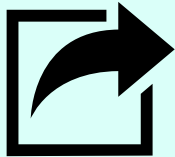
Or go to [www.doc.wi.gov](http://www.doc.wi.gov) and search for 'disclosure release form'

Assigned Counsel Record Request Procedure

Confidentiality

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# IMMIGRATION



## **Immigration and Interpreters**

Immigration Links

For Interpreters

Assigned/Appointed Counsel Interpreter Billing

Immigration and Summary of Crimes Checklist

Immigration Practice Group

*Interpreter Search*

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# INJUNCTIONS



## **Injunctions**

Wisconsin Statutes Chapter 813 Injunctions, Ne Exeat and Receivers

Wisconsin Statute §813.02 Temporary Injunction; when granted

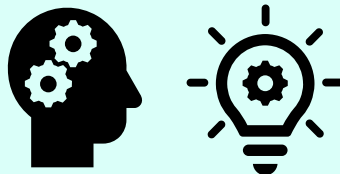
School Board Injunctions

Filing Injunctions

Injunctions

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# INTELLECTUAL PROPERTY



## Intellectual Property

Resources

World Intellectual Property Organization

US Copyright Office

Intellectual Property WI State Law Library

US Code Title 17 Copyrights

- WI Statutes: s. 134.90 "Uniform Trade Secrets Act"
- WI Statutes: s. 943.205 "Theft of Trade Secrets"
- U.S. Code: 18 USC ch. 90 "Protection of Trade Secrets"
- Bourget Law



# INTOXICATION

## **Intoxication**

Involuntary Intoxication Wis. Stat. §939.42(1)

“An intoxicated or a drugged condition is a defense only if such condition ... is involuntarily produced and renders the actor incapable of distinguishing between right and wrong in regard to the alleged criminal act at the time the act is committed.” See Wis. Stat.

§939.42(2).

OWI Sentencing Guidelines

See WIS JI-Criminal 775A

WIS JI-Criminal 755B

Voluntary Intoxication Wis. Stat. §939.42(2)

“An intoxicated or a drugged condition of the actor is a defense only if such condition ... negatives the existence of a state of mind essential to the crime, except as provided in §939.42(2).

§939.42(2) provides an exception for crimes involving criminal recklessness.

See Wis JI-Criminal 765.

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# JAIL & PRISON



## **Jail and Prison**

Milwaukee County Jail Inmate Locator

DOC Offender Locator

Vine Link

Inmate Canteen – Contacting Incarcerated Persons

Chippewa County Jail Roster

Eau Claire County Jail Roster

DOC Offender Locator

Jail Credit Calculator

Jail Credit for Partial Day in Jail

Vine Link

Wisconsin Prisons

Jail Credit and Good Time Notes

Bond

Wisconsin Statutes Chapter 969 Bail and Other Conditions of Release

Wis. Stat. §940.49 Pretrial Release

Wis. Stat. §946.49 Bail Jumping

Johnson, *"The Use of Wisconsin's Bail Jumping Statute: A Legal and Quantitative Analysis,"*

Wisconsin Law Review 620 (2018)

Wis. Stat. §946.495 Violation of nonsecure custody order.

Wis. Stat. §946.50 Absconding

Wis. Stat. §969.01 Eligibility for Release

Wis. Stat. §969.02 Release of defendants charged with misdemeanors

Wis. Stat. §969.03 Release of defendants charged with felonies

Wis. Stat. §969.13 Forfeiture

Stipulation for Return of Property

Motion, Notice and Proposed Order re Return of Property

Chapter 302 Prisons; State, County and Municipal

Wisconsin Prison Early Release Program (ERP)

§302.043 Release of Inmates Serving Risk Reduction Sentences

§301.045 Challenge Incarceration Program (CIP)

§302.05 Wisconsin Substance Abuse Program (SAP)

Earned Release Program (ERP)

Challenge Incarceration Program (CIP)

If sentenced to Prison in Wisconsin the first prison you will be transferred to is Dodge where they will do evaluations and decide where to send you next.

