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DISTRICT I

July 25, 2019

To:

Hon. Michelle Ackerman Havas
Circuit Court Judge
Milwaukee County Courthouse
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Milwaukee, WI 53233

John Barrett
Clerk of Circuit Court
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Stanley, WI 54768

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

2017AP998-CRNM	State of Wisconsin v. Elzie Isaac (L.C. # 2015CF4892)
2017AP999-CRNM	State of Wisconsin v. Elzie Isaac (L.C. # 2015CM2672)
2017AP1000-CRNM	State of Wisconsin v. Elzie Isaac (L.C. # 2015CM4217)

Before Brash, P.J., Kessler and Brennan, 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).

By order dated June 25, 2019, this court directed Attorney Brandon Kuhl, appellate counsel for Elzie Isaac, to file a supplemental no-merit report in these matters no later than July 23, 2019. On July 24, 2019, Attorney Kuhl responded to the order, indicating that counsel

now views these matters as presenting one or more arguably meritorious issues and requesting voluntary dismissal of the no-merit appeals and an extension of appellate deadlines. In light of the minimal delay and the interests of judicial efficiency, the court will, on its own motion, extend the deadline for Attorney Kuhl's response through the date of its filing. Additionally, because a no-merit appeal is appropriate only if counsel is convinced that further postconviction proceedings would be wholly frivolous, *see McCoy v. Court of Appeals*, 486 U.S. 429, 437 (1988), the court will grant the relief requested. Attorney Kuhl does not state the length of the extension he believes is required. The court will grant an appropriate extension.

IT IS ORDERED that the deadline for Attorney Kuhl to file a response to this court's order of June 25, 2019, is extended through July 24, 2019, the date of filing. *See* WIS. STAT. RULE 809.82(2)(a) (2017-18).

IT IS FURTHER ORDERED that the no-merit report is rejected and these appeals are dismissed without prejudice.

IT IS FURTHER ORDERED that the deadline for filing a postconviction motion or notice of appeal in each of these matters is extended through the date forty days after remittitur of these matters. *See id.*

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Sheila T. Reiff
Clerk of Court of Appeals