PAGE 4A   FRIDAY, DECEMB	ER 9, 2016			FDLREF	PORTER.COM   THE REPOR
Dassey	pushes	to keep	convict	ion over	turned
ALISON DIRR	Dvorak, wrote in the 67- page brief. In August, U.S. Magis- trate Judge William Duf- fin overturned Dassey's conviction, finding that		would be all right as long as he confessed. But in re- ality, the opposite was true: because no witness or physical evidence linked Brendan to Hal- hachte rene or murder	terrogation video without seeing a naïve child whose already dimin- ished ability to make ra- tional choices is being	Dassey's statement v voluntary, they argued Dassey's attorne also asked the Sever Circuit "to affirm on a ferent grounds: his o flict-rilden represen tion by (Dassey's form attorney Len Kachins who worked with t State to secure his conv tion."
CHICAGO - Brendar	In August, U.S. Magis- trate Judge William Duf-	happened to Halbach, his attorneys argued in the brief that details much of the back-and-forth be-	ality, the opposite was true: because no witness	whose already dimin- ished ability to make ra-	Dassey's attorne also asked the Sever
Dassey's attorneys, in a strongly-worded motion	fin overturned Dassey's conviction, finding that	the back-and-forth be- tween Dassey and investi- gators. Many parts of his confession don't make sense and it is "riddled with contradictions," they	or physical evidence linked Brendan to Hal-	ished ability to make ra- tional choices is being grotesquely distorted by false promises. The state	Circuit "to affirm on a ferent grounds: his o
to the U.S. Court of Ap peals for the Seventh Cir	the teenager's constitu- tional rights had been vio-	confession don't make sense and it is "riddled	hach's rape or murder, Brendan was safe from	false promises. The state court's finding of volunta-	flict-ridden represen tion by (Dassey's form
cuit on Tuesday, urged judges to affirm a lower	lated. The Wisconsin De- partment of Justice filed	with contradictions," they wrote. The theme of the inter-	hach's rape or murder, Brendan was safe from legal jeopardy unless he confessed," the post-con- viction attorneys wrote in the motion.	riness, like the confession itself, is fiction. Brendan	attorney Len Kachins who worked with t
CHICAGO - Brendar Dassey's attorneys, in a atrongly-worded motion to the U.S. Court of Ap peals for the Seventh Cir cuit on Tuesday, urged judges to affirm a lower turned Dassey's convic tion in the murder of Tere sa Halbach. The state's "narrative	peal, arguing that Duffin erred in his ruling. The	rogation was that there would be no conse-	the motion. His confession is ren-	grotesquery distorted by false promises. The state court's finding of volunta- riness, like the coefossion itself, is fiction. Brendan asks this Court to affirm the district court's grant of habeas relief." The state court's find.	tion."
sa Halbach. The state's "narrative	state's response brief, if prosecutors decide to file,	quences if Dassey agreed with the interrogators,	dered involuntary be- cause of investigators' re-	asses this Court to affirm the district court's grant of habeas relief." The state court's find- ing that there were no promises of leniency "un-	tion." Kachinsky has pre ously defended his w on Dassey's case.
of the rape and murder of Teresa Halbach is spur of nure fiction." Dassey?	is due on Dec. 21. In a March 1, 2006 con- fession, then 16-year-old	"Plainly, the officers overcame Brendan's re-	peated false promises of leniency, they wrote. "No fairminded jurist	promises of leniency "un- reasonably overlooked facts." and the court un-	Alison Dirr; 920-9 7266 or adirr@gann .com; on Twitt @AlisonDirr
sa Halbach. The state's "narrative of the rape and murder of Teresa Halbach is spur of pure fiction," Dassey's attorneys, Laura Nirider Steven Drizin and Rober	conviction, finding that the teenager's constitu- tional rights had been vio- lated. The Wiscomin De- partment of Justice filed meal, arguing that Duffin erred in his ruling. The state's response brief, if prosecutors decide to file, is due on Dec 21. In a March 1,2006 con- dission, due to invest- gators' version of what	with contradictions," they wrote. The theme of the inter- rogation was that there vould be no conse- quences: If Dassey agreed with the interrogators, they wrote. "Plainly, the officers overcame Brendan's re- luctance only by assuring him that everything	His confession is ren- dered involuntary be- cause of investigators' re- peated false promises of leniency, they wrote. "No fairminded jurist —much less any parent — can watch Brendan's in-	The state court's find- ing that there were no promises of leniency "un- reasonably overlooked facts," and the court un- reasonably applied feder- al law in concluding that	.com; on Twitt @AlisonDirr
Communis	t Madison? S		Evidence	e in Avery	case
bristle at c	ongressman's	s remark		tate crime	
SCOTT BAUER ASSOCIATED PRESS	in the set		ALISON DIRR		
MADISON- A Republi		-6	MANITOWOC - Evi-	County Sheriff's Lt. Mark Wiegert and the depart-	stain from a CD case. » A swab of a blo
can congressman from northern Wisconsin who derided Madison as a	and the second second	1.2	dence in the case against Steven Avery has been	an Amanda Bunnell to be	stain near the rear p senger door.
