



OFFICE OF THE CLERK

Supreme Court of Wisconsin

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November 24, 2021

To:

Hon. Scott L. Horne
Circuit Court Judge
La Crosse County Courthouse
333 Vine St.
La Crosse, WI 54601

Pamela Radtke
Clerk of Circuit Court
La Crosse County Courthouse
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La Crosse, WI 54601

*Addresses continued on page 2.

You are hereby notified that the Court, by its Clerk and Commissioners, has entered the following order:

No. 2021AP437-CR State v. Jurjens, L.C. #2010CF188

The court having considered the November 12, 2021 motion of defendant-appellant, Ralph H. Jurjens, III, pro se, to extend the time in which to file a petition to review the court of appeals' June 29, 2021 decision;

IT IS ORDERED that the motion is denied. The 30-day period in which to file a petition for review may not be enlarged. First Wisconsin National Bank of Madison v. Nicholaou, 87 Wis. 2d 360, 274 N.W.2d 704 (1979). In addition, Mr. Jurjen's motion cannot be treated as a timely, but nonconforming petition for review. The court of appeals issued its final decision in this appeal on June 29, 2021, which meant that the 30-day period under Wis. Stat. § 808.10(1) for filing a petition for review expired on July 29, 2021. When a motion for reconsideration is filed in the court of appeals within 20 days after the date of the court of appeals' decision, however, the 30-day period for filing a petition for review starts on the date the court of appeals determines the motion for reconsideration. Wis. Stat. § 808.10(2). In this instance, Mr. Jurjens' motion for reconsideration in the court of appeals was not filed within 20 days after the court of appeals' June 29, 2021 decision. Consequently, the 30-day period for filing a petition for review began on June 29, 2021, when the court of appeals issued its final decision, and ended on July 29, 2021. Because the defendant-appellant's motion for an extension of time was not filed until November 12, 2021, it cannot be treated as a timely, but nonconforming petition for review.

Sheila T. Reiff
Clerk of Supreme Court

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Addresses cont.

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