

**U.S. District Court  
Western District of Wisconsin (Madison)  
CIVIL DOCKET FOR CASE #: 3:12-cv-00487-wmc**

Wagner, Ronald v. Dittman, Michael  
Assigned to: District Judge William M. Conley  
Referred to: Magistrate Judge Stephen L. Crocker  
Cause: 28:2254 Petition for Writ of Habeas Corpus (State)

Date Filed: 07/09/2012  
Date Terminated: 02/07/2014  
Jury Demand: None  
Nature of Suit: 530 Habeas Corpus  
(General)  
Jurisdiction: Federal Question

**Petitioner**

**Ronald Helmut Wagner**

represented by **Ronald Helmut Wagner**  
228680  
Columbia Correctional Institution  
2925 Columbia Drive  
P.O. Box 900  
Portage, WI 53901-0900  
(920) 566-2600  
Fax: redgranite correctio  
PRO SE

V.














**Respondent**














**Michael Dittman**  
*Warden, RGCI*













represented by **Gregory M. Weber**  
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*TERMINATED: 07/17/2013*









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*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
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07/09/2012	 <a href="#">1</a>	Petition for Writ of Habeas Corpus - State, filed by Ronald Helmut Wagner. (Case randomly assigned to District Judge William M. Conley.) (Attachments: # <a href="#">1</a> Envelope) (elc) (Entered: 07/09/2012)
07/11/2012	 <a href="#">2</a>	ORDER directing Petitioner to submit either the \$5 filing fee or a six-month trust fund account statement by 7/31/2012. Signed by Magistrate Judge Stephen L. Crocker on 7/9/12. (elc),(ps) (Entered: 07/11/2012)
07/12/2012		Filing fee received: \$ 5.00, receipt number 14724. (jef),(ps) (Entered: 07/12/2012)
07/12/2012	 <a href="#">3</a>	Letter from petitioner regarding Wisconsin Court record. (jef),(ps) Conventionally filed record (2 boxes) was shipped back to plaintiff on 3/29/13 per <a href="#">10</a> order, 2/4/2014 (jef). (Entered: 07/13/2012)
12/07/2012	 <a href="#">4</a>	ORDER directing petitioner to file a formal petition within 30 days using a form that has been approved for use by state prisoners under 28 U.S.C. § 2254 or his case will be dismissed. Signed by District Judge William M. Conley on 12/5/2012. (elc),(ps) (Entered: 12/07/2012)
01/07/2013	 <a href="#">5</a>	Motion for Extension of Time to file amended petition for writ of habeas corpus by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (jef),(ps) (Entered: 01/07/2013)
01/07/2013	 <a href="#">6</a>	** TEXT ONLY ORDER ** ORDER granting <a href="#">5</a> Motion for Extension of Time. Petitioner's amended petition for writ of habeas corpus due 2/7/2013. Signed by Magistrate Judge Stephen L. Crocker on 1/7/2013. (jef),(ps) (Entered: 01/07/2013)
02/15/2013		Pursuant to <a href="#">4</a> order and under Fed. R. Civ. P. 41(b), this case is closed without further order of the court. (jef),(ps) (Entered: 02/15/2013)
02/21/2013	 <a href="#">7</a>	Motion for Extension of Time by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (jef),(ps) (Entered: 02/21/2013)
02/22/2013	 <a href="#">8</a>	ORDER granting <a href="#">7</a> Motion for extension of time to file amended petition for writ of habeas corpus. Petitioner may have until March 22, 2013 in which to submit an amended petition for writ of habeas corpus on an approved form. Signed by Magistrate Judge Peter A. Oppeneer on 2/22/2013. (jef),(ps) (Entered: 02/22/2013)
03/25/2013	 <a href="#">9</a>	Third Motion for Extension of Time by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (elc),(ps) (Entered: 03/25/2013)
03/28/2013	 <a href="#">10</a>	ORDER denying <a href="#">9</a> Motion for Extension of Time. This case will remain closed as of February 15, 2013, pursuant to Fed. R. Civ. P. 41(b). If Wagner wishes to challenge his state court conviction, he must open a new case by submitting a form that has been approved for use by state prisoners under 28 U.S.C. § 2254 and which complies with the federal rules. To assist Wagner, the Clerk's Office will return all records submitted by him previously in this case. Signed by Magistrate Judge Peter A. Oppeneer on 3/27/2013. (elc),(ps) (Entered: 03/28/2013)
04/25/2013	 <a href="#">11</a>	Motion for Reconsideration re <a href="#">10</a> Order, by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (jef),(ps) (Entered: 04/25/2013)

