

**CRIMINAL COMPLAINT**

STATE OF WISCONSIN

DA Case No. 2011ML026113

Plaintiff,

vs.

Complaining Witness:

Investigator Aaron Weiss

Kavanaugh, Kevin  
3949 E. Mallory Ave.  
Cudahy, WI 53110  
DOB: 06/21/1950

Court Case No.

Defendant,

THE ABOVE NAMED COMPLAINING WITNESS BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

**COUNT 1: THEFT (EMBEZZLEMENT) (VALUE EXCEEDING \$10,000)**

The above-named defendant between 2006 and 2009, at 3949 East Mallory Ave., in the City of Cudahy, and other locations within Milwaukee County, Wisconsin, as trustee, having possession of money of the Military Order of Purple Heart, Inc., Michelle Witmer Chapter 96, having a value exceeding \$10,000, did use such money without the owner's consent, contrary to the defendant's authority, and with intent to convert said property to his own use or to the use of any other person except the owner, contrary to sec. 943.20(1)(b) and (3)(c), 971.36(3), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**COUNT 2: FRAUDULENT WRITINGS**

The above-named defendant on or about July 20, 2007, at 3949 East Mallory Ave., in the City of Cudahy, Milwaukee County, Wisconsin, with intent to defraud, being an officer of a corporation, did falsify a record belonging to that corporation, by false entry, to wit: check stub entry for check number 1095, contrary to sec. 943.39(1), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**COUNT 3: FRAUDULENT WRITINGS**

The above-named defendant on or about August 22, 2007, at 3949 East Mallory Ave., in the City of Cudahy, Milwaukee County, Wisconsin, with intent to defraud, being an officer of a corporation, did falsify a record belonging to that corporation, by false entry, to wit: check stub entry for check number 1101, contrary to sec. 943.39(1), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**COUNT 4: FRAUDULENT WRITINGS**

The above-named defendant on or about September 14, 2007, at 3949 East Mallory Ave., in the City of Cudahy, Milwaukee County, Wisconsin, with intent to defraud, being an officer of a corporation, did falsify a record belonging to that corporation, by false entry, to wit: check stub entry for check number 1103, contrary to sec. 943.39(1), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**COUNT 5: FRAUDULENT WRITINGS**

The above-named defendant on or about October 5, 2007, at 3949 East Mallory Ave., in the City of Cudahy, Milwaukee County, Wisconsin, with intent to defraud, being an officer of a corporation, did falsify a record belonging to that corporation, by false entry, to wit: check stub entry for check number 1107, contrary to sec. 943.39(1), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

1. Complainant is an investigator and sworn law enforcement officer with the Milwaukee County District Attorney's Office.

Summary

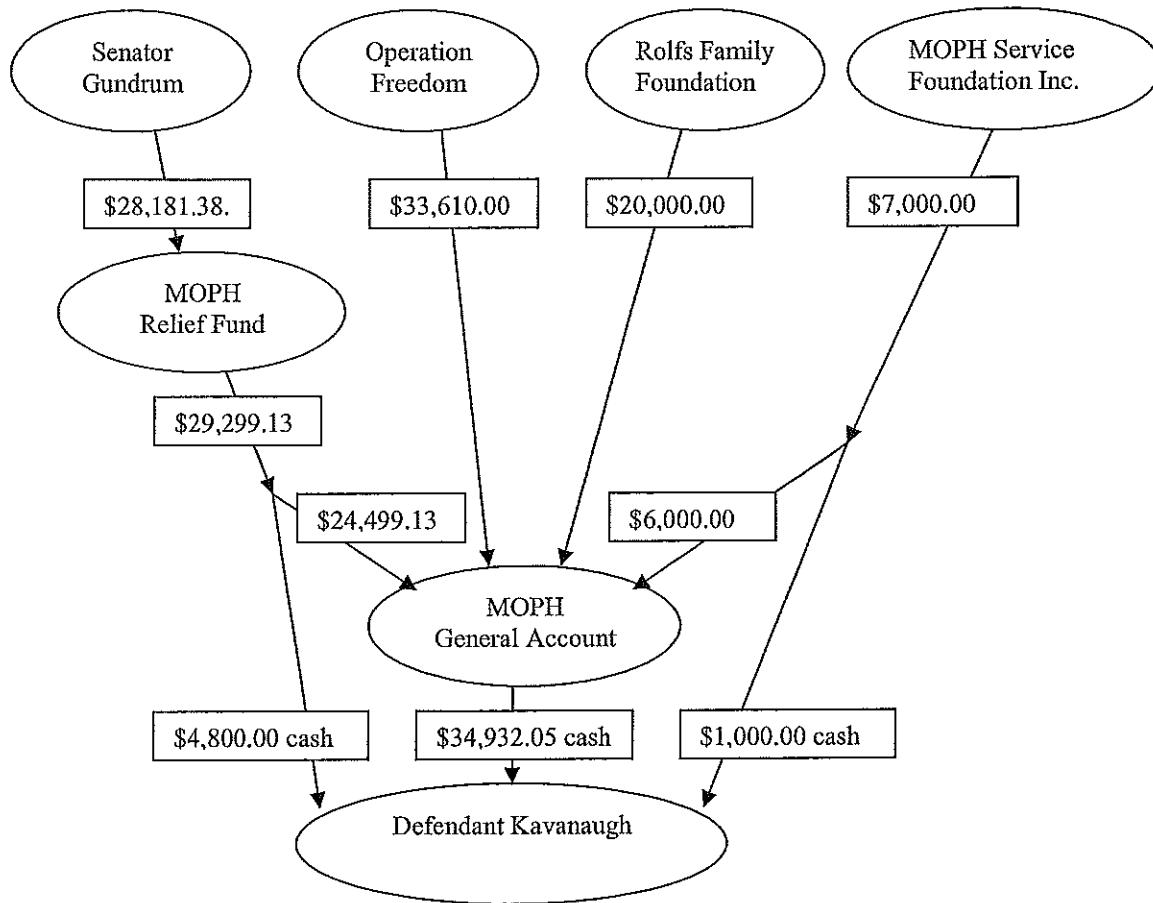
2. My official investigation determined that, from 2006 through 2009, defendant Kevin Kavanaugh, embezzled at least \$42,232.05 from the Military Order of the Purple Heart, Inc., Michelle M. Witmer Chapter 96, Cudahy, WI (MOPH).

3. Defendant Kavanaugh was the MOPH Finance Officer throughout the period alleged in this criminal complaint. As Finance Officer, defendant Kavanaugh controlled MOPH's bank accounts and held the MOPH checkbooks.

4. MOPH received four large sources of funding from 2006 to 2008. On August 24, 2006, Milwaukee County transferred \$36,610.00, designated as the program funds of Operation Freedom, to MOPH. On December 15, 2006, MOPH received a Thomas J. Rolfs Family Foundation donation of \$20,000 earmarked for the children of Wisconsin military service members killed in Operation Iraqi Freedom and Operation Enduring Freedom (OIF/OEF). On June 14, 2007, the Military Order of the Purple Heart Service Foundation, Inc. disbursed a check for \$7,000.00 to MOPH to fund the National Veterans Wheel Chair Games. From February 2008 through November 2008, former Wisconsin State Senator Mark Gundrum donated his legislative salary of \$28,181.38 to MOPH to benefit wounded military veterans.

5. Defendant Kavanaugh embezzled from the above funds by two means. First, defendant Kavanaugh skimmed cash when he deposited checks into the MOPH General Account. Defendant Kavanaugh would split deposit checks, meaning he would deposit a portion of the check proceeds and take the remainder as cash in hand. Second, defendant Kavanaugh wrote numerous checks to cash and pocketed the proceeds. Defendant Kavanaugh falsified MOPH records to hide his theft.

