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Wisconsin Supreme Court accepts three cases at recent conferences

Madison, Wisconsin (March 9, 2026) – The Wisconsin Supreme Court recently voted to accept three cases, and the Court acted to deny review in a number of other cases at its December 5, 2025 and January 7, 2026 conferences. The case numbers, counties of origin and the issues presented in granted cases are listed below. More information about pending appellate cases can be found on the Wisconsin Supreme Court and Court of Appeals Access [website](#). Published Court of Appeals opinions can be found [here](#), and the status of pending Supreme Court cases can be found [here](#).

No. 2022AP431

Wisconsin State Legislature v. Kaul

Supreme Court case type: Petition for Review

Court of Appeals: District II

Circuit Court: Polk County, Judge Jeffery L. Anderson, *reversed*.

Long caption: Wisconsin State Legislature, Plaintiff-Appellant-Cross-Respondent-Respondent, Adam Jarchow, Plaintiff-Co-Appellant-Cross-Respondent, v. Josh Kaul and Kathy Koltin Blumenfeld, Defendants-Respondents-Cross-Appellants-Petitioners.

Issue(s) presented:

1. Through 2017 Wisconsin Act 369, the Wisconsin Legislature amended Wis. Stat. § 165.10 to require the Department of Justice to “deposit all settlement funds into the general fund.” Does the department “deposit all settlement funds into the general fund” when it places moneys received from the settlements into program revenue appropriations in the general fund?

2. If the court determines that Wis. Stat. § 165.10 and § 20.906(1) should be interpreted not to prohibit the attorney general from crediting settlement funds into the appropriation under Wis. Stat. § 20.455(3)(g) authorize the crediting of civil action settlement proceeds to that appropriation? In other words, do the services rendered by the Department of Justice personnel in litigating a civil action on behalf of the State of Wisconsin or an executive branch agency constitute “proceeds from services” under Wis. Stat. § 20.455(3)(g)? **[Issue added by grant order]**

No. 2023AP36

Wisconsin Voter Alliance v. Secord

Supreme Court case type: Petition for Review

Court of Appeals: District II

Circuit Court: Walworth County, Judge David W. Paulson.

Long caption: Wisconsin Voter Alliance and Ron Heuer, Petitioners-Appellants- Petitioners, v. Kristina Secord, Respondent-Respondent- Respondent.

Issue(s) presented:

1. Because the Notices of Voting Eligibility are not a court’s underlying determination “pertinent to a finding of [an individual’s] competency,” but communications regarding the individual’s right to vote after a competency hearing, are the Notices subject to disclosure under the Wisconsin Public Records Act?
2. Whether the district court should have granted a petition for a writ of mandamus when documents sought under Wisconsin’s Public Records Law, such as Notices of Voting Eligibility, are public information subject to disclosure.

No. 2023AP498

Brekke v. Midwest Medical Ins.

Supreme Court case type: Certification

Court of Appeals: District II

Circuit Court: Winnebago County, Judge Scott C. Woldt.

Long caption: Charlie May Brekke, Plaintiff-Appellant, v. Midwest Medical Ins. Co. and Craig M. Batley, D.O., Defendants-Respondents.

Issue(s) presented:

1. Whether an unborn child (or any minor child) is a patient under Wis. Stat. § 448.30 and thus entitled to informed consent with the independent right to pursue legal action against a physician who fails to comply with said statute.

Review denied: The Supreme Court denied review in the following cases. As the state’s law-developing court, the Supreme Court exercises its discretion to select for review only those cases that fit certain [statutory criteria](#) (see Wis. Stat. § 809.62). Except where indicated, these cases came to the Court via petition for review by the party who lost in the lower court:

Ashland County

2023AP2029-CR

State v. McCulloch

Barron County

2023AP99-CR

State v. Brunette

Brown County

2022AP1480-CR

State v. Kelsey

Buffalo County

2023AP1206-CR

State v. Lyon

Columbia County

2024AP19-CR

State v. Valdovinos

Crawford County

2025AP302

Crawford County v. M.W.

Dane County

2024AP79-CR

State v. Johnson

2025AP1022-W

Cuesta v. Circuit Court for Dane County

Douglas County

2024AP30-CR

State v. Hall

Grant County

2023AP2260-CR

State v. Guolee

Marathon County

2023AP1628

State v. Zastrow

2023AP1570	<u>State v. Willis</u>
2024AP551	<u>State v. S.L.L.</u>
2025AP537-W	<u>Augoki v. Circuit Court for Milwaukee County</u> [Supervisory Writ]
2025AP1214	<u>State v. G.W.</u>
2025AP1262-W	<u>Olson v. Circuit Court for Milwaukee County</u> [Supervisory Writ]
2025AP1605-W 2025AP1623-W	<u>Petitioner v. Court of Appeals, District I</u> [Supervisory Writ]
2024AP2620-W	<u>Smith v. Johnson</u>

Oneida County

2022AP647-CR	<u>State v. LaRose</u>
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Ozaukee County

2024AP293-CR	<u>State v. Phillips</u>
2024AP1444	<u>State v. Elsila</u>
2025AP1673-W 2025AP1675-W 2025AP1676	<u>Friedman v. Circuit Court for Ozaukee County</u> [Supervisory Writ]

Portage County

2025AP1330

Portage County Health and Human Services
Department v. Z.D.R.

Price County

2024AP1140

Price County Department of Human Services v. L.C.B.

Racine County

2024AP191-CR

State v. Pearson-Robb

2023AP2165

State v. Jackson

2024AP326-CR

State v. Wright

2024AP664

Jenkins v. Village of Yorkville

2024AP675-CR

State v. Werlein

2025AP758-FT

Racine County v. D.S.

Walworth County

2023AP2108-CR

State v. DeHart

Washington County

2023AP284-CR

State v. Shaw

Waukesha County

2024AP691-CR	<u>State v. Solom</u>
2024AP1976-CR	<u>State v. Sobotik</u>
2025AP55	<u>Cerny v. WEC</u> [Bypass Petition]

Winnebago County

2023AP1187	<u>Ciamarichello v. Community First Credit Union</u>
2024AP968-CR	<u>State v. Yao</u>
2024AP1333	<u>Winnebago County v. J.S.</u>