

Dane County

Civil Court Record

06-07-2023

11:12 AM

Caption	Responsible Court Official	Case Number
Leonard Pozner vs. James Fetzer et al	Frank D. Remington	2018CV003122

Filing Date	Filing Court Official	Classification
11-27-2018	Frank D. Remington	Unclassified

Disposition Date	Disposition Court Official	Disposition	Next Action(s)
12-12-2019	Frank D. Remington	Judgment by Verdict - At Jury Trial	

Party Type	Name	Address	Attorney
Plaintiff	Leonard Pozner	c/o: Meshbesh & Spence, Ltd., 1616 Park Avenue, Minneapolis, MN 55404 US	Emily M Feinstein, Randy J. Pflum, Genevieve M Zimmerman, Nathan Oesch, Jacob Zimmerman
Defendant	James Fetzer	800 Violet Lane, Oregon, WI 53575 US	
Garnishee	State Bank of Cross Plains		Olivia Jane Schwartz
Garnishee	Summit Credit Union		
Garnishee	UW Credit Union		

Date	Court Record Entries	Court Official	Court Reporter Tape/Counter Location
11-27-2018	Filing fee paid – \$285.50 Adjustment Number: 18A 060798, Payable Number: 442147, Receipt Number: 18RS073338, Amount: \$285.50		
11-27-2018	Case initiated by electronic filing		
11-27-2018	Summons and complaint	Frank D. Remington	
01-04-2019	Affidavit of service on Meshbesh & Spence, Ltd, counsel for plaintiff		
01-04-2019	Answer by Defendant James Fetzer		
01-11-2019	Electronic Notice Update		
01-14-2019	Motion to dismiss and alternative motion for a more definite statement		
01-24-2019	Other papers Request for admissions filed by defn Fetzer.		
02-01-2019	Demand for production of records and documents filed by defn James Fetzer		
02-04-2019	Decision and order Defendants' Motion to Dismiss - DENIED	Frank D. Remington	
02-05-2019	Notice of hearing Telephone scheduling conference on March 11, 2019 at 10:45 am.		
02-05-2019	Request Second Request for Admissions		
02-15-2019	Order pro hac vice Atty Jacob Zimmerman	Frank D. Remington	

02-15-2019 Prop. order pro hac vice Frank D. Remington
Proposed Order Granting Motion to Appear Pro Hac Vice

02-15-2019 Motion
to Admit Pro Hac Vice

02-15-2019 Other papers
Application for Pro Hac Vice

02-15-2019 Affidavit
of Jacob S. Zimmerman

02-15-2019 Affidavit
of Genevieve M. Zimmerman

02-15-2019 Affidavit of mailing
Payment for PHV

02-18-2019 Affidavit in support of motion
to strike defn Fetzer's answer; Jacob Zimmerman.

02-18-2019 Notice of motion, motion
to strike defn Fetzer's answer

02-22-2019 Response/reply
and Objections to Defendant Fetzer's First Set of Requests for Admission

02-25-2019 Answer
to Motion to Strike from Defendant James Fetzer

02-28-2019 Answer
Mike Palecek

03-04-2019 Answer
of Defendant Wrongs Without Wremedies, LLC, to Plaintiff's Complaint and
Affirmative Defenses

03-04-2019 Order pro hac vice Frank D. Remington
Alexander Petale on behalf of Wrongs Without Wremedies, LLC

03-04-2019 Proposed Order
Proposed Order to Admit Alexander Petale Pro Hac Vice

03-04-2019 Motion
to Admit Alexander Petale Pro Hac Vice

03-04-2019 Affidavit
of Alexander Petale in Support of Motion to Admit Pro Hac Vice

03-04-2019 Affidavit
of Reed J. Peterson in Support of Motion to Admit Alexander Petale Pro Hac
Vice

03-04-2019 Electronic Notice Update

03-04-2019 Notice of Appearance
Atty Reed Peterson Representing Wrongs Without Wremedies, LLC

03-05-2019 Motion
for protective order

03-05-2019 Affidavit
of Jacob Zimmerman in Support of Plaintiff's Motion for Protective Order (with
supporting exhibits)
Exhibit A (RFA 1/24/19)
Exhibit B (2nd RFA 2/5/19)
Exhibit C (Demand for Production of Documents 2/1/19)
Exhibit D (E-mails)
Exhibit E (respnse from Defn 1/16/19)
Exhibit F (E-mail between parties)

03-05-2019 Notice of retainer
The Zimmerman firm, LLC [Atty Jacob Zimmerman, Atty Genevieve
Zimmerman] on behalf of Plaintiff Leonard Pozner

03-07-2019 Other papers
Submission of Interrogatories

- 03-07-2019 Demand for production of records and documents
Second
- 03-07-2019 Answer
to Responses and Objections to Defendant's First Set of Requets for Admissions by Defendant James Fetzer
- 03-11-2019 Telephone scheduling conference Frank D. Remington Colleen C. Clark
11:14 AM Plaintiff Leonard Pozner appeared by phone means with Attorneys Genevieve M Zimmerman and Jacob Zimmerman. Attorney Reed J Peterson and Attorney Alexander Petale appeared by phone means for Defendant Wrongs Without Wremedies, LLC.. Defendant James Fetzer appeared by phone means. Defendant Mike Palecek appeared by phone means. Re: motion to strike answer filed by pltf. Court denied motion for the reasons stated on the record. Re: mtn for protective order. Argument by Mr. Fetzer to deny the motion. Argument by Atty Petale; argues the pltf must provide response and object to specific portions rather than a general objection. Argument by atty Peterson; argues the pltf must meet and confer. Atty Zimmerman argues they attempted to meet and confer. Atty Fetzer argues he wants all discovery to be filed through the e-filing system. Court indicates it is not the procedure in WI and is not welcomed by the court. Court suggests the pltf respond to the request for admissions. Atty Zimmerman agrees to respond, but would still like the court to rule on the motion for protective order re: the request for production of docs. Court questioned defn Fetzer if he would like the court to rule on the motion today. Mr. Fetzer wants the court to rule on each individual item. Court went through Ex C. Doc. No. 1 & 2: If pltf has, should produce a copy. If pltf does not have the original - nothing to produce. Additionally, Court indicated the pltf is not obligated to produce a certified copy. Doc. No. 3 & 4: Court ruled it is not relevant - granted mtn. Doc. No. 7: Court denied. Doc. No. 8: Court ruled it is vague and ambiguous - granted mtn. Doc. No. 9: Court denied. Doc. No. 10-14: Court granted mtn for protective order. Doc. No. 15 & 16: Court granted. Doc. No. 17-19: Not relevant - court granted. Doc. No. 20-23, 25-26: Court granted. Doc. No. 27: Defn must get docs directly from HONR. Doc. No. 28: Not relevant - Court granted mtn. Doc. No. 29: Defn can inquire with Alexis Haller - pltf is not required to produce. Doc. No. 30: Not relevant - court granted mtn. Doc. No. 24: Court granted mtn. Atty Zimmerman to draft order. Discussion re: the scope of the claims in the complaint. Case scheduled. Witness list: pltf: 4/15/19; defn: 6/14/19. Jury fee w/in 10 days. JS/JT: 5 days - 10/14/19. FPT: 9/5/19 at 1:30 p.m. JI/Verdicts/MIL/ADR: 8/22/19. Discovery: 9/5/19. Court explained his expectations for witness lists and the final pre-trial. Dispo mtn: 4/30/19; response: 5/24/19; reply: 6/3/19; OA: 6/17/19 at 8:30 a.m. (in-person). Re: amendment to pleadings. Atty Petale wants to file counterclaim. Pltf's pleadings are complete. Defns have 10 days to finalize answer and/or crossclaim/counterclaim.
- 03-13-2019 Scheduling order Frank D. Remington
- 03-18-2019 eFiled Document Fee Paid – \$72.00
Adjustment Number: 19A 015487, Payable Number: 453325, Receipt Number: 19RS016940, Amount: \$72.00
- 03-18-2019 Jury demand
Plaintiff's
- 03-21-2019 Counterclaim
of James Fetzer
- 03-21-2019 Counterclaim
of Mike Palecek
- 03-21-2019 Transcript
Reporter: Colleen Clark; telephone scheduling conf; 3/11/19.
- 03-22-2019 Proposed Order
Granting in Part and Denying in Part Plaintiff's Motion for Protective Order
- 03-22-2019 Counterclaim
of Wrongs Without Remedies, LLC. (filed on 3/21/19 but rejected due to an error in the initial filing)

03-22-2019 Notice of Appearance
Atty Alexander Petale

03-25-2019 Other papers
Objection to Proposed Order by Plaintiff Leonard Pozner by Defendant Wrongs
Without Wremedies, LLC, Regarding Confidential Materials.

