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Supreme Court of Wisconsin

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January 23, 2018

To:

Hon. Edward F. Vlack III
Circuit Court Judge
St. Croix County Courthouse
1101 Carmichael Road
Hudson, WI 54016

Kristi Severson
Clerk of Circuit Court
St. Croix County Courthouse
1101 Carmichael Road
Hudson, WI 54016

Lida Marie Bannink
Eckberg Lammers PC
430 2nd Street
Hudson, WI 54016

Warren Wayne Slocum
2220 122nd Street
New Richmond, WI 54017

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

No. 2016AP1887 City of New Richmond v. Warren Wayne Slocum L.C.#2015CV467

On December 28, 2017, in light of affidavits filed by Attorney Lida M. Bannink, as counsel for the defendant-appellant, City of New Richmond (the City), stating that the City had not been served with a copy of the petition for review filed by the plaintiff-respondent-petitioner, Warren Wayne Slocum, this court issued an order that, inter alia, required Mr. Slocum to serve a copy of his petition for review on Attorney Bannink no later than January 10, 2018. See Wis. Stat. §§ (Rules) 809.80(2)(a) and 801.14(1), (2), and (4).

On January 18, 2018, the City, by its counsel, filed a third affidavit of no service stating that as of January 16, 2018, the City's counsel had not been served with a copy of the petition for review.

Accordingly, the court will give Mr. Slocum one more chance to serve a copy of the petition for review on Attorney Bannink as counsel for the City. The failure to serve a copy of the petition for review within the time set forth in this order will constitute an egregious refusal to comply with the orders of this court and will subject the petition for review to dismissal pursuant to Wis. Stat. § (Rule) 809.83(2). Accordingly,

IT IS ORDERED that on or before February 7, 2018, plaintiff-respondent-petitioner shall serve a copy of his petition for review on the defendant-appellant by mailing (via first-class mail) the copy to Attorney Bannink; and

IT IS FURTHER ORDERED that the failure of the plaintiff-respondent-petition to serve the copy of the petition for review by the required date as set forth in the preceding paragraph shall constitute an egregious refusal to comply with the orders of this court and shall subject the petition for review to summary dismissal pursuant to Wis. Stat. § (Rule) 809.83(2).

IT IS FURTHER ORDERED that, in the event the plaintiff-respondent-petitioner shall serve a copy of the petition for review on counsel for the defendant-appellant within the time set forth above, the deadline for the defendant-appellant to file its response to the petition for review shall be extended until February 26, 2018.

Diane M. Fremgen
Acting Clerk of Supreme Court