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**DISTRICT IV**

March 10, 2022

To:

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Jefren E. Olsen  
Electronic Notice

Eric N. Page 601254  
Oakhill Correctional Inst.  
P.O. Box 938  
Oregon, WI 53575-0938

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

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2020AP1338-CRNM      State of Wisconsin v. Eric N. Page (L.C. # 2012CF1888)

Before Blanchard, P.J., Graham, and Nashold, 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).**

Attorney Jefren Olsen, as appointed counsel for Eric Page, filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2019-20)<sup>1</sup> and *Anders v. California*, 386 U.S. 738 (1967). Counsel provided Page with a copy of the report, and both counsel and this court advised him of his right to file a response. Page has not responded. We conclude that this case is appropriate

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

for summary disposition. *See* WIS. STAT. RULE 809.21. After our independent review of the record, we conclude that there is no arguable merit to any issue that could be raised on appeal.

In 2013, Page pled guilty to seven counts of making a false statement in relation to a security sale, and one count of theft by false representation, in an amount less than \$10,000. The circuit court placed him on eleven years of probation. In 2019, Page's probation was revoked and he was returned to the court for sentencing. On the securities charges, the court imposed concurrent sentences of two years of initial confinement and three years of extended supervision. On the theft charge, the court imposed a consecutive sentence of the same terms.

As the no-merit report acknowledges, a challenge to a sentence imposed after revocation of probation does not automatically bring the underlying conviction before this court for review. *See State v. Drake*, 184 Wis. 2d 396, 399, 515 N.W.2d 923 (Ct. App. 1994); *State v. Tobey*, 200 Wis. 2d 781, 784, 548 N.W.2d 95 (Ct. App. 1996). Thus, the no-merit report addresses whether there are any arguable issues related to sentencing. The sentences are within the legal maximum, as explained in the no-merit report. As to whether the circuit court erroneously exercised its sentencing discretion, the standards for the circuit court and this court on sentencing issues are well-established and need not be repeated here. *See State v. Gallion*, 2004 WI 42, ¶¶17-51, 270 Wis. 2d 535, 678 N.W.2d 197. In this case, the court considered appropriate factors, did not consider improper factors, and reached a reasonable result. There is no arguable merit to this issue.

Our review of the record discloses no other potential issues for 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 Olsen is relieved of further representation of Page 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*