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DISTRICT III

December 6, 2022

To:

Hon. David G. Miron
Circuit Court Judge
Electronic Notice

Sheila Dudka
Clerk of Circuit Court
Marinette County Courthouse
Electronic Notice

Winn S. Collins
Electronic Notice

DeShea D. Morrow
Electronic Notice

Christina C. Starner
Electronic Notice

Brandon Joseph Teasdale 387365
Wisconsin Secure Program Facility
P.O. Box 1000
Boscobel, WI 53805-1000

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

2020AP1284-CRNM State of Wisconsin v. Brandon Joseph Teasdale
(L. C. No. 2018CF144)

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).

Brandon Teasdale appeals from a judgment, entered upon his guilty plea, convicting him of possession of methamphetamine. Appellate counsel, Christina Starner, has filed a no-merit report, pursuant to *Anders v. California*, 386 U.S. 738 (1967), and WIS. STAT. RULE 809.32 (2019-20).¹ Teasdale has filed a response to counsel's report, and counsel has filed a supplemental report. Upon this court's independent review of the record as mandated by

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

Anders, counsel's reports, and Teasdale's response, we conclude that there are no issues of arguable merit that could be pursued on appeal. We therefore summarily affirm the judgment.

The State charged Teasdale with one count of possession of methamphetamine as a repeater. According to the complaint, an anonymous caller reported to Marinette County dispatch that Teasdale "had warrants" and was at a local store. The dispatcher confirmed that there was a warrant for Teasdale in Brown County. Police were dispatched to the location, where they found Teasdale, confirmed his identity, asked him about the warrant, and subsequently detained him. Officers handcuffed Teasdale, and, upon a search of his person, found a small plastic bag containing a white substance that later tested positive for methamphetamine.

After the circuit court denied Teasdale's motion to suppress the evidence seized by police, Teasdale pled guilty. In exchange, the State moved to dismiss the penalty enhancer and agreed to make a joint sentencing recommendation. After conducting a plea colloquy, establishing that Teasdale signed a plea questionnaire/waiver of rights form, and finding a sufficient factual basis for the charge, the court accepted the plea. The court then followed the parties' joint recommendation and sentenced Teasdale to eighteen months' initial confinement followed by two years' extended supervision.

We agree with appellate counsel's description, analysis, and conclusion that any challenge to the suppression ruling, plea and sentence, or trial counsel's performance would lack arguable merit. Our independent review of the record discloses no other potential issues for appeal. We conclude that any further appellate proceedings would be wholly frivolous within the meaning of *Anders*.

Upon the foregoing,

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

IT IS FURTHER ORDERED that Attorney Christina Starner is relieved of further representation of Brandon Teasdale in this matter. *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