communist haven is not backing down from his	the state	ELET	sent to the Wisconsin State Crime Lab in Madi-	turned over to Calumet County Sheriff's Lr. Mark Wiegert and the depart- ment's evidence custodi- an Amanda Bunnell to be transported to Madison. The Manitowoc County Clerk of Court's Office sent:	<ul> <li>A swab of a blo stain from a CD case.</li> <li>A swab of a blo stain near the rear p senger door.</li> <li>Blood flakes on 1 floor by the center o sole.</li> <li>A swab from the in latch.</li> </ul>
comments even as those in the capital city that			son for scientific testing, according to court rec-	» A bloodstain cutting	
prides itself as being "77 square miles surrounded by reality" take offerer	A N	A.	ords filed Tuesday. The evidence is from the Taxota RAVA of Tom	from the Toyota RAV4 driver seat.	» The key to the RA
Rep. Sean Duffy, who lives about 140 miles		12 -	sa Halbach, the 25-year- old photographer whom	riom the Toyota RAV4 driver seat. » A swab of the ignition area of the RAV4. » A bloodstain cutting from the passenger seat.	» The key to the RA' Alison Dirr: 920-9 7266 or adirr@gann .com; on Twitter @Alis Dirr
north in Wausau, called Madison a "communist		EYAN FOLEYIAP	MANITOWOC - Evi- dence in the case against Steven Avery has been the search of the Wisconshit son for acientific testing construction of the search of the the search of the construction of the search of the the search of the search of the search of the search of the search of the the the search of the search	from the passenger seat.	Dirr
Fox News interview and blasted the oppoint presi	Rep. Sean Duffy, R-Wis., who I Wausau, called Madison a "cor recent Fox News interview.	ives about 140 miles north in nmunist community" in a	both men are fighting their convictions	Eisner, Ma	irceedas E.
dential recount. He al- leged that election offi-			In August, Avery's at- torney, Kathleen Zeilner,	Marceedas D. Eisner, age 84, a resident of the	( Sector
cials in Dane County where Madison is located	been a frequent commen- tator on national news	tremely offensive" and "beneath" a congress- man. "Their job is to build bridges not burn	filed a motion to support her request for additional	Manitowoc Health & Re- habilitation Center, Mani-	100 Ma
ing so Wisconsin would miss the Dec. 13 deadline	transition to the White	"Their job is to build bridges not burn	scientific testing in the case. Sheboycan County Cir-	day morning, December 7, 2016 st the Center	00-
for certifying the vote. After Democratic U.S	executive committee for Trump's transition team.	them," Erpenbach said. "I expect that out	cuit Judge Angela Sut- kiewicz ordered the scien-	She was born on De- cember 11, 1931 in Mani-	Tes 1
Rep. Mark Pocan de manded an apology or Wednesday, both	Duffy's northern Wis- consin district voted for Trunpo in the Beneddle	"Their job is to build bridges, not burn them," Erpenbach said. "I expect that out of a talk show radio host but not a congress- man."	unic testing in November. Sending the evidence to the crime lab council	towoc County, daughter of the late Frank and Jo-	- Joseph.