6. The below diagram of defendant Kavanaugh's embezzlement is based upon MOPH bank account records, obtained by subpoena, from PNC Bank.



Thomas J. Rolfs Family Foundation donation

7. Defendant Kavanaugh embezzled MOPH monies intended for the children of military service members killed in Operation Iraqi Freedom and Operation Enduring Freedom (OIF/OEF).

8. James A. Stewart, Chief Legal Counsel, Wisconsin Department of Veterans Affairs (WDVA), provided the following records.

a. Mr. Stewart forwarded a WDVA press release dated December 18, 2006 that states as follows. The Thomas J. Rolfs Family Foundation donated \$50,000 to benefit the families of Wisconsin military service members. The sum of \$30,000 was designated for the "Mission: Welcome Home" program. The balance of \$20,000 was earmarked for "children of fallen Wisconsin service members."

b. Mr. Stewart also provided a letter, dated January 10, 2007, from Wisconsin Department of Veterans Affairs to the Thomas J. Rolfs Family Foundation. The letter thanks the foundation for making a \$50,000 charitable gift to benefit veteran's families. The letter further explains that, from the total charitable gift funds, "\$20,000 was distributed separately by the Military Order of the Purple Heart for children of fallen Wisconsin service members."

9. On November 8, 2011, Milwaukee County District Attorney's Office Investigator Dan Suszek spoke by telephone with Jeff Johnson. Mr. Johnson stated as follows.

a. Mr. Johnson formerly worked for the WDVA as coordinator of Operation Welcome Home. Operation Welcome Home is a program to support military service members returning from deployment.

b. While working at WDVA in December 2006, Mr. Johnson facilitated a charitable donation of \$50,000.00 by the Thomas J. Rolfs Family Foundation. At Mr. Johnson's suggestion, the Thomas J. Rolfs Family Foundation donated the monies in care of the American Legion, Department of Wisconsin. The gift stipulated that \$30,000.00 was to be distributed as holiday gift cards to children of Wisconsin military service members deployed in OIF/OEF, and, \$20,000.00 was designated for children of Wisconsin military service members killed in OIF/OEF. The American Legion then forwarded the \$20,000.00, designated for children of Wisconsin war dead, to MOPH.

c. Shortly after Thomas J. Rolfs Family Foundation donated the above monies, defendant Kavanaugh requested a list of Wisconsin military service members who were killed in OIF/OEF. Mr. Johnson researched this information on an official U.S. Department of Defense database and e-mailed a list of Wisconsin war dead to defendant Kavanaugh.

10. I obtained, by subpoena, PNC Bank records for the MOPH General Account (checking account number 610174925). Those records include a copy of check number 253158 dated December 8, 2006 for \$20,000 from the American Legion, Department of Wisconsin, payable to "Military Order of the Purple Heart C/O Kevin Kavanaugh." PNC Bank records further show defendant Kavanaugh deposited the check on December 15, 2006.

11. On November 8, 2011, Investigator Suszek spoke by telephone with Charles Cooney. Mr. Cooney stated as follows. Mr. Cooney was Commander, American Legion, Department of Wisconsin, in December 2006. He signed the above check number 253158, as maker, forwarding \$20,000.00 to MOPH in care of defendant Kavanaugh.

12. On August 26, 2010, Milwaukee County District Attorney's Office investigators executed a search warrant on defendant Kavanaugh's home at 3949 E. Mallory Avenue, Cudahy, WI. The seized evidence included the following items:

- a. the MOPH General Account check book and check stubs;
- b. a form letter, to deceased service members' families, forwarding checks funded by a Thomas J. Rolfs Family Foundation charitable donation;
- c. an e-mailed list, from WDVA to defendant Kavanaugh, of Wisconsin OIF/OEF war dead. A color copy of said list is attached and incorporated herein by reference.

13. PNC Bank records for the MOPH General Account, and seized checkbook stubs, show defendant Kavanaugh properly disbursed \$8,400.00 of Thomas J. Rolfs Family Foundation funds, by the below listed checks, to families of Wisconsin military service members killed in OIF/OEF.

<u>Check</u>	<u>Payee</u>	<u>Date</u>	<u>Amount</u>	<u>Check Stub Entry</u>
1061	Payton Warns	12/30/06	\$ 600.00	WDVA/Rolfs Cap Deceased Iraq Vet Child
1065	Amy Prening	1/14/07	\$ 600.00	1 Child - Rolfs Foundation Child Disbursement

1066	Deb Kiser	1/14/07	\$1,200.00	2 children Rolfs Foundation disbursement
1070	Kate Jansky	2/20/07	\$1,200.00	Rolfs Donation to children
1071	Susan Jaenke	2/8/07	\$ 600.00	600.00 Rolfs Corp donation
1076	[Voided ck to John Vacho for \$1,200.00 w/ stub entry "2 Children Rolfs donation"]			
1080	John Vacho	4/26/07	\$1,200.00	Repl. check # 1076
1082	Peggy Splinter	5/3/07	\$1,200.00	2 Children Rolfs donation
1109	Alexis Dampier	10/26/07	\$ 600.00	----
1110	Kylee Dampier	10/26/07	\$ 600.00	----
1111	Starr Dampier	10/26/07	<u>\$ 600.00</u>	----
total			\$8,400.00	

14. The above payees are family members of the following Wisconsin war dead from OIF/OEF: CPL Robert Warns II, CPL Brian Prening, SSGT Charles Kiser, CAPT Benjamin Jansky, PO1 Jaime Jaenke, SGT Nathan Vacho, MAJ Christopher Splinter, and PFC Grant Dampier.

15. No other checks were issued from the MOPH General Account payable in name to a deceased military service member's family.

16. Defendant Kavanaugh embezzled remaining Thomas J. Rolfs Family Foundation funds by writing checks to cash and converting the proceeds to his own use. PNC Bank records for the MOPH General Account, and seized checkbook stubs, show Defendant Kavanaugh wrote the below listed checks totaling \$9,600.00 to cash. Defendant Kavanaugh's payment pattern (\$600.00 and \$1,200.00 amounts) and his checkbook stub entries contrive the appearance that these payments were of Thomas J. Rolfs Family Foundation funds to families of Wisconsin service members killed in OIF/OEF.

<u>Check</u>	<u>Payee</u>	<u>Date</u>	<u>Amount</u>	<u>Check Stub Entry</u>
1095	cash	7/20/07	\$1,200.00	2 kids OIF/OEF
1101	cash	8/22/07	\$1,200.00	OIF/OEF 2 kids
1103	cash	9/14/07	\$ 600.00	1 child
1107	cash	10/5/07	\$ 600.00	1 child
1117	cash	11/15/07	\$ 600.00	[ck memo: "baby OIF"]
1120	cash	11/24/07	\$ 600.00	[ck memo: "OIF/OEF"]
1128	cash	2/1/08	\$1,200.00	----
1168	cash	7/9/08	\$1,200.00	[ck memo: "OIF/OEF"]
1195	cash	1/30/09	\$ 600.00	K-B-09-06
1205	cash	7/30/09	\$ 600.00	----
1207	cash	8/8/09	\$ 600.00	----
1211	cash	11/18/09	<u>\$ 600.00</u>	----
total			\$9,600.00	

17. Defendant Kavanaugh endorsed check numbers 1095, 1101, 1103, 1107, 1117, 1120, and 1128, on the reverse, by signature "Kevin Kavanaugh." Defendant Kavanaugh endorsed check numbers 1195, 1205, 1207, and 1211 by "Michelle M. Witmer Ch. 96" in his distinctive handwriting. These endorsements show defendant Kavanaugh was the person who negotiated the checks and received the cash proceeds.