Mistake about where sentence to be served jail or prison not grounds for modification

When sentenced to both Jail and Prison §973.03(2)

§973.02 Place of Imprisonment when None Expressed

Index to Wisconsin DOC Administrative Code (sometimes seen cited as DAI – Division of Adult Institutions)

Inmate Rights and Claims

Civil Rights of Inmates

ACLU Prisoners' Rights in Wisconsin

42 US Code § 1983 Civil Rights

WI State Law Library Prisons and Prisoners

Jailhouse Lawyers Handbook on Civil Rights Actions

Jailhouse Lawyers Handbook How to Bring a Federal Lawsuit to challenge a violation of your civil rights

### [Medical Treatment](#)

Jail and Prison Injuries and Medical Treatment

Wisconsin Statutes § 969.01 Eligibility for Release

Wisconsin Statutes Chapter 302 Prisons; State, County and Municipal

Wisconsin Statutes § 302.045 Challenge Incarceration Program

Wisconsin Statutes § 302.05 Wisconsin Substance Abuse Program

Wisconsin Statutes Chapter 940 Convictions Make Inmate Not Eligible for Some Programs

Wisconsin Administrative Code Chapter DOC 326 Furlough – Leave for Qualified Inmates

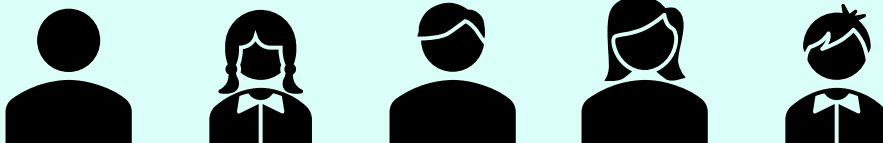
Chapter DOC 326 Appendix

Wisconsin Statutes § 973.03(b) Good Time for reduction of sentence

Wisconsin Statutes § 302.43 Good Time

Wisconsin Statutes § 973.198 Sentence Adjustment

Wisconsin Statutes § 973.155 Sentence Credit



# JUDGES, JUSTICES & COURTS

## **Judges Justices and Courts**

Requesting Substitution in a Civil Action §801.58

Requesting Substitution in Criminal Action § 971.20

If more than one defendant all must join request for new judge §971.20(6)

CCAP Listing Judges Justices

CCAP About the Courts

CCAP for Judges

CCAP for Court Commissioners

Supreme Court Rules

Circuit Court Rules



# JUVENILES



## Juveniles

Juvenile Ch 938 Forms

JD1735 JIPS Juvenile Plea

JD1737 Juvenile Plea

JD1749 Juv Jips Acknow of Possible Sanctions

JD1756 Ack of Truancy Poss Sanctions

JD 1757 Notice of Right to Seek Post Judgment Relief

Clerk of Juvenile Court Eau Claire WI

Department of HHS Staff Directory

Northwest Regional Juvenile Detention Center

Eau Claire Academy

McKinley Charter School

Juvenile Circuit Court Forms

Wisconsin Juvenile Court Process

Wisconsin Statutes Chapter 938 Juvenile Justice Code

Wisconsin Statutes Chapter 48 Children's Code

Wisconsin Department of Children and Families

Department of Children and Families (DCF) Administrative Code

Wisconsin Statutes Chapter 948 Crimes Against Children



# LANDLORD TENANT



## Landlord Tenant

Forms – Small Claims

Wisconsin Statutes §799.40 Eviction Actions

Wisconsin Statutes §799.44 Order for Judgment Writ of Restitution

# LEGISLATIVE



## Legislative

Wisconsin Legislature

The Wheeler Report

GovTrack.us

Congress.gov

WisconsinEye.org

WisPolitics.com

Ballotpedia.org

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# LINEUPS – POLICE LINEUPS



## **Lineups – Police Lineups**

Wisconsin Model Policy and Procedure for Eyewitness Identification

Defending Your Lineup in Court

Wisconsin Statute §175.50 Eyewitness Identification Procedures

Wisconsin Statutes Chapter 175 Miscellaneous Police Provisions

OnPoint Police Lineups

Milwaukee Police Code of Conduct & Standard Operating Procedures

Milwaukee Police Eyewitness Identification Procedures



# MACHNER

## **Machner Hearing**

Wisconsin Statute §974.06 Postconviction Procedure

Appellate vs Trial Counsel

*State v Machner*, 92 Wis. 2d 797, 285 N.W.2d 905 (1979)

Machner Hearing OnPoint

State v. Banks, 2018 Wisc. App. LEXIS 81

Machner Hearing

Bangert Motion: A defendant invokes *Bangert* when the plea colloquy is defective

*State v. Howell*, 2007 WI 75, P1, 301 Wis. 2d 350, 359, 734 N.W.2d 48, 53, 2007 Wisc.

LEXIS 404, \*1 *State v. Bangert*, 131 Wis. 2d 246, 274, 389 N.W.2d 12 (1986);

*Nelson / Bentley* motion - *State v Howell*, 2007 WI 75 ¶74, 301 Wis. 2d 350, 734 N.W.2d

48. When a defendant seeks to withdraw a guilty or no contest plea on the ground that

some factor extrinsic to the plea colloquy renders a plea infirm, like ineffective assistance of counsel or coercion, that motion is called a *Nelson/Bentley* motion.

