

# Wisconsin Supreme Court: Accepts two new cases

Posted on Tuesday, May 16, 2023

>> **WisPolitics is now on the State Affairs network. Get custom keyword notifications, bill tracking and all WisPolitics content. [Get the app or access via desktop.](#)**

**Madison, Wisconsin** (May 16, 2023) – The Wisconsin Supreme Court recently voted to accept two new cases, and the Court acted to deny review in a number of other cases. 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](#).

2020AP2007 Catholic Charities Bureau, Inc. v. LIRC

**Supreme Court case type:** Petition for Review

**Court of Appeals:** District III

**Circuit Court:** Douglas County, Judge Kelly J. Thimm, *reversed*

**Long caption:** Catholic Charities Bureau, Inc., Barron County Developmental Services, Inc., Diversified Services, Ins., Black River Industries, Inc., and Headwaters, Inc., Petitioners-Respondents-Petitioners v. State of Wisconsin Labor and Industry Review Commission, Respondent-Co-Appellant, State of Wisconsin Department of Workforce Development, Respondent-Appellant

**Issues presented:**

1. Whether Wisconsin's unemployment insurance law, which exempts "an organization operated primarily for religious purposes," exempts Petitioners.
2. Whether the court of appeals' interpretation of the religious exemption to Wisconsin's unemployment insurance law violates the First Amendment to the United States Constitution and Article I, Section 18 of the Wisconsin Constitution.

2021AP311 State v. McBride

**Supreme Court case type:** Petition for Review

**Court of Appeals:** District I

**Circuit Court:** Milwaukee County, Judge Jonathan D. Watts, *reversed and cause remanded with directions*

**Long caption:** State of Wisconsin, Plaintiff-Respondent-Petitioner v. Donte Quintell McBride, Defendant-Appellant

**Issues presented:**

1. When reviewing a motion to suppress, what is the proper application of the “clearly erroneous” standard of review?
2. Was the seizure and subsequent search of McBride constitutional where Officer Rivera observed two people sitting in an unilluminated SUV, which appeared to obstruct traffic, late at night in a high crime area when McBride made furtive movements in response to Officer Rivera’s spotlight?

**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:

**Barron County**

2021AP717-CR State v. Goss

**Brown County**

2021AP240 Town of Ledgeview v. Livestock Facility

**Siting Review Board**

2021AP1305-CR State v. Outlaw

**Dane County**

2022AP536 Stelling v. Middlesex Ins. Co. (Justice Rebecca Grassl Bradley dissents)

**Douglas County**

2021AP966-CR State v. Robinson

2021AP1468-CR State v. Ridley

**Dunn County**

2020AP1840-CR State v. Lopez

### **Calumet County**

2022AP1563-FT Calumet County DH&HS v. T.M.S.

### **Florence County**

2021AP593-CR State v. DeGroot

### **Grant County**

2022AP1422 State v. Love

### **Green Lake County**

2021AP1316-CR State v. Young

### **Iron County**

2022AP184-CR State v. Lussier

### **Jefferson County**

2022AP192-CR State v. Lillge

### **Lafayette County**

2021AP1200 Stahlnecker v. Vieth

### **Marathon County**

2019AP1689-W Mitchell v. Meisner

2021AP1619 Rader v. Pine Ridge Trails Comm. Srvs. Inc.

### **Milwaukee County**

2020AP803 State v. Tucker (Justice Patience Drake Roggensack did not participate)

2021AP18-CR State v. Simpson

2021AP734 State v. Lewis

2021AP789-CR State v. Harris

2021AP1453-CR State v. Bethly

2021AP1583-CR State v. Black

2022AP273-CR State v. Brown

2022AP680-CR State v. Woods

2022AP855 State v. M.N., Jr.

2022AP906 State v. C.B.

2022AP966 State v. N.M.M. (Justice Patience Drake Roggensack did not participate)

2022AP1882 State v. E.B. (Justice Patience Drake Roggensack did not participate)

2023AP103-W Wilder v. Fuchs (WHC)  
2023AP506-W Griffin v. Woodall-Vogg (WMA)  
2023AP548-W Carr v. Fuchs (WHC)

### **Outagamie County**

2020AP779-CRNM State v. Kupsky  
2021AP432-CR State v. Al Bawi

### **Portage County**

2021AP1170-CR State v. Hoffmann

### **Racine County**

2022AP2073-W Huiras v. Circuit Court for Racine County Rock County  
2021AP1107 State v. Warren  
2022AP1585-FT Rock County v. H.V.  
2023AP257-W Dumas v. Fell (WHC)

### **Rusk County**

2022AP1530 Rusk County DH&HS v. R.S.

### **Sheboygan County**

2021AP1347-CR State v. Tichel

### **St. Croix County**

2021AP1618-CR State v. Peabody

### **Vernon County**

2022AP1680-W Anderson v. Cromwell

### **Washington County**

2021AP258 State v. Bartelt

### **Waukesha County**

2022AP412 Mertens v. Hughes (Justice Brian Hagedorn did not participate)

### **Winnebago County**

2021AP2204-CR State v. Zoellick  
2022AP1438-CR State v. Monson