18. Defendant Kavanaugh did not pay the cash proceeds of the checks listed in paragraph 16 above to families of service members killed in OIF/OEF.

a. Defendant Kavanaugh wrote check number 1095 for \$1,200 to cash for "2 kids OIF/OEF" on Friday, July 20, 2007. Defendant Kavanaugh was married on this same date. During the search of defendant Kavanaugh's home, investigators seized an invoice from Cedar Beach Inn for a reception on July 20, 2007 for the wedding of defendant Kavanaugh and Candy Kavanaugh. The Kavanaughs honeymooned in northern Wisconsin after their wedding.

b. During the search of defendant Kavanaugh's home, investigators seized a form letter for forwarding Thomas J. Rolfs Family Foundation funds to families of Wisconsin service members killed in OIF/OEF. The form letter states "Please accept **this check** for your child (children) made possible through the generous donation of the Thomas J. Rolfs Family Foundation..." (emphasis added). The letter reflects a standard procedure whereby Thomas J. Rolfs Family Foundation funds were to be paid by check. Defendant Kavanaugh's purported cash distributions to families of service members killed in OIF/OEF is inconsistent with the standard procedure articulated in the form letter.

c. Investigators found three copies of the above described form letter that had been completed and addressed to widows of Wisconsin military service members killed in OIF/OEF. The three copies bear handwritten notations describing how the letters and donations were delivered.

i. A letter addressed to "Erin" bears the notation: "12/27 Check for \$600.00 # Delivered by Jeremy Burnside and myself to Erin at the house of Bobby Warns parents." CPL Robert Warns was killed in action in OIF/OEF.

ii. A letter addressed to "Amy" bears the notation: "1/14/07 Check for \$600.00 # 1065 gave to Dan Easterhoff for hand delivery." Bank records show check number 1065 was made payable to Amy Prenning. Mrs. Prenning is the widow of CPL Brian Prenning who was killed in action in OIF/OEF.

iii. A letter addressed to "Deb" bears the notation: "1/14 Check for \$1200.00 # 1066 gave to Dan Easterhoff for hand delivery to family." Bank records show check number 1066 was made payable to Deb Kiser. Mrs. Kiser is the widow of SSGT Charles Kiser who was killed in action in OIF/OEF.

iv. On November 4, 2011, I interviewed Jeremy Burnside. Mr. Burnside stated as follows. He is a military veteran who was wounded in the Iraq War. Mr. Burnside was associated with defendant Kavanaugh during 2005 through 2007. On several occasions, Mr. Burnside and defendant Kavanaugh presented checks from MOPH funds to families of military service members killed in OIF/OEF. The funds were always presented in the form of check and never as cash.

v. On November 7, 2011, Investigator Suszek spoke by telephone with SSGT Dan Easterhoff. SSGT Easterhoff stated as follows. He is currently serving on active duty as a staff sergeant in the United States Marine Corps. SSGT Easterhoff had a break in his military

service and was a civilian in 2007. During that time, at defendant Kavanaugh's request, SSGT Easterhoff delivered an MOPH check to a military family in Plymouth, WI. SSGT Easterhoff never delivered cash, on behalf of MOPH, to any military family. [CPL Prenning's home of record was Plymouth, WI.]

d. As recited in paragraph 12(c) above, investigators seized, from defendant Kavanaugh's home, an email listing all Wisconsin military service members killed in OIF/OEF. See attached. The email list further indicates the military service members' marital status and number of children. All of the military service member families named as payees on the checks in paragraph 13 above are on the e-mail list. Besides those named payees, the only other Wisconsin war dead on the e-mail list who had children were the following:

<u>Service Member</u>	<u>Number of Children</u>
SSGT Todd Olson	4
SGT Dan Gabrielson	3
SGT Trevor Diesing	3
SGT Donald Eacho	2
CW2 Joshua Scott	2
LTC Dennis Johnson	2
SSGT Chad Simon	1

If defendant Kavanaugh actually gave the proceeds from the cash checks listed in paragraph 16 above to the families of Wisconsin military service members killed in OIF/OEF, such payments would necessarily have gone to the families of the military service members listed in the present paragraph. Defendant Kavanaugh paid nothing to these families.

e. Milwaukee County District Attorney's Office Investigator Dan Suszek interviewed the families of the deceased military service members listed in the preceding paragraph. They never received any payment, cash or otherwise, from MOPH or defendant Kavanaugh.

i. On December 19, 2011, Investigator Suszek spoke with Nancy Olson. Ms. Olson stated as follows. She is the widow of SSGT Todd Olson. SSGT Olson was the father of her four minor children. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the children.

ii. On December 20, 2011, Investigator Suszek spoke with Peggy Gabrielson. Ms. Gabrielson stated as follows. She is the widow of SGT Dan Gabrielson. SGT Gabrielson was the father of her three minor children. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the children.

iii. On November 18, 2011, Investigator Suszek spoke with Diane Eacho. Ms. Eacho stated as follows. She is the mother of SSGT Donald Eacho. When SSGT Eacho was killed in combat, he left behind one minor child and one minor stepchild. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the children.

iv. On December 20, 2011, Investigator Suszek spoke with Debra Diesing. Ms. Diesing stated as follows. She is the mother of SGT Trevor Diesing. When SGT Diesing was killed in combat, he left behind three minor children. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the children.

v. On December 15, 2011, Investigator Suszek spoke with Sherri Scott. Ms. Scott stated as follows. She is the widow of CW2 Joshua Scott. The couple had three minor

children at the time of CW2 Scott's death. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the children.

vi. I determined that LTC Dennis Johnson was killed in the terrorist attack on the Pentagon on September 11, 2001. Because his death preceded the dates of OIF/OEF, his children were outside the scope of the Thomas J. Rolfs Family Foundation benefits.

vii. On November 30, 2011, Investigator Suszek spoke with Regina Simon. Ms. Simon stated as follows. She is the widow of SSGT Chad Simon. When SSGT Simon was killed in combat, he left behind a young son. Neither defendant Kavanaugh, nor any representative of MOPH, provided any donation for the child.

viii. The above interviews appeared very upsetting to the widows and mothers of our slain military service members.

19. Defendant Kavanaugh intentionally falsified the check stub entries for check numbers 1095, 1101, 1103, and 1107, listed in paragraph 16 above, to hide his theft of cash. The check stub entries indicate the funds went to children of Wisconsin war dead when, in fact, defendant Kavanaugh took the funds. The check stubs were official corporate records of MOPH. Defendant Kavanaugh's falsifications of these records constituted the crime of Fraudulent Writings (§943.39, Wis. Stats.). Copies of the check stubs numbers 1095, 1101, 1103, and 1107 are attached hereto and incorporated by reference.

20. PNC Bank statement for the MOPH General Account dated June 30, 2008 shows an ending balance of \$1,407.97. This ending balance constitutes all the remaining Thomas J. Rolfs Family Foundation funds and other comingled funds. Since only \$1,407.97 remained, we must draw the following conclusions.

a. As of June 30, 2008, defendant Kavanaugh disbursed at least \$18,592.03 (ie.  $\$20,000 - \$1,407.97 = \$18,592.03$ ) of the Thomas J. Rolfs Family Foundation funds.

b. Defendant Kavanaugh stole at least \$10,192.03 of above \$18,592.03 of Thomas J. Rolfs Family Foundation fund disbursements. This figure is the total Thomas J. Rolfs Family Foundation funds that defendant Kavanaugh disbursed minus the legitimate checks to named families of Wisconsin OIF/OEF war dead (ie.  $\$18,592.03 - \$8,400.00 = \$10,192.03$ ).

#### Senator Mark Gundrum's legislative salary

21. Defendant Kavanaugh embezzled at least \$4,800.00 from monies that former Senator Mark Gundrum (now Justice Gundrum) donated to benefit wounded military service members. Defendant Kavanaugh stole by skimming cash when he transferred the donations, by check, into the MOPH General Account.

