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DISTRICT I

September 29, 2015

To:

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

2014AP2542-CRNM State of Wisconsin v. Jermaine F. Ford (L.C. #2013CF2051)

Before Curley, P.J.

By order dated September 1, 2015, this court directed Attorney Angela C. Kachelski, appellate counsel for Jermaine F. Ford, to file a supplemental no-merit report or a motion to voluntarily dismiss this matter. Attorney Kachelski has responded. In a short document captioned, in part, "supplemental no merit report," counsel asks us to reject the no-merit report and reinstate appellate deadlines to permit Ford to pursue postconviction motions. The court construes the document as including a request for voluntary dismissal of the no-merit appeal. 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 counsel's requests. To accommodate the court's procedures at remittitur, the court will allow Ford an extension of appellate deadlines slightly longer than requested.

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 9, 2015. *See* WIS. STAT. RULE 809.82(2)(a) (2013-14).

Diane M. Fremgen
Clerk of Court of Appeals