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DISTRICT II

December 11, 2019

To:

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Circuit Court Judge
Fond du Lac County Courthouse
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You are hereby notified that the Court has entered the following opinion and order:

2019AP558-CRNM State of Wisconsin v. Thomas M. Stuewer (L.C. #2017CF615)

Before Neubauer, C.J., Reilly, P.J., and Gundrum, 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).

Thomas M. Stuewer appeals from a judgment convicting him of first-degree sexual assault of a child. 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). Stuewer 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.

Stuewer was convicted following a no contest plea to first-degree sexual assault of a child. The charge stemmed from his sexual contact with a six-year-old girl. Three additional counts of first-degree sexual assault of a child were dismissed and read in. The circuit court imposed a sentence of twenty-five years of initial confinement and fifteen years of extended supervision. This no-merit appeal follows.

The no-merit report addresses potential issues of whether Stuewer's plea was validly entered, whether Stuewer is entitled to plea withdrawal due to ineffective assistance of counsel, and whether the circuit court properly imposed its sentence. 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 Stuewer further in this appeal.

Upon the foregoing reasons,

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

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

IT IS FURTHER ORDERED that Attorney Daniel Goggin II is relieved of further representation of Thomas M. Stuewer 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