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DISTRICT II

July 9, 2025

To:

Hon. Dale L. English
Circuit Court Judge
Electronic Notice

Michelle Weber
Clerk of Circuit Court
Fond du Lac County Courthouse
Electronic Notice

Erica L. Bauer
Electronic Notice

John Blimling
Electronic Notice

Tony A. Weaver #251942
Racine Correctional Inst.
P.O. Box 900
Sturtevant, WI 53177-0900

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

2024AP2540-CRNM State of Wisconsin v. Tony A. Weaver (L.C.# 2019CF299)

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).

Erica L. Bauer, appointed counsel for Tony A. Weaver, filed a no-merit report seeking to withdraw as appellate counsel. *See* WIS. STAT. RULE 809.32 (2023-24)¹ and *Anders v. California*, 386 U.S. 738, 744 (1967). By prior order, we directed Attorney Bauer to file a supplemental no-merit report with respect to a certain issue. She now informs this court that she has determined that there is an issue of arguable merit to pursue by postconviction motion. Good

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

cause is shown to dismiss this appeal and reinstate the time to file a postconviction motion pursuant to WIS. STAT. RULE 809.30.

Upon the foregoing,

IT IS ORDERED that the no-merit report is rejected and the no-merit appeal is dismissed without prejudice. *See* WIS. STAT. RULE 809.21.

IT IS FURTHER ORDERED that the time to file a postconviction motion is extended to August 27, 2025.

IT IS FURTHER ORDERED that this summary disposition order will not be published.

Samuel A. Christensen
Clerk of Court of Appeals