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DISTRICT II

June 6, 2018

To:

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Circuit Court Judge
Racine County Courthouse
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Racine, WI 53403

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Clerk of Circuit Court
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Lee Robert Lucas, #253741
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Waupun, WI 53963-0351

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

2017AP1461-CRNM State of Wisconsin v. Lee Robert Lucas (L.C. #2015CF1815)

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).

Lee Robert Lucas appeals from a judgment convicting him as a repeat offender on his no contest plea to conveying a bomb scare contrary to WIS. STAT. § 947.015 (2015-16).¹ Lucas's appellate counsel filed a no-merit report pursuant to WIS. STAT. RULE 809.32 and *Anders v.*

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

California, 386 U.S. 738 (1967). Lucas received a copy of the report and was advised of his right to file a response. He has not done so. Upon consideration of the report and an independent review of the record as mandated by *Anders* and RULE 809.32, we summarily affirm the judgment because there are no issues that would have arguable merit for appeal. WIS. STAT. RULE 809.21.

The circuit court sentenced Lucas to a four-year term (three years of initial confinement and one year of extended supervision, an enhanced sentence due to Lucas's status as a repeat offender). Lucas received sentence credit.

The no-merit report addresses the following possible appellate issues: (1) whether Lucas's no contest plea was knowingly, voluntarily and intelligently entered; and (2) whether the circuit court misused its sentencing discretion. After reviewing the record, we conclude that counsel's no-merit report properly analyzes these issues and correctly concludes that these issues are without arguable merit. We particularly note the very thorough plea colloquy in this case.

In addition to the issues discussed above, we have independently reviewed the record. Our independent review of the record did not disclose any potentially meritorious issue for appeal. Because we conclude that there would be no arguable merit to any issue that could be raised on appeal, we accept the no-merit report, affirm the judgment of conviction, and relieve Attorney Erin Deeley of further representation of Lucas in this matter.

Upon the foregoing reasons,

IT IS ORDERED that the judgment of the circuit court is summarily affirmed pursuant to WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that Attorney Erin Deeley is relieved of further representation of Lee Robert Lucas in this matter.

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

Sheila T. Reiff
Clerk of Court of Appeals