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Supreme Court of Wisconsin

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FILED
10-18-2024
CLERK OF WISCONSIN
SUPREME COURT

October 18, 2024

To:

Hon. Raymond S. Huber
Circuit Court Judge
Electronic Notice

Hector Salim Al-Homsi
Electronic Notice

Yvette Kienert
Clerk of Circuit Court
Waupaca County Courthouse
Electronic Notice

Robert A. Kennedy Jr.
Electronic Notice

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

No. 2023AP1142-CR State v. Garcia, L.C. #2021CF120

On October 10, 2024, defendant-appellant, Billy Joe Garcia, pro se, filed a motion addressed to the court of appeals and dated October 2, 2024, that requests that the court “extend the deadline to file an appeal of the decision and order filed in this case on September 6, 2024.” The clerk of court filed the motion in both the court of appeals and this court. The court of appeals construed the filing to be a motion for an extension of time to file a motion for reconsideration of the court of appeals’ September 6, 2024 decision and denied the request by order dated October 17, 2024. This court construes the filing to be a motion for an extension of time to file a petition for review of the court of appeals’ September 6, 2024 decision.

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);

IT IS FURTHER ORDERED the motion itself shall be deemed to be a timely but nonconforming petition for review. However, a statement in support of the petition, conforming to the requirements of Wis. Stat. §§ 809.62(2) and (4), must be filed with the clerk of this court by December 20, 2024. If the statement is not filed by that time, this petition will be summarily dismissed. No further time extensions will be granted.

Samuel A. Christensen
Clerk of Supreme Court