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January 11, 2022

To:

Hon. Jonathan D. Watts
Circuit Court Judge, Br. 15
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Milwaukee, WI 53233

John Barrett
Clerk of Circuit Court
901 N. 9th St., Rm. G-8
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Hon. Jeffrey A. Conen
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Hon. Joseph R. Wall
Circuit Court Judge
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Milwaukee, WI 53233

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

No. 2021AP1853-W	<u>Culpepper v. Benzel</u> , L.C. #2015CF3359
No. 2019AP9-CR	<u>State v. Culpepper</u> , L.C. #2015CF3359

A petition for writ of habeas corpus having been filed on behalf of petitioner, Mark Anthony Culpepper, and considered by this court, together with the petition for review filed October 14, 2021;

IT IS ORDERED that the petition for writ of habeas corpus is granted, ex parte; and

IT IS FURTHER ORDERED that the relief requested in the habeas petition, that the petition for review filed in State v. Culpepper, No. 2019AP9-CR, be reinstated and deemed timely-filed is granted. See State ex rel. Nichols v. Litscher, 2001 WI 119, 247 Wis. 2d 1013, 635 N.W.2d 292; State ex rel. Schmelzer v. Murphy, 201 Wis. 2d 246, 548 N.W.2d 45 (1996); and

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No. 2021AP1853-W Culpepper v. Benzel, L.C. #2015CF3359

No. 2019AP9-CR State v. Culpepper, L.C. #2015CF3359

IT IS FURTHER ORDERED that the petition for review is denied, without costs. The petition does not meet any of the criteria for review set forth in Wis. Stat. § 809.62(1r).

Sheila T. Reiff
Clerk of Supreme Court

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