# MENTAL HEALTH



## **Mental Health**

Wisconsin Statutes Chapter 51

Steps in the Commitment Process

Burden of Proof Wisconsin Statutes §51.20(13)e) Clear and Convincing

Jury Trial Demand for Final Commitment hearing §51.20(11)

Requesting Reexam and Release after Ch 51 Commitment Order §51.20(16)(a) and §51.20(17)

Recommitment Wis. Stats. §51.20(1)(am)

Recommitment Wis. Stats. §51.20(13)(g)3

Chapter 51 vs Chapter 55

Brotoloc North

Clark County Rehabilitation & Living Center

L.E. Phillips Libertas Mental Health Services

Lutheran Social Services (LSS) Mental Health Services

Winnebago Mental Health Institute WMHI

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# MIRANDA- GOODCHILD

## **Miranda-Goodchild Motion**

§971.31 Motions before Trial

Miranda-Goodchild Motion

Sample Miranda-Goodchild Motion

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# MISTRIAL – HUNG JURY

## **Mistrial – Hung Jury**

Wisconsin Statutes 805 Trials

Wis. Stat. § 805.14 Motions Challenging sufficiency of evidence; motions after verdict

Wis. Stat. § 805.15 New Trials (Mistrials – Hung Juries)

*State v. Du Frame*, 107 Wis. 2d 300, 320 N.W.2d 210, 1982 Wisc. App. LEXIS 3434

*Wheeler v. State*, 87 Wis. 2d 626, 275 N.W.2d 651, 1979 Wisc. LEXIS 1912



### **Movies**

Century 16 Santa Fe Station Movies 4949 N Rancho Dr Las Vegas, NV 89130  
702 655 8178

AMC Mayfair Mall 18 2500 N Mayfair Rd Ste M186 Wauwatosa, WI 53226

Marcus Southgate Cinema 3330 South 30<sup>th</sup> Street Milwaukee, WI 53215

Micon Cinema 7 Eau Claire

AMC Classic Oakwood 12 Eau Claire

Oakwood Mall Listing (Easier to read)

Oakwood Mall

Micon Downtown Eau Claire

Micon Stadium 8 Chippewa Falls

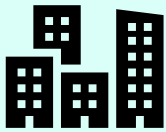
Micon All Theaters

Madison

Marcus Point Cinemas

Market Square Theatre

# MUNICIPALITY LAW



## **Municipality Law**

Wisconsin Statutes Chapter 66 General Municipality Law

Wauwatosa Municipal Code of Ordinances

Wauwatosa Municipal Court

Mid-Moraine Municipal Court Locations



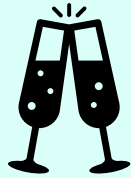
## **Necessity**

Wis. Stat. §939.47 Necessity

Wis JI-Criminal 792 Necessity

# NECESSITY





# OWI

## **OWI**

Eau Claire OWI JRI Program

Eau Claire OWI JRI Checklist

Eau Claire OWI Sentencing Guidelines

Chippewa OWI Sentencing Guidelines

Felony OWI Penalties

Requesting a Driver Record for Court Section C Number 7

Transportation Rules with the Wisconsin Administrative Code

State of Wisconsin Guidelines by County

DMV Local Branch

The Wisconsin OWI Guide

Wis. Stat. §343.305 Tests for Intoxication; administrative suspension and court-ordered revocation.

Wisconsin Statutes Chapter 343 Operators' Licenses

Wisconsin Statutes Chapter 344 Vehicles – Financial Responsibility

Wisconsin Statutes Chapter 345 Vehicles Criminal and Civil Liability

Wisconsin Statutes Chapter 346 Rules of the Road

Wis. Stat. §346.63 Operating under Influence of Intoxicant or Other Drug.

Wis. Stat. §346.65 Penalty for Violating sections 346.62 to 346.64.

Wis. Stat. §343.307 Prior Convictions, Suspensions or revocations to be counted as offenses.

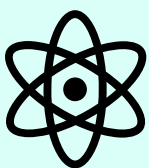
Convicted OWI Defendants are required to go straight to jail or prison after sentencing for an OWI third or above. There is no 60 start time allowance as with some other sentences.

