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**DISTRICT IV**

March 5, 2026

To:

Hon. Scott C. Blader  
Circuit Court Judge  
Electronic Notice

Zachary Cullen Wilson  
Electronic Notice

Andrea Joelle Erhard

Katrina Rasmussen  
Clerk of Circuit Court  
Waushara County Courthouse  
Electronic Notice

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

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2025AP1236

Andrea Joelle Erhard v. Daniel Kevin Schmidt (L.C. # 2025CV48)

Before Graham, P.J., Nashold, and Taylor, 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).**

Daniel Schmidt appeals a harassment injunction. Based upon our review of the briefs and record, we conclude at conference that this case is appropriate for summary disposition. *See* WIS. STAT. RULE 809.21 (2023-24).<sup>1</sup> The injunction order is summarily reversed as a sanction against respondent Andrea Erhard for failing to file a respondent's brief. *See* WIS. STAT. RULE 809.83(2).

The injunction was first granted by the court commissioner and then by the circuit court at a de novo hearing. Schmidt filed his appellant's brief on September 17, 2025. In an order

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<sup>1</sup> All references to the Wisconsin Statutes are to the 2023-24 version.

dated October 23, 2025, we notified Erhard that her respondent's brief had not been filed as required, and, unless the brief was filed or an extension sought within five days, the appeal would be subject to summary disposition. We did not receive a response of any kind from Erhard.

In an order dated November 12, 2025, we again cautioned Erhard that failure to file a respondent's brief would put the appeal at risk for summary reversal, because such failure tacitly concedes that the circuit court erred. *See State ex rel. Blackdeer v. Township of Levis*, 176 Wis. 2d 252, 260, 500 N.W.2d 339 (Ct. App. 1993). We directed that the appeal be submitted to the court to review whether the appeal could be decided based solely upon the appellant's brief and the record.

In an order dated January 29, 2026, we informed Erhard that we would summarily reverse this appeal if she failed to file the respondent's brief within fifteen days. Our order specifically stated that failure to file the respondent's brief as directed would constitute an abandonment of the appeal. *Raz v. Brown*, 2003 WI 29, ¶36, 260 Wis. 2d 614, 660 N.W.2d 647. We have not received a response of any kind from Erhard, and no respondent's brief has been filed.

Therefore,

IT IS ORDERED that the order appealed is summarily reversed as a sanction for failure to file the respondent's brief. *See* WIS. STAT. RULE 809.83(2).

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

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*Samuel A. Christensen*  
*Clerk of Court of Appeals*