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DISTRICT II

June 30, 2021

To:

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M.A.P., #196497

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

2021AP57-NM

In the matter of the mental commitment of M.A.P.: Winnebago
County v. M.A.P. (L.C. #2020ME215)

Before Reilly, P.J.¹

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).

In this WIS. STAT. ch. 51 case, M.A.P. appeals from orders extending his commitment due to mental illness for twelve months and authorizing the involuntary administration of medication and treatment. M.A.P.'s appellate counsel filed a no-merit report pursuant to WIS.

¹ This appeal is decided by one judge pursuant to WIS. STAT. § 752.31(2)(d) (2019-20). All references to the Wisconsin Statutes are to the 2019-20 version.

STAT. RULE 809.32 and *Anders v. California*, 386 U.S. 738 (1967). M.A.P. filed multiple responses. After reviewing the record, counsel's report, and M.A.P.'s responses, we conclude that there are no issues with arguable merit for appeal. Therefore, we summarily affirm the orders. WIS. STAT. RULE 809.21.

The no-merit report addresses whether the county met its burden of proving that M.A.P. was a proper subject for extension of his commitment and not competent to refuse medication. We agree with appellate counsel that this issue does not have arguable merit for appeal. The evidence adduced at the extension hearing and the circuit court's findings satisfied the factors for extending a commitment for a person like M.A.P., who is an inmate of a state prison. *See* WIS. STAT. § 51.20(1)(ar). Likewise, it satisfied the standard for authorizing the involuntary medication and treatment due to incompetency. *See* WIS. STAT. § 51.61(1)(g)4. In addition, the court made a finding of dangerousness to support the involuntary medication and treatment.² *See Winnebago County v. C.S.*, 2020 WI 33, ¶¶33-34, 391 Wis. 2d 35, 940 N.W.2d 875.

As noted, M.A.P. filed multiple responses to the no-merit report. The responses are difficult to decipher, as they are rambling, repetitive, and largely nonsensical. In any event, we are not persuaded that they present an issue of arguable merit.

Our independent review of the record does not disclose any potentially meritorious issue for appeal. Because we conclude that there would be no arguable merit to any issue that could

² The circuit court determined that “the situation exists in which the medication or treatment is necessary to prevent serious harm to [M.A.P.]”

be raised on appeal, we accept the no-merit report and relieve Attorney Susan E. Alesia of further representation of M.A.P. in this matter.

Upon the foregoing reasons,

IT IS ORDERED that the orders of the circuit court are summarily affirmed pursuant to WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that Attorney Susan E. Alesia is relieved of further representation of M.A.P. in this matter.

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

Sheila T. Reiff
Clerk of Court of Appeals