



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
Mark A. Neuser
Commissioners

Telephone (608) 266-7442

August 7, 2012

To: A. John Voelker, Director of State Courts

Re: Rule Petition 12-05, Petition to amend SCRs 72.01, 72.03, 72.04, and 72.05, and Wis. Stat. §§ 801.17, 807.06, and 809.15 relating to record retention and electronically or optically stored records

Dear Mr. Voelker:

I am assisting the Wisconsin Supreme Court with its consideration of the rule petition you filed on May 3, 2012, on the recommendation of the Records Management Retention Subcommittee (Rule Petition No. 12-05).

During open administrative conference on June 28, 2012, the court voted to schedule a public hearing on this rule petition. The hearing has been scheduled for Wednesday, September 19, 2012, at 9:30 a.m. The court would like additional information about the proposed amendments. Specifically, your response to the following issues or questions is sought at this time:

- Whether the retention periods for criminal case exhibits is sufficiently long.
- Whether the definition of exhibits is sufficiently broad.
- Whether the amendments will have retroactive application.

Please file your response by August 31, 2012, with the Clerk of Supreme Court, Attention: Carrie Janto, Deputy Clerk, P.O. Box 1688, Madison, WI 53701-1688. If possible, e-mail a Microsoft Word version of your response to carrie.janto@wicourts.gov or clerk@wicourts.gov.

The court may request further information prior to a public hearing or open administrative conference. The court may take any action it deems appropriate, including any of the following:

- (a) Adopt the rule proposed, or a modified version, without further comment.
- (b) Reject the rule proposed without further comment.
- (c) Refer the rule petition to another entity for its review and recommendation.
- (d) Request further information or analysis from the petitioner or interested persons or entities.

All comments and responses to the petition will be filed with the Clerk. You will not automatically receive copies of such comments and responses. We encourage you to consult the court's Web site at <http://wicourts.gov/srules/supreme.htm> to follow this rule petition. Court communications on the petition and any written comments filed with the clerk's office will be posted on the Web site.

If you have specific questions regarding this request, please contact me at (608) 261-6642 or julie.rich@wicourts.gov.

Yours very truly,

/s/

Julie Anne Rich

Supreme Court Commissioner

cc: Chief Justice Shirley S. Abrahamson
Justice Ann Walsh Bradley
Justice N. Patrick Crooks
Justice David T. Prosser, Jr.
Justice Patience Drake Roggensack
Justice Annette Kingsland Ziegler
Justice Michael J. Gableman
Interested Parties (see attached list)

List of Interested Parties for Supreme Court Rules Matters

Board of Bar Examiners
Chief Circuit Court Judges
Circuit Court Judges
Court of Appeals Judges
Court of Appeals, Attention: Chief Staff Attorney
Legal Action of Wisconsin, Attention: John F. Ebbott
League of Women Voters
Marquette Law School, Attention: Joseph D. Kearney
Office of Lawyer Regulation
Office of State Public Defender, Attention: Kelli S. Thompson
Office of the Attorney General, Attention: J.B. Van Hollen
State Bar of Wisconsin, Attention: James Brennan
State Bar of Wisconsin, Attention: George Brown
State Bar of Wisconsin, Attention: Lisa Roys
State Bar of Wisconsin, Attention: Natasha Fahey-Flynn
U.W. Law School, Attention: Margaret Raymond
Eastern District of Wisconsin Bar Association, Attention: Katy Borowski, Executive Director
Western District Bar Association of Wisconsin, Attention: Lynn M. Stathas
Wisconsin Asian Bar Association, Attention: Arman S. Rouf
Wisconsin Association for Justice, Attention: Jane E. Garrott, Executive Director
Wisconsin Association of African American Lawyers, Attn: Steven DeVougas
Wisconsin Association of Criminal Defense Lawyers, Attention: Peter McKeever
Wisconsin Association of Judicial Court Commissioners, Attention: Cedric Cornwall
Wisconsin Bankers Association, Attention: Attorney John Knight
Wisconsin Clerks of Circuit Court Association, Attention: Lonnie Wolf
Wisconsin Counties Association, Attention: David Callender
Wisconsin Defense Counsel, Attention: Jane Svinicki and Andrew C. Cook
Wisconsin District Attorneys Association, Attention: Matthew Giesfeldt, Executive Director
Wisconsin Family Court Commissioners Association, Attention: Commr. Jason Hanson
Wisconsin Hispanic Lawyers Association, Attention: Adria D. Maddaleni
Wisconsin Judicare, Inc., Attention: Rosemary Elbert
Wisconsin Judicial Commission, Attention: James Alexander
Wisconsin Judicial Council, Attention: April Southwick
Wisconsin Juvenile Court Clerks Association, Attention: Joy Pecha
Wisconsin Municipal Judges Association, Attention: Honorable JoAnn Eiring
Wisconsin Registers in Probate Association, Attention: Amy Franzen
Wisconsin State Attorneys Association, Attention: Francis X. Sullivan
Wisconsin Trial Judges Association, Attention: Honorable Mary M. Kuhnmuensch
Wisconsin Tribal Judges Association, Attention: Amanda Rockmann, President
Christian Gossett, Winnebago County District Attorney

List of Additional Interested Parties – if any

Badger State Sheriffs Association, Attention: Executive Director
Wisconsin Sheriff & Deputy Sheriff Association, Attention: James I. Cardinal, Exec. Dir.
Wisconsin Credit Union League
Wisconsin Land Title Association
Wisconsin Insurance Alliance