03-25-2019 Motion
for Paternity Testing (Plaintiff's)

03-25-2019 Affidavit
of Jacob Zimmerman

Exhibit A: Medical Examiner's Report
Exhibit B: Letter Authorizing Release of Tissue for DNA Analysis

04-01-2019 Proposed Order

04-01-2019 Order Frank D. Remington
Granting in Part and Denying in Part Plaintiff's Motion for Protective Order

04-01-2019 Notes
Per Judicial Direction Contacted Atty Genevieve & Jacob Zimmerman to draft
an order RE: Motion for an Order Pursuant to Wis. Stat. 885.23

04-02-2019 Order Frank D. Remington
granting pltf's motion pursuant to Wis. Stat. 885.23

04-05-2019 Notice of hearing
Telephone motion hearing on April 18, 2019 at 09:00 am.

04-08-2019 Affidavit
of Jacob Zimmerman in support of pltf's motion to dismiss and/or strike defns'
counterclaims

04-08-2019 Motion to dismiss
or in the alternative to strike

04-09-2019 Notice of Appearance
Atty Marisa Berlinger for pltf.

04-09-2019 Notice of Appearance
Atty Emily Feinstein for pltf.

04-11-2019 Proposed Order
Proposed stipulation and order to continue pre-trial scheduling and dispositive
motion dates.

04-11-2019 Notice of briefing schedule

04-12-2019 Response/reply
Defendant Fetzer's Response to Motion for Paternity Test

04-12-2019 Notice of hearing
Telephone motion hearing on April 18, 2019 at 09:00 am.

04-12-2019 Response/reply
Response to Motion for Paternity Test

04-15-2019 Motion
for Confidentiality Order

04-15-2019 Affidavit
of Jacob Zimmerman
Exhibits A - F

04-15-2019 Response/reply
Defendant Fetzer's Response to Motion for Paternity Test Amended

04-18-2019 Proposed Order Declined Frank D. Remington
For the reasons stated orally from the bench

04-18-2019 Telephone motion hearing Frank D. Remington Colleen C. Clark
Attorney Jacob Zimmerman and Attorney Marisa Berlinger appeared by phone
means for Plaintiff Leonard Pozner. Defendant James Fetzer appeared by
phone means. Defendant Mike Palecek appeared by phone means. Attorney
Alexander J Petale and Attorney Reed Peterson appeared by phone means for

Defendant Wrongs Without Wremedies, LLC. along w/ representative David Gahary. See attached minutes.

04-22-2019 Notice of hearing
Telephone motion hearing on April 26, 2019 at 10:30 am.

04-22-2019 Motion
for expansion of DNA testing; filed by defn Fetzer.

04-23-2019 Request
Palecek request to be excused from phone hearing (Note: Judge approved)

04-23-2019 Response/reply
Response to Motion for Confidentiality and Request for Restraining Order

04-23-2019 Motion
Plaintiff's Motion to Enforce Wis. Stat. 801.19

04-23-2019 Affidavit in support of motion
of Jacob Zimmerman to enforce Wis. Stat. 801.19

04-24-2019 Order
Granting Plaintiff's Motion for DNA Testing Frank D. Remington

04-24-2019 Proposed Order
Granting Plaintiff's Motion for DNA Testing

04-24-2019 Response/reply
Response to Plaintiff's Motion to Enforce Wis. Stat. 801.19

04-25-2019 Transcript
Transcript - 04/18/2019 Telephone motion hearing; Colleen Clark, RPR

04-26-2019 Telephone motion hearing
Attorneys Jacob Zimmerman, Marisa Berlinger and Emily M Feinstein appeared by phone means for Plaintiff Leonard Pozner. Attorney Alexander J Petale appeared by phone means for Defendant Wrongs Without Wremedies, LLC. along with representative David Gahary. Defendant James Fetzer appeared by phone means. See attached minutes. Frank D. Remington Colleen C. Clark

04-30-2019 Other papers
Pltf's statement of proposed undisputed facts

04-30-2019 Affidavit in support of motion
for summary judgment. Alan Friedman.

04-30-2019 Affidavit
of Samuel Green

04-30-2019 Affidavit
of Leonard Pozner

04-30-2019 Brief in support of motion
for summary judgment; pltf.

04-30-2019 Motion for summary judgment
filed by pltf

04-30-2019 Motion for summary judgment
filed by defn Fetzer

05-02-2019 Letters/correspondence
to James Fetzer from Judge Remington

05-02-2019 Motion to Seal Document
filed by pltf to seal Zimmerman affidavit

05-02-2019 Proposed Order
regarding confidential materials

05-02-2019 Letters/correspondence
From Judge to Atty Zimmerman and Berlinger re: filing.

05-03-2019 Transcript
Transcript - 04/26/2019 Telephone Motion Hearing; Colleen Clark, RPR

05-03-2019 Affidavit in support of motion
for summary judgment; of Jacob Zimmerman.

05-03-2019 Motion to Seal Document Frank D. Remington
exhibits to Zimmerman affidavit

05-03-2019 Affidavit in support of motion
to compel defn Fetzer; of Jacob Zimmerman.

05-03-2019 Affidavit in support of motion
to compel Wrongs Without Wremedies; of Jacob Zimmerman.

05-03-2019 Motion
for failure to make discovery and to determine sufficiency of admissions -
against defn Wrongs Without Wremedies

05-03-2019 Motion
for failure to make discovery and to determine sufficiency of admissions
against defn Fetzer

05-06-2019 Motion
for Continuance of Summary Judgment Opposition Briefing Schedule and
Hearing Date; granted by Judge - amended briefing schedule set.

05-07-2019 Proposed Order
Denying Defendants Motion for Restraining Order

05-07-2019 Proposed Order
Proposed Order Granting Plaintiffs Motion to Enforce Wis. Stat. 801.19

05-07-2019 Notice of briefing schedule
amended re: dispositive motions

05-07-2019 Notice of hearing
Telephone motion hearing on May 16, 2019 at 09:00 am.

