



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 II**

March 7, 2018

To:

Hon. Ralph M. Ramirez  
Circuit Court Judge  
Waukesha County Courthouse  
515 W. Moreland Blvd.  
Waukesha, WI 53188

Robert Snow  
Clerk of Circuit Court  
Waukesha County Courthouse  
515 W. Moreland Blvd.  
Waukesha, WI 53188

Pamela Moorshead  
Assistant State Public Defender  
735 N. Water St., Ste 912  
Milwaukee, WI 53202-4116

Susan Lee Opper  
District Attorney  
515 W. Moreland Blvd. Rm. G-72  
Waukesha, WI 53188-2486

Erik P. Ahles 642196  
Oshkosh Corr. Inst.  
P.O. Box 3310  
Oshkosh, WI 54903-3310

Criminal Appeals Unit  
Department of Justice  
P.O. Box 7857  
Madison, WI 53707-7857

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

---

2017AP47-CRNM      State of Wisconsin v. Erik P. Ahles (L.C. #2015CF1033)

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

**Summary disposition orders may not be cited in any court of this state as precedent or authority, except for the limited purposes specified in WIS. STAT. RULE 809.23(3).**

Erik P. Ahles appeals from a judgment of conviction entered upon his guilty plea to one count of using a computer to facilitate a child sex crime. Ahles's appellate counsel has filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2015-16),<sup>1</sup> and *Anders v. California*, 386

---

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

U.S. 738 (1967). Ahles was advised of his right to file a response and has elected not to do so. Upon consideration of the no-merit report and our independent review of the record, we conclude that the judgment may be summarily affirmed because there is no arguable merit to any issue that could be raised on appeal. *See* WIS. STAT. RULE 809.21.

Ahles was charged with using a computer to facilitate a child sex crime, a Class C felony carrying a five-year mandatory period of initial confinement, *see* WIS. STAT. § 948.075(1r) and WIS. STAT. § 939.617(1), and with possession of THC, a misdemeanor. In exchange for Ahles's guilty plea to the felony, the State agreed to dismiss and read in the misdemeanor, and to recommend that the circuit court impose five years' initial confinement, the mandatory minimum, followed by an unspecified term of extended supervision. At sentencing, Ahles, too, requested that the circuit court impose the five-year mandatory minimum. The court imposed a bifurcated sentence totaling seven years, with five years' initial confinement and two years' extended supervision.

The no-merit report addresses the potential issues of whether Ahles has grounds to withdraw his guilty plea and if the circuit court properly exercised its sentencing discretion. Appellate counsel concludes that any challenge to the plea-taking or sentencing procedures in this case would lack arguable merit. Having independently reviewed the record, we agree with appellate counsel's description, analysis and conclusion that the circuit court properly accepted Ahles's guilty plea and exercised its sentencing discretion.

Our independent review of the record reveals no other potential issues of arguable merit. Therefore,

IT IS ORDERED that the judgment is summarily affirmed. *See* WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that Attorney Pamela Moorshead<sup>2</sup> is relieved from further representing Erik O. Ahles in this matter. *See* WIS. STAT. RULE 809.32(3).

IT IS FURTHER ORDERED that this summary disposition order will not be published.

---

*Sheila T. Reiff*  
*Clerk of Court of Appeals*

---

<sup>2</sup> Attorney John R. Breffeilh was originally appointed to represent Ahles, and filed the no-merit report. Breffeilh left his position at the State Public Defender's Office and Attorney Moorshead was appointed as Ahles's successor counsel.