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Supreme Court of Wisconsin

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January 17, 2018

To:

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

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John Joseph Munoz Jr.
Milwaukee County Jail
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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. On January 3, 2018, the court issued an order stating that the petition would be subject to dismissal under Wis. Stat. § (Rule) 809.83 unless, within ten days of the date of the order, 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 12, 2018, Mr. Munoz filed a motion with this court entitled "Motion and Notice of Motion of Venue Designation of Appellate Court." This court has reviewed the motion and understands Mr. Munoz to be requesting that his petition for writ of habeas corpus be heard by a district of this court in Madison, pursuant to Wis. Stat. §§ 752.21(2) and 801.50(3)(a). Those statutory sections, however, relate to appeals from cases filed in circuit courts; they do not apply to petitions for writs of habeas corpus originally filed in the Supreme Court of Wisconsin, which has jurisdiction over all circuit courts and incarceration facilities in this state and has no districts. Accordingly, this court will take no action on the motion, as there are no districts of the supreme court to which this writ petition could be assigned. Mr. Munoz has also filed a request for an extension of time to file his indigency forms. Upon the foregoing,

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IT IS ORDERED that the motion for extension of time is granted. Petitioner shall pay the \$195.00 filing fee or file the petition for waiver of fees that establishes good cause for waiving the filing fee on or before February 2, 2018, or the petition will be subject to immediate dismissal under Wis. Stat. § (Rule) 809.83;

IT IS FURTHER ORDERED that the court will take no action on Mr. Munoz's request to change venue of the petition for writ of habeas corpus in this court.

Diane M. Fremgen
Acting Clerk of Supreme Court