05-08-2019 Motion
to Correct Affidavit & Exhibit A: Corrected Affidavit of Jacob Zimmerman in
Support of Plaintiff's Motion for Summary Judgment

05-08-2019 Affidavit
of Jacob Zimmerman in Support of Plaintiff's Motion for Summary Judgment

05-08-2019 Order Frank D. Remington
Denying Defendant's Motion for Restraining Order

05-08-2019 Order Frank D. Remington
Granting Plaintiff's Motion to Enforce Wis. Stat. 801.19

05-09-2019 Letters/correspondence
From defn Palecek requesting to be excused from hearing. (Note: court
approved)

05-13-2019 Other papers
Defendant Fetzer's Proposed Undisputed Findings of Fact in Support of Motion
for Summary Judgment

05-13-2019 Motion for summary judgment
Errata to Defendant's Motion for Summary Judgment

05-13-2019 Order Frank D. Remington
regarding confidential materials

05-14-2019 Letters/correspondence
to Judge Remington from Atty Peterson RE: Depositions

05-15-2019 Affidavit
Declaration of Alexander J. Petale, Esq., In Opposition to Protective Order RE:
Plaintiff's Deposition

05-15-2019 Motion
Defendant's Response to Plaintiff's Motion for Failure to Make Discovery

05-15-2019 Notice of motion
for Protective Order

05-15-2019 Affidavit
of Jacob Zimmerman in Support of Plaintiff's Motion for Protective Order (inc
Exhibits)

05-15-2019 Letters/correspondence

From Judge to atty Peterson.

05-16-2019	Exhibit list		
05-16-2019	Telephone motion hearing See attached minutes.	Frank D. Remington	Colleen C. Clark
05-22-2019	Transcript Transcript - 05/16/2019 Telephone Motion Hearing; Colleen Clark, RPR		
05-23-2019	Report DNA Test Report		
05-23-2019	Proposed Order Granting Plaintiff's Motion to Compel Wrongs Without Remedies		
05-23-2019	Proposed Order Granting Plaintiff's Motion to Compel Defendant Fetzer		
05-23-2019	Motion to Disclose Expert Witness Findings		
05-23-2019	Proposed Order Granting Plaintiff's Fee Petition		
05-23-2019	Petition for Atty Fees and Declaration of Jacob Zimmerman		
05-23-2019	Notice of Withdrawal of Plaintiff's Motion for Protective Order	Frank D. Remington	
05-28-2019	Motion Fetzer's Motion to Reconsider and Protective Order		
05-28-2019	Order Granting Plaintiff's Motion for Failure to Make Discovery - Wrongs Without Wremedies	Frank D. Remington	
05-28-2019	Order Granting Plaintiff's Motion for Failure to Make Discovery Defn Fetzer	Frank D. Remington	
05-30-2019	Motion Defendant Fetzer's Motion to Reschedule Responses to MSJs		
05-30-2019	Notice of hearing Motion hearing on June 17, 2019 at 08:30 am.		
05-31-2019	Affidavit of Zimmerman in Opposition to Defendant Fetzer's Motion to Extend Summary Judgment Deadlines		
05-31-2019	Other papers Opposition to Defendant Fetzer's Motion to Extend Summary Judgment Deadlines		
05-31-2019	Proposed Order on Joint Motion to Dismiss Claims		
05-31-2019	Motion Joint Motion to Dismiss Claims		
06-03-2019	Letters/correspondence Palecek request to be excused from phone hearing - Approved		
06-03-2019	Notice of hearing Telephone motion hearing on June 4, 2019 at 01:30 pm.		
06-04-2019	Telephone motion hearing 01:47 PM Attorneys Jacob Zimmerman, Emily M Feinstein and Marisa Berlinger appeared by phone means for Plaintiff Leonard Pozner. Defendant James Fetzer appeared by phone means. Court questioned defn Fetzer re: retaining counsel. Court noted that he attempted to call the defn 3 times without answer. Re: defn's motion to reschedule SJ dates. Court made statements regarding the mtn. Court granted motion. Defn Fetzer requests extension until the 6th. Atty Zimmerman is ok with leaving the reply date as previously scheduled for 6/12/19. Court discussed the summary judgment mnts.	Frank D. Remington	Colleen C. Clark

06-04-2019 Proposed Order Declined Frank D. Remington
Plaintiff settled claim against Wrongs Without Wremedies, LLC thus rendering
this order moot.

06-04-2019 Party dismissed Frank D. Remington
Wrongs Without Wremedies, LLC

06-04-2019 Order Frank D. Remington
on Joint Motion to Dismiss Claims

06-06-2019 Motion
Plaintiff's Opposition to Defendant Fetzer's Motion for Summary Judgment

06-06-2019 Affidavit in support of motion
Zimmerman Aff in Support of Plaintiff's Opposition to Defendant Fetzer's
Motion for Summary Judgment

06-06-2019 Affidavit
Affidavit of Dr. H. Wayne Carver

06-06-2019 Response/reply
Plaintiff's Responses to Defendant Fetzer's Proposed Findings of Fact

06-06-2019 Request
Defendant Fetzer's Request for Additional Extension in Responding to
Plaintiff's MSJ

06-07-2019 Motion
to strike Green affidavit; filed by defn Fetzer.

06-07-2019 Motion
to strike Friedman and Sinelnikov affidavits, including request for sanctions;
filed by defn Fetzer.

06-07-2019 Exhibit
Exhibits to Fetzer's response to pltf's mtn for SJ.

06-07-2019 Order Frank D. Remington
denying request for an extension

06-10-2019 Exhibit
filed by defn Fetzer

06-10-2019 Affidavit
of James Fetzer

06-10-2019 Other papers
Fetzer's responses to ptlf's proposed undisputed facts

06-10-2019 Transcript
Telephone Motion Hearing Proceedings on 6/4/19

06-10-2019 Notice of hearing
Motion hearing on June 17, 2019 at 08:30 am.

06-10-2019 Response/reply
to Mr. Palecek from Judge Remington

06-10-2019 Amended order Frank D. Remington
Denying Request for an Extension

06-10-2019 Brief of Defendant
in response to pltf's mtn for summary judgment; filed by defn Fetzer.

06-10-2019 Motion
for reconsideration; filed by defn Fetzer.

06-10-2019 Letters/correspondence
From defn Palecek requesting to be excused from hearing on 6/17/19.

06-11-2019 Brief
Plaintiff's Response in Opposition to Defendant's Motion for Reconsideration

06-12-2019 Response/reply
Fetzer's Reply on his Motion for Summary Judgment

06-12-2019 Motion
Plaintiff's Reply in Support of its Motion for Summary Judgment

06-12-2019 Affidavit
of Jacob Zimmerman in Support of Plaintiff's Opposition to Defendant Fetzer's Motion for Summary Judgment

06-12-2019 Affidavit
of Leonard Pozner in Support of Motion to Strike Experts

06-12-2019 Motion
Plaintiff's Motion to Strike Fetzer Affidavit

06-12-2019 Motion
Plaintiff's Motion to Strike Expert Opinions

06-12-2019 Motion
Plaintiff's Opposition to Defendant Fetzer's Motion to Strike the Friedman Affidavit

06-12-2019 Motion
Opposition to Defendant Fetzer's Motion to Strike Mr. Green's Affidavit

06-13-2019 Motion
for extension to file response to pltf's MSJ, out of time

06-13-2019 Response/reply
Palecek Response to Plaintiff's MSJ, and Cross-Motion for Summary Judgment

06-13-2019 Witness list - defendant

06-13-2019 Affidavit
of Mike Palecek

06-14-2019 Response/reply
Defendant's Response to Plaintiff's Opposition to Motion for Reconsideration (Ex A, B, C)

06-17-2019 Exhibit
Exhibit #2 (original Death Certificate)

06-17-2019 Exhibit list
Ex's 1-10. (Note: Ex 2 sealed. Original maintained as physical exhibit. Ex 10 - physical exhibit - unable to scan. Original maintained.) Frank D. Remington

06-17-2019 Oral arguments
Defendant Mike Palecek in court. Defendant James Fetzer in court. Attorneys Jacob Zimmerman, Emily M. Feinstein, and Marisa Berlinger in court for Plaintiff Leonard Pozner. See attached minutes. Frank D. Remington Colleen C. Clark

06-17-2019 Other papers
Plaintiff's 802.08(2) Disclosure

06-17-2019 Affidavit
of David Gahary

06-17-2019 Affidavit
Affidavit to Replace Declaration of A.P. Robertson

06-18-2019 Order
granting pltf's mtn for summary judgment Frank D. Remington

06-18-2019 Proposed Order

06-20-2019 Transcript
Reporter: Colleen Clark. Oral arguments. June 17, 2019.

