



Supreme Court of Wisconsin

OFFICE OF COURT COMMISSIONERS

110 E. MAIN STREET, SUITE 440

MADISON, WISCONSIN 53703

Nancy A. Kopp
Julie A. Rich
David W. Runke
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Commissioners

Telephone (608) 266-7442

September 1, 2015

To: Interested Parties – See Attached List

Re: Rule Petition 07-11C: In the matter of the review of the discretionary transfer of cases to tribal court; and

**Rule Petition 14-02: Petition to Amend/Dissolve Wisconsin Statute § 801.54
Discretionary Transfer of Civil Actions to Tribal Court**

Greetings:

You received this letter because you may be a petitioner; you may have provided the court with input on one of the above petitions; or you may have expressed interest in this matter.

I wrote to you on March 17, 2015, to advise you of the status of two separate administrative rule matters that both relate to Wis. Stat. § 801.54, governing the discretionary transfer of cases to tribal court. In that letter, I told you that the court will conduct a public hearing in the fall of 2015 on the operation of Wis. Stat. § 801.54 (a review of rule matter 07-11C) and on rule petition 14-02. The two rule petitions remain separate matters, but will be considered on the same day at a consolidated public hearing.

The public hearing in these matters is scheduled for November 10, 2015, at 9:30 a.m. At this time, the court invites written comment from any interested persons. Specifically, with respect to rule matter 07-11C (the comprehensive review of Wis. Stat. § 801.54), the court requests that circuit courts, tribal courts, litigants, attorneys, and others affected by this rule advise the court, in writing, of their experience with this rule. With respect to rule petition 14-02 (the request of certain Oneida Tribal members to repeal Wis. Stat. § 801.54), the court respectfully invites responses from appropriate leadership of the Oneida General Tribal Council, the Oneida Business Committee, and the Oneida Tribal Judicial System. Of course, comments from other entities are welcome.

Comments should be filed by October 2, 2015, with the Clerk of Supreme Court, Attention: Deputy Clerk-Rules, P.O. Box 1688, Madison, WI 53701-1688. If possible, email a Microsoft Word version of your response to clerk@wicourts.gov. See comment guidelines at the court's website at <http://wicourts.gov/scrules/petitioncomment.htm>.

All persons filing written comment must indicate if they are commenting on rule matter 07-11C, rule petition 14-02, or both. If a filing does not identify which matter it addresses, the court will presume it pertains to the comprehensive review, 07-11C, and the document will be placed in that court file. You are reminded that written documents received in rule matters (including emails) are typically posted on the court rules website. The court has discretion to redact or decline to post documents, such as those containing confidential information or offensive language.

If petitioners wish to respond to any comments filed in these matters, such response should be filed no later than October 16, 2015.

If you are interested in appearing in person at the public hearing, please notify the Deputy Clerk for Rules by October 16, 2015, at clerk@wicourts.gov or 608-261-4302. Please refer to my March 17, 2015 letter (which is posted on the court rules website) for more detailed information on how the hearing will be conducted.

As a reminder, you might wish to consult the court's website to follow these matters: <http://wicourts.gov/scrules/supreme.htm>. If you have specific questions or other comments regarding these matters, please contact me by mail at Post Office Box 1688, Madison, WI 53701-1688, by telephone at (608) 261-6642, or by email at julie.rich@wicourts.gov.

Very truly yours,

/s/

Julie Anne Rich
Supreme Court Commissioner

cc: Chief Justice Patience Drake Roggensack
Justice Shirley S. Abrahamson
Justice Ann Walsh Bradley
Justice N. Patrick Crooks
Justice David T. Prosser, Jr.
Justice Annette Kingsland Ziegler
Justice Michael J. Gableman
Linda Dallas, on behalf of 14-02 petitioners
J. Denis Moran, Director of State Courts
Wisconsin State-Tribal Justice Forum, Attention: Hon. Chip Nielsen, chair