Scorr audum MADESO-A Beynelli can concreasing the derided Madion at a prothern Wascastin whe derided Madion at a backing down from his southing down from his southing down from his backing down from his probasting down from his probasting down from his probasting down from his southing the southing of the southing down probasting down from his southing the probasting down from his southing the down from the southing down down from the method of the down from the southing down down from the down from t	<text><text><text></text></text></text>	HIND.	case. Sheboygan County Cir- cuit Judge Angela Sut- kiewicz ordered the scien- tific testing in November. Sending the evidence to the crime lab complies with that order. The evidence was	hanna (Stephani) Wagner. Marceedas was a graduate	130
"The PC crowd is hu moriess," Duffy, a former star of MTV's "The Rea World" in the 1990s, tweet ed. "For those offended by	about 22,000 votes. With 70 percent of the general			or suantrowoc Lincoln High School, Class of 1949, On January 28, 1950, abo	and Leana Eisner Mode
star of MTV's "The Real World" in the 1990s, tweet	- Trump has only lost 82	Menche, Jones J. Jostas T. Teorge Mexic. 70, ef Ford da Lac, war 10, ef Ford da Lac, war Lacka James D. Harden D. Dependen Y., 2010. Due 10, 10, 10, 10, 10, 10, 10, 10, 10, 10,	fta Penny"	married Vernon J. Eis- ner at St. Paul Catholic	and Leona Eisner, Norb and Jeanette Herrman Lester Riesterer; and I father-in-law and moth in-law: Edward and M dart Eisner.
my 'communist' com- ment, I'll send a therany	Duffy said in the Fox interview last week that	70, of Fond du Lac, was called home to the Lord on		Church, Manitowoc, He preceded her in death on	father-in-law and moth in-law: Edward and M
my 'communist' com- ment, I'll send a therapy dog to your 'safe place' of choice in Madison."	Dane County, was taking "as long as they can" in re-	December 7, 2016 at St. Agnes Hospital with fam-		april 21, 2015. She was employed at Manitowoc County Bank and the	incluse: Edward and M garet Eisner. Funeral Services will heid at 11:00 a.m. M day, December 12, 22 at St. Thomas the Ap the Catholic Commun Newton, Officiating at 1 Mass of Christian Bar will be the Rev. David 1 audry with burial at Joseph Catholic Centet Alverto.
Mayor calls Duffy	falsely claimed that it was the only county doing a	born on January 29, 1946	162	Chermake Sausage Com- pany until her religement	day, December 12, 20 at St. Thomas the Am
Madison Mayor Paul Soglin called Duffy a	hand recount. It is one of 47 counties doing hand re-	Laura L. (Rogers) Hefner in North Carolina.	N 2/8	in 1991. After retiring, she enjoyed crocheting, work-	tle Catholic Commun Newton, Officiating at
"liar," "moron" and "char latan."	counts. Another 13 are do- ing both hand and ma-	Penny worked for Regal- ware in Kewaskum as a		ing in her garden and the church choir. Marceedas	Mass of Christian Bur will be the Rev. David I
him too much credit by	to the state Elections	laborer for several years. She worked at various fab-	1	also liked playing sheeps- head and spending time	audry with burial at Joseph Catholic Cemete
he is so adept in mislead ing the good people of his	Clerk: No stalling	ric/sewing shops. Penny enjoyed tending to her	na. She is further survived	tage on Horseshoe Lake.	Alverno. The family will gr
district, folks who de serve better in regards to	Dane County Election Clerk Scott McDonell said	very artistic person and	by two brothers, Bobby and Eddie; six sisters, Hel-	sons and two daughters-	The Pfeffer Funeral Hor
"line," "moron" and "char latan." "I'm probably giving him too much credit by calling him a moron since he is so adept in mislead ing the good people of hi district, folks who de aerve better in regards to jobs and the future of the future of their children," Soglis and.	Thursday that workers have been recounting bal-	paintings, quilting espe- cially hand quilting and	na. She is lurther survived by two brothers. Bobby and Eddie; six sisters, Hel- en, Betty, Joyce, Louise, Rachel and Dolly, neph- ews, nicces, other relatives and many friends. She was preceded in death by the recents.	& special friend Karolyn Schultz, rural Whitelaw,	p.m. until 7:00 p.m. Se day, December 11, 2016
The only thing commu nist about Madison is that	the recount began to fin- ish by the deadline, re-	making her own patterns. She loved her family and	and many friends. She was preceded in	George & Cheryl Nechodo- mu, Nebraska, Michael &	prayer service will be h at 6:30 p.m. led by Sis
revenue generated there is redistributed to help	jecting Duffy's claims they were stalling.	triends and had a per- sonality that people were	death by her parents. Visitation: The fam-	Lora Eisner, rural Mani- towoc; two daughters and	Marlita Henseler. Frier may also call Mont
their children," Sogir said. The only thing commu- nicat about Maission is that revenue generated there economically struggling communities in Duffy's led a degration to Cuba i district, said Sogilin, whe led a degration to Cuba i PS7 and gave Fidel Can PS7 and gave Madisson Residents of Madisson Residents of Madisson is is located, have long embraced their place as a ni is located, have long	Cluck to stating The Construction of the construction of the construction of the construction the construction of the construction the construction of the construction the construction of the construction of the construction of the construction of the construction of the construction of the construction of the constructio	exceptional woman.	even, necess, subter relatives an anary free-ads, and in death by her parents. Visitation: The fam- ity will receive relatives and friends on Saturday, December 10, 2016 from 1000 PM 0.345 PM at 2015 PM 0.345 PM 2015 PM 2015 PM 0.345 PM 2015	Danny Zamzow, Fond du Lac. Cathleen & Dennis	andry with burial and Joseph Carlable Centers and Competition of the Competition The Induct Center of the The Helfer Funcan Hose Days and the Competition of the product or the Competition of the product or the Competition of the model and the Competition of the Competition of the Competition of the Competition of the Competition of the Competition of the Competition of th
led a delegation to Cuba in 1975 and gave Fidel Cas	mocracy and freedom and free elections," Duffy	exceptional woman. She was a member of Rock Bible Baptist Church in Theresa, WI. Joetta married Richard J. Merkt on December 31, 1996 at Rock Bible Baptist	1:00 PM to 3:45 PM at Zacherl Funeral Home	Luckow, rural Manitowoc; nineteen grandchildren:	nity, Newton, from 9. a.m. until 10:45 a.m.
