

OFFICE OF THE CLERK WISCONSIN COURT OF APPEALS

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DISTRICT I

May 29, 2013

To:

Hon. Glenn H. Yamahiro Circuit Court Judge 901 N. 9th St., Branch 34 Milwaukee, WI 53233-1425

John Barrett Clerk of Circuit Court Room 114 821 W. State Street Milwaukee, WI 53233

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

2012AP252-CRNM State

State of Wisconsin v. Lemanual Andreall King, II (L.C. #2010CF2036)

Before Curley, P.J.

By order dated April 12, 2013, this court directed Attorney Paul G. Bonneson, appellate counsel for Lemanual Andreall King, to file a supplemental no-merit report in regard to this matter. Counsel has responded, advising he now concludes that an arguably meritorious issue exists. Counsel therefore moves to dismiss this no-merit appeal and to extend the deadline for seeking postconviction relief. A no-merit proceeding is appropriate only if counsel is convinced that an appeal would be wholly frivolous. *McCoy v. Court of Appeals*, 486 U.S. 429, 437 (1988). Accordingly, the court will grant the motions.

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

IT IS FURTHER ORDERED that the deadline for filing a postconviction motion is extended through July 18, 2013. *See* Wis. Stat. Rule 809.82(2)(a) (2011-12).