



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

February 23, 2023

To:

Hon. Scott R. Needham
Circuit Court Judge
St. Croix County Courthouse
1101 Carmichael Road
Hudson, WI 54016

Lori Gorseger
Clerk of Circuit Court
Rusk County Courthouse
311 Miner Avenue East
Ladysmith, WI 54848

Annette M. Barna
District Attorney
311 Miner Avenue East, Suite L327
Ladysmith, WI 54848

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

Dennis Schertz
Schertz Law Office
P.O. Box 133
Hudson, WI 54016

Doug S. Nitek 218193
Green Bay Correctional Inst.
P.O. Box 19033
Green Bay, WI 54307-9033

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

No. 2020AP897-CRNM State v. Nitek L.C. #2017CF4

The court having considered the motion of defendant-appellant, Doug S. Nitek, pro se, to extend the time in which to file a "statement in support of his petition to review", and having construed the motion to be a motion for an extension of time to file a petition to review the court of appeals' decision of January 31, 2023, and noting that defendant-appellant has also filed a motion for reconsideration under Wis. Stat. § (Rule) 809.24 in the court of appeals;

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);

Page 2

February 23, 2023

No. 2020AP897-CRNM State v. Nitek L.C. #2017CF4

IT IS FURTHER ORDERED the motion itself shall be deemed to be a timely but nonconforming petition for review; and,

IT IS FURTHER ORDERED that the petition for review shall be held in abeyance pending action by the court of appeals on the motion for reconsideration. Once the court of appeals has ruled on the motion for reconsideration, an order will be issued notifying the parties of the dates by which they will be required to make further filings. A date will be established by which defendant-appellant will be required to file a statement in support of the petition, conforming to the requirements of Wis. Stat. §§ 809.62(2) and (4). A date will also be established for plaintiff-respondent, State of Wisconsin, to file a response to the petition for review.

Sheila T. Reiff
Clerk of Supreme Court