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DISTRICT II

June 10, 2020

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

2018AP2341-CRNM State of Wisconsin v. Michael Antonio Paider (L.C. #2016CF119)

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).

Michael Antonio Paider appeals from a judgment of conviction entered upon his no-contest pleas to one count of third-degree sexual assault and one count of false imprisonment, both arising out of the same incident. 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, 744 (1967). Paider 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 arguably meritorious issues for appeal. *See* WIS. STAT. RULE 809.21.

Paider was charged with two counts of second-degree sexual assault, each a Class C felony, for an incident occurring in June 2016. Pursuant to a negotiated settlement, Paider entered no-contest pleas to a two-count amended information charging third-degree sexual assault, a Class G felony (count one), and false imprisonment, a Class H felony (count two). On count one, the circuit court imposed a bifurcated sentence totaling seven and one-half years, with two and one-half years of initial confinement followed by five years of extended supervision. On count two, the court imposed a bifurcated sentence totaling four years, with one year of initial confinement followed by three years of extended supervision, to run consecutive to count one. This no-merit appeal follows.²

Appellate counsel's no-merit report discusses the following potential issues: (1) whether Paider's no-contest pleas were knowingly, voluntarily, and intelligently entered; (2) whether the circuit court properly exercised its discretion in imposing sentence; (3) whether Paider received the ineffective assistance of counsel; and (4) whether Paider was coerced to enter his no-contest

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

² After sentencing but before filing the no-merit notice of appeal, appellate counsel filed a motion seeking two days of sentence credit pursuant to WIS. STAT. § 973.155. Upon the State's stipulation, the circuit court granted the motion and entered an amended judgment reflecting Paider's entitlement to two days of sentence credit.

pleas. This court is satisfied that the no-merit report correctly analyzes the issues it raises as without arguable merit, and this court will not discuss them further.

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

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

IT IS FURTHER ORDERED that Attorney William J. Donarski is relieved from further representing Michael Antonio Paider 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