



OFFICE OF THE CLERK
Supreme Court of Wisconsin

110 EAST MAIN STREET, SUITE 215

P.O. BOX 1688

MADISON, WI 53701-1688

TELEPHONE (608) 266-1880

FACSIMILE (608) 267-0640

Web Site: www.wicourts.gov

October 19, 2004

To:

Hon. Patrick J. Fiedler
Dane County Circuit Court
210 M.L.K., Jr. Blvd., Rm. 308
Madison, WI 53703-3344

Sally L. Wellman
Assistant Attorney General
P.O. Box 7857
Madison, WI 53707-7857

Judith A. Coleman
Dane County Clerk of Courts
210 M.L.K., Jr. Blvd., Rm. GR-10
Madison, WI 53703-3341

Robert R. Henak
Henak Law Office, S.C.
1223 N. Prospect Avenue
Milwaukee, WI 53202

Jerome F. Buting
Buting & Williams, S.C.
400 N. Executive Drive, #205
Brookfield, WI 53005-6029

Barry C. Scheck
Colin Starger
The Innocence Project
100 Fifth Avenue, 3rd Floor
New York, NY 10011

John I. Norsetter
Dane County Asst. Dist. Atty.
210 M.L.K., Jr. Blvd., Rm. 523
Madison, WI 53703-3346

You are hereby notified that the Court has entered the following order:

Nos. 01-2789
02-2979

State v. Ralph D. Armstrong

L.C. #80CF000495

A petition for review pursuant to Wis. Stat. § 808.10 and a motion of Wisconsin Association of Criminal Defense Lawyers for leave to file a nonparty brief in support of the petition for review and for an extension of time to file the brief having been filed on behalf of defendant-appellant-petitioner, Ralph D. Armstrong, and considered by this court;

IT IS ORDERED the motion is granted and the brief is accepted for filing.

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IT IS FURTHER ORDERED that the petition for review is granted; that pursuant to Wis. Stat. § (Rule) 809.62, within 30 days after the date of this order the defendant-appellant-petitioner must file a brief in this court; that within 20 days of filing, the plaintiff-respondent, State of Wisconsin, must file either a brief or a statement that no brief will be filed; and that if a brief is filed by the plaintiff-respondent, within 10 days of filing, the defendant-appellant-petitioner must file either a reply brief or a statement that no reply brief will be filed; and

IT IS FURTHER ORDERED that in any brief filed in this court the parties shall not incorporate by reference any portion of their court of appeals' brief or petition for review or response; instead, any material in these documents upon which there is reliance should be restated in the brief filed in this court; and

IT IS FURTHER ORDERED that the first brief filed in this court must contain, as part of the appendix, a copy of the decision of the court of appeals in this case; and

IT IS FURTHER ORDERED that within 30 days after the date of this order, each party must provide the clerk of this court with 10 copies of the brief previously filed on behalf of that party in the court of appeals; and

IT IS FURTHER ORDERED that the allowance of costs, if any, in connection with the granting of the petition will abide the decision of this court on review.

Cornelia G. Clark
Clerk of Supreme Court