



OFFICE OF THE CLERK
WISCONSIN COURT OF APPEALS

110 EAST MAIN STREET, SUITE 215

P.O. BOX 1688

MADISON, WISCONSIN 53701-1688

Telephone (608) 266-1880

TTY: (800) 947-3529

Facsimile (608) 267-0640

Web Site: www.wicourts.gov

DISTRICT IV

March 6, 2025

To:

Hon. Ann M. Peacock
Circuit Court Judge
Electronic Notice

Jeff Okazaki
Clerk of Circuit Court
Dane County Courthouse
Electronic Notice

Lucas Swank
Electronic Notice

Jennifer L. Vandermeuse
Electronic Notice

Gabriel Durone Bare 712405
Jackson Correctional Inst.
P.O. Box 233
Black River Falls, WI 54615-0233

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

2023AP1753-CRNM State of Wisconsin v. Gabriel Durone Bare (L.C. # 2020CF2029)

Before Kloppenburg, P.J., Blanchard, and Graham, 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 response to this court's order of December 12, 2024, appointed counsel for the appellant informs us by letter that there is at least one issue with arguable merit to pursue. The letter states that current counsel is unable to pursue this issue because of a conflict of interest relating to claims of ineffective assistance against trial counsel. Due to the ongoing delays in appointing different counsel, the letter proposes that we extend the time to file a postconviction motion to sixty days from when successor counsel is appointed. However, that arrangement would leave further deadlines in this case entirely in the discretion of the appointing authority. The court prefers to set a date certain, subject to further extensions as necessary.

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

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

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Samuel A. Christensen
Clerk of Court of Appeals