



# Supreme Court of Wisconsin

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FOR IMMEDIATE RELEASE

## Wisconsin Supreme Court accepts one new cases

**Madison, Wisconsin** (March 9, 2023) – The Wisconsin Supreme Court recently voted to accept one new case, and the Court acted to deny review in a number of other cases. The case numbers, counties of origin and the issues presented in granted cases are listed below. 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 pending Supreme Court cases can be found [here](#).

2022AP1334

A.M.B. v. Circuit Court of Ashland County

**Supreme Court case type:** Bypass

**Court of Appeals:** District III

**Circuit Court:** Ashland County, Judge Kelly J. McKnight

**Long caption:** In the matter of the adoption of M.M.C.: A.M.B., Petitioner-Appellant, T.G., Appellant v. Circuit Court for Ashland County, the Honorable Kelly J. McKnight, presiding, Respondent

**Issues presented:**

1. Whether Wis. Stat. Ann. § 48.81 and 48.92(2) violate the equal protection rights of afforded to her under Wis. Const., art. I, § 1 and the Fourteenth Amendment of the U.S. Constitution, by requiring A.M.B. and T.G. to be married to enable T.G. to adopt her?
2. Whether Wis. Stat. Ann. § 48.81 and 48.92(2) violate the equal protection rights of T.G. afforded to him under Wis. Const., art. 1, § 1 and the Fourteenth Amendment of the U.S. Constitution by requiring T.G. to be married to A.M.B. to adopt M.M.C.?
3. Do unstated legislative interests of “promoting marriage” and “preserving the traditional unitary family” trump the stated legislative interest of promoting the best interest of the child in Chapter 48?

4. Is it consistent with Wisconsin law to discriminate against individuals based on marital status for stepparent adoptions to “promot[e] marriage” and “protect the traditional unitary family” (See Respondent’s brief p. 5)?

**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:

**Brown County**

2021AP374-CR

2021AP918

2021AP1912

State v. Sanders

Van Handel v. Shepard

F.A.W. v. M.B.

**Dane County**

2019AP2026-W

2020AP1870

2021AP1281-CR

2022AP72

2022AP2211-W

Ramirez v. Hepp

Dressler v. Kaul

State v. Gratz (Justice Jill J. Karofsky did not participate)

Klinger v. Wisconsin Mutual Insurance Company

Schworck v. Circuit Court for Dane County (WSU)

**Fond du Lac County**

2022AP1170-CR

State v. Allen

**Florence County**

2021AP396

Eilau v. Roff

**Langlade County**

2021AP988-CR

State v. Pearson

**Manitowoc County**

2019AP1651

Backus Electric, Inc. v. Hubbart Electric, Inc.

**Marathon County**

2021AP840

2021AP2115

Ally Capital Corp. v. Rader

Petitioner v. Milbeck

**Milwaukee County**

2020AP1207

2021AP78

State v. Carpenter (Justice Rebecca Frank Dallet did not participate)

State v. Sellers

2021AP527-CR	<u>State v. Lassa</u>
2021AP654	<u>State v. Williams</u>
2021AP688-W	<u>Tucker v. Benzel</u> (Justice Patience Drake Roggensack did not participate)
2021AP707	<u>State v. Gutierrez-Mendoza</u>
2021AP804-CR	<u>State v. Jackson</u>
2021AP805-CR	
2021AP1424-CR	<u>State v. Wilson</u>
2021AP1786-CR	<u>State v. Davis</u>
2021AP1834-CR	<u>State v. Hughes</u>
2022AP2-W	<u>Tran v. Hepp</u>
2022AP713	<u>L.E.H. v. R.E.M.</u> (Justice Patience Drake Roggensack did not participate)
2022AP714	
2022AP715	
2022AP805-W	<u>Shaw v. Lucas</u>
2022AP1397	<u>State v. D.W., Jr.</u>
2022AP1580	<u>State v. C.L.</u>
2022AP1581	
2022AP1582	
2022AP2109-W	<u>Grady v. Fuchs</u> (WHC)
<b><u>Portage County</u></b>	
2022AP1249	<u>Portage County DH&amp;HS v. C.Z.</u>
2022AP1250	
2022AP1251	
2022AP1252	
2022AP1352	<u>Portage County DH&amp;HS v. S.Z.</u>
2022AP1353	
2022AP1354	
2022AP1355	
<b><u>Racine County</u></b>	
2020AP1052	<u>Vanderverter v. Hyundai Motor America</u> (Chief Justice Annette Kingsland Ziegler and Justice Rebecca Grassl Bradley dissent)
2021AP1002-CR	<u>State v. Canady</u>
<b><u>St. Croix County</u></b>	
2021AP392	<u>Rood v. Selective Insurance Co.</u> (Justice Patience Drake Roggensack dissents)

**Walworth County**

2021AP1025-CR

2021AP1026-CR

State v. Barrera

2023AP191-W

Noback v. Court of Appeals, District II (WSU)

**Washington County**

2021AP1903-CR

State v. Kieson (Chief Justice Annette  
Kingsland Ziegler did not participate)

**Waukesha County**

2021AP942-CR

2022AP807

State v. Schiller

State v. K.J.P.

**Waupaca County**

2021AP1384-CR

State v. Wittenberger

**Waushara County**

2021AP867-CR

State v. Lehouillier

**Winnebago County**

2022AP817

Winnebago County v. A.P.D.