



OFFICE OF THE CLERK
Supreme Court of Wisconsin

110 EAST MAIN STREET, SUITE 215
P.O. BOX 1688
MADISON, WI 53701-1688

TELEPHONE (608) 266-1880
FACSIMILE (608) 267-0640
Web Site: www.wicourts.gov

FILED
05-09-2025
CLERK OF WISCONSIN
SUPREME COURT

May 9, 2025

To:

Hon. David L. Borowski
Circuit Court Judge
Electronic Notice

Nicholas DeSantis
Electronic Notice

Anna Hodges
Clerk of Circuit Court
Milwaukee County Safety Building
Electronic Notice

Kenneth Lovell McDade 254013
Racine Correctional Inst.
P.O. Box 900
Sturtevant, WI 53177-0900

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

No. 2023AP114

State v. McDade, L.C.#2010CF3671

The court having considered the motion of defendant-appellant, Kenneth Lovell McDade, for waiver of the required number of copies of the petition for review and for leave to serve one copy on the Wisconsin Department of Justice as counsel for plaintiff-respondent, State of Wisconsin;

IT IS ORDERED that the motion is dismissed as moot. Given the advent of electronic filing, a “paper party” under Wis. Stat. § (Rule) 809.01(25) who files paper documents with the clerk of this court by traditional methods, such as by mailing, is required to file only one paper copy of the document with the clerk of this court. Wis. Stat. § (Rule) 809.80(1). Further, if the other parties to an appellate proceeding are electronic filing users, as is the case in this matter for the Department of Justice, a paper party is no longer required to serve papers copies upon that party. Wis. Stat. § (Rule) 809.80(2)(c) & (d). Service upon an electronic filing user is accomplished by the clerk of this court entering an image of the filed paper document into the electronic filing system and that system transmitting a notice of docketing or a notice of activity to the electronic filing user. *Id.* In light of the fact that the court of appeals denied defendant-appellant’s motion for reconsideration on April 28, 2025, in order for defendant-appellant to file and serve a timely petition for review in this matter, he will be required to file one paper copy of his petition for review and appendix with the clerk of this court on or before May 28, 2025. Wis. Stat. § 808.10 and § (Rule) 809.80(1) & (2).

Samuel A. Christensen
Clerk of Supreme Court