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**DISTRICT II**

June 28, 2017

To:

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

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2015AP2601

State of Wisconsin v. Scott E. Ziegler (L.C. #2008CF120)

Before Reilly, P.J., Gundrum and Hagedorn, JJ.

Scott E. Ziegler once again appeals pro se from an order denying his motion for postconviction discovery. Based on our review of the briefs and the record, we conclude at conference that summary disposition is appropriate. *See* WIS. STAT. RULE 809.21 (2015-16).<sup>1</sup>

We affirm the order of the circuit court.

In 2009, a jury found Ziegler guilty of fourteen counts of sexual assault of a child, child abuse, child enticement, and interference with child custody. His convictions were upheld on

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<sup>1</sup> All references to the Wisconsin Statutes are to the 2015-16 version unless otherwise noted.

review. See *State v. Ziegler*, 2012 WI 73, 342 Wis. 2d 256, 816 N.W.2d 238. Ziegler then filed several motions requesting the discovery and inspection of various records. The circuit court denied his requests. This court affirmed the denials. See *State v. Ziegler*, No. 2014AP219, unpublished slip op. and order (WI App Feb. 18, 2015), and *State v. Ziegler*, No. 2015AP1888, unpublished slip op. and order (WI App June 28, 2017). We now affirm the most recent denial.

We emphasize once more that Ziegler’s claims are procedurally barred by WIS. STAT. § 974.06 and *State v. Escalona-Naranjo*, 185 Wis. 2d 168, 517 N.W.2d 157 (1994). The circuit court and this court already have adjudicated his discovery request. An issue once litigated cannot be reasserted no matter how artfully rephrased. *State v. Witkowski*, 163 Wis. 2d 985, 990, 473 N.W.2d 512 (Ct. App. 1991). To the extent Ziegler believes any claims have not been addressed, he has not established a sufficient reason for failing to raise them earlier. *Escalona-Naranjo*, 185 Wis. 2d at 181-82. “We need finality in our litigation.” *Id.* at 185. Therefore,

IT IS ORDERED that the order of the circuit court is summarily affirmed, pursuant to Wis. Stat. Rule 809.21.

IT IS FURTHER ORDERED that this summary disposition order will not be published and may not be cited except as provided under WIS. STAT. RULE 809.23(3).

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