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DISTRICT II

February 11, 2026

To:

Hon. Anthony G. Milisauskas
Circuit Court Judge
Electronic Notice

David Malkus
Electronic Notice

Rebecca Matoska-Mentink
Clerk of Circuit Court
Kenosha County Courthouse
Electronic Notice

Andre Poventud, #730600
Stanley Correctional Institution
100 Corrections Dr.
Stanley, WI 54768

John Blimling
Electronic Notice

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

2025AP2101-CRNM State of Wisconsin v. Andre Poventud (L.C. #2023CF1108)

Before Neubauer, P.J., Grogan, 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).

Andre Poventud appeals from a judgment of conviction, which was entered upon his guilty pleas to one count of repeated sexual assault of a child and one count of possession of child pornography. Poventud's appellate counsel filed a no-merit report pursuant to WIS. STAT. RULE 809.32 (2023-24)¹ and *Anders v. California*, 386 U.S. 738 (1967). Poventud received a copy of the report, was advised of his right to file a response, and has elected not to do so. Upon

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

consideration of the report and an independent review of the Record, we conclude there are no issues with arguable merit for appeal. Therefore, we summarily affirm the judgment of conviction. *See WIS. STAT. RULE 809.21.*

The State charged Poventud with nine counts: two counts of repeated sexual assault of a child; three counts of incest with a child by a stepparent; one count of sexual intercourse with a child; one count of possession of child pornography; one count of adultery; and one count of felony intimidation of a victim. Pursuant to a plea agreement, Poventud entered guilty pleas to the possession of child pornography count and one count of repeated sexual assault of a child, and the remaining charges were dismissed and read in. The plea agreement provided that the State would recommend prison, with no specific term of initial confinement, and would be free to argue regarding the length and terms of extended supervision. The circuit court ultimately imposed consecutive sentences of 20 years' initial confinement and 20 years' extended supervision on the repeated sexual assault of a child charge and 3 years' initial confinement and 3 years' extended supervision on the child pornography charge.

The no-merit report addresses whether Poventud's pleas were knowingly, voluntarily, and intelligently entered; whether the circuit court properly exercised its discretion at sentencing; whether the court relied on any inaccurate information at sentencing; and whether there are any new factors that would provide a basis to seek modification of Poventud's sentences. This court is satisfied that the no-merit report correctly analyzes the issues raised as without merit. Accordingly, we will not discuss them further.

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

Therefore,

IT IS ORDERED that the judgment of the circuit court is summarily affirmed. *See Wis. STAT. RULE 809.21.*

IT IS FURTHER ORDERED that Attorney David Malkus is relieved of further representation of Andre Poventud 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*