07-02-2019 eFiled Document Fee Paid – \$15.00
Adjustment Number: 19A 035909, Payable Number: 464868, Receipt Number: 19RS039511, Amount: \$15.00

07-02-2019 Other papers
Defns James Fetzer and Mike Palecek's application for interlocutory appellation (sic) review pursuant Wis. Stat. 808.08(3).

07-08-2019 Received documents
Court of Appeals Document - Circuit Court's courtesy copy of Defns amended application for interlocutory appellation (sic) review pursuant to Wis. Stat. 808.08(3)

07-08-2019 Received documents
Court of Appeals Document - Circuit Court's courtesy copy of Mtn filed by defns

07-15-2019 Letters/correspondence
From Judge to parties re: received correspondence.

07-17-2019 Acknowledgment from Court of Appeals
a petition for leave to appeal has been filed

07-17-2019 Affidavit
of David Gahary including exhibits A-C

08-12-2019 Order of Court of Appeals
petition for leave to appeal is denied

08-12-2019 Order of Court of Appeals
petition for leave to appeal is denied

08-12-2019 Notice of retainer
Quarles & Brady, LLP Co-Counsel on Behalf of Plaintiff Leonrard Pozner

08-13-2019 Notice of retainer
Atty Richard L. Bolton of Boardman & Clark retained by James Fetzer and Michael Palecek.

08-16-2019 Notice
of Withdrawal of Counsel; Atty Marisa Berlinger no longer appears as counsel for Plaintiff Leonard Pozner

08-19-2019 Letters/correspondence
to Judge Remington from Atty Richard Bolton RE: Extension Request

08-20-2019 Other papers
Judge approved request for extension.

08-26-2019 Proposed special verdict
pltf

08-26-2019 Proposed jury instructions
pltf

08-26-2019 Motion in limine
pltf

08-26-2019 Proposed jury instructions
defn

08-26-2019 Proposed special verdict
defn

08-26-2019 Motion in limine
defn

09-05-2019 Final pre-trial
01:29 PM Attorneys Jacob Zimmerman, Genevieve M Zimmerman, & Emily M Feinstein in court for Plaintiff Leonard Pozner. Attorney Richard L Bolton in court for Defendant Mike Palecek and Defendant James Fetzer. See attached minutes. Frank D. Remington Colleen C. Clark

09-06-2019 Notice of hearing
Contempt hearing on September 13, 2019 at 02:00 pm.

09-09-2019 Other papers
CD exhibits A-D to Leonard Pozners Affidavit

09-09-2019 Notice of motion, motion
to Seal

09-09-2019 Notice of motion, motion
for Sanctions and Order to Show Cause

09-09-2019 Affidavit
of Leonard Pozner

09-09-2019 Affidavit
of Jacob Zimmerman in Support of Plaintiff's Motion for Order to Show Cause

09-09-2019 Letters/correspondence
from Atty Feinstein re: audio filed (Hard copy received 9.9.19 w/CD)

09-10-2019 Certificate of service
for Plaintiffs Notice of Motion and Motion for Sanctions and Order to Show Cause, Letter to Judge Remington, Affidavit of Leonard Pozner, Affidavit of Jacob Zimmerman with Exhibits, Plaintiff's Notice of Motion and Motion to Seal to Richard L. Bolton on 9/10/19

09-12-2019 Transcript of judgment - Court of Appeals

09-13-2019 Exhibit list

09-13-2019 Contempt hearing Frank D. Remington Colleen C. Clark
02:00 PM. Attorney Jacob Zimmerman in court for Plaintiff Leonard Pozner. Attorney Emily Logan Stedman in court for Plaintiff Leonard Pozner. Attorney Emily M Feinstein in court for Plaintiff Leonard Pozner. Defendant James Fetzer in court. Attorney Richard L Bolton in court for Defendant Mike Palecek and Defendant James Fetzer. See attached minutes.

09-18-2019 Prop. order for dismissal
Defendant Mike Palecek

09-18-2019 Motion to dismiss
Joint Motion to Dismiss Claims

09-18-2019 Notice of motion, motion
AMENDED to Seal by Pltf

09-18-2019 Prop. contempt order

09-26-2019 Contempt order Frank D. Remington

09-26-2019 Party dismissed Frank D. Remington

09-26-2019 Order for dismissal Frank D. Remington
of defn Mike Palecek

10-01-2019 Notes
exhibits 2 and 10 from 6/17/19 hearing in one envelope in room 4107

10-02-2019 Transcript
of 09/13/2019 Contempt Hearing; Colleen Clark, RPR

10-02-2019 Transcript
Transcript 09/05/2019 Final Pre-Trial; Colleen Clark, RPR

10-09-2019 Proposed Order
to Grant Motion to Limit Videography and Photography During Trial

10-09-2019 Notice of motion
to Limit Videography and Photography During Trial - Submitted by Plaintiff's

10-10-2019 Letters/correspondence
to the Court re status of compliance w/ the Court's Contempt Order

10-11-2019 Proposed jury instructions

10-14-2019 Jury trial Frank D. Remington Colleen C. Clark
Day 1. See attached minutes.

10-14-2019 Jury seating chart
Final

10-14-2019 Jury seating chart
Preliminary

10-14-2019 Jury list Frank D. Remington
List w/ names sealed by order of the court.

10-14-2019 Jury selection Frank D. Remington Colleen C. Clark
See attached minutes.

10-14-2019 Proposed Order Declined
Then majority of what is proposed is already required under local rules and court practices. There will be no cameras or cell phones in the court. There is no standing.

Seats will be first come first served. Any request to videotape or photograph will be handled according to the media policy and photographers are limited to the media room.
No pictures will be taken of the jurors.

10-15-2019 Exhibit
Exhibits 4-7 (all on one CD - to be sent under separate cover).

10-15-2019 Exhibit list
Ex's 1-12

10-15-2019 Verdict

10-15-2019 Jury instructions

10-15-2019 Jury trial Frank D. Remington Colleen C. Clark
Day 2. See attached minutes.

10-15-2019 Notice of hearing
Telephone status conference on October 21, 2019 at 02:00 pm.

10-15-2019 Request
for media in the courtroom filed by News 3 Now

10-16-2019 Other papers
Flash drive provided by Attorney Feinstein (to be sent under separate cover).

10-16-2019 Letters/correspondence
From Atty Feinstein providing flash drive containing audio and video that was used during trial.

10-17-2019 Letters/correspondence
From Atty Feinstein providing audio CD of exhibits 4-7 from the jury trial.

10-17-2019 Letters/correspondence
to Atty Bolton and Atty Zimmerman from Judge Remington RE: Telephone Status Conference on 10.21.19

10-21-2019 Telephone status conference Frank D. Remington Colleen C. Clark
02:01 PM Attorneys Jacob Zimmerman, Emily Feinstein, & Emily Stedman appeared by phone means for Plaintiff Leonard Pozner. Attorney Richard L Bolton appeared by phone means for Defendant James Fetzer. Court questioned Attorney Bolton regarding status of counterclaims. He acknowledges that the abuse of process claims have been resolved by the jury verdict. He requests more time to determine the status of the other two counterclaims. Court gave until 10/25/19 to notify the court. Court questioned pltf. Pltf is seeking injunctive relief and atty fees. Atty Bolton objects to the fees. Atty Bolton intends to file post-verdict motions - judgment notwithstanding the verdict. Attorney Zimmerman to file proposed bill of costs with motion/brief. All motions due: 11/4/2019. Response: 11/18/19. Reply: 11/27/19. OA: 12/12/19 at 9:00 a.m. (by phone).

