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DISTRICT III

July 17, 2018

To:

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

2017AP451-CRNM State of Wisconsin v. Teah Joan Phillips (L. C. No. 2014CF362)

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 Teah Phillips filed a no-merit report, and our independent review of the record revealed a potential issue arising from the circuit court's failure to personally advise Phillips of the potential deportation consequences of her plea, as mandated by WIS. STAT. § 971.08(1)(c) (2015-16). Accordingly, this court ordered counsel to: (1) file a supplemental no-merit report addressing why there is no arguable merit to this potential issue; (2) submit a

written statement signed by Phillips indicating she does not wish to withdraw her plea based on the circuit court's failure to personally advise her of the deportation consequences; or (3) file a motion for plea withdrawal in the circuit court on the basis of the court's failure.

Pursuant to the above order, counsel has now filed a supplemental no-merit report advising this court that Phillips cannot prove that her plea is likely to result in deportation, exclusion from admission, or denial of naturalization, because Phillips was born in Wisconsin and is a United States citizen. *See id.* Our prior order also advised Phillips that, with the exception of the potential deportation issue, we agreed with counsel's analysis of the issues raised in the no-merit report regarding whether Phillips' plea was knowingly, intelligently, and voluntarily entered; whether an adequate factual basis supported the conviction; whether Phillips was denied effective assistance of counsel; and whether the circuit court properly exercised its sentencing discretion.

Our independent review of 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 Roberta Heckes is relieved of her obligation to further represent Phillips in this matter. *See* 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IT IS FURTHER ORDERED that this summary disposition order will not be published.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