2017 OWI Judicial District Sentencing Guidelines

Attempt to have Operating While Revoked a crime Misdemeanor U §343.44(1)(b)

Amended to No Driver's License on Person – Civil §343.18(1)

# PATENT & TRADEMARKS



## Patents & Trademarks

Resources

US Patent & Trademark Office

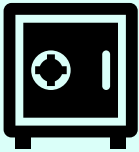
Bourget Law

WI Statutes: ch. 132 "Trademarks, Badges and Labeled Products"

- U.S. Code: Title 35 "Patents"
- CFR: Title 37 "Patents, Trademarks, and Copyrights"

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# POWERS OF ATTORNEY



## **Powers of Attorney**

Wisconsin Statutes Chapter 155 Power of Attorney for Health Care

Wisconsin Statutes Chapter 243 General Provisions Relating to Fraudulent Conveyances and Contracts

Forms Information - Advance Directives

Waukesha County Powers of Attorney Information Webpage

Advance Directives GWAar



# PRELIMINARY HEARING

**Preliminary hearing**

Blank Preliminary Waiver Form

Preliminary Hearing Waiver Form Buffalo Pepin County

Wisconsin Statutes Chapter 970 Criminal Procedure Preliminary Proceedings



# PROBATE

## **Probate**

Register in Probate Directory by County

Advance Directives Wisconsin DHS

Wisconsin Statutes Chapter 851 General Probate Provisions

Wisconsin Statutes Chapter 852 Intestate Succession

Wisconsin Statutes Chapter 853 Wills

Wisconsin Statutes Chapter 854 Transfers at Death – General Rules

Wisconsin Statutes Chapter 856 Opening Estates

Wisconsin Statutes Chapter 857 Powers Duties of Personal Representative

Family Rights in Probate Chapter 861

Closing Estates Chapter 863

Probate Informal Administration Chapter 865

Index to Chapters of Wisconsin Statutes as all are not listed here

Durable Powers of Attorney for Finances and Other Property

Probate Forms CCAP

Basic Will Wis. Stat. §853.55

Wills and Trusts Wisconsin Law Library

All Probate Links Waukesha County Webpage



# PROBATION

## **Probation**

Probations Offices

Probation Offices Eau Claire Chippewa and Madison DHA

Wis. Stat. §973.09(3)(d) Cutting Probation time by Half

Department of Hearings and Appeals

DHA Administrative Rules

Wis. Stat. §973.09 Probation.

Wis. Stat. §973.10 Control and Supervision of Probationers

Wisconsin Department of Corrections

DOC Electronic Case Manual

Interstate Compact Transferring your Supervision to Another State

Prisoners' Guide to Challenging Revocation by Certiorari

Resource Book for Probation and Probation Revocation Hearings

Probation

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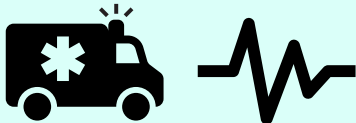
# PROPERTY

## Property

Wisconsin Statutes Chapter 700 Interests in Property

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# RAPE



## Rape & Rape Shield Statute

Wis. Stat. §940.225 Sexual Assault

Wis. Stat. §972.11 Evidence and practice; civil rules applicable

*State v. Sarfraz*, 356 Wis. 2d 460, 2014 WI 78, 851 N.W.2d 235, 2014 Wisc. LEXIS 511

Sample Rape Shield Motion

Wis. JI-Criminal 1200G Cautionary Instruction: Evidence of Victim's Prior Sexual Conduct - §972.11(2)(b)

Wis. Stat. §301.45 Sex offender registration.

Wis. Stat. §973.048 Sex offender reporting requirements

Wisconsin Department of Corrections Sex Offender Registry

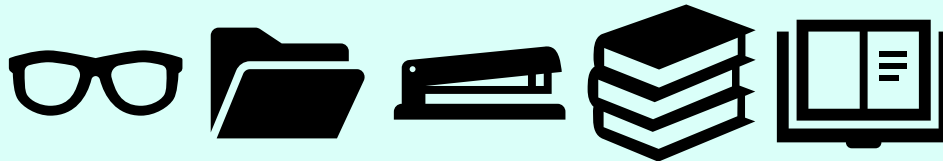
Wisconsin DOC Sex Offender Registry

Sex Offender Registry by Nicholson, Gansner & Otis, S.C.

Criminal Codes Requiring Sex Offender Registration

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# RESEARCH



## Research

Wisconsin State Law Library

FindLaw

Google Scholar

United States Code

Congress

Wisconsin Law Journal

On Point

On Point by Category

Wisconsin SPD

Court Listener

SCOTUS Blog

Adams Law Group LLC

Criminal Motions Link from Milwaukee Law Firm of Jeffrey W Jensen

Milwaukee Criminal Defense Motions

Website of Robert T Ruth

Wisconsin Briefs - University of Wisconsin Law Library

library.law.wisc.edu/eresources/wibriefs/

Glossary of Common Legal Terms

Black's Law Dictionary

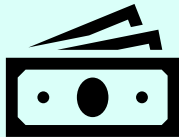
West Virginia Criminal Defense Motion Manual

Citations

Wisconsin Law Library Research

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# RESTITUTION



## Restitution

Wisconsin Statute § 973.20 Restitution

Wisconsin Statutes Chapter 806 Civil Procedure - Judgment

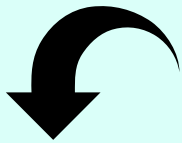
11 US Code § 523 Exceptions to discharge of debt in Bankruptcy

Can I File Bankruptcy to Avoid Criminal Restitution?