22. On August 27, 2010, Chief Investigator David Budde interviewed Justice Gundrum. Justice Gundrum is a former Wisconsin State Senator and now serves on the Wisconsin Court of Appeals. Justice Gundrum stated as follows.

a. Justice Gundrum served in the Wisconsin State Legislature from 1998 through 2010.

b. Justice Gundrum is also a captain in the U.S. Army Reserve. Justice Gundrum served on active military duty in Iraq from February 16, 2008 to November 9, 2008. During this time, Justice Gundrum was entitled to both his military pay and his legislative pay. He decided to donate his legislative pay to benefit veterans.



c. Justice Gundrum arranged, with Greg Jacobs, Commander, MOPH, to entrust his legislative salary to MOPH. Justice Gundrum specifically told Mr. Jacobs that MOPH should use his donated salary to benefit wounded veterans. Justice Gundrum did not authorize any other use for the funds.

d. While Justice Gundrum was deployed in Iraq, his wife wrote a check each month donating his legislative salary in trust to MOPH.

e. On several occasions during his deployment, Justice Gundrum spoke by telephone with Mr. Jacobs. The two discussed how MOPH was expending Justice Gundrum's donated salary. Justice Gundrum reiterated to Mr. Jacobs that his donated salary was limited to helping wounded veterans.

f. When Justice Gundrum returned from deployment, he spoke about his donated salary with defendant Kavanaugh. Defendant Kavanaugh provided a letter, for income tax purposes, acknowledging receipt of the donation. Defendant Kavanaugh never provided any accounting of how MOPH expended Justice Gundrum's donated salary.

23. I reviewed a letter dated January 22, 2009, from defendant Kavanaugh, in his capacity as Finance Officer, MOPH, to Justice Gundrum. The letter acknowledges receipt of "your donation of \$28,170.00 that has or will be used to assist our returning Soldiers, Marines, Sailors, and Air Force, who suffered losses occurred during their service in Operation Enduring Freedom."

24. I obtained, by subpoena, PNC Bank records for the MOPH Relief Fund. During February 2008 through October 2008, those records show the deposit of nine checks from the account of "Mark D. Gundrum and Mary Gundrum." The checks total \$28,181.38.

25. PNC Bank records for the MOPH Relief Fund account show defendant Kavanaugh disbursed the account funds, by a series of fourteen checks and one cash withdrawal, from February 2008 until the account was closed with a zero balance on March 21, 2009. The majority of the checks were transfers from the MOPH Relief Fund to the MOPH General Account.

26. PNC Bank records further show defendant Kavanaugh skimmed \$4,800.00 cash as he deposited the MOPH Relief Fund account checks into the MOPH General Account. Defendant Kavanaugh deposited a portion of the check proceeds but took the remainder as cash in hand. Those thefts are listed below.

<u>Date</u>	<u>Relief Fund Ck</u>	<u>Ck Amount</u>	<u>Deposit into General Account</u>	<u>Cash Back</u>
9/3/08	1004	\$ 2,500.00	\$ 2,200.00	\$ 300.00
9/24/08	1005	\$ 2,500.00	\$ 2,000.00	\$ 500.00
9/27/08	1006	\$ 1,500.00	\$ 1,000.00	\$ 500.00
10/10/08	1007	\$ 2,500.00	\$ 2,000.00	\$ 500.00
10/24/08	1008	\$ 1,000.00	\$ 300.00	\$ 700.00
11/1/08	1009	\$ 1,300.00	\$ 1,000.00	\$ 300.00
11/8/08	1010	\$ 3,000.00	\$ 2,300.00	\$ 700.00
12/15/08	1012	\$ 1,500.00	\$ 700.00	\$ 800.00
1/3/09	1014	\$ 2,000.00	\$ 1,500.00	\$ 500.00
			total theft	\$4,800.00

27. Defendant Kavanaugh signed all of the above checks as maker or co-maker. He endorsed all of the checks, on the reverse, either by signature "Kevin Kavanaugh" or by "Michelle M. Witmer Ch. 96" in his distinctive handwriting. These endorsements show defendant Kavanaugh was the person who negotiated the checks and received the cash back.

28. Neither Justice Gundrum nor MOPH gave defendant Kavanaugh permission to spend the funds, that Justice Gundrum entrusted to MOPH, for defendant Kavanaugh's own personal benefit or the benefit of any person other than wounded military veterans.

Military Order of the Purple Heart Service Foundation, Inc.

29. Defendant Kavanaugh stole at least \$3,000.00 of grant funds donated by Military Order of the Purple Heart Service Foundation, Inc., Annandale, VA.

30. PNC Bank records for the MOPH General Account show defendant Kavanaugh made a split deposit, on June 7, 2007, of check number 24881 for \$7,000.00 drawn on the account of Military Order of the Purple Heart Service Foundation, Inc. and made payable to "MOPH Chapter 96 c/o Kevin Kavanaugh." The reverse of the check is endorsed "Michelle M. Witmer Chapter 96" in defendant Kavanaugh's distinctive handwriting. The deposit slip bears defendant Kavanaugh's signature and shows he deposited \$6,000.00 of the check proceeds and received \$1,000.00 of the proceeds as cash in hand. Copies of check number 24881 and the deposit slip are attached hereto and incorporated by reference.

31. On November 1, 2011, ADA Kurt Benkley spoke by telephone with Steven Ruckman, Chief Financial Officer, Military Order of the Purple Heart Service Foundation, Inc. Mr. Ruckman stated as follows.

a. Military Order of the Purple Heart Service Foundation, Inc. records show defendant Kavanaugh applied for a grant to fund the National Veterans Wheel Chair Games. The games were scheduled for the week of June 22-29, 2007 in Milwaukee, WI. Military Order of the Purple Heart Service Foundation, Inc. approved the grant and issued the above check number 24881 to MOPH.

b. Mr. Ruckman provided a copy of the grant application bearing defendant Kavanaugh's signature. Defendant Kavanaugh wrote that "monies not expended will be returned to the foundation."

c. Mr. Ruckman stated defendant Kavanaugh should not have disbursed any portion of the check proceeds as cash. Military Order of the Purple Heart Service Foundation, Inc. has no record of defendant Kavanaugh returning any unspent grant funds.

32. I reviewed the cancelled checks and check stub for the MOPH General Account. Those records show as follows.

a. After depositing the above check number 24881 on June 7, 2007, defendant Kavanaugh wrote just four checks to vendors for National Veterans Wheel Chair Games expenses: check number 1085 dated June 23, 2007 for \$297.05 to "Superstore," check number 1088 dated June 12, 2007 for \$100.00 to "WPVA," check number 1090 dated June 13, 2007 for \$2,545.80 to "Superstore," and check number 1092 dated June 20, 2007 for \$558.89 to "Well Bread Catering." Those checks total \$3,501.44.

b. Defendant Kavanaugh also wrote check number 1091 dated June 19, 2007 for \$2,000.00 to "cash" with a memo entry of "w/c games." Check stub number 1091 bears a notation purporting that the disbursement was for "misc - pizza - lunches - beverages."

c. Defendant Kavanaugh wrote no check returning any unspent grant funds to Military Order of the Purple Heart Service Foundation, Inc.

