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**DISTRICT III**

June 2, 2020

To:

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Circuit Court Judge, Br. 1  
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You are hereby notified that the Court has entered the following opinion and order:

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2018AP2143-CRNM      State of Wisconsin v. Meagan Elizabeth Bieroth  
(L. C. No. 2017CF287)

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 Meagan Bieroth has filed a no-merit report concluding no grounds exist to challenge Bieroth's convictions for delivering between three and ten grams of methamphetamine and felony bail jumping. Bieroth was informed of her right to file a response to the no-merit report, and she has not responded. Upon our independent review of the record as mandated by *Anders v. California*, 386 U.S. 738 (1967), we conclude there is no arguable merit to any issue

that could be raised on appeal. Therefore, the judgment of conviction is summarily affirmed. *See* WIS. STAT. RULE 809.21 (2017-18).<sup>1</sup>

The State charged Bieroth with two counts of delivering between three and ten grams of methamphetamine, two counts of felony bail jumping, and two counts of misdemeanor bail jumping. In exchange for Bieroth's guilty pleas to one count of methamphetamine delivery and one count of felony bail jumping, the State agreed to recommend that the circuit court dismiss and read in the remaining charges in this case and dismiss charges in two other cases outright. The State also agreed to cap its sentence recommendation at a total of five years of initial confinement "with all remaining terms free to argue." Out of maximum possible aggregate sentences totaling twenty-one years, the court imposed consecutive sentences resulting in a total of six years of initial confinement and six years of extended supervision.

The no-merit report addresses whether Bieroth knowingly, intelligently and voluntarily entered her guilty pleas; whether the circuit court erroneously exercised its sentencing discretion; and whether there are any grounds to challenge the effectiveness of Bieroth's trial counsel. Upon reviewing the record, we agree with counsel's analysis and conclusion that there is no arguable merit to any of these issues.

We note that during the plea colloquy, the circuit court failed to advise Bieroth of the deportation consequences of her pleas, as mandated by WIS. STAT. § 971.08(1)(c). However, in order to obtain relief because of such an omission, a defendant must show that the plea is likely to result in deportation, exclusion from admission to this country, or denial of naturalization. *See*

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<sup>1</sup> All references to the Wisconsin Statutes are to the 2017-18 version unless otherwise noted.

*State v. Negrete*, 2012 WI 92, ¶26, 343 Wis. 2d 1, 819 N.W.2d 749. Because the record shows that Bieroth is a United States citizen not subject to deportation, any challenge to the pleas on this basis would lack arguable merit. The no-merit report otherwise sets forth an adequate discussion of the potential issues to support the no-merit conclusion, and we need not address them further.

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.

IT IS FURTHER ORDERED that attorney Dennis Schertz is relieved of his obligation to further represent Meagan Bieroth in this matter. *See* WIS. STAT. RULE 809.32(3).

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

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*Sheila T. Reiff*  
*Clerk of Court of Appeals*