



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

DISTRICT IV

February 22, 2019

To:

Hon. Michael A. Haakenson
Circuit Court Judge
51 S. Main St.
Janesville, WI 53545

Suzanne L. Hagopian
Assistant State Public Defender
P.O. Box 7862
Madison, WI 53707

Jacki Gackstatter
Clerk of Circuit Court
Rock County Courthouse
51 S. Main St.
Janesville, WI 53545

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

Katharine Buker
Assistant District Attorney
51 S. Main St.
Janesville, WI 53545

Amanda Diane Skogen
2701 Laurel Ave.
Janesville, WI 53548

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

2018AP626-CRNM State of Wisconsin v. Amanda Diane Skogen (L.C. # 2013CF436)

Before Lundsten, P.J., Blanchard and Kloppenburg, 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).

Attorney Alisha McKay, appointed counsel for Amanda Skogen, filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2017-18)¹ and *Anders v. California*, 386 U.S. 738 (1967). Attorney Suzanne Hagopian was later appointed to replace McKay. Counsel provided Skogen

¹ All references to the Wisconsin Statutes are to the (2017-18) version unless otherwise noted.

with a copy of the report, and both counsel and this court advised her of her right to file a response. Skogen has not responded. We conclude that this case is appropriate for summary disposition. *See* WIS. STAT. RULE 809.21. After our independent review of the record, we conclude that there is no arguable merit to any issue that could be raised on appeal.

Skogen was convicted of one felony count of theft in a business setting, and one felony count of theft of movable property was dismissed and read in. The court imposed approximately \$82,000 in restitution. Skogen is appealing an amended judgment of conviction that imposed restitution.

Most of the restitution was ordered paid to insurance companies. Skogen filed a successful postconviction motion to reduce the restitution to the individual victim of the movable-property theft. Other than that, Skogen did not contest the amounts claimed for restitution, but she did contest her ability to pay. The court found that Skogen had the ability to pay, based on her prior ability to work, her work history, and her education plans.

Our review of the record shows that the restitution amounts were amply supported by exhibits. The court's decision about Skogen's ability to pay was supported by Skogen's testimony about her history and plans. There is no arguable merit to these issues.

Our review of the record discloses no other potential issues for appeal.

Therefore,

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

IT IS FURTHER ORDERED that Attorney Hagopian is relieved of further representation of Skogen 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