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**DISTRICT II**

September 17, 2025

To:

Hon. Douglas R. Edelstein  
Circuit Court Judge  
Electronic Notice

Angela Dawn Chodak  
Electronic Notice

Michelle Weber  
Clerk of Circuit Court  
Fond du Lac County Courthouse  
Electronic Notice

Waun E. Fleming, #724113  
Wisconsin Resource Center  
P.O. Box 220  
Winnebago, WI 54985-0220

John Blimling  
Electronic Notice

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

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2025AP138-CRNM	State of Wisconsin v. Waun E. Fleming (L.C. #2022CF874)
2025AP146-CRNM	State of Wisconsin v. Waun E. Fleming (L.C. #2022CF804)

Before Neubauer, P.J., Gundrum, 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).**

In these consolidated cases, Waun E. Fleming appeals from judgments convicting him of multiple crimes. His appellate counsel filed no-merit reports pursuant to WIS. STAT. RULE 809.32 (2023-24)<sup>1</sup> and *Anders v. California*, 386 U.S. 738 (1967). Fleming received copies of the reports, was advised of his right to file a response, and has elected not to do so. Upon consideration of the reports and an independent review of the Records, we conclude there are no

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

issues with arguable merit for appeal. We summarily affirm the judgments. *See* WIS. STAT. RULE 809.21.

Fleming was convicted following no contest pleas to two counts of attempting to flee or elude an officer, second-degree recklessly endangering safety, possession with intent to deliver methamphetamine as a party to a crime, and possession with intent to deliver THC as a party to a crime. The charges stemmed from two cases that were handled together in the circuit court.<sup>2</sup>

On the first three charges, the circuit court imposed an aggregate sentence of forty-two months of initial confinement and forty-eight months of extended supervision. On the remaining two charges, the court ordered a consecutive three-year period of probation with imposed and stayed sentences.<sup>3</sup> These no-merit appeals follow.

The no-merit reports address whether Fleming's pleas were knowingly, voluntarily, and intelligently entered, and whether the circuit court properly exercised its discretion at sentencing. This court is satisfied that the no-merit reports correctly analyze the issues they raise as without merit, and we will not discuss them further.

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<sup>2</sup> Both cases arose from attempted traffic stops in which Fleming fled from police before eventually being apprehended. In one of the cases, Fleming drove a vehicle into an officer's squad car. Police later found drugs in the vehicle.

<sup>3</sup> The imposed and stayed sentences were each for one year of initial confinement and two years of extended supervision.

Our review of the Records discloses no other potential issues for appeal.<sup>4</sup> Accordingly, this court accepts the no-merit reports, affirms the judgments of conviction, and discharges appellate counsel of the obligation to represent Fleming further in these appeals.

Upon the foregoing reasons,

IT IS ORDERED that the judgments of the circuit court are summarily affirmed. *See* WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that Attorney Angela Dawn Chodak is relieved of further representation of Waun E. Fleming in these appeals. *See* WIS. STAT. RULE 809.32(3).

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*

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<sup>4</sup> Fleming's pleas forfeited the right to raise other nonjurisdictional defects and defenses, including claimed violations of constitutional rights. *See State v. Kelty*, 2006 WI 101, ¶18 & n.11, 294 Wis. 2d 62, 716 N.W.2d 886; *see also State v. Lasky*, 2002 WI App 126, ¶11, 254 Wis. 2d 789, 646 N.W.2d 53.