

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 II

July 17, 2019

To:

Hon. L. Edward Stengel Circuit Court Judge Sheboygan County Courthouse 615 N. 6th Street Sheboygan, WI 53081

Melody Lorge Clerk of Circuit Court Sheboygan County Courthouse 615 N. 6th Street Sheboygan, WI 53081

Timothy T. O'Connell O'Connell Law Office 403 S. Jefferson Street Green Bay, WI 54301 Joel Urmanski District Attorney 615 N. 6th Street Sheboygan, WI 53081

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

Curtis Harris, Jr. 165733 Fox Lake Correctional Inst. P.O. Box 200 Fox Lake, WI 53933-0200

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

2018AP1946-CRNM State of Wisconsin v. Curtis Harris, Jr. (L.C. #2017CF568)

Before Neubauer, C.J., Reilly, P.J., and Hagedorn, J.

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).

Curtis Harris, Jr., appeals from a judgment convicting him of arson of a building as an act of domestic abuse. His appellate counsel filed a no-merit report pursuant to WIS. STAT. RULE

809.32 (2017-18)¹ and *Anders v. California*, 386 U.S. 738 (1967). Harris received a copy of the report, was advised of his right to file a response, and has elected not to do so. Upon consideration of the report and an independent review of the record, we conclude that the judgment may be summarily affirmed because there are no issues with arguable merit for appeal. *See* WIS. STAT. RULE 809.21.

Harris was convicted following a no contest plea to arson of a building as an act of domestic abuse. The charge stemmed from allegations that he set fire to a residence where his wife and children were staying. The circuit court sentenced him to eight years of initial confinement and eight years of extended supervision. This no-merit appeal follows.

The no-merit report addresses potential issues of whether Harris' plea was knowingly and voluntarily entered and whether the circuit court properly exercised its discretion at sentencing. This court is satisfied that the no-merit report correctly analyzes the issues it raises as without merit, and this court will not discuss them further.

Our review of the record discloses no other potential issues for appeal. Accordingly, this court accepts the no-merit report, affirms the judgment of conviction, and discharges appellate counsel of the obligation to represent Harris further in this appeal.

Upon the foregoing reasons,

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

¹ All references to the Wisconsin Statutes are to the 2017-18 version.

IT IS FURTHER ORDERED that Attorney Timothy T. O'Connell is relieved of further representation of Curtis Harris, Jr., in this appeal. *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