

State of Wisconsin, Plaintiff
-vs-

**Written Explanation of
Determinate Life Sentence**

Defendant's Name

Case No. _____

The total length of your sentence for count _____ is life imprisonment.

- You are eligible for release to extended supervision after serving 20 years.
- You are eligible for release to extended supervision after serving _____ years, _____, months (may not be less than 20 years).
- You are not eligible for release to extended supervision.

Extended Confinement ("bad time")

The time you are confined in prison can be extended if you violate any prison regulation or if you refuse or neglect to perform required or assigned duties. If your time in prison is extended under this "bad time" provision, you could be required to serve up to the total length of your sentence in prison. The penalties which can be imposed by the Department of Corrections are:

- 10 days for the first offense;
- 20 days for the second offense;
- 40 days for the third and each subsequent offense.

In addition, if you are placed in adjustment, program, or controlled segregation status, your term of confinement can be extended by a number of days equal to 50% of the number of days which you spend in adjustment, program, or controlled segregation status.

Finally, if while you are in prison you file a lawsuit which the court finds to be filed for a malicious purpose, or solely to harass the party against which it is filed, or if you testify falsely or otherwise knowingly offer false evidence or provide false information to the court in that lawsuit, the court can order that your term of confinement be extended up to the total length of your sentence.

While you are on extended supervision, you will be subject to certain conditions. If you violate any of these conditions, you may be returned to prison to serve not more than the time remaining on your sentence. The time remaining on your sentence is the total length of your sentence less any time served in custody.

Petitioning for Release to Extended Supervision (If Eligible)

- You may file a Petition for Release to Extended Supervision with this court. This Petition cannot be filed earlier than 90 days before your extended supervision eligibility date. If your Petition is filed any time earlier than the 90 days, the court will deny the Petition without a hearing.
- You must serve a copy of your Petition on the district attorney's office, and the district attorney will file a written response to your Petition within 45 days after receiving the Petition.
- The court will review your Petition and any response filed by the district attorney and may grant or deny your Petition without a hearing. If the court holds a hearing, the hearing will be before the court, without a jury. The district attorney who prosecuted you will represent the state at this hearing.
- Before this court can grant or deny your Petition, any victim(s) or any other person may make or submit a statement relevant to your release to extended supervision.
- This court cannot grant your Petition unless you prove, by clear and convincing evidence, that you are not a danger to the public.
- If your Petition is granted, this court may impose conditions on the term of extended supervision.
- If this court denies your Petition, it will set a date on which you may file another Petition. If it is filed prior to the date set by the court, it may be denied without a hearing.
- You may appeal an order denying your Petition for Release to Extended Supervision.

Copy of this form given to defendant.