04/25/2013	 <a href="#">12</a>	Amended Petition for Writ of Habeas Corpus - State, filed by Ronald Helmut Wagner. (jef),(ps) (Entered: 04/25/2013)
04/29/2013	 <a href="#">13</a>	Affidavit of Ronald Wagner re: <a href="#">11</a> Motion for Reconsideration. (Attachments: # <a href="#">1</a> Envelope) (elc),(ps) (Entered: 04/29/2013)
05/14/2013	 <a href="#">14</a>	ORDER that Ronald Helmut Wagner's motion to reinstate (Dkt. # <a href="#">11</a> ) is GRANTED. The clerk's office will reinstate this case to the court's active docket. Signed by District Judge William M. Conley on 5/14/2013. (jef),(ps) (Entered: 05/14/2013)
07/02/2013	 <a href="#">15</a>	Order to Show Cause Issued. Materials delivered pursuant to an informal service agreement to the Wisconsin Attorney General for service on Respondent. Signed by Magistrate Judge Stephen L. Crocker on 6/28/2013. (jef),(ps) (Entered: 07/02/2013)
07/02/2013	 <a href="#">16</a>	Acceptance of Service by DOJ on behalf of Respondent Michael Dittman. (Weber, Gregory),(ps) (Entered: 07/02/2013)
07/12/2013	 <a href="#">17</a>	Memorandum that for the remainder of this lawsuit petitioner need only send a copy of his filings in this case to the court pursuant to an informal service agreement with the Wisconsin Department of Justice. Signed by Magistrate Judge Peter A. Oppeneer on 7/12/2013. (jef),(ps) (Entered: 07/12/2013)
07/17/2013	 <a href="#">18</a>	Notice of Appearance filed by Katherine D. Lloyd for Respondent Michael Dittman (Lloyd, Katherine),(ps) (Entered: 07/17/2013)
08/01/2013	 <a href="#">19</a>	Motion for Extension of Time <i>to File Motion to Dismiss</i> by Respondent Michael Dittman. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <a href="#">1</a> Certificate of Service) (Lloyd, Katherine),(ps) (Entered: 08/01/2013)
08/02/2013	 20	** TEXT ONLY ORDER ** ORDER granting respondent's <a href="#">19</a> Motion for Extension of Time. Respondent's motion to dismiss due 8/12/2013. Signed by Magistrate Judge Stephen L. Crocker on 8/2/2013. (jef),(ps) (Entered: 08/02/2013)
08/12/2013	 <a href="#">21</a>	<b>MOTION TO DISMISS <i>Petition as Untimely Filed</i></b> by Respondent Michael Dittman. (Lloyd, Katherine),(ps) (Entered: 08/12/2013)
08/12/2013	 <a href="#">22</a>	Brief in Support of <a href="#">21</a> Motion to Dismiss <i>Petition as Untimely Filed</i> by Respondent Michael Dittman (Attachments: # <a href="#">1</a> Exhibit Ex. 1 - Wagner's Judgment of Conviction, # <a href="#">2</a> Exhibit Ex. 2 - Order denying postconviction relief, # <a href="#">3</a> Exhibit Ex. 3 - Order dismissing Wagner's appeal and extending time to seek postconviction review, # <a href="#">4</a> Exhibit Ex. 4 - Order denying postconviction relief, # <a href="#">5</a> Exhibit Ex. 5 - Court of appeal decision, # <a href="#">6</a> Exhibit Ex. 6 - Order denying petition for review, # <a href="#">7</a> Exhibit Ex. 7 - State's response brief and appendix, # <a href="#">8</a> Certificate of Service) (Lloyd, Katherine),(ps) (Entered: 08/12/2013)
08/12/2013		Set Deadlines as to <a href="#">21</a> MOTION TO DISMISS <i>Petition as Untimely Filed</i> . Petitioner's Brief in Opposition due 9/3/2013. Respondent's Brief in Reply due 9/13/2013. (elc),(ps) (Entered: 08/12/2013)
09/09/2013	 <a href="#">23</a>	Motion for Extension of Time to file brief in opposition by Petitioner Ronald Helmut Wagner. (Attachments:

