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**DISTRICT III**

March 22, 2022

To:

Hon. Thomas J. Walsh  
Circuit Court Judge  
Electronic Notice

John VanderLeest  
Clerk of Circuit Court  
Brown County Courthouse  
Electronic Notice

Winn S. Collins  
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David L. Lasee  
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Mark A. Schoenfeldt  
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Jamiri Roshawn Williams 579665  
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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2020AP705-CRNM      State of Wisconsin v. Jamiri Roshawn Williams  
(L. C. No. 2017CF1157)

Before Stark, P.J., Hruz and Gill, 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 Jamiri Williams has filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2019-20),<sup>1</sup> concluding that no grounds exist to challenge Williams' conviction for manufacture or delivery of less than three grams of heroin. Williams was informed of his right to file a response to the no-merit report, and he 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

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

arguable merit to any issue that could be raised on appeal. Therefore, we summarily affirm the judgment of conviction. *See* WIS. STAT. RULE 809.21.

Williams was initially charged with one count of manufacture or delivery of less than three grams of heroin, as a repeater and as a second and subsequent offense. The criminal complaint alleged that a confidential informant had purchased 2.12 grams of heroin from Williams during a controlled buy in June 2017. Williams entered a no-contest plea to the charged offense during a plea hearing in September 2018. The circuit court scheduled a sentencing hearing, and a presentence investigation report (PSI) was prepared. Prior to sentencing, however, Williams wrote to the court asking that it remove his attorney, Kimberly Zhang, and allow him to withdraw his plea. The court subsequently granted Attorney Zhang's motion to withdraw as counsel, and Attorney Kurtis Wieting was appointed to represent Williams.

Attorney Wieting filed a motion to withdraw Williams' no-contest plea, alleging that Williams had received ineffective assistance from Attorney Zhang, which constituted a fair and just reason for plea withdrawal. The circuit court granted Williams' motion for plea withdrawal during a hearing in January 2019. Pursuant to a plea agreement, Williams then entered a guilty plea to one count of manufacture or delivery of less than three grams of heroin, without any enhancers. As part of the plea agreement, Williams also entered a guilty plea to a misdemeanor charge of obstructing an officer in Brown County case No. 2018CM331. A repeater enhancer in that case was dismissed. A second misdemeanor charge of obstructing an officer in Brown County case No. 2018CM220 was also dismissed as part of the plea agreement. In addition, the State agreed to cap its sentence recommendation on the manufacture or delivery of heroin charge at four years' initial confinement and four years' extended supervision.

Following a plea colloquy, the circuit court accepted Williams' guilty pleas, concluding that they were freely, voluntarily, and intelligently made. At the defense's request, the court ordered a new PSI. The court ultimately sentenced Williams to three years' initial confinement and four years' extended supervision on the manufacture or delivery of heroin charge.<sup>2</sup>

The no-merit report addresses whether Williams' guilty plea to the manufacture or delivery of heroin charge was knowing, intelligent, and voluntary; whether there was a sufficient factual basis for Williams' plea; whether the circuit court erroneously exercised its discretion when sentencing Williams; and whether Attorney Wieting provided ineffective assistance during his representation of Williams. Having independently reviewed the record, we agree with counsel's description, analysis, and conclusion that these potential issues lack arguable merit, and we therefore do not address them further.

Our independent review of the record discloses no other potential issues for appeal.

Therefore,

IT IS ORDERED that the judgment is summarily affirmed. WIS. STAT. RULE 809.21.

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<sup>2</sup> The circuit court also imposed a concurrent term of six months' jail on the obstructing charge in Brown County case No. 2018CM331. This no-merit appeal pertains only to Williams' conviction and sentence on the manufacture or delivery of heroin charge.

IT IS FURTHER ORDERED that Attorney Mark Schoenfeldt is relieved of further representing Jamiri Williams 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*