



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 25, 2022

To:

Hon. Nicholas McNamara
Circuit Court Judge
Dane County Courthouse
215 S. Hamilton St.
Madison, WI 53703

Carlo Esqueda
Clerk of Circuit Court
Dane County Courthouse
215 S. Hamilton St.
Madison, WI 53703

Benjamin Wagner
The Law Office of Ben Wagner LLC
6527 Normandy Ln., Ste. 201
Madison, WI 53719

Winn S. Collins
Robert Probst
Assistant Attorney General
P.O. Box 7857
Madison, WI 53707

*Address list continued on Page 2

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

No. 2019AP2026-W Ramirez v. Hepp, L.C. #s 2014CF2286 and 2015CF518

On July 18, 2022, this court granted the motion of petitioner-appellant, Gabriel G. Ramirez, pro se, for a waiver of the required number of copies of his petition for review and appendix. On August 5, 2022, this court construed the "Motion To Stay All Further Proceedings Pursuant to Rhines v. Weber, 544 U.S. 269, 125 S. Ct. 1528 (2005) To Allow Defendant to Properly Address All His Real Issues and Claims in The Lower Court," filed by Mr. Ramirez as a nonconforming petition to review the court of appeals' order of June 7, 2022. The court directed Mr. Ramirez to file a statement in support of the petition, conforming to the requirements of Wis. Stat. §§ 809.62(2) and (4), with the clerk of this court by December 5, 2022. On September 14, 2022, this court granted Mr. Ramirez's motion for an extension of time to pay costs and fees and gave him until October 14, 2022 to either pay the filing fee or submit the correct prisoner's petition for waiver of fees/costs-affidavit of indigency as well as a certified copy of his prisoner's trust fund account for the last six months. Mr. Ramirez submitted the correct petition for waiver of fees, and his fee waiver was granted on September 30, 2022.

Page 2

October 25, 2022

No. 2019AP2026-W

Ramirez v. Hepp, L.C. #s 2014CF2286 and 2015CF518

On August 15, 2022 Mr. Ramirez filed a document entitled "Statement in Support of Petition for Review." However, in the document he indicated that he only wants this court to issue a ruling on his "Rhines Motion" and that he does not want this court to construe his "Motion To Stay All Further Proceedings Pursuant to Rhines v. Weber," as a petition for review.

IT IS ORDERED that this court will take no action on Mr. Ramirez's request to issue a ruling only on his Rhines motion; and

IT IS FURTHER ORDERED that by December 5, 2022, petitioner-appellant, Gabriel G. Ramirez, shall file, with the clerk of this court, a statement in support of petition for review conforming to the requirements of Wis. Stat. §§ 809.62(2) and (4). The petition shall set forth the reasons why this court should review the court of appeals' June 7, 2022 order. If the statement is not filed by that time, the petition will be summarily dismissed.

Sheila T. Reiff
Clerk of Supreme Court

Address list continued:

Joseph N. Ehmann
State Public Defender's Office Appellate Division
P.O. Box 7862
Madison, WI 53707

Gabriel G. Ramirez 365059
Fox Lake Correctional Inst.
P.O. Box 200
Fox Lake, WI 53933-0200