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DISTRICT II

September 27, 2023

To:

Hon. Michael Kenitz
Circuit Court Judge
Electronic Notice

Sarah Adjemian
Clerk of Circuit Court
Washington County Courthouse
Electronic Notice

Winn S. Collins
Electronic Notice

Colleen Marion
Electronic Notice

Raymond Allan Hartel, #538597
Waupun Correctional Inst.
P.O. Box 351
Waupun, WI 53963-0351

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

2023AP106-CRNM State of Wisconsin v. Raymond Allan Hartel (L.C. #2018CF120)

Before Gundrum, P.J., Neubauer 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).

Raymond Allan Hartel, by Attorney Colleen Marion, is pursuing this appeal under the no-merit procedure set forth in WIS. STAT. RULE 809.32 (2021-22).¹ By order dated August 22, 2023, we concluded the entirety of the case was before us for review, not merely the resentencing proceedings that had been addressed in the no-merit report. We requested a supplemental no-merit report and provided Hartel an opportunity to respond.

¹ All references to the Wisconsin Statutes are to the 2021-22 version unless otherwise noted.

Attorney Marion now informs this court that there is an issue of arguable merit to pursue by postconviction motion. Good cause is shown to dismiss this appeal and extend the time to file a postconviction motion pursuant to WIS. STAT. RULE 809.30.

Based upon the foregoing,

IT IS ORDERED that the no-merit report is rejected and the no-merit appeal is dismissed without prejudice.

IT IS FURTHER ORDERED that the time to file a postconviction motion is extended to sixty days from the date of this order.

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Samuel A. Christensen
Clerk of Court of Appeals