Appeal No. 2008AP1763-CR STATE OF WISCONSIN

IN COURT OF APPEALS DISTRICT II

STATE OF WISCONSIN,

PLAINTIFF-RESPONDENT,

FILED

V.

APR 5, 2010

BENJAMIN W. MERCER,

David R. Schanker Clerk of Court of Appeals

DEFENDANT-APPELLANT.

ERRATA SHEET

David R. Schanker Clerk of Court of Appeals P.O. Box 1688 Madison, WI 53701-1688

Peg Carlson, Jennifer Krapf Court of Appeals Ten East Doty Street, Suite 700 Madison, WI 53703

Court of Appeals District IV Ten East Doty Street, Suite 700 Madison, WI 53703

Hon. Dale L. English Circuit Court Judge Fond du Lac County Courthouse 160 South Macy Street Fond du Lac, WI 54936-1355

Mary L. Karst Clerk of Circuit Court Fond du Lac County Courthouse 160 South Macy Street Fond du Lac, WI 54936-1355 Court of Appeals District I 633 W. Wisconsin Ave., Suite 1400 Milwaukee, WI 53203-1918

Court of Appeals District III 2100 Stewart Ave., Suite 310 Wausau, WI 54401

Daniel Kaminsky District Attorney Fond du Lac County 160 South Macy Street Fond du Lac, WI 54935

Steven P. Sager Sager Colwin Samuelsen & Associates, S.C. 201 S. Marr Street Fond du Lac, WI 54936-2068

Christopher G. Wren Assistant Attorney General P.O. Box 7857 Madison, WI 53707-7857 PLEASE TAKE NOTICE that corrections were made to paragraph 42 in the above-captioned opinion which was released on March 31, 2010. A corrected electronic version in its entirety is available on the court's website at www.wicourts.gov.