

No. 97-3639

STATE OF WISCONSIN

IN COURT OF APPEALS  
DISTRICT II

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STATE OF WISCONSIN,

FILED

PLAINTIFF-RESPONDENT,

November 5, 1998

v.

CLERK OF  
COURT OF APPEALS  
OF WISCONSIN

JUAN C. AGUIRRE,

DEFENDANT-APPELLANT.

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**ERRATA SHEET**

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PLEASE TAKE NOTICE that the attached page 1 is to be substituted for page 1 in the above-captioned opinion which was released on November 4, 1998.

**COURT OF APPEALS  
DECISION  
DATED AND FILED**

**NOVEMBER 4, 1998**

Marilyn L. Graves  
Clerk, Court of Appeals  
of Wisconsin

**NOTICE**

This opinion is subject to further editing. If published, the official version will appear in the bound volume of the Official Reports.

A party may file with the Supreme Court a petition to review an adverse decision by the Court of Appeals. See § 808.10 and RULE 809.62, STATS.

**No. 97-3639**

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**IN COURT OF APPEALS  
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**PLAINTIFF-RESPONDENT,**

**v.**

**JUAN C. AGUIRRE,**

**DEFENDANT-APPELLANT.**

---

APPEAL from an order of the circuit court for Fond du Lac County:  
DALE L. ENGLISH, Judge. *Affirmed.*

Before Snyder, P.J., Nettesheim and Anderson, JJ.

PER CURIAM. Juan C. Aguirre was convicted in 1994 of first-degree homicide, § 940.01(1), STATS., and appeals from an order denying his § 974.06, STATS., motion for a new trial due to newly discovered evidence.

