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DISTRICT II

AUG 04 2023

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Manitowoc County, WI
2005CF000381

To
Court of appeals Clerk
110 East Main Street Suite 215
Madison, Wis. 53701-1688

Date 7-30-2023

From.
Steven Avery #122987
W10237 Lake Emily Rd.
Fox Lake, Wis. 53933

Case No 05-CR-381
APPEALS
Case No.2017AP002288

A LETTER AND A COMPLAINT

This letter is from steven avery, twice wrongfully incarcerated wisconsin man who has had his life stoen from him.

Steven Avery awaits a response from the Sheboygan Circuit Court Honorable Judge Angela Sutkiewicz, regarding his most recent Second Amended Notice of Motion and Third Motion for Postocnviction Relief Pursuant to Wisc. Stat 974.06 and 805.15. This motion was filed on January 24th,2023. As of May 24th, 2023 there has been no response.

In accordance with SCR Chapter 70: Rules of Judicial Administration Assignment of circuit judges, the following is noted;

(2)... The chief judge by order may also assign an active judge of the judicial administrative district to relieve congestion, to expedite disposition of litigation or to assist in any branch of circuit court in the judicial administrative district.

Noted clearly in SCR 70.36 Judges' and circuit court commissioners' certification of status pending cases:

(1)

(a) Every judge of a circuit court shall decide each matter submitted for decision within 90 days of the date on which the matter is submitted to the judge in final form,exclusive of

the time the judge has been actually disabled by sickness. If a judge is unable to do so, within 5 days of the expiration date of the 90-day period the judge shall so certify in the record of the matter and notify in writing the judicial administrative district in which the matter is pending, and the period is thereupon extended for one additional period of 90 days. This subsection applies to an assigned reserve judge.

(b) In the exercise of its superintending and administrative authority over all courts and upon written request from a chief judge, the supreme court may wxtend the period specifiied in par.(a) for decision in specific matters as exigent circumstances may require.

(2) (a) Within the first 10 days of each month every judge of a circuit court shall execute and file with the office of the director of state courts:

1 Sheboygan County Circuit Court Judge: Honorable Judge Angela Sutkiewicz

2 SCR Chapter 70: Rules of Judicial Administration SCR CHAPTER 70 (wicourt.gov)

1. A certificate stating that there are no matters awaiting decision beyond the 90-day or, if extended by certification and notification, the 180-day period specified in sub. (1)(a), but if the 90-dat period has been extended by certification and notification, a copy of the certification and notification shall be attached to the certificate; or
2. If there are matters so pending, a certificate setting forth the name and docket number of each of matter, the court in which it is pending, and the date on which it was submitted to the judge in final form.

3. Certificates filed under subd. 1. or 2. shall be retained by the office of the director of state courts for 10 years from the date of filing.
- (b) The office of the director of state courts shall send a copy of certificates listing pending matters to the chief judge of the judicial administrative district in which those matters are pending and shall notify the chief judge of a judicial administrative district of the failure of a judge within the district to file a certificate pursuant to this subsection.
- (3) The director of state courts, pursuant to SCR 70.10, and the chief judge, pursuant to SCR 70.19(3)(a), shall assign judge as needed or take other steps for the timely disposition of judicial business to assist a judge who has filed a certificate under sub. (2)(a) 2 or 3.
- (4) Failure of a judge to comply with the requirements of sub. (1)(a) or sub. (2)(a) may result in one or more of the following remedial measures:
- (a) Change of the judge's assignment, pursuant to SCR 70.19(3)(a).
- (b) Referral of the matter by the director of state courts to the supreme court for the initiation of contempt proceedings.
- (c) Referral of the matter by the director of state courts to the judicial commission for investigation of possible misconduct.

Mr. Avery's reply to the state's response opposing a motion for an evidentiary hearing and postconviction relief under Wis. Stat 974.06 was filed on 01-26-2023. The responsible official, Sutkiewicz, Angela W., is obligated, per SCR 70.36, to follow the abovementioned procedure for all pending cases.

The 90-day period has now lapsed--where then is the certification and notification as prescribed above? Has the judge been disabled by sickness? Has the judge failed to comply with these requirements? If so what remedial measures have been recommended?

FAILURE TO KEEP FROM HARM, AND COLOR OF LAW ABUSES,
I'm A 1000% INNOCENT MAN AND WHAT DOES IT TAKE FOR A INNOCENT MAN
TO PROOF MY INNOCENTS IN THE COURT OF LAW. STEVEN AVERY, JUSTICE!

Steven Avery
Fox Lake Correctional Institution
W10237 Lake Emily Rd.
Fox Lake Wis. 53933

Sincerely,
7-30-2023

Steven Avery