33. On November 21, 2011, Investigator Suszek interviewed Doctor Kenneth Lee, MD. Dr. Lee stated as follows.

a. Dr. Lee is the head physician at the Spinal Cord Injury Unit of the Veterans Affairs Medical Center, Milwaukee, WI.

b. Dr. Lee is also a lieutenant colonel and commander of the 118th Medical Battalion, U.S. Army National Guard. He received the Military Order of the Purple Heart medal for wounds suffered in a suicide bomb attack in Baghdad, Iraq. He is a member of the MOPH.

c. Dr. Lee was very active in the 2007 National Veterans Wheel Chair Games. He attended the games and officiated at the ceremonies. The games lasted a full week.

d. The U. S. Veterans Administration and Paralyzed Veterans of America organized the 2007 National Veterans Wheel Chair Games. The two organizations raised more than one hundred thousand dollars in funding. Dr. Lee did not remember MOPH paying for pizzas during the games. The Veterans Administration and Paralyzed Veterans of America paid for all breakfasts, lunches, and dinners throughout the event week. This information conflicts with defendant Kavanaugh's purported expenditure of \$2,000.00 cash on "misc - pizzas - lunches - beverages" in paragraph 32(b) above.

e. Defendant Kavanaugh did use MOPH funds to buy a large number of purple tee shirts for Purple Heart Day during the games.

34. On November 23, 2011, Investigator Suszek interviewed Lynn Heathcoat and Brian Walker. They stated as follows.

a. Ms. Heathcoat is Deputy Financial Manager, U.S. Veterans Administration (Milwaukee Office).

b. Mr. Walker is Public Affairs Officer, U.S. Veterans Administration (Milwaukee Office).

c. Both Ms. Heathcoat and Mr. Walker were involved with the 2007 National Veterans Wheel Chair Games. The U.S. Veterans Administration and the Paralyzed Veterans of America organized and financially managed the games.

d. All funds for the games were administered through a bank account operated by the Wisconsin Chapter of the Paralyzed Veterans of America. Ms. Heathcoat still had the records for that account including a financial transactions ledger.

e. The U.S. Veterans Administration and the Paralyzed Veterans of America paid for all meals throughout the games from donated funds.

f. Purple Heart Day was Friday, June 22, 2007. Defendant Kavanaugh and MOPH were actively involved in this event. The event included an outdoor picnic and party at O'Donnell Park. U.S. Veterans Administration and the Paralyzed Veterans of America paid Zilli's Catering

to provide all food and beverages for the picnic. Defendant Kavanaugh and MOPH did not pay for the food and beverage costs.

g. Ms. Heathcoat noted that, in the MOPH grant application to Military Order of the Purple Heart Service Foundation, Inc., defendant Kavanaugh wrote that grant funds would be used for "registration fees, needed equipment and medical assistance as required." Ms. Heathcoat was unaware of any participant registration fees paid by MOPH. She further stated that equipment and medical assistance costs for the games were all paid by the U.S. Veterans Administration and the Paralyzed Veterans of America.

#### Operation Freedom funds

35. On April 23, 2009, Milwaukee County District Attorney's Office Chief Investigator David Budde interviewed Thomas Nardelli. Mr. Nardelli stated as follows.

a. Mr. Nardelli was, at the time of the interview, Chief of Staff to Milwaukee County Executive Scott Walker.

b. Operation Freedom is a non-profit charitable enterprise that had been operating out of the Milwaukee County Executive's Office. Darlene Wink managed Operation Freedom. Operation Freedom's main activities were an annual veterans picnic at the Milwaukee County Zoo on July Fourth weekend and an annual Christmas party for the families of military service members.

c. In 2006, Milwaukee County transferred control of Operation Freedom's finances to MOPH. Milwaukee County entrusted \$33,610.00 of Operation Freedom funds to MOPH. Defendant Kavanaugh was the treasurer for MOPH and was responsible for these funds. Ms. Wink continued to manage Operation Freedom and do the fundraising and bookkeeping

d. In 2008, Mr. Nardelli learned the Milwaukee County Zoo had not been paid for hosting the Operation Freedom picnic during the 2007 July Fourth weekend. Mr. Nardelli further determined, from expense records available to him, that MOPH should have a remaining balance of \$11,242.24 of Operation Freedom funds. On numerous occasions during 2008 and 2009, Mr. Nardelli asked defendant Kavanaugh to provide an accounting. Defendant Kavanaugh never provided any records or any accounting of the Operation Freedom funds. Defendant Kavanaugh never returned the missing funds.

e. Mr. Nardelli concluded that defendant Kavanaugh had stolen \$11,242.24 of Operation Freedom funds.

36. Mr. Nardelli wrote a memorandum, entitled "Purple Heart Update," dated May 9, 2009. The memorandum recounts a telephone conversation, on April 27, 2009, between Mr. Nardelli and Mr. Kavanaugh concerning Operation Freedom funds. Mr. Nardelli wrote that, in the telephone conversation, defendant Kavanaugh "agreed that they [MOPH] do owe us \$11,242.24 or something close..."

37. On November 18, 2011, Milwaukee County District Attorney's Office Investigator Robert Stelter interviewed Darlene Wink. Ms. Wink stated as follows.

a. Ms. Wink formerly worked on the staff of Milwaukee County Executive Scott Walker. Her job title was Constituent Services Coordinator.

b. As part of her assigned duties, Ms. Wink ran Operation Freedom from the Milwaukee County Executive's Office.

c. In August 2006, Ms. Wink was directed to transfer Operation Freedom finances to MOPH. Ms. Wink held checks, totaling \$33,610.00, that had been donated to Operation Freedom. She handed these checks to defendant Kavanaugh. Defendant Kavanaugh was the treasurer of MOPH, and in that capacity, he was to use the funds for Operation Freedom's July Fourth weekend picnic and annual Christmas party for families of military service members.

d. Ms. Wink continued to manage, fund raise, and keep the books for Operation Freedom. Defendant Kavanaugh, in his capacity as treasurer of MOPH, held the Operation Freedom funds. Ms. Wink received all the invoices for the 2006 July Fourth weekend veterans picnic. She photocopied the invoices and gave the originals to defendant Kavanaugh to pay. Ms. Wink kept records tracking the Operation Freedom funds entrusted to defendant Kavanaugh and Operation Freedom expenses paid from those funds. Ms. Wink records showed that, after all the expenses were paid, a balance of \$11,242.24 should have remained following the 2006 July Fourth weekend veterans picnic.

38. Ms. Wink's records for Operation Freedom show as follows.

a. Corporations and private citizens gave checks payable to Operation Freedom totaling \$33,610.00. Ms. Wink kept photocopies of the checks.

b. The expenses for the 2006 July Fourth weekend veterans picnic totaled \$22,367.76. Ms. Wink kept photocopies of the invoices.

c. Defendant Kavanaugh paid the above invoices totaling \$22,367.76 with checks drawn on the MOPH General Account. Ms. Wink kept photocopies of the checks.

d. Ms. Wink maintained a ledger of the 2006 July Fourth weekend veterans picnic finances. The ledger shows defendant Kavanaugh should have held a remaining balance of \$11,242.24 after the event (ie.  $\$33,610.00 - \$22,367.76 = \$11,242.24$ ).

39. PNC Bank records for MOPH General Account show as follows.

a. Defendant Kavanaugh did deposit the above Operation Freedom funds of \$33,610.00 on August 4, 2006.

b. Commencing August 4, 2006, defendant Kavanaugh wrote checks totaling \$22,367.76 in payment of the 2006 July Fourth weekend veterans picnic invoices.

c. Defendant Kavanaugh also wrote four checks totaling \$792.87 identifiable as Operation Freedom expenses for the Operation Freedom 2006 Christmas party for the families of military service members.

d. From August 2006 to June 2008, defendant Kavanaugh wrote no other checks from the MOPH General Account attributable to Operation Freedom activities or expenses.

e. The Operation Freedom expenses for the 2006 July Fourth weekend picnic and the 2006 Christmas party totaled \$23,160.63 (ie.  $\$22,367.76 + \$792.87 = \$23,160.63$ ). At the end of 2006, Operation Freedom funds of \$10,449.37 should have remained in the MOPH General Account (ie.  $\$33,610.00 - \$23,160.63 = \$10,449.37$ ).

f. From August 2006 to June 2008, defendant Kavanaugh wrote checks to cash totaling \$34,932.05. By June 30, 2008, defendant Kavanaugh had spent down the MOPH General Account to a balance of \$1,407.97. See paragraphs 41-47 below.

