

IN THE MATTER OF COMPLAINT
AGAINST A DANE COUNTY
CIRCUIT COURT JUDGE,

Case No. 25-007

Respondents.

DISMISSAL ORDER

On August 20, 2025, the Crime Victims Rights Board (“the Board”) considered a complaint filed against a Dane County Circuit Court Judge.

The Board employs a multi-step methodology to analyze the complaint: (1) whether the complainant was a crime victim; (2) whether the respondent is subject to the authority of the Board; (3) whether the allegations are time-barred; (4) whether the allegations implicate any constitutional or statutory victim rights; and (5) whether the respondent failed to comply with any duty imposed by a constitutional or statutory provision.

Whether a respondent is subject to the Board’s authority is determined by statute. The Board has authority to review complaints about “public officials, employees or agencies that violate the rights of crime victims.” Wis. Stat. § 950.09(2)(a), (c), (d), and (3); *but see Gabler v. Crime Victims Rights Bd.*, 2017 WI 67, 376 Wis. 2d 147, 897 N.W.2d 384 (statute unconstitutional as applied to judges).

The Wisconsin Supreme Court in *Gabler*, found that Wis. Stat. § 950.09(2)(a), (c), (d), and (3) is unconstitutional as applied to judges. As such, the Board does not

have the statutory authority to review this complaint. **For this reason, the complaint is hereby dismissed.**

ORDER

Based on the foregoing, it is hereby ORDERED:

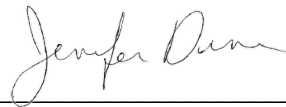
1. That the complaint cannot be reviewed and is hereby dismissed because the Board does not have statutory authority over the respondent.

2. That the Board hereby provides notice to the complainant of the right to seek judicial review of this final decision pursuant to Wis. Stat. § 227.52. Attached to this decision is a summary of appeal rights.

3. That judicial review of this final decision is governed by Wis. Stat. §§ 227.52–227.59. *See* Wis. Admin. Code CVRB § 1.10.

4. That a copy of this dismissal order shall be provided to the complainant in accordance with Wis. Admin. Code CVRB § 1.05(8), as identified in the Service List Below.

Dated this 12th day of September 2025.



Chairperson Jennifer Dunn
Crime Victims Rights Board