

**IN MEMORIAM  
TO HONOR THE MEMORY OF HERBERT J. STEFFES**

Circuit Judge Herbert J. Steffes died July 19, 1975. He was a member of the Criminal Jury Instructions Committee from 1960 to 1975.

Born on June 18, 1904, reared on Milwaukee's south side, graduated from Marquette University as a Juris Doctor, his full life was devoted to public service in Milwaukee.

Intellectual, erudite, articulate, precise in expression, his speech became his art form at work and in lighter moments.

This accomplishment and his study of the law was nourished by dedication toward the goal of excellence. His continuous effort to increase understanding and assume responsibility marked his career well recognized in his own time.

He became a judge and served his electors for three decades.

His notable career included the service of many offices of organizations in his profession: Wisconsin District Attorney's Association; Wisconsin Board of Criminal Court Judges; Wisconsin Board of Circuit Court Judges; Milwaukee and American Bar Associations; and Council of Judges of the National Council on Crime and Delinquency. He passed on his store of knowledge in criminal law to thousands of students. A member of the Marquette University Law School faculty for many years, he also served on the faculties of the Wisconsin State Trial Judges College and the National College of State Trial Judges. He served on the committee which formulated the Wisconsin Criminal Code of 1955 and the Criminal Procedure Codes of 1949 and of 1970 and was an initial member of the Wisconsin Board of Criminal Judges Uniform Jury Instruction Committee. His contribution of exemplary instructions are a priceless contribution to this practical work.

For 30 years, Judge Steffes presided with wisdom, firmness, fairness, and compassion over the criminal court. As he regretted the fading of the guiding light of stare decisis from the judicial firmament, so do we lament his passing from our judicial scene.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF WILLIAM A. PLATZ**

William A. Platz died on December 12, 1975. He was a member of the Criminal Jury Instructions Committee from 1960 to 1975.

No memorial can express more fully the outstanding contribution he made to the law and to the justice system than the one he etched in the memory of every person who knew him. He was respected and liked by everyone.

William A. Platz was born in Watertown, Wisconsin, on November 10, 1910. Following graduation from Marquette University, he entered the University of Wisconsin Law School where he was editor-in-chief of the Wisconsin Law Review and a member of the Order of the Coif. He served, from time to time, as a member of the Wisconsin Law Faculty.

He joined the staff of the State of Wisconsin Office of the Attorney General in 1937 and there began his work in the field of criminal law. He made major contributions to the 1949 and 1970 revisions of the Wisconsin Code of Criminal Procedure and was a principal architect of the Wisconsin Criminal Code of 1955, the first entirely new Criminal Code in the history of this nation. His services as adviser for Wisconsin Jury Instructions-Criminal extended from the time of the project's inception in 1960 until his death.

William A. Platz had no peer in the field of criminal law. For nearly four decades, he was counsel to every district attorney and every law enforcement officer in the State of Wisconsin, always available and willing, cheerfully, to give advice. And no more knowledgeable, trustworthy help was available anywhere.

He possessed not just a singular knowledge and devotion to the justice system but a keen wit and fine sense of humor as well. His wit and his wisdom forever remain with all who knew this fine outstanding man.

The members of the Committee share with everyone the great sense of loss from his untimely death. He is greatly missed.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF ROBERT J. STOLTZ**

Reserve Judge Robert J. Stoltz died December 2, 1978. He was a member of the Criminal Jury Instructions Committee from 1977 to 1978.

Born in Milwaukee, Wisconsin, on September 6, 1912, he spent his boyhood in Milwaukee. He obtained his preparatory education at Campion High School in Prairie du Chien, Wisconsin, and graduated from Marquette University Law School with an L.L.B. in 1935. He was a partner in the law firm of Schloemer, Stoltz & Merriam of West Bend, Wisconsin, from 1935-1960. He was elected county judge for Washington County, Wisconsin, in 1960 and held that position until his retirement from the bench in January 1978.

He served his peers and general mankind with complete devotion to excellence and fairness. Always keenly aware of the individual and his or her particular circumstances, he will be remembered for his innovative and just sentencing techniques.

