

FILED
03-22-2024
CLERK OF WISCONSIN
SUPREME COURT



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Supreme Court of Wisconsin

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March 22, 2024

To:

Hon. Scott C. Woldt
Circuit Court Judge
Electronic Notice

John M. Carroll
Electronic Notice

Tara Berry
Clerk of Circuit Court
Winnebago County Courthouse
Electronic Notice

John D. Flynn
Electronic Notice

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

No. 2023AP48-CR State v. Seidl, L.C.#2022CF138

On February 14, 2024, the court of appeals issued a decision affirming Raymond Edward Seidl's judgment of conviction for operating while intoxicated as a fourth offense. On March 19, 2024, this court received a "Motion to Extend Time for Petition for Review" filed by Mr. Seidl's counsel, Attorney John Miller Carroll. In the motion, Attorney Carroll asks this court "to extend the timeline for submitting a Petition for Review to today's date, March 19, 2024[.]" Attorney Carroll explains that he filed a petition for review in the circuit court (i.e., the incorrect court) on March 15, 2024, the last day of the 30-day period in which to file a petition for review. See Wis. Stat. § 808.10(1) (stating that "the petition for review shall be filed in the supreme court within 30 days of the date of the decision of the court of appeals"). Attorney Carroll submitted with his motion a proposed petition for review and appendix for filing in this court.

IT IS ORDERED that the motion is denied and the clerk of this court shall reject the electronic copy of the petition for review and appendix that was submitted through the appellate eFiling system and shall return any filing fee paid. See State ex rel. Schmelzer v. Murphy, 201 Wis. 2d 246, 548 N.W.2d 45 (1996). 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).

Samuel A. Christensen
Clerk of Supreme Court