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**DISTRICT III**

August 24, 2021

To:

Hon. James J. Duvall  
Circuit Court Judge  
Electronic Notice

Roselle Schlosser  
Clerk of Circuit Court  
Buffalo County  
Electronic Notice

Thomas J. Bilski  
Electronic Notice

Roberta A. Heckes  
Electronic Notice

Criminal Appeals Unit  
Department of Justice  
Electronic Notice

Wyatt D. Thrasher 666318  
Drug Abuse Corr. Center  
P.O. Box 190  
Winnebago, WI 54985-0190

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

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2018AP1745-CRNM      State of Wisconsin v. Wyatt D. Thrasher  
(L. C. No. 2017CF103)

Before Stark, P.J., Hruz and Gill, 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).**

Wyatt Thrasher appeals from an amended judgment convicting him of a drug charge. Attorney Roberta Heckes filed a no-merit report seeking to withdraw as Thrasher's appellate counsel. *See* WIS. STAT. RULE 809.32 (2019-20).<sup>1</sup> The no-merit report sets forth the procedural history of the case and addresses a suppression motion, Thrasher's plea and sentence, and trial counsel's performance. Thrasher was advised of his right to respond to the no-merit report, but

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<sup>1</sup> All references to the Wisconsin Statutes are to the 2019-20 version unless otherwise noted.

he has not done so. Having independently reviewed the entire record as mandated by *Anders v. California*, 386 U.S. 738, 744 (1967), we conclude that counsel is allowed to withdraw and the judgment of conviction is summarily affirmed. *See* WIS. STAT. RULE 809.21.

The State charged Thrasher as party to a crime of possession of methamphetamine (>50g) with intent to deliver. The State alleged that police recovered methamphetamine tossed out of a vehicle that Thrasher had been driving, and located hypodermic needles in the vehicle and \$3,600 cash in Thrasher's pocket. After the circuit court denied Thrasher's motion to suppress the evidence seized by police, Thrasher pleaded guilty. In exchange, the State moved to dismiss the misdemeanor counts in a companion case and agreed to make a joint sentencing recommendation. The court accepted the plea after reviewing a plea questionnaire and waiver of rights form submitted by Thrasher and conducting a plea colloquy. The court then followed the parties' joint recommendation and sentenced Thrasher to three years' initial confinement and three years' extended supervision.

We agree with counsel's description, analysis and conclusion that any challenge to the suppression ruling, plea and sentence, or trial counsel's performance would lack arguable merit. Our independent review of the record discloses no other potential issues for appeal. We conclude that any further appellate proceedings would be wholly frivolous within the meaning of *Anders*.

Upon the foregoing,

IT IS ORDERED that the judgment is summarily affirmed. WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that attorney Roberta A. Heckes is relieved of further representing Wyatt Thrasher in this matter. *See* WIS. STAT. RULE 809.32(3).

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

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*Sheila T. Reiff*  
*Clerk of Court of Appeals*