		# <a href="#">1</a> Cover Letter, # <a href="#">2</a> Cover Letter 2, # <a href="#">3</a> Envelope) (jef),(ps) (Entered: 09/09/2013)
09/09/2013	 <a href="#">24</a>	** TEXT ONLY ORDER ** Order GRANTING petitioner's <a href="#">23</a> Motion for Extension of Time until September 23, 2013 to file his opposition to respondent's motion to dismiss. Respondent's brief in reply is due October 3, 2013. Signed by Magistrate Judge Stephen L. Crocker on 9/9/2013. (elc),(ps) (Entered: 09/09/2013)
09/25/2013	 <a href="#">25</a>	Response to Proposed Findings of Fact filed by Petitioner Ronald Helmut Wagner re: <a href="#">21</a> Motion to Dismiss (Attachments: # <a href="#">1</a> Cover Letter, # <a href="#">2</a> Envelope) (jaf),(ps) (Entered: 09/25/2013)
09/25/2013	 <a href="#">26</a>	Affidavit of Ronald Helmut Wagner filed by Petitioner Ronald Helmut Wagner re: <a href="#">21</a> Motion to Dismiss (jaf),(ps) (Entered: 09/25/2013)
09/25/2013	 <a href="#">27</a>	Proposed Findings of Fact filed by Petitioner Ronald Helmut Wagner re: <a href="#">21</a> Motion to Dismiss (jaf),(ps) (Entered: 09/25/2013)
09/25/2013	 <a href="#">28</a>	Brief in Opposition by Petitioner Ronald Helmut Wagner re: <a href="#">21</a> Motion to Dismiss filed by Michael Dittman (jaf),(ps) (Entered: 09/25/2013)
10/02/2013	 <a href="#">29</a>	Motion for Extension of Time <i>to File Reply to Petitioner's Brief in Opposition to Respondent's Motion to Dismiss</i> by Respondent Michael Dittman. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <a href="#">1</a> Certificate of Service) (Lloyd, Katherine),(ps) (Entered: 10/02/2013)
10/02/2013	 <a href="#">30</a>	** TEXT ONLY ORDER ** Order GRANTING respondent's <a href="#">29</a> Motion for Extension of Time until October 11, 2013 to file his brief in reply to the motion to dismiss. Signed by Magistrate Judge Stephen L. Crocker on 10/2/2013. (elc),(ps) (Entered: 10/02/2013)
10/11/2013	 <a href="#">31</a>	Brief in Reply by Respondent Michael Dittman in Support of <a href="#">21</a> Motion to Dismiss (Attachments: # <a href="#">1</a> Certificate of Service) (Lloyd, Katherine),(ps) (Entered: 10/11/2013)
02/07/2014	 <a href="#">32</a>	ORDER granting respondent Michael Dittman's <a href="#">21</a> Motion to Dismiss; dismissing Ronald Helmut Wagner's <a href="#">12</a> Petition for Writ of Habeas Corpus with prejudice. A certificate of appealability is denied. Signed by District Judge William M. Conley on 2/7/2014. (elc),(ps) (Entered: 02/07/2014)
02/07/2014	 <a href="#">33</a>	JUDGMENT entered in favor of respondent Michael Dittman dismissing petitioner Ronald Helmut Wagner's petition for a writ of habeas corpus with prejudice as barred by the one-year statute of limitations found at 28 U.S.C. § 2244(d)(1). ( PAO/elc),(ps) (Entered: 02/07/2014)
03/11/2014	 <a href="#">34</a>	Letter Requesting Docket Sheet, Notice of Change of Address, Letter Regarding Procedural Questions by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (jaf),(ps) (Entered: 03/11/2014)
03/12/2014	 <a href="#">35</a>	Letter from clerk's office in response to petitioner's <a href="#">34</a> Letter. (elc),(ps) (Entered: 03/12/2014)

03/24/2014	 <a href="#">36</a>	Request to Amend Parties/Caption by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (elc),(ps) (Entered: 03/24/2014)
04/03/2014	 <a href="#">37</a>	Motion for Reconsideration re <a href="#">32</a> Order by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (elc),(ps) (Entered: 04/03/2014)
04/03/2014	 <a href="#">38</a>	Affidavit of Ronald Helmut Wagner re: <a href="#">37</a> Motion for Reconsideration. (elc),(ps) (Entered: 04/03/2014)
04/04/2014	 <a href="#">39</a>	ORDER denying <a href="#">37</a> Motion for Reconsideration. No certificate of appealability will issue from this decision. Signed by District Judge William M. Conley on 4/4/2014. (jef),(ps) (Entered: 04/04/2014)
04/09/2014	 <a href="#">40</a>	Motion to reopen the time to appeal by Petitioner Ronald Helmut Wagner. (Attachments: # <a href="#">1</a> Envelope) (nlh),(ps) (Entered: 04/09/2014)
04/10/2014	 <a href="#">41</a>	ORDER denying petitioner's <a href="#">40</a> motion to reopen the time to appeal. Signed by District Judge William M. Conley on 4/10/2014. (jef),(ps) (Entered: 04/10/2014)
04/14/2014	 <a href="#">42</a>	NOTICE OF APPEAL by Petitioner Ronald Helmut Wagner as to <a href="#">33</a> Judgment, <a href="#">32</a> Order on Petition for Writ of Habeas Corpus. In forma pauperis pending. No Docketing Statement filed. (Attachments: # <a href="#">1</a> Envelope) (elc),(ps) (Entered: 04/14/2014)
04/14/2014	 <a href="#">43</a>	Appeal Information Packet. (elc),(ps) (Entered: 04/14/2014)