10-22-2019 Notice of briefing schedule
regarding post-verdict motions

10-24-2019 Notes
exhibits in one envelope in room 4107

10-25-2019 Letters/correspondence
to Judge re remaining counterclaims from Atty Bolton

11-04-2019 Affidavit
of Emily Stedman in support of Leonard Pozner's Bill of Costs

11-04-2019 Other papers
Itemized bill of costs of Leonard Pozner

11-04-2019 Bill of costs
proposed

11-04-2019 Motion
after verdict; defn.

11-04-2019 Affidavit in support of motion
for permanent injunction; Jacob Zimmerman.

11-04-2019 Notice of motion, motion
for permanent injunction

11-04-2019 Notice
of Taxation of costs

11-04-2019 Motion
Plaintiff's for Attys' Fees

11-04-2019 Affidavit
of Emily Stedman in Support of Leonard Pozner's Motion for Attorneys' Fees.
Exhibits included with the motion: Ex. A (Transcript Excerpt of Jury Trial
Proceedings - (Day 1, 10.14.19), Ex. B (Transcript of Jury Trial Proceedings -
(Day 2 , 10.15.19), Ex. C, Ex. D, Ex. E

11-05-2019 Transcript
10/15/2019 Jury Trial Day 2; Colleen C. Clark, RPR

11-05-2019 Transcript
10/14/2019 Jury Trial Excerpt - Day 1; Colleen C. Clark, RPR

11-11-2019 Return of unclaimed/undelivered mail service
Copy of Order Granting Mtn for SJ for Stephen Solomon at First Amendment
Watch returned as: attempted - not known.

11-11-2019 Transcript
Reporter: Colleen Clark; jury selection and trial; 10/14/2019.

11-18-2019 Brief
Plaintiff Leonard Pozner's Response in Opposition to Defendant Dr. Fetzer's
Post-Trial Motions

11-18-2019 Brief
Defendant's Brief in Opposition to Motion for Attorneys' Fees with Attachment

11-18-2019 Response/reply
Defendant's Response to Motion for Permanent Injunction

11-27-2019 Brief of Defendant
reply in support of motions after verdict

11-27-2019 Brief of plaintiff
Plaintiff's Reply in Support of Motion for Permanent Injunction

11-27-2019 Brief of plaintiff
Plaintiff's Reply in Support of Motion for Attorney Fees

12-12-2019 Judgment Frank D. Remington
and approved bill of costs

12-12-2019 Judgment by Verdict - At Jury Trial Frank D. Remington

12-12-2019 Decision and order Frank D. Remington
on Post-Verdict Motions

12-12-2019 Oral arguments Frank D. Remington Colleen C. Clark
09:12 AM Attorney Jacob Zimmerman appeared by phone means for Plaintiff
Leonard Pozner. Attorneys Emily Logan Stedman and Emily M Feinstein in
court for Plaintiff Leonard Pozner. Attorney Richard L Bolton in court for
Defendant James Fetzer.

12-13-2019 Proposed Order
Dismissing Defendant's Counterclaims

12-13-2019 Proposed Order
Granting Permanent Injunction

12-17-2019 Order Frank D. Remington
Granting Permanent Injunction

12-17-2019 Order Frank D. Remington
Dismissing Defendant's Counterclaims - with prejudice

01-08-2020 Notice of motion, motion
for Sanctions and Order to Show Cause

01-08-2020 Affidavit
of Leonard Pozner in Support of Motion for Sanctions and Order to Show

Cause

01-08-2020 Letters/correspondence
cover letter re: submitted documents

01-09-2020 Notice of motion, motion
for sanctions and order to show cause; amended.

01-09-2020 Notice of briefing schedule

01-14-2020 eFiled Document Fee Paid – \$15.00
Adjustment Number: 20A 002609,
Payable Number: 486193,
Amount: \$15.00

01-14-2020 Notice of appeal
filed by Richard L. Bolton from order entered 12/12/19

01-15-2020 eFiled Document Fee Paid – \$15.00
Adjustment Number: 20A 002949,
Payable Number: 486378,
Receipt Number: 20RS003208,
Amount: \$15.00

01-15-2020 Notice of cross-appeal
filed by Emily Stedman from order entered 12/12/19

01-16-2020 Notice of appeal transmittal
of cross appeal

01-16-2020 Notice of appeal transmittal
of original Notice of Appeal

01-24-2020 Verification from Court of Appeals
a copy of the notice of cross appeal was filed with the Court of Appeals on
1/21/20. COA #2020AP121

01-24-2020 Verification from Court of Appeals
a copy of the notice of appeal was filed with the Court of Appeals on 1/21/20.
COA #2020AP121

01-29-2020 Received documents
Court of Appeals - Motion for Enlargement of Time to File Statement on
Transcript

01-29-2020 Received documents
cover letter re: filings

01-29-2020 Statement on transcript
filed by Richard L. Bolton - all on file

01-31-2020 Received documents
Statement on Transcript - transcript of 12/12/19 ordered from reporter C. Clark
(to be filed 3/30/20)

01-31-2020 Received documents
Letter to Clerk of Court of Appeals

02-03-2020 Order of Court of Appeals
time to file the respondent-cross-appellant's statement on transcript is
extended to 2/12/20

02-11-2020 Affidavit
of Alison Maynard

02-11-2020 Affidavit
of Richard L. Bolton in Response to Plaintiff's Motion for Order to Show Cause

02-11-2020 Affidavit
of James Fetzer in Response to Plaintiff's Motion for Order to Show Cause

02-11-2020 Response/reply
Fetzer's Response to Plaintiff's Motion to Show Cause

02-25-2020 Notice of compilation of record
to all parties. File to Court of Appeals on 3/16/20

02-25-2020 Index

Appeals Document Index saved for: 2020AP000121 by: Eileen Kilbane

02-25-2020 Transcript
of Oral Arguments Proceedings Commencing December 12, 2019; Colleen Clark, RPR

02-25-2020 Received documents
Notice of Reporter Filing of Transcript to the Court of Appeals

02-26-2020 Brief of plaintiff
Leonard Pozner's Reply Brief in Support of Motion for Sanctions and Order to Show Cause

03-03-2020 Other papers
Supplemental Proceedings Order for Examination of James Fetzer and Janice Fetzer

03-03-2020 Affidavit
Supplemental Proceedings Affidavit of Randy J. Pflum

03-03-2020 Affidavit of service
on Janice Fetzer for Supplemental Examination on 2.15.20

03-03-2020 Affidavit of service
of the Supplemental Proceedings Order for Examination of James Fetzer and Janice Fetzer, Schedule of Documents to Order to Appear before Court Commissioner, Supplemental Proceedings Affidavit of Randy J. Pflum, Exhibit 1 on 2.15.20

03-04-2020 Letters/correspondence
From Atty Eric A. Baker re: Removal as Counsel

03-10-2020 Affidavit
Supplemental Affidavit of Alison Maynard

03-11-2020 Letters/correspondence
to Judge Remington from Atty Stedman re: phone appearance request

03-13-2020 Letters/correspondence
Re: transcript of judgment

03-13-2020 Notes
Email from clerk to counsel re: scheduling.