Wisconsin Statutes §973.09(3)(a) Probation and Restitution

Restitution





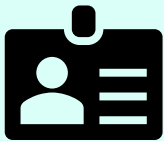
# REVOCAATION

## Revocation

Prisoners' Guide to Challenging Revocation by Certiorari

Resource Book for Probation and Probation Revocation Hearings

# RIVERSIDE HEARING



## Riverside Hearing

§970.01 Initial Appearance Before a Judge

*County of Riverside v McLaughlin*, 500 U.S. 44, 114 L. Ed. 2d 49 (1991)

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# SCHOOL DISTRICT GOVERNMENT



## **School District Government**

Wisconsin Statutes Chapter 120 School District Government

School Board Injunctions

Wauwatosa School Board

Wauwatosa Municipal Code of Ordinances

Wauwatosa Municipal Court

# SEARCH & SEIZURE



## Search and Seizure

Wis. Stat. §958.10 Searches and Seizures; when authorized

Wis. Stat. §968.11 Scope of search incident to lawful arrest

Wis. Stat. §968.12 Search Warrant

Wis. Stat. §968.13 Search Warrant; property subject to seizure.

Wis. Stat. §968.135 Subpoena for documents.

Wis. Stat. §968.14 Use of force.

Wis. Stat. §968.15 Search warrants; when executable.

Wis. Stat. §968.16 Detention and search of persons on premises.

Wis. Stat. §968.17 Return of search warrant.

Wis. Stat. §968.18 Receipt for seized property.

Wis. Stat. §968.19 Custody of property seized.

Wis. Stat. §968.20 Return of property seized.

Wis. Stat. §968.205 Preservation of certain evidence.

Wis. Stat. §968.21 Search warrant; secrecy.

Wis. Stat. §968.22 Effect of technical irregularities.

Wis. Stat. §968.23 Forms

Wis. Stat. §968.24 Temporary questioning without arrest.

Wis. Stat. §968.25 Search during temporary questioning.

Wis. Stat. §968.255 Strip searches.

Wis. Stat. §968.256 Search of physically disabled person.

Wis. Stat. §968.28 Application for court order to intercept communications

#### Chapter 968 COMMENCEMENT OF CRIMINAL PROCEEDINGS

*State v. Baudhuin*, 141 Wis. 2d 642, 416 N.W.2d 60, 1987 Wisc. LEXIS 716

*State v. Anderson*, 142 Wis. 2d 162, 417 N.W.2d 411, 1987 Wisc. App. LEXIS 4272

(Court of Appeals)

*State v. Anderson*, 155 Wis. 2d 77, 454 N.W.2d 763, 1990 Wisc. LEXIS 238

WI Supreme Court decision overturning the Court of Appeals decision.

*United States v. Roberson*, 90 F.3d 75, 1996 U.S. App. LEXIS 17426

Third Circuit Federal Court – Wisconsin is in the 7<sup>th</sup> Circuit

*State v. Richardson*, 156 Wis. 2d 128, 456 N.W.2d 830, 1990 Wisc. LEXIS 270

*State v. Guzy*, 139 Wis. 2d 663, 407 N.W.2d 548, 1987 Wisc. LEXIS 686

*United States v. Sokolow*, 490 U.S. 1, 109 S. Ct. 1581, 104 L. Ed. 2d 1, 1989 U.S. LEXIS 1694, 57 U.S.L.W. 4401

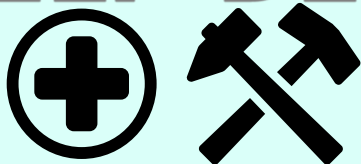
Sample Motions to Suppress

Sample Motion to Compel Disclosure of Confidential Informant

*Franks/Mann* Hearing – required when as defendant makes a “substantial preliminary showing” that the search warrant affidavit omitted undisputed facts that are critical to the determination of probable cause.

Milwaukee County Brief in Support of Motion to Compel List of Law Enforcement Officers with reduced Credibility by Daniel Storm

## SELF-DEFENSE



### **Self-Defense**

Wis. Stat. §939.48 Self-Defense and defense of others.

See Wis JI-Criminal 800-835.

## SENTENCING



### **Sentencing**

Wis. Stat. §972.15 Presentence Investigation (PSI)

Wisconsin Statutes Chapter 973 Criminal Sentencing

If you calculate the Initial incarceration (IC) and Extended Supervision (ES)

breakdown for a maximum penalty on plea forms - - repeater time is added to the

IC portion.

