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Appendix Certification

I hereby certify that filed with this brief, either as a separate document or as a part of this brief, is an appendix that complies with s. 809.19 (2) (a) and that contains, at a minimum: (1) a table of contents; (2) the findings or opinion of the circuit court; (3) a copy of any unpublished opinion cited under s. 809.23 (3) (a) or (b); and (4) portions of the record essential to an understanding of the issues raised, including oral or written rulings or decisions showing the circuit court's reasoning regarding those issues.

I further certify that if this appeal is taken from a circuit court order or judgment entered in a judicial review of an administrative decision, the appendix contains the findings of fact and conclusions of law, if any, and final decision of the administrative agency.

I further certify that if the record is required by law to be confidential, the portions of the record included in the appendix are reproduced using one or more initials or other appropriate pseudonym or designation instead of full names of persons, specifically including juveniles and parents of juveniles, with a notation that the portions of the record have been so reproduced to preserve confidentiality and with appropriate references to the record.

Dated on 15th day of March, 2016

By:  _____

Jacob Ong

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Madison, WI 53703

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CITY OF MADISON

Plaintiff

vs.

JACOB ONG

Defendant

FILED

APR 14 2015

DANE COUNTY CIRCUIT COURT

ORDER

Case No. 15 CV 35

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Defendant, Jacob Ong, brings a motion for judgment notwithstanding the verdict arguing the evidence does not support the verdict. Although I understand the defendant's argument, I deny his motion because, viewed in the light most favorable to the verdict, there is evidence upon which a jury could have reached the verdict it did. As the City correctly notes, if any credible evidence supports the verdict the jury's verdict must be affirmed. *Richards v. Mendivil*, 200 Wis. 2d 665, 671, 548 N.W.2d 85, 88 (Ct. App. 1996). The issue is not whether the court believes the charges should have been pursued, nor is the issue whether the court would have found the defendant guilty. In reviewing the verdict the court does not weight the credibility of the various witnesses. Rather, as noted, the sole issue is whether any credible evidence supports the verdict.

Here, in this civil forfeiture action, there was evidence upon which a reasonable jury could conclude Mr. Ong took a letter which did not belong to him. Accordingly, the defendant's motion for a new trial or to set aside the jury's verdict is DENIED. IT IS SO ORDERED.

Dated this 14 day of April, 2015.

By the Court:



Stephen E. Ehlke
Circuit Court Judge – Branch 15

Jacob Ong
Atty. McReynolds

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