03-16-2020 Exhibit
Exhibit #2 (original Death Certificate) (filed under 20AP121 as document #316).

03-16-2020 Exhibit
Pltf's Ex A

03-16-2020 Transmittal of record to court of appeals
Appeals Document Index: 2020AP000121 sent to Court of Appeals by: Eileen Kilbane

03-16-2020 Certificate of transmittal

03-17-2020 Exhibit list

03-17-2020 Affidavit
Supplemental affidavit of Professor James Fetzer in response to pltf's motion for order to show cause

03-17-2020 Oral arguments
01:33 PM Attorneys Jacob Zimmerman, Emily Feinstein, and Emily Stedman appeared by phone means for Plaintiff Leonard Pozner. Defendant James Fetzer appeared by phone means with Attorney Richard L Bolton. Re: motion for sanctions. Atty Bolton advised he filed a supplemental affidavit. Court had not received yet. Court reviewed during the hearing. Pltf marked Ex A. Court questioned atty Bolton. Argument by counsel. Court found defn Fetzer in contempt. Discussion re: possible sanctions. Court ordered defn Fetzer to go through all his files within 30 days and find and produce any document that discusses or relates to the Pozner deposition. Court awarded costs/fees associated w/ this motion. Proposed fees and proposed order to be filed with the court. Defn has 10 days to review/object. Discussion re: further compensation sought for loss/injury to the pltf. Atty Zimmerman requested time

Frank D. Remington
Colleen C. Clark

to speak with his client. Court set schedule re: loss/injury: pltf: 3/27/20; response: 4/10/20; reply: 4/17/20. Court required atty Bolton to provide an expert report within the next 10 days for Mr. Mullen. Defn James Fetzer sworn and testified. Court made findings based upon testimony. Court raised a further possibility of the award of atty fees. Court will schedule further proceedings upon receipt of written documents.

03-18-2020 Affidavit
of Attorney Emily Stedman in Support of Court's Award of Attorneys' Fees

03-18-2020 Notice of briefing schedule
Supplemental briefing regarding pltf's second motion for contempt.

03-18-2020 Letters/correspondence
to the Court from Atty Pflum RE: Transcript of Judgment

03-19-2020 Verification from Court of Appeals
that the record was filed on 3/16/20

03-19-2020 Transcript
03/17/2020 Oral Arguments; Colleen C. Clark, RPR

03-27-2020 Brief of plaintiff
Plaintiff Leonard Pozner's Supplemental Brief Following Hearing on Plaintiff's Motion for Order to Show Cause

03-27-2020 Brief
Combined Brief and Affidavit of Richard L. Bolton in Opposition to Fee Request

03-30-2020 Affidavit
of Jack Mullen w-exhibits

03-31-2020 Affidavit
of Jack Mullen w-exhibits signed

04-03-2020 Answer
Plaintiff Leonard Ponzer's Supplemental Response in Support of Fee Request

04-07-2020 Docket fee paid – \$5.00
Adjustment Number: 20A 016644,
Payable Number: 494043,
Receipt Number: 20RS019905,
Amount: \$5.00

04-09-2020 Motion
to Extend Briefing Schedule (Note: court approved)

04-10-2020 Received documents

04-14-2020 Brief of Defendant
in Opposition to Plaintiff's Supplemental Brief Following Hearing on Plaintiff's Motion for Order to Show Cause.

04-20-2020 Proposed Order
Following Contempt Hearing

04-21-2020 Brief of plaintiff
Plaintiff's Reply Brief Following Hearing on Plaintiff's Motion for Order to Show Cause

04-27-2020 Notice of hearing
Oral arguments on May 14, 2020 at 10:30 am. Frank D. Remington

05-05-2020 Affidavit
Corrected Affidavit of Professor James Fetzer

05-14-2020 Order
following 3/17/20 hearing re: contempt Frank D. Remington

05-14-2020 Video conferencing
Frank D. Remington

05-14-2020 Oral arguments
10:40 AM Attorneys Emily M Feinstein and Emily Stedman appeared by video means via Zoom for Plaintiff Leonard Pozner. Attorney Jacob Zimmerman appeared by phone means via Zoom for Plaintiff Leonard Pozner. Defendant James Fetzer appeared by phone means via Zoom with Attorney Richard L Bolton who appeared by phone means via Zoom. Hearing streamed live via Frank D. Remington Meredith Seymour

YouTube. Re: continued motion for contempt. Argument by atty Bolton. Court finds defendant in contempt and that he intentionally violated the court's order. Court determined the contempt is continuing. Discussion re: sanctions. Argument by counsel. Court concluded the pltf is in a worse position due to the contemptuous action. Further conclusions as stated on the record. Court awarded judgment for actual atty fees/costs incurred. Argument regarding the reasonability of the fees. Court granted fee request but reduced the amt. Atty Zimmerman to draft order. Court reviewed pending order filed on 4/20/2020 and signed. Argument by atty Bolton regarding the defn's ability to pay. Court will not address. Schedule set on fee request by pltf for fees incurred in this action: pltf's request/brief: 6/8/2020; response: 6/29/2020; reply: 7/13/2020. Court will decide on the briefs submitted w/o further oral argument.

05-18-2020 Notice of briefing schedule

05-28-2020 Proposed Order
to Apply Property

05-28-2020 Other papers
Declaration of Randy J. Pflum in Support of Plaintiff's Motion for Order for Application of Defendant's Property to Satisfy Judgment

05-28-2020 Notice of motion, motion
for Application of Property to Satisfy Judgment

05-28-2020 Notice of Appearance
Atty Randy J. Pflum of Quarles & Brady LLP for plaintiff

05-28-2020 Transcript
of Proceedings 5.14.20; Meredith A. Seymour, RPR

06-02-2020 Order of Court of Appeals
the motion is denied. The opening brief of the respondent and cross-appellant shall be due June 16, 2020.

06-03-2020 Notice of hearing
Motion hearing on June 11, 2020 at 11:30 am. via Zoom. You may view this hearing by using the following link:
<https://www.youtube.com/channel/UC5SDXzrIBTLO0a0l8iz2P9w>

06-04-2020 Order of Court of Appeals
IT IS ORDERED that the appellants brief of James Fetzer shall be due June 16, 2020. See WIS. STAT. RULE 809.19(6)(a).
IT IS FURTHER ORDERED that, pursuant to WIS. STAT. RULE 809.19(6)(b), the combined brief of the respondent and cross-appellant, Leonard Pozner, shall be due thirty days from the later of the date of (1) service of Fetzers opening brief, with three additional days if service is accomplished by mail or (2) the filing of Fetzers opening brief in this court.

06-08-2020 Affidavit
of Emily Logan Stedman in Support of Plaintiff Leonard Pozner's Itemization of Attorney's Fees with Exhibit A (Fee Itemization)

06-08-2020 Affidavit
of Jacob Zimmerman in Support of Plaintiff Leonard Pozner's Itemization of Attorney's Fees with Exhibit A (Fee Itemization)

06-11-2020 Prop. stipulation and prop. order
to Apply Property

06-11-2020 Video conferencing Frank D. Remington

06-11-2020 Motion hearing Frank D. Remington Meredith Seymour
Atty Randy J. Pflum, Atty Emily Logan Stedman, Atty Jacob Zimmerman appeared by video means for Plaintiff Leonard Pozner. Atty Richard L Bolton appeared by video means for Defendant James Fetzer. Court and Court Reporter appeared by video means. Court reviews and questions status re: application of property to satisfy judgment. Atty Pflum states parties have reached an agreement and read stipulation and order into the record. Court questions Atty Bolton to accuracy. Court approves stipulation and order of the court. Court provides Atty Bolton 20 days to file a reply. Court to review and rule or hold an oral arguments decision date.

