



Michael Best & Friedrich LLP

Attorneys at Law

One South Pinckney Street

Suite 700

Madison, WI 53703

P.O. Box 1806

Madison, WI 53701-1806

Phone 608.257.3501

Fax 608.283.2275

Eric M. McLeod

Direct 608.283.2257

Email emmcleod@michaelbest.com

April 29, 2010

VIA FACSIMILE

Ms. Susan Raimer
Clerk of Circuit Court
Columbia County Courthouse
400 DeWitt Street
P.O. Box 587
Portage, WI 53901-2132

Re: State of Wisconsin v. Didion Milling, Inc., et al.
Case No. 10-CX-002

Dear Ms. Raimer:

The purpose of this letter is to address significant errors that have been entered into the Consolidated Court Automation Program ("CCAP") on the Wisconsin Circuit Court Access website relative to the above-referenced matter. For the reasons discussed below, the parties request that these errors on CCAP be corrected. Please note that I am authorized to make this request on behalf of counsel for the State, Assistant Attorney General Steven E. Tinker, who is copied on this letter.

First, on the web page that contains a detailed summary of the charges alleged in the action, the plea for each charge is designated on CCAP as "guilty." This designation is in error. There were no guilty pleas in this action. Rather, the parties reached a stipulated settlement of all claims. The stipulations filed with the Court do not involve or provide for any guilty pleas to any of the charges made. For purposes of the entries on CCAP, the pleas for all charges should be changed to "no contest."

Second, on the first CCAP page, which contains a general listing of the charges alleged in the action, there are two erroneous references to "guilty" listed under the category of "disposition." (See counts 1 and 6.) For all other charges the "disposition" referenced is properly listed as "settled prior to court trial." The disposition for all of the charges should be "settled prior to court trial." Again, there were no guilty pleas in the action. Thus, the disposition for counts 1 and 6 should be changed to "settled prior to court trial."

Third, also on the first CCAP page, there are errors in the civil judgments section. In this case, there were two stipulations entered, the first involving Didion Milling, Inc. for \$525,000.00 and the second involving Didion Milling, Inc. and Didion Ethanol, LLC for \$525,000.00 (note, the second stipulation involving the two entities broke out \$35,500.00 from the \$525,000.00 total for plaintiff's fees.) These amounts are properly reflected in the preceding "total receivables" section. However, CCAP incorrectly references a single judgment against Didion Milling, Inc. in the combined amount of both stipulations. CCAP should be changed to separately reference the proper amounts reflected in the stipulations – the first involving Didion Milling, Inc. and the second involving Didion Milling, Inc. and Didion Ethanol, LLC.



Susan Raimer
April 29, 2010
Page 2

Again, we would request that the above errors on CCAP be corrected as soon as possible so that the entries properly reflect the stipulations agreed to by the parties. If you need any further information or clarification, do not hesitate to contact me at (608) 283-2257.

Thank you for your prompt attention to this matter.

Sincerely,

MICHAEL BEST & FRIEDRICH LLP

A handwritten signature in black ink, appearing to read "Eric M. McLeod", is written over the printed name.

Eric M. McLeod

EMM:skt

cc: Steven E. Tinker, Esq.

Q:\CLIENT\026147\0011\B2278791.4

MICHAEL BEST

& FRIEDRICH LLP

Madison Office
 One South Pinckney Street
 Suite 700
 Madison, WI 53703
 P.O. Box 1806
 Madison, WI 53701-1806
 Phone 608.257.3501
 Fax 608.283.2275

FACSIMILE TRANSMISSION

DATE: April 29, 2010

To:

NAME	FAX No.	PHONE No.
Ms. Susan Raimer Clerk of Circuit Court	608.742.9601	608.742.9653
Steven E. Tinker	608.266.2250	

FROM: Eric M. McLeod PHONE: 608.283.2257

SENT BY: Sue Trotter EXTENSION: 27530 LOCATION: 7th Floor

RE: State v. Didion Milling, Inc., et al.; Case No. 10-CX-002

NUMBER OF PAGES, INCLUDING COVER:	3		
CLIENT-MATTER NUMBER:	026147.0011	SENDER'S ACCOUNT NUMBER	663

NOTES/COMMENTS:

--

THE INFORMATION CONTAINED IN THIS FACSIMILE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, OR MAY BE PROPRIETARY CONFIDENTIAL INFORMATION OF A CLIENT, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF YOU EXPERIENCE FAX TRANSMISSION PROBLEMS, PLEASE CALL FAX DEPARTMENT AT 608.283.4436 AS SOON AS POSSIBLE.