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Supreme Court of Wisconsin

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June 24, 2022

To:

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Waupaca County Courthouse
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Waupaca, WI 54981

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

No. 2019AP664-CR State v. Johnson L.C.#2017CF56

This case arises from an interlocutory appeal filed during the pending criminal prosecution of defendant-respondent-petitioner, Alan S. Johnson. By order dated February 26, 2021, this court granted the petition for review filed pursuant to Wis. Stat. § 808.10 on behalf of Mr. Johnson. After briefing was completed, the court conducted oral argument in this case on September 29, 2021. Following oral argument, the court directed the parties, defendant-respondent-petitioner, Alan S. Johnson, intervenor-appellant, T.A.J., and the plaintiff-petitioner-respondent, the State of Wisconsin, to file supplemental briefs on the following question:

Should the court overrule State v. Shiffra, 175 Wis. 2d 600, 499 N.W.2d 719 (Ct. App. 1993)?

The court reviewed the supplemental briefs that were filed, and has determined that it would benefit from additional oral argument in this matter. Therefore,

IT IS ORDERED that the court will conduct a supplemental oral argument in September, 2022. The Clerk of the Supreme Court will advise the parties of the date and time of the oral argument in due course; and

IT IS FURTHER ORDERED that the non-parties, *amici curiae*, in this case are reminded that *amici* are generally not granted oral argument time in addition to the argument time allotted to the parties. An *amicus* may be allowed to speak at oral argument if any party cedes time to that *amicus*. Therefore, any motion seeking leave to participate in oral argument, shall inform the court whether any party is willing to cede argument time to that *amicus*.

Sheila T. Reiff
Clerk of Supreme Court

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