06-12-2020 Proposed Order Declined
new order will be submitted as stipulated by the parties

06-18-2020 Stipulation and order Frank D. Remington
to Apply Property

07-07-2020 Letters/correspondence
Ltr to Judge Remington re attorney fees

07-27-2020 Bill of costs
AMENDED

07-27-2020 Order Frank D. Remington
on Atty Fees

07-27-2020 Proposed Order
on Attorney Fees

07-27-2020 Other papers
Proposed Bill of Costs and Amended Judgment for Leonard Pozner

07-30-2020 Motion
to Amend Order and Opposing Proposed Amended Judgment for Leonard
Pozner

07-31-2020 Order of Court of Appeals
the cross appeal is voluntarily dismissed

07-31-2020 Prop. amended order

08-04-2020 Amended order Frank D. Remington

08-11-2020 Notice of Appearance
Atty Nathan J. Oesch of Quarles & Brady LLP for Leonard Pozner

09-11-2020 Order of Court of Appeals
that, within three days of the date of this order, the clerk of the circuit court
shall supplement the record with the physical copy of the death certificate
received into evidence in the circuit court.

09-16-2020 Certificate of transmittal

09-16-2020 eFiled Document Fee Paid – \$15.00
Adjustment Number: 20A 035225,
Payable Number: 506340,
Amount: \$15.00

09-16-2020 Notice of appeal
filed by Richard L. Bolton from order entered 8/4/20

09-16-2020 Notes
The original of the Death Certificate was forwarded to the Court of Appeals on
this date per 9/11/20 Court of Appeals Order.
***received back from COA 04/29/2022*

09-16-2020 Supplemental Index
Appeals Document Index saved for: 2020AP000121 by: Eileen Kilbane

09-16-2020 Certificate of transmittal
for supplemental record

09-16-2020 Transmittal of record to court of appeals
of supplemental record on 20AP121

09-16-2020 Notice of compilation of record
of supplemental record - sent on this date

09-17-2020 Notice of appeal transmittal

09-21-2020 Verification from Court of Appeals
that the supplemental record was filed on 9/16/20

09-24-2020 Verification from Court of Appeals
a copy of the notice of appeal was filed with the Court of Appeals on 9/21/20.
COA #2020AP1570

09-29-2020 Statement on transcript
all on file

09-29-2020 Letters/correspondence
Ltr to Court of Appeals with Transcript of Record

09-30-2020 Notice of compilation of record
to all parties. File to Court of Appeals on 10/19/20

09-30-2020 Index
Appeals Document Index saved for: 2020AP001570 by: Eileen Kilbane

10-19-2020 Transmittal of record to court of appeals
Appeals Document Index: 2020AP001570 sent to Court of Appeals by: Eileen
Kilbane

10-19-2020 Certificate of transmittal

10-26-2020 Verification from Court of Appeals
that the record was filed on 10/22/20

10-27-2020 Notice
of Withdrawal of Emily L. Stedman

04-05-2021 Order of Court of Appeals
Within 5 days of the date of this order, the appellant shall specify the court in
which non-resident counsel will first appear

04-08-2021 Order of Court of Appeals
Motion to appear as non-resident counsel in this court is granted

05-13-2021 Letters/correspondence
from Supreme Court to Richard L. Bolton - a petition for review has been filed

05-14-2021 Letters/correspondence
from Supreme Court to Richard Bolton - Petition for Review has been filed.

05-20-2021 Order of the Supreme Court
petition for review is dismissed. Motion to file a correction petition for review is
dismissed as moot

05-24-2021 Transcript of judgment - Court of Appeals
cross appeal 2020AP121 is voluntarily dismissed

05-24-2021 Transcript of judgment - Court of Appeals

05-24-2021 Other papers
Transcript of Judgment from the Supreme Court

05-24-2021 Remittitur/Court of Appeals dec & order affirming

05-26-2021 Order of the Supreme Court
motion is granted, the 5/18/21 order is vacated and petition for review filed
5/7/21 and the corrected petition for review filed 5/13/21 are reinstated.
Pozner's response, if any, shall be filed w/i 14 days of the date of this order

02-16-2022 Other papers
Court of Appeals Decision - Affirmed

02-18-2022 Order of the Supreme Court
IT IS ORDERED that the petition for review is denied, with \$50 costs.

02-23-2022 Remittitur
Affirmed

02-23-2022 Transcript of judgment - Court of Appeals
IT IS ORDERED that the petition for review is denied, with \$50 costs.

04-26-2022 Affidavit
of Randy J. Pflum in support of pltf's mtn for order for turnover of defn's
property to satisfy judgment

04-26-2022 Notice of motion, motion
for turnover of property to apply property to satisfy judgment

04-27-2022 Notice of briefing schedule

05-10-2022 Proposed Order

05-10-2022 Letters/correspondence
re: joint proposed amended scheduling order

05-10-2022 Notice of retainer
Atty Jennifer Schank for defn Fetzer

05-11-2022 Notice of briefing schedule Frank D. Remington
(amended) re: pltf's mtn for turnover of property to apply property to satisfy judgment

06-03-2022 Affidavit
of James Fetzer, Ph.D.

06-03-2022 Brief of Defendant
in opposition to plt's mtn for turnover of property to apply property to satisfy judgment

06-09-2022 Brief of plaintiff
Leonard Pozner Reply Brief in Support of Motion for Turnover of Property to satisfy judgment

06-24-2022 Video conferencing Frank D. Remington

06-24-2022 Oral arguments Frank D. Remington Ann M. Albert
10:01 AM Attorneys Randy Pflum (video) and Jacob Zimmerman (phone) for Plaintiff Leonard Pozner. Defendant James Fetzer appeared by video means with Attorney Jennifer M Schank (video). Judge appeared by video via Zoom. Re: pltf's mtn to turnover asset. Argument by counsel. Court granted mtn for the reasons stated on the record. Defn has 10 days to advise the court whether he accepts the valuation suggested by the pltf. If he does not, he must submit appraisal w/in 60 days. Pltf will have 60 days thereafter to submit their appraisal.

06-29-2022 Proposed Order
granting pltf's mtn for turnover of property to apply property to satisfy judgment

06-30-2022 Proposed Order
(amended) granting pltf's mtn for turnover of property to apply property to satisfy judgment

06-30-2022 Letters/correspondence
From atty Pflum re: amended order

07-01-2022 Proposed Order
for withdrawal of attorneys

07-01-2022 Other papers
Consent for withdrawal of attorneys - Atty Schank

07-05-2022 Letters/correspondence
filed by James Fetzer contesting valuation of property.

07-05-2022 Motion and order for withdrawal of counsel Frank D. Remington
as to Atty. Jennifer Schank

07-07-2022 Transcript
Reporter: Ann Albert. Oral arguments. 6/24/2022.

07-08-2022 Order Frank D. Remington
amended order granting pltf's mtn for turnover of property to apply property to satisfy judgment

07-11-2022 Motion and prop. order for withdrawal of counsel

07-11-2022 Other papers
Consent to withdrawal of attorney. Atty Richard Bolton.

07-12-2022 Motion and order for withdrawal of counsel Frank D. Remington
Atty Richard Bolton

07-13-2022 Motion
for reconsideration, vacation & objection to Pozner's valuation of property & damages for abuse process

07-19-2022 Motion
Fetzer's motion to stay Pozner's "taking order" until ruling on petition for writ of certiorari.

07-26-2022 Notice of hearing
Motion hearing on August 17, 2022 at 09:30 am.