Wisconsin Statutes Chapter 974 Criminal Appeals, New Trials, and Writs of Error

*State v. Frey*, 343 Wis. 2d 358, 2012 WI 99, 817 N.W.2d 436, 2012 Wisc. LEXIS 391, 2012 WL 2892215

Wisconsin Prisons

Stipulation for Return of Property

Motion, Notice and Proposed Order re Return of Property

Mistake about where sentence to be served jail or prison not grounds for modification

When sentenced to both Jail and Prison §973.03(2)

§973.02 Place of Imprisonment when None Expressed

Index to Wisconsin DOC Administrative Code (sometimes seen cited as DAI – Division of Adult Institutions)

Jail Credit and Good Time Notes

Earned Release Program

Challenge Incarceration Program

Chapter 302 Prisons; State, County and Municipal

Wisconsin Prison Early Release Program

§302.043 Release of Inmates Serving Risk Reduction Sentences

§301.045 Challenge Incarceration Program

§302.05 Wisconsin Substance Abuse Program

Early Release Programs Meyer Van Severen S.C.

### **Sentence Modification**

Wisconsin Statute § 973.19

Wisconsin Statute § 809.30

Sentence Modification Request

Mistake about where sentence to be served jail or prison not grounds for modification

### **Sentence**

When sentenced to both Jail and Prison 973.03(2)

### **Resentencing**

Motion to Vacate Sentence and for Resentencing

Motion for Resentencing same as motion to vacate sentence and is done under Wis Stats

974.06 – not the same time limits as motion for sentence modification

Wisconsin Statute § 974.06

[Wisconsin Statute § 805.07(3) is used for motion to vacate/quash subpoena]

# **SEXUAL HARASSMENT**



### **Sexual Harassment**

Harassment in the Workplace State of Wisconsin Department of Workforce Development

Wisconsin Sexual Harassment: What you need to know

HR and Employment Law Topics Sexual Harassment Compliance Tools for HR Professionals

Sample Sexual Harassment Policy

Harassment or Unwelcome Conduct – Division of Personnel Management

Sexual Harassment University of Wisconsin System

Title VII of the Civil Rights Act of 1964

Know Your Rights under Title VII

Title VII

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# SMALL CLAIMS



## Small Claims

Forms for Small Claims

Guide to Small Claims

Self-Help Law Center

Wisconsin Law Library Small Claims

Wisconsin Statutes Chapter 799 Procedure in Small Claims Actions

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# SPECIAL OBSERVANCE DAYS



## Special Observance Days

Wisconsin Statutes §118.02



# SUBPOENAS



## Subpoenas

GF-126A Subpoena Form

Worksheet to be Submitted with Eau Claire Subpoena Service Requests

Wisconsin Statutes § 805.07

Wisconsin Statutes § 885.01 Who May Issue

Wisconsin Statutes § 972.11 Evidence and Practice civil rules applicable

More Subpoena Information

<https://www.wdfi.org/apps/CorpSearch/Search.aspx>

Can't find the Corporation on Wisconsin Department of Financial Institutions Search

Corporate Records? Try an Independent Server – though it may not be listed on the

Corporation Search site and am not sure how you will find out that is the Registered Agent

the Company uses unless they are willing to disclose that to you:

CT Corporation

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# SUPREME COURT RULES



## Supreme Court Rules

Supreme Court Rules

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# TELEPHONE PROCEEDINGS



Wis. Stat. § 967.09 Interpreters may serve by telephone or video

Wis. Stat. § 805.14(5)f Telephone Hearings

Wis. Stat. § 807.13 Telephone and audiovisual proceedings.

Wis. Stat. § 807.14 Interpreters (by telephone)

# TERMINATION OF PARENTAL RIGHTS



## **Termination of Parental Rights**

TPR Forms

TPR Practice Group

TPR Materials

Subchapter VIII of Chapter 48 Children's Code - Termination of Parental Rights

Wis. Stat. §48.415 Grounds for Involuntary Termination of Parental Rights

Wis. Stat. §48.42 Procedure TPR

Chapter 48 Children's Code

Wis. Stat. §809.107 Appeals in proceedings related to termination of parental rights

Wis. Stat. Chapter 809 Rules of Appellate Procedure

Additional TPR Information

Sample Brief Regarding a TPR Default Judgment

Sample Brief in Support of Motion to Vacate Default Judgment

COA: TPR default judgment was proper; refusal to vacate also proper



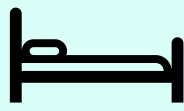
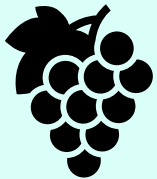
# TRAVEL

## Travel Information

Passport forms and other travel information found at this website:

