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DISTRICT I

November 10, 2015

To:

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

2014AP2141-CRNM State of Wisconsin v. Lavell Marcus Morris (L.C. #2012CF5499)

Before Curley, P.J.

By order dated October 20, 2015, this court directed Attorney Patrick Flanagan, appellate counsel for Lavell M. Morris, to file a supplemental no-merit report in this matter. Attorney Flanagan now advises that, upon further review, he believes the case presents arguably meritorious issues. Counsel therefore seeks voluntary dismissal of the no-merit appeal and an extension of the deadline for pursuing postconviction relief in the circuit court. 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 motion.

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

IT IS FURTHER ORDERED that the deadline for filing a postconviction motion or notice of appeal is extended through January 11, 2016. *See* WIS. STAT. RULE 809.82(2)(a) (2013-14).

Diane M. Fremgen
Clerk of Court of Appeals