His unselfish devotion to mankind was continually exhibited by his willingness to serve his fellow man as not only a county judge but also as Chief Judge of the 6th Judicial District Court (1976-1978), a faculty member of the Wisconsin Judicial College (1969-1971), a faculty member of the National College of State Judiciary in Reno, Nevada (1975), Clerk of the West Bend, Wisconsin School District (1947-1959), and as a member of numerous boards of directors and bar associations. He served on the Criminal Jury Instructions Committee from 1977 until his untimely death.

He will be remembered for his firmness, fairness, compassion, and awareness of the individual environment of his fellow man.

While his accomplishments were many, fair and just, he will not be remembered because of them alone. He will be remembered, always, as a brother, husband, and father. His passing has affected all of us and leaves a void not easily filled.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF WILLIAM E. GRAMLING**

Circuit Judge William E. Gramling died October 19, 1980. He was a member of the Criminal Jury Instructions Committee from 1960 to 1976.

During his lifetime, he came to be respected, honored, and loved by a host of friends. A man of honesty, integrity, and goodly competence, it was his basic human qualities which marked him as a man who will long be remembered.

Born in Milwaukee on March 2, 1913, he attended Marquette High School, Marquette University, and Marquette Law School. His parochial education led to unswerving devotion and service to his church. His many undertakings as officer, trustee, and active member served well the interests of his parishes. He became a member of the Milwaukee Archdiocesan School Board. From his parish, he received the Catholic Memorial Award.

Judge Gramling was very active in civic affairs. In turn, he was chairman of the Young Republicans and then of the Republican Party of Waukesha County. He was a member and officer of the Lions Club, the American Legion, the Dousman's Businessman Association, the Waukesha Chamber of Commerce, the Elm Brook Hospital Board, and was a director and chairman of the board of two banks. He also served in the U.S. Army and was a special agent of the F.B.I.

His professional life saw him chairing the Waukesha County Bar Association and the State Boards of County Judges, Criminal Court Judges, and Circuit Judges. Before he became county judge in 1952 and circuit judge in 1956 and finally chief judge in Waukesha, he practiced law in Milwaukee, Dousman, and then in Waukesha with the firm of Love, Davis, and Gramling.

Judge Gramling was an exceptional person. He had unusual understanding of human considerations, abilities, and frailties. As a judge, he was able carefully to make determinations and orders to the end that justice was done. He became a member of the Criminal Jury Instructions Committee at the time the project began in 1960 and served faithfully until his illness. As a committee member formulating jury instructions, he was a practical and knowledgeable contributor. His philosophy favored simple, plain talk instructions to aid jury understanding and foster fair and just verdicts. He believed communication among persons required direct, common, unstilted language.

As with all of his friends, the Committee sorely misses Judge Gramling; it

will never be the same without him.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF GERALD BOILEAU**

Judge Gerald Boileau died on January 30, 1981. He was a member of the Criminal Jury Instructions Committee from 1960 to 1977.

Judge Boileau was born in Woodruff, Wisconsin, on January 15, 1900. He attended the AEF University in France and graduated from Marquette University Law School in 1923. In 1926, he was elected the first full-time district attorney in Marathon County, Wisconsin. He served eight years as a U.S. Congressman for the Seventh District from 1930 to 1938.

In 1942, he was elected to fill an unexpired term as circuit judge for the 16th Judicial Circuit. He served as circuit judge from 1942 until his retirement in January of 1970. He then served as a full-time reserve judge in Milwaukee, Kenosha, and Janesville, filling in for judges who were ill.

Judge Boileau was very active during his judicial career. He served as chairman of the State Board of Circuit Judges, Criminal Court Judges, and Wisconsin Criminal Jury Instructions Committee, and the State Judicial Council during his memberships on those bodies.

He played a major role in the revision of the state's criminal code in 1955, serving as chairman of the Advisory Committee to the legislature. For many years, he led the Wisconsin Criminal Jury Instructions Committee as its chairman. His name appears as the author of the first introduction to these published instructions in 1962. Of all the memberships and service on both the political and judicial levels, he was most proud of his service on this Committee.

Judge Boileau had a unique ability derived from serving in all three branches of our government. He was not only a scholar and teacher but also a leader, and he used his abilities to the utmost to better the criminal justice system.

