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FOR IMMEDIATE RELEASE

Wisconsin Supreme Court accepts three new cases

Madison, Wis. (Jan. 16, 2019) – The Wisconsin Supreme Court has voted to accept three new cases, and the Court acted to deny review in a number of other cases. The case numbers, counties of origin, and issues presented in granted cases are listed below. More detailed synopses of the granted cases will be released at a later date. More information about pending appellate cases can be found on the Wisconsin Supreme Court and Court of Appeals Access [website](#). Published Court of Appeals opinions can be found [here](#), and the status of cases pending in the Supreme Court can be found [here](#).

2016AP2058-CR

State v. Peter J. Hanson

Supreme Court case type: Petition for Review

Court of Appeals: District III

Circuit Court: Oconto County, Judge Michael T. Judge, affirmed

Long caption: State of Wisconsin, Plaintiff-Respondent, v. Peter J. Hanson, Defendant-Appellant-Petitioner

Issues presented:

1. Whether the admission of hearsay statements of a defendant's deceased wife inculpatting the defendant in murder violates a defendant's right to confrontation.
2. Whether trial counsel is ineffective in failing to move to suppress inculpatory statements made by a defendant at a John Doe hearing where the defendant was in custody and not properly Mirandized. [Miranda v. Arizona, 384 U.S. 436 (1966)]

2017AP741-CR

State v. Javien Cajujuan Pegeese

Supreme Court case type: Petition for Review

Court of Appeals: District IV

Circuit Court: Rock County, Judges Richard T. Werner and John M. Wood, affirmed

Long caption: State of Wisconsin, Plaintiff-Respondent, v. Javien Cajujuan Pegeese, Defendant-Appellant-Petitioner

Issue presented: Whether the circuit court's failure to personally insure that Pegeese understood each constitutional right waived by his guilty plea entitled to Pegeese to a [State v. Bangert, 131

Wis. 2d 246, 389 N.W.2d 12 (1986)] evidentiary hearing to determine whether his plea was knowing, intelligent, and voluntary.

2017AP1962

Richard A. Mueller v. TL90108, LLC

Supreme Court case type: Petition for Review

Court of Appeals: District I

Circuit Court: Milwaukee County, Judge Rebecca F. Dallet, reversed and cause remanded

Long caption: Richard A. Mueller, Plaintiff-Appellant, Joseph L. Ford, III, Plaintiff-Co-Appellant, v. TL90108, LLC, Defendant-Respondent-Petitioner

Issue presented:

[W]hether the six-year repose provision contained in Sections 893.35 and 893.51 for wrongful taking, conversion, or detention can be revived after it has expired if the original owner demands possession from the current possessor on the theory that the current possessor is “wrongfully detaining” the property even though it was previously converted.

Justice Rebecca Frank Dallet did not participate.

Review denied: The Supreme Court denied review in the following cases. As the state’s law-developing court, the Supreme Court exercises its discretion to select for review only those cases that fit certain [statutory criteria](#) (see Wis. Stat. § 809.62). Except where indicated, these cases came to the Court via petition for review by the party who lost in the lower court:

Chippewa

16AP1965-CR

State v. Lehrke

Dane

17AP620-CR

State v. Mason

Chief Justice Patience Drake Roggensack and Justice Annette Kingsland Ziegler dissent.

17AP1341

Rippl v. Actavis Mid Atlantic, LLC

Fond du Lac

17AP1649-CR

State v. Lanier

Jefferson

17AP1812-CR

State v. Smith

Juneau

17AP1559-CR

State v. Murphy

Kenosha

17AP1626-CR

State v. White

18AP676-CR

State v. Diedrich

Manitowoc

17AP1169 Schultz v. LIRC

Marathon

17AP1536-CR State v. Mitchell

Milwaukee

17AP547 State v. R.D.J.

17AP551 State v. Newson

17AP814 State v. Washington

Justice Rebecca Frank Dallet did not participate.

17AP857 Leiser v. Meisner

17AP883-CR State v. Reed

Justice Rebecca Frank Dallet did not participate.

17AP958-61-CR State v. Barwick

Justice Rebecca Frank Dallet did not participate.

17AP1584-CR State v. Kelly

17AP1589-W Dengsavang v. Pollard

Justice Rebecca Frank Dallet did not participate.

17AP1936-1937-CRNM State v. Brooks

17AP2110-W Craig v. Circuit Court for Milwaukee County

Justice Ann Walsh Bradley and Justice Shirley S. Abrahamson concur.

18AP18 State v. Nelson

Justice Rebecca Frank Dallet did not participate.

18AP192 Hydro Well Drilling, LLC v. Ryan

18AP298-CR State v. Solomon

18AP444 Moya v. Healthport Technologies

18AP542-45-NM State v. D. L. B., Sr.

18AP1206 K.M. v. R.O.

Monroe

17AP881 Gage Corp, Int. v. Tamareed Co.

Pierce

17AP292-CR

State v. Marek**Portage**

17AP1288

General Beer-Northeast v. Johnson Distributing**Rock**

17AP1160-CR

State v. Hicks

17AP2129

State v. Seeley

18AP1308

Rock County DHS v. L.H.**Sauk**

17AP2050

Village of Prairie du Sac v. Meyer**Sheboygan**

17AP2068-CRNM

State v. Lullhoff

18AP1357-CRNM

State v. Clum**Walworth**

18AP2039-W

Gardipee v. Picknell**Waukesha**

18AP963-CR

State v. Miller

18AP1229-W

Stix-Tollar v. Tollar**Waupaca**

17AP886

Arty's, LLC v. DOR**Winnebago**

17AP2024

Jones v. Pizon