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March 4, 2014

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:

| | |
|----------------|---|
| 2013AP448-CRNM | State of Wisconsin v. Daviad Joseph Prouty (L.C. #2012CF1377) |
| 2013AP449-CRNM | State of Wisconsin v. Daviad Joseph Prouty (L.C. #2012CF1778) |

Before Blanchard, P.J., Lundsten and Kloppenburg, JJ.

In response to our order of January 24, 2014, appellant's counsel informs us that he now believes there is an issue with arguable merit related to the DNA surcharge, and the appellant wants to pursue it. Therefore,

IT IS ORDERED that the no-merit report is rejected and this appeal is dismissed without prejudice.

IT IS FURTHER ORDERED that the time to file a postconviction motion is extended to thirty days from the date of this order.

Diane M. Fremgen
Clerk of Court of Appeals