<https://travel.state.gov/content/travel.html>

# TREATMENT



## Treatment Court & Treatment

Benedict Center Women and Justice

Benedict Center Women's Reentry Program at the House of Correction

JusticePoint Link

Wiser Choice – Milwaukee AODA Services

Eau Claire Treatment Courts

Wisconsin Department of Justice Link to TAD

Eau Claire Treatment Court Link

Chippewa Falls Recovery Court Link

Chippewa Falls TAD Program Link

Affinity House

Arbor Place

Fahrman Center

L.E. Phillips Libertas Alcohol and Drug Treatment Center

Lutheran Social Services (LSS)

Grams to Ounces Conversion

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# TRIALS & MOTIONS



## **Trials and Motions**

Speedy Trial Demand Wis. Stat. §971.10

Court Exhibits

Hearsay

Objections

Milwaukee Circuit Court Rules

Eau Claire Circuit Court Rules

Chippewa Circuit Court Rules

Trial Presentation

West Virginia Criminal Defense Motion Manual

Criminal Motions Link from Milwaukee Law Firm of Jeffrey W Jensen

Constitution

Wisconsin Constitution

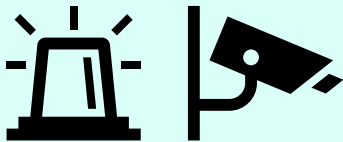
Wisconsin Statutes §805.18 Mistakes and Omissions; Harmless Error

(1) The Court shall, in every stage of an action, disregard any error or defect in the pleadings or proceedings which shall not affect the substantial rights of the adverse party.

(2)...

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# WARRANTS



## Warrants

§968.04 Warrant or summons on complaint.

§968.09 Warrant on failure to appear.

§885.11 Disobedient witness.

Chapter 345

Wis. Stat. §958.10 Searches and Seizures; when authorized

Wis. Stat. §968.11 Scope of search incident to lawful arrest

Wis. Stat. §968.12 Search Warrant

Wis. Stat. §968.13 Search Warrant; property subject to seizure.

Wis. Stat. §968.135 Subpoena for documents.

Wis. Stat. §968.14 Use of force.

Wis. Stat. §968.15 Search warrants; when executable.

Wis. Stat. §968.16 Detention and search of persons on premises.

Wis. Stat. §968.17 Return of search warrant.  
Wis. Stat. §968.18 Receipt for seized property.  
Wis. Stat. §968.19 Custody of property seized.  
Wis. Stat. §968.20 Return of property seized.  
Wis. Stat. §968.205 Preservation of certain evidence.  
Wis. Stat. §968.21 Search warrant; secrecy.  
Wis. Stat. §968.22 Effect of technical irregularities.  
Wis. Stat. §968.23 Forms  
Wis. Stat. §968.24 Temporary questioning without arrest.  
Wis. Stat. §968.25 Search during temporary questioning.  
Wis. Stat. §968.255 Strip searches.  
Wis. Stat. §968.256 Search of physically disabled person.  
Wis. Stat. §968.28 Application for court order to intercept communications

#### Chapter 968 COMMENCEMENT OF CRIMINAL PROCEEDINGS

*State v. Baudhuin*, 141 Wis. 2d 642, 416 N.W.2d 60, 1987 Wisc. LEXIS 716

*State v. Anderson*, 142 Wis. 2d 162, 417 N.W.2d 411, 1987 Wisc. App. LEXIS 4272

(Court of Appeals)

*State v. Anderson*, 155 Wis. 2d 77, 454 N.W.2d 763, 1990 Wisc. LEXIS 238

WI Supreme Court decision overturning the Court of Appeals decision.

*United States v. Roberson*, 90 F.3d 75, 1996 U.S. App. LEXIS 17426

Third Circuit Federal Court – Wisconsin is in the 7<sup>th</sup> Circuit

*State v. Richardson*, 156 Wis. 2d 128, 456 N.W.2d 830, 1990 Wisc. LEXIS 270

*State v. Guzy*, 139 Wis. 2d 663, 407 N.W.2d 548, 1987 Wisc. LEXIS 686

*United States v. Sokolow*, 490 U.S. 1, 109 S. Ct. 1581, 104 L. Ed. 2d 1, 1989 U.S. LEXIS 1694, 57 U.S.L.W. 4401

Sample Motions to Suppress

Sample Motion to Compel Disclosure of Confidential Informant

Franks/Mann Hearing – required when as defendant makes a “substantial preliminary showing” that the search warrant affidavit omitted undisputed facts that are critical to the determination of probable cause.

