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DISTRICT II

November 9, 2022

To:

Hon. Brad Schimel
Circuit Court Judge
Electronic Notice

Monica Paz
Clerk of Circuit Court
Waukesha County Courthouse
Electronic Notice

Winn S. Collins
Electronic Notice

Steven Roy
Electronic Notice

Rodheem R. Lee, #688410
Fox Lake Correctional Inst.
P.O. Box 200
Fox Lake, WI 53933-0200

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

2021AP1234-CRNM State of Wisconsin v. Rodheem R. Lee (L.C. #2019CF903)

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

Rodheem R. Lee appeals from a judgment convicting him of second-degree sexual assault of a child and attempted child enticement. His 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). Lee 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

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

there are no issues with arguable merit for appeal. We summarily affirm the judgment. *See* WIS. STAT. RULE 809.21.

Lee was convicted, following a bench trial, of second-degree sexual assault of a child and attempted child enticement. He was accused of having sexual contact with a fifteen-year-old co-worker and attempting to lure her to a secluded place in the restaurant where they worked with the intent to have additional sexual contact. For his actions, the circuit court imposed an aggregate sentence of two years of initial confinement and two years of extended supervision.

The no-merit report addresses: (1) whether the evidence at trial was sufficient to support the convictions; (2) whether the circuit court properly exercised its discretion at sentencing; and (3) whether trial counsel was effective. 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.

Our review of the record—including Lee’s waiver of his right to a jury trial—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 Lee further in this appeal.

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 Steven Roy is relieved of further representation of Rodheem R. Lee 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