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DISTRICT III

March 27, 2018

To:

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

2017AP1681-CRNM State of Wisconsin v. Thaddeus P. Olson (L. C. No. 2016CF180)

Before Stark, P.J., Hruz and Seidl, 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).

Counsel for Thaddeus Olson filed a no-merit report concluding there is no arguable basis for Olson to withdraw his guilty plea or challenge the sentence imposed for one count of possession of child pornography. Olson was advised of his right to respond to the report and has not responded. Upon our independent review of the record as mandated by *Anders v. California*, 386 U.S. 738 (1967), we conclude there is no arguable basis for appeal.

Olson was initially charged with one count of possessing child pornography after the effective date of a statute compelling a three-year mandatory minimum sentence. *See* 2011 Wis. Act 272. The State later charged an additional count of possession of child pornography occurring before the effective date of the statute. Pursuant to a plea agreement, Olson entered a guilty plea to the second count, and the first count was dismissed and read-in for sentencing purposes. The State also agreed to follow the sentence recommendation of the presentence investigation report (PSI), but to cap any confinement recommendation to five years. The PSI recommended three to five years' initial confinement followed by three to five years' extended supervision. The State endorsed that recommendation. The circuit court imposed a sentence of five years' initial confinement and ten years' extended supervision, well within the maximum sentence of twenty-five years' imprisonment.

The no-merit report addresses whether there is any arguable basis for Olson to withdraw his guilty plea and whether the circuit court properly exercised its sentencing discretion. Our independent review of the record confirms counsel's analysis, and the record discloses no other potential issue for appeal. Therefore,

IT IS ORDERED that the judgment is summarily affirmed. WIS. STAT. RULE 809.21 (2015-16).

IT IS FURTHER ORDERED that attorney Megan Sanders-Drazen is relieved of her obligation to further represent Olson in this matter. WIS. STAT. RULE 809.32(3) (2015-16).

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Sheila T. Reiff
Clerk of Court of Appeals