

Circuit Court of Iron County

300 TACONITE STREET
(715) 561-3434 • FAX: (715) 561-4054

ILENE D. GIACOMINO
JUDICIAL ASSISTANT

JEAN M. PETERSON
COURT REPORTER



PATRICK J. MADDEN
CIRCUIT JUDGE

VIRGINIA M. GIACOMINO
CLERK OF COURT

DIANE M. ERICKSON
REGISTER IN PROBATE

July 29, 2003

Donald Miller
100 Corrections Drive
Stanley, Wi. 54768

RE: Donald Miller vs. Robert Bruneau
Iron County Case Number 03 CV 36

Mr. Miller:

The petition is overbroad and lacks sufficient specificity to cause the Court to grant the Order.

Sincerely,

A handwritten signature in cursive script that reads "Patrick J. Madden".

Patrick J. Madden
Circuit Court Judge

PJM/idg

cc: Sheriff Robert Bruneau

Exhibit

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4. "Every sheriff, clerk of the circuit court, register of deeds, county treasurer, register of probate, county clerk and county surveyor ... shall open to the examination of any person all books and papers required to be kept in his or her office and permit any person so examining to take notes and copies of such books, records, papers or minutes...." s. 59.14(1), Wis.Stats., and these are subject to disclosure under s. 19.35;
5. Petitioner is entitled to the records requested from custodian Bruneau. The records are for purposes of post-conviction relief processes. Sheriff Bruneau is required to give petitioner specific reasons for refusal when he chose to refuse the documents request. Robert Bruneau failed to provide requested copies of records and further failed to give any reason for refusal;
6. Sheriff Robert Bruneau should be ordered to produce copies of requested documents, pay costs forfeiture fines at \$5.00 per day of non-compliance (45days), and be subject to punitive costs at the discretion of the court. Petitioner requests the court to donate any punitive awards to the HOPE animal shelter in Ironwood, Michigan under my name;
7. General rule is that pleading will be fairly and liberally construed to give effect to its object and purpose, which rule is especially applicable where action is to compel public officers to perform their prescribed statutory duties. State ex rel. Dalton v. Mundy (1977) 257 N.W.2d 877, 80 Wis.2d 190; Every reasonable intendment and presumption as to be made in favor of complaint, and plaintiff is entitled to all reasonable inferences which can be drawn from facts pleaded. Conrad v. Evans (1955) 69 N.W.2d 478, 269 Wis. 387
8. Petitioner can see no further areas or issues in his Petition for Writ of Mandamus conceivably needing increased specificity.

BY THIS AMENDMENT, Petition for Writ of Mandamus, Iron County Case No. 03CV36 has been narrowed in scope, and specificity increased, so as to cause the court to grant the Order for Sheriff Robert Bruneau to turn over copies of the requested documents to petitioner immediately pursuant to petitioner invoking Wisconsin Statute Chapter 19.

Thank you.

Respectfully:



Donald R. Miller,
Petitioner, *pro se*

cc :rmd,ndm,wsc,file

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PATRICK J. MADDEN
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DIANE M. ERICKSON
REGISTER IN PROBATE

August 18, 2003

Donald Miller
SCI - 100 Corrections Drive
Stanley, WI. 54768-6500

RE: Donald Miller vs. Robert Bruneau
Iron County Case Number 03 CV 36

Mr. Miller:

Your request is intended to harass. It serves no legitimate purpose. There is no lawful articulable reason to grant the Writ of Mandamus; it is therefore denied.

Sincerely,

Patrick J. Madden
Circuit Court Judge

PJM/idg

cc. Sheriff Robert Bruneau

Exhibit

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