List of Interested Parties for Supreme Court Rules Matters

Badger State Sheriffs Association, Attention: Executive Director
Board of Bar Examiners
Chief Circuit Court Judges
Christian Gossett, Winnebago County District Attorney
Circuit Court Judges
Court of Appeals, Attention: Chief Staff Attorney
Court of Appeals Judges
Diane M. Fremgen, Clerk of Supreme Court
Director of State Courts
Eastern District of Wisconsin Bar Association, Attention: Katy Borowski, Executive Director
Legal Action of Wisconsin
Legal Aid Society of Milwaukee, Attention: Kimberly Walker, Executive Director
Marquette Law School, Attention: Joseph D. Kearney
Office of Lawyer Regulation, Attention: Keith Sellen, Director
Office of State Public Defender, Attention: Kelli S. Thompson
Office of the Attorney General, Attention: Brad D. Schimel
Shelley M. Fite, Attorney
State Bar of Wisconsin, Attention: George Brown, Executive Director
State Bar of Wisconsin, Attention: Lisa Roys, Public Affairs Director
State Bar of Wisconsin, Attention: Ralph M. Cagle, President
Steven Levine, Attorney
U.W. Law School, Attention: Margaret Raymond
Western District Bar Association of Wisconsin, Attention: Lynn M. Stathas
Wisconsin Asian Bar Association, Attention: Robin Dalton
Wisconsin Association for Justice, Attention: Bryan Roessler, Executive Director
Wisconsin Association of African American Lawyers, Attn: DeAngela Luna
Wisconsin Association of Criminal Defense Lawyers, Attention: Peter McKeever
Wisconsin Association of Judicial Court Commissioners, Attention: Alice Rudebusch
Wisconsin Bankers Association, Attention: Attorney John Knight
Wisconsin Clerks of Circuit Court Association, Attention: Pam Radtke
Wisconsin Counties Association, Attention: David Callender
Wisconsin Defense Counsel, Attention: Jane Svinicki, Executive Director
Wisconsin Defense Counsel, Attention: Monte Weiss, Amicus Curiae Committee Chair
Wisconsin District Attorneys Association, Attention: Margaret Drees, Executive Director
Wisconsin Family Court Commissioners Association, Attention: Sandra Grady, Exec. Secretary
Wisconsin Hispanic Lawyers Association, Attention: Micabil Diaz Martinez
Wisconsin Judicare, Inc., Attention: Kimberly Haas, Executive Director
Wisconsin Judicial Commission, Attention: Jeremiah VanHecke
Wisconsin Judicial Council, Attention: April Southwick
Wisconsin Juvenile Court Clerks Association, Attention: Joy Pecha
Wisconsin Municipal Judges Association, Attention: Honorable Scott Letteney
Wisconsin Newspaper Association, Attention: Executive Director
Wisconsin Registers in Probate Association, Attention: Nancy Dowling
Wisconsin Sheriff & Deputy Sheriff Association, Attention: James I. Cardinal, Exec. Dir.
Wisconsin State Attorneys Association, Attention: Nancy Wettersten
Wisconsin Trial Judges Association, Attention: Honorable Mary M. Kuhnmuench
Wisconsin Tribal Judges Association, Attention: Eugene White-fish, President

List of Additional Interested Parties – if any

Wisconsin State-Tribal Justice Forum members
Oneida Tribal Judicial System, Attention: Gerald L. Hill, Chief Judicial Officer
Oneida Tribal Judicial System, Attention: Denice Beans, Chief Trial Court Judicial Officer
Oneida Business Committee, Attention: Cristina Danforth, Chairwoman
Committee of Chief Judges, Attention: Honorable Donald Zuidmulder, Chief Judge
Great Lakes Indian Law Center, Attention: Richard Monette, Director
State Bar of Wisconsin Indian Law Section
Village of Hobart, Attention: Elaine Willman, Director of Tribal Affairs
Wisconsin Department of Children and Families, Attention: Connie Chesnik
Wisconsin Legislative Council Special Committee on State-Tribal Relations,
Attention: Rep. Jeffrey Mursau, Chair
Hon. Robert Collins, Family Court Judge, Oneida Family Court
Hon. James Mohr, Chief Tribal Judge, Lac Courte Oreilles Tribal Court
Hon. Gerald Ptacek, Circuit Court Judge, Racine County
Hon. Gary Sherman, Court of Appeals
Hon. Eugene L. White-Fish, Chief Judge, Forest County Potawatomi Tribal Court
Hon. Gerald Wright, Circuit Court Judge, Sawyer County
Wayne Malone, Chief Clerk, Stockbridge-Munsee Tribal Court
Huma Ahsan, Attorney, Madison Immigration Law LLC
Kenneth J. Artis, Attorney, Artis Law Office
Thomas J. Basting, Sr., Attorney, Midwest Mediation LLC
Paul Stenzel, Attorney, Stenzel Law Office
John S. Swimmer, Attorney, Swimmer Law Offices LLC
Nona Danforth
Amanda J. Gerondale
Yvonne Metivier