



## OFFICE OF THE CLERK

**Supreme Court of Wisconsin**

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September 14, 2022

**To:**

Hon. Todd P. Wolf  
Circuit Court Judge  
Wood County Courthouse  
P.O. Box 8095  
Wisconsin Rapids, WI 54494

Cindy Joosten  
Clerk of Circuit Court  
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\*Address list continued on Page 2.

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

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Nos. 2022AP1032-W	<u>Meza v. Wisconsin Department of Corrections</u>
2021AP1044-CR	<u>State v. Meza, L.C.#2019CF241</u>

The State Public Defender (SPD) has filed a petition for writ of habeas corpus on behalf of defendant-appellant-petitioner, Miguel A. Meza. The SPD explains in the habeas petition that Attorney Kirk Henley, the appellate counsel it appointed for Mr. Meza, rendered ineffective assistance when he mistakenly believed a no-merit petition for review could be filed via the appellate eFiling system, and therefore failed to file a hard copy of the no-merit petition for review until after the deadline set forth in Wis. Stat. § 808.10.

IT IS ORDERED that the petition for writ of habeas corpus is granted, ex parte; and,

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Nos. 2022AP1032-W  
2021AP1044-CR

Meza v. Wisconsin Department of Corrections  
State v. Meza, L.C.#2019CF241

IT IS FURTHER ORDERED that the relief requested in the habeas petition, that the no-merit petition for review filed in State v. Meza, No. 2021AP1044-CR, be reinstated and deemed timely-filed, is granted. See State ex rel. Schmelzer v. Murphy, 201 Wis. 2d 246, 548 N.W.2d 45 (1996); and,

IT IS FURTHER ORDERED that pursuant to Wis. Stat. §§ 809.32(4) and 809.62, Miguel A. Meza may file a supplemental petition with the clerk of this court by October 13, 2022. The supplemental petition shall state reasons in support of the review and satisfy the requirements of § 809.62(2)(a), (b), (c), and (e). If no supplemental petition is filed within the prescribed time, this matter will be submitted to the court for appropriate action; and,

IT IS FURTHER ORDERED that the State of Wisconsin shall file its response to the no-merit petition for review and any supplemental petition by October 27, 2022. The parties will thereafter be notified in due course of this court's disposition of the no-merit petition for review.

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Sheila Reiff  
Clerk of Supreme Court

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