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DISTRICT IV

July 16, 2014

To:

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

2012AP2663 State of Wisconsin ex rel. Keefe S. Adams v. John D. Paquin,
Warden (L.C. #2012CV587)

Before Blanchard, P.J., Lundsten and Sherman, JJ.

Keefe Adams appeals an order of the circuit court that dismissed his petition for writ of habeas corpus. Based upon our review of the briefs and record, we conclude at conference that this case is appropriate for summary disposition. *See* WIS. STAT. RULE 809.21 (2011-12).¹ We summarily affirm.

Adams filed a petition for writ of habeas corpus in the circuit court, challenging his 1994 conviction and sentence. The circuit court denied the petition and Adams now appeals. The State argues in its respondent's brief that Adams has failed to establish, either in his writ petition

¹ All references to the Wisconsin Statutes are to the 2011-12 version unless otherwise noted.

or in his appellant's brief, that he lacks an adequate remedy by appeal. *See Wolke v. Fleming*, 24 Wis. 2d 606, 614, 129 N.W.2d 841 (1964) (The extraordinary writ of habeas corpus will not be granted where there are other adequate remedies available.). Adams did not file a reply brief to rebut the State's argument on this point. A proposition asserted by a respondent on appeal and not disputed by the appellant in the reply brief is taken as admitted. *See Schlieper v. DNR*, 188 Wis. 2d 318, 322, 525 N.W.2d 99 (Ct. App. 1994).

Based upon the foregoing,

IT IS ORDERED that the order is summarily affirmed under WIS. STAT. RULE 809.21(1).

Diane M. Fremgen
Clerk of Court of Appeals