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TO: 608-267-0640
Benjamin Manthei, Assistant Deputy Clerk
Districts II and IV

FROM: Merry Rottmann
Matthiesen, Wickert & Lehrer, S.C.

DATE: June 5, 2020

RE: Applegate-Bader Farm, LLC v. Wisconsin Dept. of Revenue
and Richard Chandler
Case No. 2018-AP-1239

JUN 05 2020
CLERK OF COURT OF APPEALS
OF WISCONSIN

Dear Mr. Manthei:

Attached is the Joint Motion to Enlarge Time to File Initial and Response Briefs that has been signed by Attorney Woody. Thank you.

Sincerely,

Merry Rottmann
Legal Assistant
Matthiesen, Wickert & Lehrer, S.C.

FILED

JUN 05 2020

Case No. 2018-AP-1239

CLERK OF SUPREME COURT
OF WISCONSIN

IN THE
SUPREME COURT
STATE OF WISCONSIN

APPLEGATE-BADER FARM, LLC,
Plaintiff-Appellant-Petitioner,

v.

WISCONSIN DEPARTMENT OF
REVENUE and RICHARD
CHANDLER,
Defendants-Respondents.

On Appeal from the Circuit Court for Green County,
Case No. 2016-CV-000048.
The Honorable **Thomas J. Vale**, Presiding Judge.

**JOINT MOTION
TO ENLARGE TIME TO FILE INITIAL AND RESPONSE BRIEFS**

The parties, APPLEGATE-BADER FARM, LLC, *Plaintiff-Appellant-Petitioner*, and Defendants-Respondents, WISCONSIN DEPARTMENT OF REVENUE and RICHARD CHANDLER, hereby move the Court, pursuant to Wis. Stat. Secs. 809.14, and 809.82(2)(a), for an Order enlarging the time of the current briefing schedule.

The current deadline for Petitioner to file its initial brief is June 18, 2020, as ordered on May 19, 2020 by the Court. (Doc. 146). The Petitioner seeks an extension to file its initial brief of twenty-two (22) days, to July 9, 2020. In turn, the Respondents request that the time to file their response brief be extended to August 10, 2020.

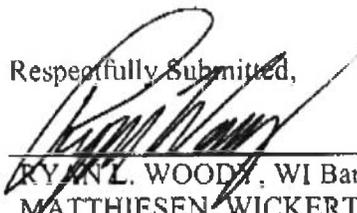
Wis. Stat. Sec. 809.82(2)(a) provides in pertinent part, that “. . . the court upon its own motion or upon good cause shown by motion, may enlarge . . . the time prescribed by these rules or court order for doing any act”

The grounds for this motion are that Petitioner’s counsel’s current case load and current scheduled work commitments prevent him from completing the initial brief within the current deadline of June 18, 2020. The deadline for filing the initial brief has not passed, the request for the extension is not attributable to APPLGATE-BADER FARM, LLC, and the proposed extension of twenty-two (22) days is reasonable and will not prejudice any party. (*Id.*) See *State v. Quackenbush*, 2005 WI App 2, ¶ 24, 278 Wis. 2d 611, 628, 692 N.W.2d 340.

To accommodate anticipated time away from work mid-July, and in light of other July and early August deadlines in the 7th Circuit and in circuit court summary judgment proceedings, counsel for Respondents requests that the deadline for a responsive brief be reset to Monday, August 10, 2020, which would be 32 days after the Petitioner’s new deadline.

For all of these reasons, upon good cause shown, the parties respectfully request that the Court grant their joint motion to enlarge time.

Dated: June 5, 2020.

Respectfully Submitted,


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