Judge Boileau realized that the law had to be fluid. His work on the Criminal Jury Instructions Committee was an invaluable contribution to the judicial system. The effort he and his Committee put forth in the early 1960s came to be recognized not only in our state but also throughout the nation as a model system of criminal jury instructions.

Judge Boileau's service for 27 years as a circuit judge is illustrative of the high esteem his colleagues and the public had for him. He was considered a giant in

the judicial system.

His death is a great loss not only to his family and those who knew him but also to all the citizens of the state.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF HUGH R. O'CONNELL**

Judge Hugh R. O'Connell died on June 30, 1987. He was a member of the Criminal Jury Instructions Committee from 1976 to 1983.

He was born on July 22, 1919, in New Butler, Wisconsin, and raised in Milwaukee. He served in the military service for four years during World War II. He was graduated "with distinction" from Arizona State College and Marquette University Law School, where he was made a member of Alpha Sigma Nu, the Jesuit Honor Society.

He served as an assistant district attorney in Milwaukee County for 10 years and was elected to the position of District Attorney of Milwaukee County in 1964, where he served until his election to the circuit bench in 1968. He served with distinction in this position until his retirement in 1983.

Among the many organizations which he served during his career were the Wisconsin District Attorneys Association, the Wisconsin Circuit Court Judges Association, the Wisconsin Bar Association, and the Wisconsin Criminal Court Judges Uniform Jury Instructions Committee.

In addition to Judge O'Connell's reverence for the law, he had a broad knowledge of literature and history. One of his favorite quotations was from George Eliot, "Justice is like the kingdom of God; it is not without us as a fact; it is within us as a great yearning."

Judge O'Connell was regarded by his fellow judges and the attorneys who practice before him as a man of erudition; a gentleman and scholar who acquitted himself well both on and off the bench.

He is missed not only by his family and his many friends, but all of those who worked to improve the criminal justice system.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE



**IN MEMORIAM  
TO HONOR THE MEMORY OF FRED A. FINK**

Circuit Judge Fred A. Fink died October 16, 1985. He was a member of the Criminal Jury Instructions Committee from 1981 to 1985.

Fred A. Fink was born July 21, 1921. He attended Marshfield public schools and two years of college before enlisting in the Army Air Corp in 1942. He served as a bombardier on a B-24, flying 48 combat missions in Africa, the Middle East, and Europe before his discharge in 1945. His service continued in the reserves of the Air Force until 1981.

On discharge from active duty, Fred Fink returned to his university studies. By 1948, he received a bachelor of laws degree from the University of Wisconsin at Madison. Thereafter, he practiced law in Marshfield and served as general manager and counsel to a local firm there. He took office as Wood County Judge on January 1, 1962. Elected to four successive terms as the County Judge and then Circuit Judge of Branch 2 Wood County, Judge Fink had a 24-year judicial career.

He was an active participant in numerous organizations of the legal profession. Included among them were the Board of County Judges, the Board of Criminal Court Judges, and the Voluntary Association of Trial Judges of Wisconsin. He served as an officer of the Trial Judges Association for three years. He was a past member of the Judicial Commission and the Wisconsin Council on Criminal Justice. He served as chairman of the Uniform Bond Committee and a member of the Administrative Committee of the Courts. He became a member of the Wisconsin Criminal Jury Instructions Committee and served on the Criminal Justice Committee of the National Conference of the State Trial Judges. He was the Chief Judge of the Sixth Administrative District of Courts from 1984 until his death.

Judge Fink was also involved in many civic activities in his community, including the First Presbyterian Church, Boy Scouts, the American Legion, Elks, and the Masons.

Judge Fink's dealings with citizens and lawyers were always direct, concerned, and fair. He could be forceful when necessary but was compassionate in seeing that justice was done. Beneath his gruff exterior was a man whose compassion and sense of fair play were his trademarks on the bench. Off the bench, he was always accessible to lawyers, court personnel, and the general public. Although he wore the dignity of the bench well, he never forgot

the humility which the office also requires.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF JAMES H. LEVI**

Circuit Judge James H. Levi died November 29, 1984. He was a member of the Criminal Jury Instructions Committee from 1965 to 1984.