40. On March 27, 2007, defendant Kavanaugh opened a new account at PNC Bank designated as "Military Order the Purple Heart, Operation Freedom" (MOPH Operation Freedom Account). Defendant Kavanaugh segregated Operation Freedom finances in this account during 2007 and 2008. He deposited Operation Freedom donations into the account and paid Operation Freedom expenses from the account. The account remained open and active during the July Fourth weekend military veterans picnics for both 2007 and 2008. PNC Bank records show as follows.

a. Defendant Kavanaugh never transferred the remaining \$10,449.37 of 2006 Operation Freedom funds, that should have been available from the MOPH General Account, into the MOPH Operation Freedom Account.

b. On September 23, 2008, defendant Kavanaugh made a counter withdrawal of \$1,500.00 in cash from the MOPH Operation Freedom Account. This cash withdrawal relates to no known Operation Freedom expense.

c. Defendant Kavanaugh never paid the Milwaukee County Zoo for the 2006 July Fourth weekend military veterans picnic from either the MOPH General Account or the MOPH Operation Freedom Account. This finding is consistent with Mr. Nardelli's complaint in paragraph 35(d) above.

d. Defendant Kavanaugh closed the MOPH Operation Freedom Account on November 21, 2008 by transferring the final account balance of \$18,131.66 to the American Legion Alonzo Cudworth Post.

#### MOPH General Account checks issued to cash

41. Defendant Kavanaugh deposited Thomas J. Rolfs Family Foundation funds, the Mark Gundrum donations, the Military Order of the Purple Heart Service Foundation, Inc. grant, and Operation Freedom funds, into the MOPH General Account. He embezzled from these commingled funds by writing checks to cash and pocketing the proceeds.

42. PNC Bank records for the MOPH General Account show that, from July 2006 through January 2, 2010, defendant Kavanaugh wrote forty-seven checks to "cash" totaling \$34,932.05. Nine of these cash checks are specifically identifiable as part of the Thomas J. Rolfs Family Foundation embezzlement described in paragraph 16 above. A spreadsheet of all MOPH General Account checks to cash is attached hereto and incorporated by reference.

43. Defendant Kavanaugh endorsed all of the checks, listed in the attached spreadsheet, by signature in his name "Kevin Kavanaugh" or by "Michelle M. Witmer Ch. 96" in his distinctive handwriting (except for check numbers 1079, 1025, 1168, and 1197 which have no endorsement). These endorsements show defendant Kavanaugh was the person who negotiated the checks and received the cash proceeds.

44. On August 25, 2010, Greg Jacobs testified at a John Doe hearing as follows.

a. Mr. Jacobs has been the Commandant, MOPH for approximately ten years. Defendant Kavanaugh has been Finance Officer, MOPH, for approximately fifteen years. Mr.

Jacobs personally knows defendant Kavanaugh through their mutual service as officers of MOPH.

b. MOPH is a non-profit association of military veterans who have been awarded the Military Order of the Purple Heart for wounds suffered in combat. MOPH is dedicated to providing charitable services to needy veterans. No officer of MOPH is entitled to salary or remuneration for their work.

c. As Finance Officer, defendant Kavanaugh was entrusted with MOPH's financial records. During Summer 2010, the Wisconsin Department of the Military Order of Purple Heart sought to audit the finances of the local MOPH, Michelle Witmer Chapter 96. Mr. Jacobs asked defendant Kavanaugh for MOPH's financial records. Defendant Kavanaugh did not provide the records. Defendant Kavanaugh also failed to attend a scheduled meeting with the auditor. Mr. Jacobs telephoned defendant Kavanaugh to determine why he was not present. Defendant Kavanaugh claimed he was on the road to Chicago, but defendant Kavanaugh was actually speaking on his home telephone line in Cudahy, WI.

d. The proper manner for providing financial aid to a needy veteran is to make a check payable to the veteran's creditor such as a landlord. MOPH funds should not be paid out as cash directly to the veteran. Mr. Jacobs expected defendant Kavanaugh to specifically document all of MOPH's financial assistance to veterans.

e. Mr. Jacobs reviewed the attached spreadsheet of MOPH checks written to cash. Mr. Jacobs said he was shocked to see defendant Kavanaugh wrote so many checks payable to cash. Many of the checks had co-maker signatures in Mr. Jacob's name. Mr. Jacobs gave defendant Kavanaugh permission to sign Mr. Jacob's name to some MOPH checks, but never to any checks payable to cash.

45. On September 2, 2010, Chief Investigator Budde interviewed Robert Bruhns. Mr. Bruhns stated as follows.

a. Mr. Bruhns is a disabled Vietnam War veteran. He became a member of MOPH in 1992. He served as Adjutant, MOPH, during 2006-2010.

b. Mr. Bruhns personally knows defendant Kavanaugh through their mutual service as officers of MOPH.

c. During Summer 2010, Mr. Bruhns repeatedly left telephone messages asking defendant Kavanaugh to provide an accounting of MOPH finances. Defendant Kavanaugh never replied.

d. Mr. Bruhns reviewed the attached spreadsheet of MOPH checks written to cash. He stated the number of checks that defendant Kavanaugh wrote to cash "shocks the hell out of me." He added: "There has to be a paper trail and cash is not a paper trail."

46. On August 26, 2010, Chief Investigator Budde interviewed defendant Kavanaugh. Defendant Kavanaugh stated as follows.

a. Defendant Kavanaugh acknowledged he wrote many MOPH checks to cash. He claimed he gave the cash proceeds to needy veterans. He further claimed he disbursed the MOPH funds, in the form of cash, to keep the recipients' identities confidential. Defendant Kavanaugh said he purposely kept no written records of these cash disbursements to preserve confidentiality.

b. Defendant Kavanaugh was entrusted with Justice Gundrum's legislative salary. Defendant Kavanaugh claimed to have disbursed all of these funds to wounded or otherwise needy veterans. None of the monies remains. Defendant Kavanaugh said that, except for two cases in which the recipients waived their confidentiality rights, he disbursed cash and did not keep any record of the recipients' identities.

47. Defendant Kavanaugh's claim, that confidentiality concerns caused him to pay needy veterans in the form of cash, is demonstrably false.

a. PNC Bank records show defendant Kavanaugh wrote at least fifteen MOPH checks to specifically named veterans with check stub entries such as "vet in need," "rent assistance OIF/OEF," "vet assist MG fund," and "medical bills + mortgage."

b. Defendant Kavanaugh personally retained all MOPH financial records. The records were private and not available to the public. Keeping specific donation records would not have compromised the charity recipients' identities in any way.

#### Defendant Kavanaugh's personal finances

48. Defendant Kavanaugh was heavily in debt when he was stealing cash from MOPH. In the search of defendant Kavanaugh's home on August 26, 2010, investigators seized defendant Kavanaugh's personal financial records. Those records included seven active credit cards held by defendant Kavanaugh and the billing statement for six of those cards. The credit card accounts had a total unpaid balance of \$18,685.12. Investigators also found billing statements showing his wife, Candace Kavanaugh, had a total unpaid balance of \$21,719.93 on credit cards and department store charge cards. Combining the two figures, the couple was carrying an outstanding credit account balance of \$40,405.05.

