

OFFICE OF THE CLERK

Supreme Court of Wisconsin

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February 22, 2018

To:

Hon. Rebecca F. Dallet
Circuit Court Judge, Br. 40
821 W. State St.
Milwaukee, WI 53233

Colleen A. Foley
Milwaukee County Corporation Counsel
901 N. 9th St., #303
Milwaukee, WI 53233-1425

John Barrett
Clerk of Circuit Court
901 N. 9th St., Rm. G-8
Milwaukee, WI 53233

John Joseph Munoz Jr.
Milwaukee County Jail
949 N. 9th St.
Milwaukee, WI 53233

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

No. 2018AP27-W

Munoz v. Schmidt L.C.#2012CF1642

On January 3, 2018, petitioner, John Joseph Munoz, Jr., filed a petition for a writ of habeas corpus without the payment of the required filing fee or the filing of a petition for waiver of fees. By order dated January 3, 2018, and extended by order dated January 17, 2018, the court ordered the petition would be subject to dismissal under Wis. Stat. § (Rule) 809.83 unless, on or before February 2, 2018, the \$195.00 filing fee was paid or a petition for waiver of fees was filed that established good cause for waiving the filing fee. On January 22, 2018, Mr. Munoz filed a partial filing fee payment in the amount of \$11.47 and a completed Authorization to Withhold Money From Trust Fund Accounts form. Mr. Munoz did not file a completed petition for waiver of fees.

The court has also been advised by counsel for the named respondent, Acting Sheriff Richard R. Schmidt, that neither Acting Sheriff Schmidt nor the Office of the Milwaukee County Corporation Counsel has been served with a copy of the petition for a writ of habeas corpus. Accordingly,

IT IS ORDERED that petitioner shall file the petition for waiver of fees that establishes good cause for waiving the filing fee on or before March 16, 2018. A copy of the petition for waiver of fees is attached to petitioner's copy of this order. If petitioner fails to file a completed

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petition by March 16, 2018, the petition will be subject to immediate dismissal under Wis. Stat. § (Rule) 809.83. No further time extensions will be granted.

IT IS FURTHER ORDERED that on or before March 16, 2018, the petitioner shall serve a copy of the petition for writ of habeas corpus on Milwaukee County Deputy Corporation Counsel Colleen Foley on behalf of respondent, Acting Sheriff Richard R. Schmidt. The petitioner shall also by March 16, 2018, file with the clerk of this court proof that he has complied with this service requirement. The failure to serve a copy of the petition by March 16, 2018, will be grounds for the immediate dismissal of the petition under Wis. Stat. § (Rule) 809.83.

Sheila T. Reiff
Clerk of Supreme Court