

WISCONSIN SUPREME COURT

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The court has entered the following order:

District: 1

Appeal No. 2019AP001557 W

September 26, 2019

Circuit Court Case No. 2017JC000500A

Jamie L. Nicolai v. Circuit Court for Milwaukee County

A prisoner, as defined in Wis. Stat. § 801.02(7)(a)2, has requested leave to commence this matter without being required to prepay the \$195.00 filing fee. Upon review of the petition and affidavit of indigency and the certified copy of the prisoner's trust fund account statement,

IT IS ORDERED that the request is **conditionally granted**. The court finds the prisoner to be partially indigent because the prisoner has assets in his or her regular and release trust fund account to partially pay the filing fee. This order authorizes access to all accounts as necessary to pay the filing fee. The prisoner shall pay \$105.87 as an initial partial filing fee. If payment is not received within 30 days of the date of this order, the matter will be dismissed for failure to pay the filing fee. Wis. Stat. § (Rule) 809.83(2).

IT IS FURTHER ORDERED that the agency having custody of the prisoner's trust fund account shall freeze the prisoner's trust fund account until the deposits in that account are sufficient to pay the balance owed and shall forward the balance to the clerk of this court as provided by law. When remitting payments, please note this court's case number on all checks.

If the prisoner receives a money judgment or monetary settlement, the amount shall be used to pay the filing fee for this action which has not yet been reimbursed pursuant to the priority schedule in Wis. Stat. § 806.025(2).

The clerk of this court will notify the custodian at the prisoner's facility of the balance due for the filing fee as soon as practicable.

A prisoner's obligation to pay the court's filing fee continues after the prisoner is released from custody. If a balance remains unpaid after release, the clerk of this court will not accept further filings from that person, absent leave of the court. See Wis. Stats. §§ (Rules) 809.83(2) and 809.25(2)(C).

Sheila T. Reiff
Clerk of Supreme Court