tro the key to the city. Residents of Madison	said of Madison, which he described as a "progres-	married Richard J. Merkt on December 31, 1996	875 E. Division Street in Fond du Lac.	seventeen great grandchil- dren: and two sisters-in-	Expressions of sy pathy may be sent to
where the main campus of the University of Wiscon	sive, liberal, communist community."	at Rock Bible Baptist Church.	Service: A funeral ser- vice will be held following	law: Evelyn Wagner, Mari- nette and Brynce Riesterer,	family by visiting wy
embraced their place as a liberal bastion, taking	Madison in Congress and used to live in the city, said	Penny is survived by her husband, Richard; one son, Russell (Lainie)	the visitation at 4:00 PM at the funeral home with	St. Nazianz, Nieces, neph- ews, other relatives and	The Pfeffer Fune Home, Manitowoe, is
pride in the city's unoffi cial motto as "77 square	Duffy ignores the fact that Madison is an eco-	Graniman; two grand-	rastor Joseph McGee of- ficiating. Inurnment will	was also preceded in death by a sone Version	sisting the family with neral arrangements.
miles surrounded by real ity." Democrat Hillary	nomic driver for the whole state.	lison; three step-children, Tina Merkt, Eric Merkt	in Ledgeview Memorial Park.	Eisner Jr., two grandchil- dren: Jennifer Eisner and	send a special thank you the stall at the Monitor
embraced their place as liberal bastion, taking pride in the city's unoffi- cial motto as "77 square miles surrounded by real ity." Democrat Hillary Clinton received 80 per cent of the vote in Madi aon, while Donald Trumy won Duff's home county with 57 percent of the vote.	State senator reacts State Sen. Jon Erpen-	Grantman; two grand- children, Joshua and Al- lison; three step-children, Tina Merkt, Eric Merkt and Paul Merkt; four step-grandchildren, Gage, Grace, Corbin and Savan-	Park. Zacheri Funeral Home is serving the family. www. zacherifuneralhome.com	Brian Strauss; one sister and brother-in-law: Ar-	sisting the lamily with neral arrangements. The family utishes send a special thank you the staff at the Maniloo Health & Rehabilita Center for their comp sionale care and supp given to Marceedas c her family over the p three years.
won Duffy's home county with 57 percent of the	bach, who lives just out- side of Madison and rep-	Grace, Corbin and Savan-	zacherlfuneralhome.com	mula and Dan Mrotek; one brother: Edward Wagner; four brother in lar	sionate care and supp given to Marceedas of
vote. Duffy is a vocal sup porter of Trump and has	State Sen. Jon Erpen- bach, who lives just out- side of Madison and rep- resents Danc County in the Legislature, called Duffy's remarks "ex-	La	cherl	Marceeden To. Ensere age 84, a resident of the Marchane Health & Bi- ang 84, a resident of the Marchane Health & Bi- thomas and the second second second dense second second second second dense second second second second barras Strategies and the second second harras Strategies and second second metric dense and second second second metric dense and second second dense second second second second harras Strategies and the Chernate Strategies and the Strategies and the Strategies and the Strategies and the Strategies and the Strategies and the Strategies and the Strategies and the Strategies and the Strategies and Strategies and the Strategies and the Strategies and Strategies and the Strategies and the Stra	three years.
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