#### Total theft computation

49. I compute defendant Kavanaugh's total theft as follows:

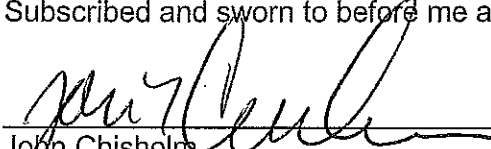
cash skim of Gundrum donations (see ¶26)	\$ 4,800.00
cash skim of National Veterans Wheel Chair Games grant (see ¶30)	\$ 1,000.00
cash withdrawal from MOPH Operation Freedom Account (see ¶40(b))	\$ 1,500.00
checks to cash from MOPH General Account (see ¶42)	<u>\$34,932.05</u>
(total theft)	\$42,232.05.


#### Disclosure of John Doe evidence

50. The above described investigation is part of a secret John Doe proceeding, Milwaukee County Case No. 10JD000007. The presiding judge, Honorable Neal Nettesheim, has authorized release of evidence and testimony, obtained through the John Doe proceeding, necessary to prosecute the present charges.

\*\*\*\*End of Complaint\*\*\*\*

Subscribed and sworn to before me and approved for filing this 3<sup>rd</sup> day of January, 2012.

  
John Chisholm  
District Attorney  
Bar no. 1023023

  
Complaining Witness



Subj: KIA Database  
 Date: 11/29/2006 3:21:02 P.M. Central Standard Time  
 From: Jeffrey.Johnson@dva.state.wi.us  
 To: mophwi96@aol.com

Last	First	MI	Branch	Date of Death	Hometown	Marital Status	Number of Children	Age
	Gabrielson	Dan	H	USAR	07/09/03	Spooner	Married	3 40
2	Wolfe	Jeremy L	Army	11/15/03	Menominee	Married	0 27	
3	Splinter	Christopher J.	Army	12/24/03	Platteville	Married	2 43	
4	Schneider	Sean M	Army	03/29/04	Janesville	Married	0 22	
5	Kiser	Charles A	USAR	06/24/04	Cleveland	Married	2 37	
6	Prening	Brian P	USMC	11/12/04	Plymouth	Married	1 24	
7	Cantafio	Ryan J	USMC	11/25/04	Beaver Dam	Married	0 22	
8	Olson	Todd D	WIARNG	12/27/04	Loyal	Married	4 36	
9	Wichlacz	Travis M	USMC	02/05/05	West Bend	Married	0 22	
10	Eacho	Donald W	Army	03/04/05	Black Creek	Married	2 38	
11	Bossert	Andrew L	Army	03/07/05	Fountain City	Married	0 24	
12	Scott	Joshua M	Army	05/27/05	Sun Prairie	Married	3 28	
13	Johnson	Dennis M	Army	09/11/01	Port Edwards	Married	2 48	
14	Poelman	Eric J	Army	06/05/05	Racine	Married	0 21	
15	Jansky	Benjamin D	USAR	07/27/05	Oshkosh	Married	2 28	
16	Simon	Chad J	USMC	08/04/05	Monona	Married	1 32	
17	Diesing	Trevor J	Army	08/25/05	Plum City	Married	3 30	
18	Nass	Ryan J	USMC	09/03/05	Franklin	Married	0 21	
19	Wallace	Andrew P	WIARNG	09/26/05	Oshkosh	Married	0 25	
20	Vacho	Nathan	USAR	05/05/06	Janesville	Married	2 29	
21	Dampier	Grant A	Army	05/15/06	Merril	Married	3 25	
22	Cross	Kenneth	Army	08/27/06	Superior	Married	U 21	
23	Howard	Merideth	USAR	09/08/06	Waukesha	Married	0 52	
24	Straseski	Kirk A	USMC	05/09/03	Beaver Dam	Single	23	
25	Schram	Matthew E	Army	05/26/03	Brookfield	Single	36	
26	Sturino	Paul J	Army	09/22/03	Rice Lake	Single	21	
27	Bosveld	Rachel K	Army	10/26/03	Waupun	Single	19	
28	Uhl	Eugene A	Army	11/15/03	Amherst	Single	21	
29	Hansen	Warren S	Army	11/15/03	Clintonville	Single	36	
30	Cook	Robert J	Army	12/29/03	Sun Prairie	Single	24	
31	Frye	Nichole M	USAR	02/16/04	Lena	Single	19	
32	Hoyer	Bert E	USAR	03/10/04	Ellsworth	Single	23	
33	Kurth	John F	Army	03/13/04	Columbus	Single	31	
34	Thiry	Jesse L	USMC	04/05/04	Casco	Single	23	
35	Jerabek	Ryan M	USMC	04/06/04	Oneida	Single	18	
36	Witmer	Michelle M	WIARNG	04/09/04	New Berlin	Single	20	
37	McGlothlin	Michael A	Army	04/17/04	Milwaukee	Single	21	
38	Martin	Stephen G	USAR	07/01/04	Rhineland	Single	39	
39	Softau	Adrian V	USMC	09/13/04	Milwaukee	Single	21	
40	Halverson	Andrew M	USMC	10/09/04	Grant	Single	19	
41	Wyatt	Daniel R	USMC	10/12/04	Caledonia	Single	22	
42	O'Donnell	Shane K	USMC	11/08/04	DeForest	Single	24	
43	Wams II	Robert P	USMC	11/08/04	Waukesha	Single	23	
44	Cornell	Todd R	USAR	11/09/04	West Bend	Single	38	
45	Hunt	Isiah R	Army	11/15/04	Suamico	Single	20	
46	Edinger	Benjamin	USMC	11/23/04	Green Bay	Single	24	
47	Warner	Richard D	USMC	12/13/04	Waukesha	Single	22	
48	Vroman	Brent T	USMC	12/13/04	Oshkosh	Single	21	
49	Maida	Mark A	Army	05/26/05	Madison	Single	22	
50	Mattek	John J	USMC	06/13/05	Stevens Point	Single	24	
51	Kaufman	Charles A	WIARNG	06/26/05	Fairchild	Single	20	
52	Tollefson	John O	Army	07/28/05	Fond du Lac	Single	22	

Last	First	MI	Branch	Date of Death	Hometown	Marital Status	Number of Children
53	Wendling		Michael J	WIARNG 09/26/05	Mayville	Single	20
54	Kading		Matthew R	Army 10/31/05	Madison	Single	32
55	Smith		Benjamin A	Army 11/02/05	Hudson	Single	21
Age							
56	Gaunky		Alex	Army 11/18/05	Sparta	Single	19
57	Stevens		Andy A	USMC 12/01/05	Tomah	Single	29
58	VanAlstine		Adam	USMC 02/25/06	Superior	Single	21
59	Anderson		Nicholas R	USMC 03/13/06	Sauk City	Single	21
60	Palmisano		Eric A	USMC 04/02/06	Florence	Single	27
61	Clark		Eric D	Army 05/11/06	Pleasant Prairie	Single	22
62	Lybert		Patrick L	Army 06/21/06	Ladysmith	Single	28
63	Castner		Stephen	WIARNG 07/24/06	Cedarburg	Single	27
64	Servais		Adam	USAF 08/19/06	Onalaska	Single	23
65	Novak		Shaun	Army 08/27/06	Two Rivers	Single	21
66	Zimmerman		Luke	USMC 10/27/06	Luxemburg	Single	24
67	Jaenke		Jaime S	Navy 06/05/06	Bay City	Unknown	29
68	Schiller		Rhett W	Army 11/16/06	Waterford	Unknown	26
Total number of children							30

Jeff Johnson

Veterans Transition Assistance  
 Wisconsin Department of Veterans Affairs  
 30 West Mifflin Street  
 Madison, WI 53707-7843

(608) 266-3916

DATE <i>6-19-09</i>		1091		INVESTMENT		BALANCE FWD	
TO <i>Cash</i>							
FOR <i>1000 shares</i>							
<i>Misc - fees</i>							
<i>Utilities - 13 weeks</i>							
TOTAL							
OTHER							
BALANCE							
<i>Robo</i>							

