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DISTRICT IV

February 15, 2016

To:

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

2015AP729-CRNM State of Wisconsin v. Cynthia J. Rogalski (L.C. # 2013CF124)

Before Lundsten, Sherman and Blanchard, JJ.

By prior order, we questioned whether there would be arguable merit to a postconviction motion challenging the DNA surcharge ordered at sentencing in this case. Counsel for the appellant now informs us that the appellant wishes to pursue a challenge to the imposition of the DNA surcharge, and moves to dismiss this no-merit appeal.

Therefore,

IT IS ORDERED that the no-merit report is rejected and this no-merit appeal is dismissed.

IT IS FURTHER ORDERED that the time to file a postconviction motion or notice of appeal is extended to sixty days from the date of this order.

Diane M. Fremgen
Clerk of Court of Appeals