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DISTRICT II

March 8, 2023

To:

Hon. Jason A. Rossell

Circuit Court Judge

Electronic Notice

Rebecca Matoska-Mentink

Clerk of Circuit Court

Kenosha County Courthouse

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Mark A. Schoenfeldt

Electronic Notice

Tonya M. Hinkle, #119041

Robert Ellsworth Corr. Center

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Union Grove, WI 53182-9408

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

2020AP1693-CRNM State of Wisconsin v. Tonya M. Hinkle (L.C. #2018CF1231)

Before Gundrum, P.J., Neubauer 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).

Attorney Mark Schoenfeldt, appointed counsel for Tonya Hinkle, has filed a no-merit report seeking to withdraw as appellate counsel. *See* WIS. STAT. RULE 809.32 (2021-22)¹ and *Anders v. California*, 386 U.S. 738, 744 (1967). By prior order, we informed Attorney Schoenfeldt that we were unable to determine from the record and the no-merit report

¹ All references to the Wisconsin Statutes are to the 2021-22 version unless otherwise noted.

whether further proceedings related to Hinkle's eligibility for the Substance Abuse Program would be wholly frivolous. We therefore requested further input from counsel.

Attorney Schoenfeldt now informs this court that he has determined that there is an issue of arguable merit to pursue by postconviction motion. We therefore dismiss this no-merit appeal and extend the time to file a postconviction motion or notice of appeal.

Therefore,

IT IS ORDERED that the no-merit report is rejected and the no-merit appeal is dismissed.

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

IT IS FURTHER ORDERED that this summary disposition order will not be published.

*Sheila T. Reiff
Clerk of Court of Appeals*