

OFFICE OF THE CLERK WISCONSIN COURT OF APPEALS

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DISTRICT II

February 16, 2022

To:

Hon. Mark Rohrer Circuit Court Judge

Electronic Notice

Lynn Zigmunt Clerk of Circuit Court Manitowoc County Electronic Notice

Winn S. Collins Electronic Notice

Angela Conrad Kachelski

Electronic Notice

Jacalyn C. LaBre Electronic Notice

Rena L. Santiago, #692648 Taycheedah Correctional Inst. P.O. Box 3100

Fond du Lac, WI 54936-3100

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

2021AP904-CRNM

State of Wisconsin v. Rena L. Santiago (L.C. #2019CF309)

Before Gundrum, P.J., Neubauer and Grogan, 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).

Rena L. Santiago appeals from a judgment convicting her of: (1) neglecting a child with death as a consequence; (2) physical abuse of a child—repeated acts causing bodily harm; and (3) chronic neglect of a child with emotional damage as a consequence. Her appellate counsel filed a no-merit report pursuant to Wis. STAT. Rule 809.32 (2019-20)¹ and *Anders v. California*, 386 U.S. 738 (1967). Santiago received a copy of the report, was advised of her right to file a

¹ All references to the Wisconsin Statutes are to the 2019-20 version unless otherwise noted.

response, and has elected not to do so. Upon consideration of the report and an independent review of the record, we conclude there are no issues with arguable merit for appeal. We summarily affirm the judgment. *See* WIS. STAT. RULE 809.21.

Santiago was convicted following no contest pleas to: (1) neglecting a child with death as a consequence; (2) physical abuse of a child—repeated acts causing bodily harm; and (3) chronic neglect of a child with emotional damage as a consequence. She was accused of both allowing and participating in the physical abuse of her two-year-old son, who died as a result of the abuse. Several additional charges were dismissed and read-in. For her actions, the circuit court imposed an aggregate sentence of fifteen years of initial confinement and ten years of extended supervision. This no-merit appeal follows.

The no-merit report addresses whether Santiago's pleas were knowingly, voluntarily, and intelligently entered and whether the circuit court properly exercised its discretion at sentencing. This court is satisfied that the no-merit report correctly analyzes the issues it raises as without merit, and we will not discuss them further.²

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 Santiago further in this appeal.

² We note that the circuit court did not recite in its plea colloquy all of the elements for chronic neglect of a child with emotional damage as a consequence. However, that information was provided to Santiago via an attachment to her plea questionnaire/waiver of rights form. Santiago confirmed to the court that she went over that information with counsel and understood it.

No. 2021AP904-CRNM

Upon the foregoing reasons,

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 Angela Conrad Kachelski is relieved of further representation of Rena L. Santiago 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