1092		DATE: 6-20-07		TO: <i>Will B. Smith</i>	
FOR: <i>W/B Smith</i>		FOR: <i>W/B Smith</i>		TOTAL	
CASH		CHECK		THRU	
DEPOSIT		OTHER		THRU	
BALANCE		BALANCE		BALANCE	
558		59			
DEPOSITS		DEPOSITS		DEPOSITS	

1093		DATE		1-1-07
1093		TO		Postage P.C.
1093		TOTAL		1756.20
1093		TITLES		2-0-06
1093		CHECK		06
1093		OTHER		
1093		BALANCE		

1097		BROOK FORD	
DATE July 21, 2007		DEPOSITS	
TO: Oct bank			
FOR	TOTAL	THIS CHECK	
		OTHER	
TO: PRODUCT	BALANCE		
		750	00

DATE		1099	
8-4-07			
TO			
To Sam Allen			
TOTAL			
TAX			
DEDUCTIONS			
BALANCE			
220.80			



MILITARY ORDER OF THE PURPLE  
HEART SERVICE FOUNDATION, INC.  
P.O. BOX 49 PH. (703) 256-6139  
ANNANDALE, VA 22003

PROSPERITY BANK & TRUST  
MAIN OFFICE  
SPRINGFIELD, VA 22152  
EO-507/553

DATE 24881

June 7, 2007

AMOUNT

\$ 7,000.00

PAY \*\*Seven thousand, and no/100\*\*\*\*\*

TO THE  
ORDER  
OF

HOPH Chapter 96  
c/o Kevin Kavanaugh  
3949 E. Mallory Avenue  
Gudshy, WI 53110

TWO SIGNATURES REQUIRED

Treasurer

Executive Director

AUTHORIZED SIGNATURE

#024881# #056005075# 10046663# 12

Michelle M. Watson Chapter 96  
Military Order of the Purple Heart

4155

CHECKS AND OTHER ITEMS ARE SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

CHECKING/MONEY MARKET DEPOSIT

DATE 6/14/07

NAME Michelle M. Wirtman ch 96

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

Ke O Kavanagh

SIGN HERE FOR CASH RECEIVED (IF REQUIRED)

ST. FRANCIS BANK



A Division of Middlebury Bancorp, Inc.

ACCOUNT NUMBER

\* 610174925

2719715601

☒ CASH

DEPOSIT

7000.00

CHECK OR TOTAL FROM OTHER SIDE

SUB TOTAL

LESS CASH RECEIVED

\$

20

7000.00
1000.00
16000.00

F137

TOTAL  
MAINTAINED  
ON FRONT SIDE

CHECKS  
LIST SEPARATELY

DOLLARS

CENTS

CURRENCY COUNT - FOR FINANCIAL INSTITUTION USE ONLY			
	X	100	
	X	50	
	X	20	
	X	10	
	X	5	
	X	2	
	X	1	
TOTAL	\$		

Check #	Date	Payee	Amount	Signature(s)	Memo	Endorsement
1030	7/28/06	Cash	200.00	Greg Jacobs (?) & Kevin Kavanaugh		Kevin Kavanaugh 07277571
1079	4/24/07	Cash	200.00	James P. Hoyt & Kevin Kavanaugh	xxx Spaghetti Dinner?	none
1087	5/30/07	Cash	1,000.00	James P. Hoyt & Kevin Kavanaugh	Can't read	Kevin Kavanaugh
1091	6/19/07	Cash	2,000.00	James P. Hoyt & Kevin Kavanaugh	W/C games?	Kevin Kavanaugh
1025	7/14/07	Cash	2,000.00	Greg Jacobs Cmdr & Kevin Kavanaugh	-	none
1095	7/20/07	Cash	1,200.00	Kevin Kavanaugh		Kevin Kavanaugh
1103	8/22/07	Cash	1,200.00	Kevin Kavanaugh		Kevin Kavanaugh
1104	9/14/07	Cash	600.00	Kevin Kavanaugh		Kevin Kavanaugh
1107	10/5/07	Cash	600.00	Kevin Kavanaugh		Kevin Kavanaugh
1117	11/13/07	Cash	600.00	Greg Jacobs & Kevin Kavanaugh	Baby OIF? Can't read	Kevin Kavanaugh
1120	11/24/07	Cash	600.00	Kevin Kavanaugh	OIF / OEF??	Kevin Kavanaugh
1121	12/5/07	Cash	1,000.00	Kevin Kavanaugh	Can't read	Kevin Kavanaugh
1122	12/18/07	Cash	500.00	Kevin Kavanaugh	Emergency Cash Fund? Can't read	Kevin Kavanaugh
1123	12/24/07	Cash	500.00	Kevin Kavanaugh		Kevin Kavanaugh
1124	1/4/08	Cash	1,000.00	Kevin Kavanaugh	xxxx emergency fund? Can't read	Kevin Kavanaugh
1128	2/1/08	Cash	1,200.00	Kevin Kavanaugh	L 2048 - V 6125? Can't read	Kevin Kavanaugh
1131	2/16/08	Cash	1,332.05	Greg Jacobs & Kevin Kavanaugh	Can't read	Kevin Kavanaugh
1134	3/1/08	Cash	900.00	Greg Jacobs & Kevin Kavanaugh		Kevin Kavanaugh
1144	3/28/08	Cash	1,000.00	Greg Jacobs	Vet Asst?	Kevin Kavanaugh
1151	4/28/08	Cash	1,000.00	Greg Jacobs (?) & Kevin Kavanaugh	OIF/OEF asst?	Kevin Kavanaugh
1152	5/5/08	Cash	1,500.00	Kevin Kavanaugh	Convention Supplies / Iraq vet asst?	Kevin Kavanaugh
1156	5/14/08	Cash	1,000.00	Greg Jacobs	?? Convention? Can't read	Kevin Kavanaugh
1159	5/27/08	Cash	1,500.00	Greg Jacobs & Kevin Kavanaugh	TAG - V/M - Chicago needy vets?	Kevin Kavanaugh
1161	6/20/08	Cash	1,000.00	Kevin Kavanaugh	OIF/OEF	Kevin Kavanaugh
1168	7/9/08	Cash	1,200.00	Greg Jacobs (?) & Kevin Kavanaugh	OIF/OEF	Kevin Kavanaugh
1170	8/9/08	Cash	800.00	Kevin Kavanaugh	JK OIF/IEF	Kevin Kavanaugh
1179	11/14/08	Cash	500.00	Greg Jacobs (?) & Kevin Kavanaugh	Vet ?? Can't read	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1181	11/18/08	Cash	500.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1182	11/22/08	Cash	500.00	Greg Jacobs (?) & Kevin Kavanaugh	Thanksgiving Fund - Vets?	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1184	11/28/08	Cash	500.00	Kevin Kavanaugh & Greg Jacobs (?)		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1185	12/3/08	Cash	200.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1190	12/23/08	Cash	800.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1194	1/24/09	Cash	500.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1195	1/30/09	Cash	600.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1197	3/27/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh	K-B-09-067?	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1198	4/3/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh	OIF - Wounded Warrior	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1200	4/11/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh	2 vets ?? Easter? Can't read	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1201	5/7/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh	OIF xxx xx? Can't read	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1203	7/2/09	Cash	200.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1204	7/20/09	Cash	250.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1205	7/30/09	Cash	600.00	Kevin Kavanaugh & Greg Jacobs (?)		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1207	8/8/09	Cash	600.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1209	9/12/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1211	11/18/09	Cash	600.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1213	11/23/09	Cash	300.00	Greg Jacobs (?) & Kevin Kavanaugh	Emergency Loan JK?	Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1214	12/9/09	Cash	400.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart
1216	1/2/10	Cash	150.00	Greg Jacobs (?) & Kevin Kavanaugh		Michelle M. Witmer Ch 96 Military Order of the Purple Heart

Total

34,932.05