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DISTRICT IV

September 11, 2025

To:

Hon. Todd P. Wolf
Circuit Court Judge
Electronic Notice

Kimberly Stimac
Clerk of Circuit Court
Wood County Courthouse
Electronic Notice

John Blimling
Electronic Notice

Angela Conrad Kachelski
Electronic Notice

Dean A. Fairbert, 720634
Stanley Correctional Inst.
100 Corrections Dr.
Stanley, WI 54768

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

2024AP610-CRNM State of Wisconsin v. Dean A. Fairbert (L.C. # 2022CF255)

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).

Attorney Angela Kachelski, as appointed counsel for Dean Fairbert, filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2023-24)¹ and *Anders v. California*, 386 U.S. 738 (1967). Counsel provided Fairbert with a copy of the report, and both counsel and this court advised him of his right to file a response. Fairbert has not responded. We conclude that this case is appropriate for summary disposition. *See* WIS. STAT. RULE 809.21. After our

¹ All references to the Wisconsin Statutes are to the 2023-24 version.

independent review of the record, we conclude that there is no arguable merit to any issue that could be raised on appeal.

Fairbert pled no contest to, and was found guilty of, two counts of second-degree sexual assault of a child. The court imposed consecutive sentences totaling 18 years of initial confinement and 12 years of extended supervision.

The no-merit report addresses whether Fairbert's pleas were entered knowingly, voluntarily, and intelligently. The plea colloquy sufficiently complied with the requirements of *State v. Brown*, 2006 WI 100, ¶35, 293 Wis. 2d 594, 716 N.W.2d 906, and WIS. STAT. § 971.08 relating to the nature of the charge, the rights Fairbert was waiving, and other matters. The record shows no other ground to withdraw the plea. There is no arguable merit to this issue.

The no-merit report addresses Fairbert's sentences. The sentences are within the legal maximum. As to discretionary issues, the standards for the circuit court and this court are well-established and need not be repeated here. *See State v. Gallion*, 2004 WI 42, ¶¶17-51, 270 Wis. 2d 535, 678 N.W.2d 197. In this case, the court considered appropriate factors, did not consider improper factors, and reached a reasonable result. There is no arguable merit to this issue.

This court's order of June 26, 2025, directed appellate counsel to review issues related to restitution. Counsel has now informed the court that the restitution order entered after the record was transmitted in this appeal ordered restitution of zero. There is no arguable merit to this issue.

Our review of the record discloses no other potential issues for appeal.

Therefore,

IT IS ORDERED that the judgment of conviction is summarily affirmed. *See* WIS. STAT.

RULE 809.21.

IT IS FURTHER ORDERED that Attorney Kachelski is relieved of further representation of Fairbert in this matter. *See* WIS. STAT. RULE 809.32(3).

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

Samuel A. Christensen
Clerk of Court of Appeals