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**DISTRICT I**

**FILED**  
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**COURT OF APPEALS**

January 5, 2022

To:

Hon. Hannah C. Dugan  
 Circuit Court Judge  
 Electronic Notice

Matthew V. Fisher  
 Electronic Notice

John Barrett  
 Clerk of Circuit Court  
 Milwaukee County  
 Electronic Notice

Anthony John Garcia  
 Electronic Notice

Remzy D. Bitar  
 Electronic Notice

Paul G. Kent  
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Joseph Cincotta  
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Richard Manthe  
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You are hereby notified that the Court has entered the following opinion and order:

2021AP2146-LV

Franklin Community Advocates v. City of Franklin  
 (L.C. # 2020CV7031)

Before Donald, P.J., Dugan and White, JJ.

The City of Franklin, by Attorneys Remzy D. Bitar and Anthony J. Garcia, petition for leave to appeal a non-final order of the circuit court. The Plaintiffs-Respondents, Franklin Community Advocates, filed a response opposing the motion. A petition for interlocutory appeal must include, *inter alia*, “[a] copy of the judgment or order sought to be reviewed.” *See* WIS. STAT. RULE 809.50(1)(d) (2019-2020).<sup>1</sup> The City of Franklin did not attach a copy of the order it seeks to appeal to its submission, nor did it identify the date on which the circuit court entered

<sup>1</sup> All references to the Wisconsin Statutes are to the 2019-20 version unless otherwise noted.

the order. We have identified the date of the order from the electronic circuit court docket entries.

In the interest of judicial efficiency, however, we have reviewed the substance of the City's request for permissive appeal. Even if we were to consider the allegations in the City's petition as accurately describing the circuit court's ruling, this court concludes that the petition fails to satisfy the criteria for permissive appeal. *See* WIS. STAT. § 808.03(2). *State v. Webb*, 160 Wis. 2d 622, 632, 467 N.W.2d 108 (1991).

Therefore,

IT IS ORDERED that the petition for leave to appeal is denied with \$50 costs to the respondents.

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*Sheila T. Reiff*  
*Clerk of Court of Appeals*