



OFFICE OF THE CLERK  
**WISCONSIN COURT OF APPEALS**

110 EAST MAIN STREET, SUITE 215  
P.O. BOX 1688  
MADISON, WISCONSIN 53701-1688  
Telephone (608) 266-1880  
TTY: (800) 947-3529  
Facsimile (608) 267-0640  
Web Site: [www.wicourts.gov](http://www.wicourts.gov)

**DISTRICT I**

October 8, 2013

To:

Hon. David L. Borowski  
Circuit Court Judge  
Milwaukee County Courthouse  
901 N. 9th St.  
Milwaukee, WI 53233

John Barrett  
Clerk of Circuit Court  
Room 114  
821 W. State Street  
Milwaukee, WI 53233

Karen A. Loebel  
Asst. District Attorney  
821 W. State St.  
Milwaukee, WI 53233

George Tauscheck  
Attorney at Law  
4230 N. Oakland Ave. #103  
Milwaukee, WI 53211

Gregory M. Weber  
Assistant Attorney General  
P.O. Box 7857  
Madison, WI 53707-7857

Alonzo Lockett 592349  
Green Bay Corr. Inst.  
P.O. Box 19033  
Green Bay, WI 54307-9033

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

---

2013AP966-CRNM      State of Wisconsin v. Alonzo Lockett (L.C. # 2012CF808)

Before Curley, P.J.

By order dated September 13, 2013, this court directed Attorney George M. Tauscheck, appellate counsel for Alonzo Lockett, to file a supplemental no-merit report regarding the DNA surcharge imposed in this matter. Counsel has responded, advising he now wishes to file a postconviction motion. Counsel therefore seeks voluntary dismissal of the no merit appeal and an extension of the deadline for seeking postconviction relief in the circuit court. A no-merit proceeding is appropriate only if counsel is convinced that an appeal would be wholly frivolous.

*McCoy v. Court of Appeals*, 486 U.S. 429, 437 (1988). Accordingly, the court will grant the motion.

IT IS ORDERED that the no-merit report is rejected and this appeal is dismissed without prejudice.

IT IS FURTHER ORDERED that the deadline for filing a postconviction motion or notice of appeal is extended through November 22, 2013. *See* WIS. STAT. RULE 809.82(2)(a) (2011-12).

---

*Diane M. Fremgen*  
*Clerk of Court of Appeals*