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DISTRICT II

November 15, 2023

To:

Hon. Jeffrey S. Froehlich
Circuit Court Judge
Electronic Notice

LeAnne Karls
Clerk of Circuit Court
Calumet County Courthouse
Electronic Notice

Erica L. Bauer
Electronic Notice

Jennifer L. Vandermeuse
Electronic Notice

Connor J. Hesson, #598436
Kettle Moraine Correctional Inst.
P.O. Box 282
Plymouth, WI 53073-0282

You are hereby notified that the Court has entered the following opinion and order:

2021AP2041-CRNM State of Wisconsin v. Connor J. Hesson (L.C. #2020CF166)

Before Gundrum, P.J., Grogan and Lazar, JJ.

Summary disposition orders may not be cited in any court of this state as precedent or authority, except for the limited purposes specified in WIS. STAT. RULE 809.23(3).

Connor J. Hesson appeals from a judgment of conviction entered after he pled guilty to eight criminal charges pursuant to a plea agreement. His appellate counsel filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2021-22)¹ and *Anders v. California*, 386 U.S. 738 (1967). Hesson was sent a copy of the report and advised of his right to file a response—he has not done so. Upon consideration of the report and an independent review of the Record, we

¹ All references to the Wisconsin Statutes are to the 2021-22 version unless otherwise noted.

conclude there are no issues with arguable merit for appeal. We summarily affirm. *See* WIS. STAT. RULE 809.21.

Hesson was charged with thirty-six counts of various criminal offenses after he fled from the police and led them on a car chase. The chase resulted in injury to two police officers and caused extensive damage to several police vehicles. Hesson entered a guilty plea to eight of the thirty-six counts.

Based upon his pleas, Hesson was found guilty. Hesson faced a maximum sentence on all eight counts totaling over fifty-eight years of imprisonment and significant fines. The circuit court sentenced Hesson to serve an aggregate sentence consisting of three years of initial confinement and three years of extended supervision, with an additional six months of jail and 5 years of probation, consecutive.

The no-merit report provides a thorough analysis of the criminal proceedings in this case, including whether there would be arguable merit to challenge Hesson's arrest, the charging documents, Hesson's waiver of the preliminary hearing, and the arraignment. This court is satisfied that the no-merit report correctly analyzes the procedural issues it raises as without merit, and we will not discuss them further.

The no-merit report addresses in detail whether there would be arguable merit to challenge Hesson's guilty pleas. The plea colloquy sufficiently complied with the requirements of *State v. Brown*, 2006 WI 100, ¶35, 293 N.W.2d 594, 716 N.W.2d 906, and WIS. STAT. § 971.08 relating to the nature of the charge, the rights Hesson was waiving, and other matters. The Record shows no other ground to withdraw the plea. There is no arguable merit to this issue.

The no-merit report also addresses whether the court erroneously exercised its sentencing discretion. The standards for the circuit court and this court on sentencing issues are well-established and need not be repeated here. *See State v. Gallion*, 2004 WI 42, ¶¶17-51, 270 Wis. 2d 535, 678 N.W.2d 197. In this case, the court considered appropriate factors, did not consider improper factors, and reached a reasonable result. There is no arguable merit to this issue.

Upon our independent review of the Record, we have found no other arguable basis for reversing the judgment of conviction. *See State v. Allen*, 2010 WI 89, ¶¶81-82, 328 Wis. 2d 1, 786 N.W.2d 124. We conclude that any further appellate proceedings would be wholly frivolous within the meaning of *Anders* and WIS. STAT. RULE 809.32. Accordingly, this court accepts the no-merit report and discharges appellate counsel of the obligation to represent Hesson further in this appeal.

Upon the foregoing reasons,

IT IS ORDERED that the judgment is summarily affirmed. *See* WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that Attorney Erica L. Bauer is relieved from further representing Connor J. Hesson in this appeal. *See* WIS. STAT. RULE 809.32(3).

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Samuel A. Christensen
Clerk of Court of Appeals