07-29-2022 Brief of plaintiff
in opposition to defendant's motion to stay

07-29-2022 Brief of plaintiff
in opposition to defendant's motion for reconsideration, vacation [sic] &
objection to Pozner's valuation of property & damages for abuse of process.

08-08-2022 Brief
Fetzer's Reply to Pozner's Opposition to Motion to Stay

08-08-2022 Brief
Fetzer's Reply to Pozner's Brief in Opposition to Fetzer's Motion for
Reconsideration, Motion to Vacate & Objection to Pozner's Valuation of
Property, & Damages for Abuse of Process

08-17-2022 Exhibit list
Ex's 1-3

08-17-2022 Motion hearing Frank D. Remington Ann M. Albert
9:32 AM Attorneys Randy J. Pflum and Emily Feinstein in court for Leonard
Pozner. Defendant James Fetzer in court. Re: defn's mtn for reconsideration
and mtn to stay. Defn marked Ex 1. Court received as a demonstrative exhibit.
Argument by both parties. Defn marked Ex 2. Court denied mtn for
reconsideration. Defn marked Ex. 3. Court denied the request to stay.
Discussion re: valuation of the assets. Argument by defn. Cout set value at
\$100k. Pltf to draft order.

08-19-2022 Proposed Order
denying defn's mtn for reconsideration, vacation & obj to Pozner's valuation of
property, & damages for abuse of process and order denying defn's mtn to
stay Pozner's "taking order" until ruling on petn for writ of certiorari

08-22-2022 Transcript
from August 17, 2022 Motion Hearing - Reporter: Ann Albert

08-24-2022 Letters/correspondence
filed by James Fetzer re: proposed order

08-29-2022 Order Frank D. Remington
denying defendant's motion for reconsideration, vacation and objection to
Pozner's valuation of property and damages for abuse of process and order
denying defendant's motion to stay Pozner's "taking order" until ruling on
petition for writ of certiorari.

10-13-2022 Verification from Court of Appeals
a copy of the notice of appeal was filed with the Court of Appeals on
10/13/2022.

10-13-2022 Other papers
court record

10-13-2022 Notice of appeal transmittal
Electronically

10-13-2022 eFiled Document Fee Paid – \$15.00
Adjustment Number: 22A 049072,
Payable Number: 578588,
Receipt Number: 22RS044726,
Amount: \$15.00

10-13-2022 Notice of appeal
filed by James Fetzer, Ph.D. from order entered 08/29/2022.

10-26-2022 Statement on transcript
filed by Ann Albert (sent to COC Appeals Clerk)

10-26-2022 Notice
Notice of Reporter Regarding Filing of Transcript

11-01-2022 Brief
Plaintiff, Leonard Pozner's, Objection to Dr. Fetzer's Election of an Exemption

11-08-2022 Notice of compilation of record
to all parties. File to Court of Appeals on 11/15/2022.

11-08-2022 Index
Appeals Document Index saved for: 2022AP001751 by: Shannon Krueger

11-15-2022 Verification from Court of Appeals
that the record was filed on 11/15/2022.

11-15-2022 Transmittal of record to court of appeals
Appeals Document Index: 2022AP001751 sent to Court of Appeals by: Carrie Nimmer

11-15-2022 Certificate of transmittal

12-02-2022 Satisfaction of judgment fee paid – \$5.00
Adjustment Number: 22A 056772,
Payable Number: 583994,
Receipt Number: 22RS052316,
Amount: \$5.00

12-02-2022 Satisfaction of judgment
Partially satisfied as to James H Fetzer PhD

12-06-2022 Decision and order Frank D. Remington
on objection of an election of an exemption

12-13-2022 eFiled Document Fee Paid – \$210.50
Adjustment Number: 22A 059151,
Payable Number: 585698,
Receipt Number: 22RS054027,
Amount: \$210.50

12-13-2022 eFiled Document Fee Paid – \$20.00
Adjustment Number: 22A 059151,
Payable Number: 585698,
Receipt Number: 22RS054027,
Amount: \$20.00

12-15-2022 Garnishee summons & complaint
Non-Earnings Garnishment Garnishees: State Bank of Cross Plains, Summit Credit Union, and UW Credit Union/\$445,528.00 claimed unpaid

12-21-2022 Garnishee answer
Non-Earnings Garnishment - GAR: Summit Credit Union

12-27-2022 Other papers
Appellant's Appendix

12-27-2022 Brief
Brief of Appellant

12-27-2022 Garnishee answer
non-earnings garnishment - Gar: State Bank of Cross Plains

12-27-2022 Certificate of service

12-27-2022 Notice of retainer
filed by Atty. Andrea Davenport for Garnishee State Bank of Cross Plains

12-27-2022 eFiled Document Fee Paid – \$20.00
Adjustment Number: 22A 060486,
Payable Number: 586819,
Receipt Number: 22RS055774,
Amount: \$20.00

12-30-2022 Garnishee answer
Non-earnings Garnishment - Garnishee: UW Credit Union

01-03-2023 Answer
Debtor's Answer Non-Earnings Garnishment

01-18-2023 Objection to debtor's answer & demand for
hearing
non-earnings garnishment

01-23-2023 Notice of hearing
Garnishment hearing on March 17, 2023 at 09:00 am.

03-17-2023 Video conferencing

03-17-2023 Garnishment hearing Frank D. Remington Ann M. Albert
Attorney Emily M Feinstein appeared by video for Leonard Pozner. Attorney Randy J. Pflum appeared by video for Leonard Pozner. Attorney Jacob Zimmerman appeared by video for Leonard Pozner. Defendant James Fetzer appeared by video. Janice Fetzer Attorney Andrea M. Davenport appeared by video for State Bank of Cross Plains.

Atty Davenport logged off hearing at 9:04am as parties agreed State Bank of Cross Plains was not involved in the issues.

CT addresses issue of the funds in UW Credit Union account. Atty Pflum indicates SSA benefits are not subject to garnishment, but other funds are comingled and they are unable to tell what is subject to the exemption. Janice Fetzer duly sworn and testified. Direct by Atty Pflum. Atty Pflum requests account history for UW Credit Union account for all of 2022, with 30 days to review. Further discussion regarding two UW Credit Union accounts.

CT directs Janice Fetzer to make copies of UW Credit Union bank statements for both accounts for the last 12 months and provide them to Atty Pflum on or before March 31, 2023. CT continues hearing and will schedule another hearing at a later time.

04-14-2023 Notice of retainer
filed by Atty Olivia Schwartz for Garnishee, State Bank of Cross Plains

04-17-2023 Motion and prop. order for withdrawal of counsel

04-17-2023 Motion
to withdraw Atty Andrea M Davenport

04-18-2023 Motion and order for withdrawal of counsel Frank D. Remington

04-25-2023 Proposed Order
Release of Garnishee

04-25-2023 Affidavit
of Randy J. Pflum in Support of Plaintiff's Motion for Distribution of Funds

04-25-2023 Motion
Plaintiff's Motion for Distribution of Funds

04-26-2023 Affidavit of mailing

05-01-2023 Order Frank D. Remington
Release of Garnishee

05-10-2023 Transcript
Transcript of March 17, 2023 Garnishment Hearing
Court Reporter: Ann Albert

05-16-2023 Affidavit of mailing
of Notice of Entry of Order

05-16-2023 Notice
of Entry of Order

06-05-2023 eFiled Document Fee Paid – \$15.00
Adjustment Number: 23A 022571,
Payable Number: 602837,
Receipt Number: 23RS024782,
Amount: \$15.00

06-05-2023 Notice of appeal
filed by James Fetzer from order entered 05/01/2023.

06-07-2023 Other papers
court record

06-07-2023 Notice of appeal transmittal
Electronically