Milwaukee County Brief in Support of Motion to Compel List of Law Enforcement Officers with reduced Credibility by Daniel Storm



# WITNESSES

## Witnesses

Wis. Stat.885.09 Compensation of nonresident or indigent witness

Wis. Stat. §885.10 Witness for indigent respondent or defendant

Chapter 885 Witnesses and Oral Testimony

Sample Witness Fee Request

Wis. Stat. §967.04 Depositions in Criminal Cases

Wisconsin Statutes Evidence Chapter 908 Hearsay

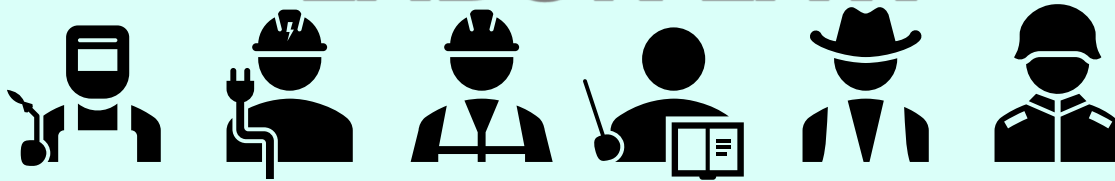
Witness who lies about getting a deal for testimony *Giglio v. United States*, 405 U.S. 150, 92 S.

Ct. 763, 31 L. Ed. 2d 104, 1972 U.S. LEXIS 83

Wis JI-Criminal 305 Falsus in Uno



# WORKERS' COMP & LABOR LAW



## **Workers' Compensation and Labor Law**

Wisconsin Statutes Chapter 102 Worker's Compensation

Chapter 101 Department of Safety and Regulation

Chapter 103 Employment Regulations

Chapter 104 Minimum Wage Law

Chapter 105 Employment Agents

Chapter 106 Apprenticeship Employment and Equal Rights

DWD 218 Fair Employment

Chapter 108 Unemployment

DWD 100 Unemployment Insurance to 150

Chapter 109 Wage Payments Claims and Collections

Chapter 111 Employment Relations

Index to all Chapters

Worker's Compensation

Worker's Compensation Contact Information

Worker's Compensation Links from State Law Library

Worker's Compensation 2015 New Law

Civil Rights Wisconsin Department of Workforce Development

Index for DWD Unemployment/Administrative Code

Workers' Compensation DWD Index

See also Labor and Industry Review Commission

Appeal, procedure, Ch LIRC 3

Dispute resolution process:

Health Service Fee, DWD 80.72

Health service necessity of treatment, DWD 80.73

Insurance policies, termination Ch Ins 21

Loss of Hearing, determination, DWD 80.25

Loss of Vision, determination, DWD 80.26

Reports:

Duty, DWD 80.02(1)

Electronic Reporting, DWD 80.02(3)

Self-insurance, DWD 80.60

Vocational Rehabilitation Benefits, DWD 80.49

Whistle Blower Protection Chapter DWD 224

Treatment Guidelines, Ch DWD 81

# WRIT OF CERTIORARI



## **Writ of Certiorari**

Judicial review of a revocation decision may be obtained by writ of certiorari in the county in which you were last convicted of an offense for which you were on supervision. Any action seeking a remedy available by certiorari made on behalf of a prisoner as that term is used in Wis. Stat. §801.02(7) must be commenced within 45 days of the decision to be reviewed.

See Wis. Stat. §893.735. The Petition for writ of certiorari should name the division administrator as the respondent and must be filed with the appropriate court and then served on the Division of Hearings and Appeals at 4822 Madison Yards Way, 5<sup>th</sup> Floor, Madison, Wisconsin 53705-5400.

Wis. Stat. §801.02(7) In this subsection...definitions

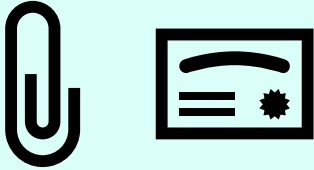
Wis. Stat. 801.50(5) Venue in civil actions or special proceedings

Wis. Stat. §893.735 Action by prisoner contesting a governmental decision

Prisoners' Guide to Challenging Revocation by Certiorari

Resource Book for Probation and Probation Revocation Hearings

# WRIT OF HABEAS CORPUS



## **Writ of Habeas Corpus**

A writ is actually a court order requiring an agency to do something. For example, we have filed writs to ask the court to order a person to be released from prison for various reasons. We recently had a successful situation where we argued on a writ of habeas corpus that a person was incarcerated wrongfully due to the ineffectiveness of his attorney at a probation revocation hearing. He was released from prison after those filings. From TWA

Transport orders are done via a Writ of Habeas Corpus

Petition for Writ of Habeas Corpus Eastern District of Wisconsin

Wisconsin Statutes Chapter 782 Habeas Corpus

OnPoint Article re Habeas Corpus