Born in Stevens Point, Wisconsin, on July 16, 1913, he attended school there through the second year of college. He then went on to Notre Dame University where he graduated with a bachelor of law degree in 1937. After his admission to the State Bar of Wisconsin in July of that year, he returned to Stevens Point to work for Hardware Mutuals, now Sentry Insurance. In 1942, he enlisted in the U.S. Army Air Force. Commissioned as a lieutenant, he served in Africa and Europe from 1942 through 1945.

After the war, Jim Levi returned to Stevens Point and engaged in private practice. An appointment as County and Juvenile Court Judge brought him to the bench in 1951 after two terms as Portage County District Attorney. After three reelections to the county court, Judge Levi successfully ran for the circuit court bench in 1968. Reelected in 1975, he served as circuit judge until his retirement in 1981.

Throughout this period, Judge Levi consistently and dependably provided public service for which he received honors from the community and through a papal award. In addition, he contributed to his profession through service on the Board of County Judges, the Board of Juvenile Court Judges, the Board of Criminal Court Judges, a supreme court committee to establish the Judicial Code of Ethics, and the Wisconsin Criminal Jury Instructions Committee. As chairman of this committee from 1976 until his death, he demonstrated his excellent leadership, moving the agenda, providing direction, and finding consensus.

Never a colorful or flamboyant figure, Judge Levi was held in high esteem for his stable temperament, compassion, intelligence, integrity, and conscientiousness. He exhibited a genuine affection for his fellow man and often expressed concern for ensuring justice for all -- not only defendants in court but for victims as well.

CRIMINAL JURY INSTRUCTIONS  
COMMITTEE

**IN MEMORIAM  
TO HONOR THE MEMORY OF ERWIN C. ZASTROW**

Circuit Judge Erwin C. Zastrow died on June 27, 1987. He was a member of the Criminal Jury Instructions Committee from 1965 to 1976.

He was born on May 18, 1917, in Genoa City, Wisconsin. He served in the military service for four years during World War II as a bomber pilot with the final rank of captain. He graduated from the University of Wisconsin Law School, joined the Morrissy and Morrissy Law Firm in Walworth County in 1945, and served as district attorney in Walworth County for 14 years from 1947 to 1961, when he became Walworth County Judge and later Circuit Judge. He served with distinction in this position until he retired in 1976.

He married Jean Wenzel on September 9, 1944, and had two daughters, Linda Cook and Janet Nettekoven, one granddaughter, Jennifer, and two grandsons, Luke and Anthony.

Among the many other organizations which he served during his career were the American Legion Post 45, V.F.W. Post 6375, the Wisconsin State Bar, and St. John's Lutheran Church of Walworth. He served as the chairman of the Criminal Jury Instructions Committee for the two years preceding his retirement.

In addition to Judge Zastrow's reverence for the law, he had a broad acquaintance in Wisconsin, especially among the judges and attorneys, and he was most respected. Judge Zastrow was regarded by his fellow judges and the attorneys who practiced before him as a very fair man of learning, a gentleman, and a scholar who acquitted himself well both on and off the bench.

He is missed not only by his family and his many friends but also by all of those who worked to improve the criminal justice system.

COMMITTEE ON CRIMINAL JURY  
INSTRUCTIONS

The following resolution was unanimously passed by the Wisconsin Board of Criminal Court Judges at its annual meeting in June of 1961:

WHEREAS, the Honorable Gerald J. Boileau has been the only Chairman of this Board's Committee on Criminal Jury Instructions, and;

WHEREAS, the monumental work of this Committee, which will ultimately lead to the publication of model instructions for the use of Courts of this State, is due largely to the untiring and dynamic leadership of the Honorable Gerald J. Boileau, and;

WHEREAS, the Honorable Gerald J. Boileau has in the past made significant contributions to the advancement of his profession in that he has been Chairman of the Wisconsin Board of Circuit Judges, Chairman of the Wisconsin Board of Criminal Court Judges, a member of the Judicial Council of this State for many years, and Chairman of the Criminal Code Advisory Committee which drafted the new Criminal Code in its final version;

Be it, therefore, resolved that when Wisconsin Jury Instructions-Criminal is published, it be dedicated to the Honorable Gerald J. Boileau in recognition of his interest, his advice, and his time so freely given to his profession.