

STATE OF WISCONSIN : CIRCUIT COURT : COUNTY OF DANE
BRANCH 7

COUNTY OF DANE,

Plaintiff,

v.

Case Nos. 2017TR005332
2017TR005333

Defendant.

STATE OF WISCONSIN,

Plaintiff,

v.

Case No. 2017TR012892

Defendant.

PROCEEDINGS: 2017TR005332: Court Trial (dismissal)
2017TR005333: Court Trial (dismissal)
2017TR012892: Final Pretrial

DATE: July 20, 2017

BEFORE: The Honorable Judge WILLIAM E. HANRAHAN

APPEARANCES: The County of Dane/State of Wisconsin appeared by
Assistant District Attorney ALEXANDRA KEYES;
Madison, Wisconsin.
Defendant [REDACTED] appeared in person and without counsel.

PATRICK A. WEISHAN, RPR
Official Court Reporter
Branch 7

1 set-over, the State or I guess the County was going to ask for
2 one because while we sent out the subpoenas when this was
3 rescheduled, we are fourth in line for the analyst, and the
4 analyst could not make it today.

5 THE COURT: All right. And you found that out this
6 morning?

7 ATTORNEY KEYES: This is Attorney Brown's case, and
8 when I just spoke to him, that's what he told me this morning.

9 THE COURT: All right. Well, this has been set on
10 for trial for well over a month now. Discovery that had been
11 requested has not been provided. The witnesses aren't present
12 for the County. This has been set previously. The cases that
13 are set for trial, I'm going to dismiss those, and the final
14 pretrial on the operating while suspended, ma'am, what's your
15 plan with that charge?

16 [REDACTED] With that one, I did not know that my
17 license was suspended, so when I did get pulled over, it was
18 like a surprise to me, and when I spoke with the officer and
19 basically explained to him why I believed my license is
20 suspended, because of this current case, the OWI, I basically
21 spoke with him, and he said that I-- I just had court for
22 traffic court, and the judge said that I could go and get my
23 occupational license and, you know, show back up, and maybe the
24 judge would work in my favor, but he said as far as like the OWI
25 case going, occupational may, like, depending on how the OWI

1 turned out, I may not have to go get my occupational because I
2 would still have to do the reinstatement fee if, you know, the
3 OWI case worked out in my favor. So they put them both together
4 today.

5 THE COURT: Well, I'm not sure what any of that
6 means. We'll set that one for trial, and you can have-- If you
7 want, you can speak with the prosecutor about that case and find
8 out if it makes a difference. First of all, you're supposed to
9 keep the Department of Transportation informed as to what your
10 address is, your correct address, and then you're responsible
11 for reading any mail that you get from them. The test at trial
12 is whether you--not whether you knew but whether you knew or
13 should have known that your driving privileges were suspended.

14 So, in the meantime, the operating under the influence and
15 the operating with a prohibited alcohol concentration are
16 dismissed for the failures that I've stated on the record. On
17 the operating while suspended, we're going to set that for a
18 court trial. In the meantime, if you want to talk to the
19 prosecutor, you can do that.

20 [REDACTED] Okay.

21 THE COURT: All right. Thank you. We're done.

22 [REDACTED] Thank you.

23 THE COURT: Has your address changed?

24 [REDACTED].

25 THE COURT: That's Middleton?

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[REDACTED] Yes.

(Proceedings concluded at approximately 8:46 a.m.)

CERTIFICATE

I, PATRICK A. WEISHAN, do hereby certify that I am the Official Court Reporter for the Circuit Court, Branch 7, Dane County, Wisconsin; and that I have carefully compared the foregoing document with the stenographic notes taken in conjunction with this proceeding by me on July 20th, 2017; and that the same is a true and correct transcript of those notes.

Electronically signed by Patrick A. Weishan, RPR, Official Court Reporter for Branch 7 of the Dane County Circuit Court, on July 25th, 2017.