



Madison Police Department

Shon F. Barnes, Chief of Police

City-County Building

211 S. Carroll St.

Madison, WI 53703

Phone: (608) 266-4022 | Fax: (608) 266-4855

madisonpolice.com

May 31, 2024

Anna Hanson
WI State Journal

Records requestor:

This letter is reply to your public records request of 05.14.24 for Madison Police Department police reports associated with MPD 22-193932, 23-450563, and 24-189912. We do have a police reports in reply. In reports 22-193932 and 23-450563, I have made redactions which reflect the identification of juveniles and any adults which by identifying them would identify the juvenile, victim information and the adult information that by identifying them would identify the juvenile, medical information, uninvestigated/unsubstantiated allegations, and personally identifiable information. These redactions are explained further below. Case 24-189912 is being denied from release at this time due to the fact it is pending District Attorney action, see below explanation. Please reach out directly if there are questions to jsdoyle@cityofmadison.com.

Under the Wisconsin Public Records Laws, records custodians must carefully weigh the competing public interests involved when deciding to release any record in their possession. Custodians begin with a presumption of complete public access to such records. However, custodians must consider whether inspection of the record could result in harm to the public interest that would outweigh the benefits of such inspection. When such harm substantially outweighs the benefits of public inspection, such records, or portions thereof, must remain confidential.

MPD 24-189912 – Denied:

I am denying the report release because the record is associated with a pending criminal prosecution by the Dane County District Attorney's Office. At this time, the case is undergoing review and/or has not had initial court review. There is the distinct potential that additional investigation may be done, and that release of this report could compromise the integrity of such investigation. In addition, release of the records while the case is pending may seriously jeopardize prosecution, as it would allow persons to identify witnesses and potentially intimidate them or otherwise improperly influence their testimony. Finally, as this case is in the intake process, the point at which the District Attorney is deciding upon what, if any, charges may be issued, the release of this report could unfairly impugn and damage the reputations of persons who may ultimately not be charged with any crime. As a result, I will not release the records at this time. You may submit a new request for this report at a later date.

MPD 22-193932 and 23-450563:

For the purposes of this release, all of the juveniles are treated as witnesses or contacts. The names of the juveniles, as well as their parents (since the juveniles can be identified through their parents), are therefore redacted in the police reports. The public harm in releasing records that contain information identifying juvenile witnesses and contacts outweighs the public good in such release.

as evidenced by state statutes protecting the release of juvenile records. Cooperation by members of the public in law enforcement investigations is paramount to a complete and true investigation. The public interest in knowing an investigation was thoroughly completed by releasing report information sometimes means that cooperating contacts do not have anonymity. However, under the balancing test the public harm in releasing the identity of juveniles far outweighs the public benefit in this case. I have redacted information in this report because it contains confidential juvenile material. Wis. Stats. 48.396 and 938.396 relating to peace officers' records of juveniles prohibit the release of such records except in certain circumstances.

I have redacted portions of these records that relate to a medical diagnosis and drug information. Multiple state and federal statutes protect the sensitive nature of medical information by declaring such records confidential. These statutes require the Madison Fire Department to keep such protected health information confidential. I interpret the Madison Police Department to have a likewise obligation. Therefore, I have redacted the details/description relating to any medical conditions and treatment.

I have redacted information from this case record that would reveal highly personal and private information including the names of individuals in situations where they could not be interviewed or were not arrested as unsubstantiated allegations of a crime. It is my belief that disclosure of the information would likely have a substantial adverse effect on the reputation and privacy interests of individuals mentioned in reports without any counterbalancing benefit to the public. Release of such information would cause other victims and witnesses in such sensitive matters to hesitate or to refrain from reporting these matters and participating in the investigation of these sensitive matters. The release of such information would do nothing to further the purposes of the public records laws, to assist the public in conducting oversight of its government and its public employees.

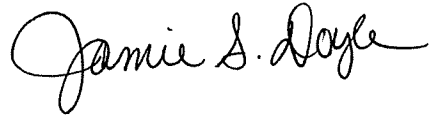
I have redacted personally identifiable information composed of birth dates, home addresses and private telephone numbers relating to cooperating contacts. Release of this information would facilitate identity theft crime and thus would be contrary to the well-established public interests in crime prevention and reduction (19.36(13) Wis. Stats.). Additionally, releasing this information would be contrary to the public interests in crime detection and crime fighting in that witnesses may be reluctant to report what they know to the police if they have the fear that this personal and sensitive information is subject to release upon a public records request.

I have reached the above conclusions after weighing the reasons for nondisclosure against the public interest in disclosure and taking into consideration laws which either require or prohibit the release of certain records or information. For the reason(s) set forth above, I have concluded that the public interest in nondisclosure of the redacted information outweighs the public interest in disclosure. Pursuant to Sec. 19.35(4)(b) Wis. Stats., I advise you that this determination not to disclose the information described above is subject to review by Mandamus under Sec. 19.37(1) Wis. Stats., or upon application to the Wisconsin Attorney General or the Dane County District Attorney.

May 31, 2024

Page 3

Sincerely,

A handwritten signature in black ink that reads "Jamie S. Doyle". The signature is written in a cursive style with a large, looped initial "J".

Jamie S. Doyle
Madison Police Records Custodian



Case Report Summary

Madison Police Department
Official Case Report

Do Not Re-Release

Print Date/Time: 05/24/2024 15:49
Login ID: pdhlr
Case Number: 2022-00193932

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Case

Case Number: 2022-00193932
Location: 702 PFLAUM RD
Madison, WI 53716
Reporting Officer ID: 5073 - RIVERA

Incident Type: Weapons Offense
Occurred From: 05/23/2022 09:04
Occurred Thru: 05/23/2022 09:04
Disposition: eReferral - Sent
Disposition Date: 07/05/2022
Reported Date: 05/23/2022 09:04 Monday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	520	941.23	CARRYING CONCEALED WEAPON	1
2	State	520	948.61(2)(A)	POSSESSION OF WEAPON ON SCHOOL PREMISES	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Contact	1	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
Contact	2	[REDACTED]	Madison, WI 53704	[REDACTED]	Black	Male	16
Contact	3	[REDACTED]	Madison, WI 53714	[REDACTED]	Unknown	Male	15
Contact	4	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
Contact	5	[REDACTED]	Madison, WI 53713	[REDACTED]	Black	Male	16
Contact	6	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	16
Contact	7	HASKINS, CULLEN J	Madison, WI 53704	[REDACTED]	Multi/Other Race	Male	16
Person Mentioned	1	[REDACTED]	[REDACTED]	[REDACTED]	White	Male	[REDACTED]
Person Mentioned	2	[REDACTED]	SPARTA, WI	[REDACTED]	Unknown	Female	[REDACTED]
Person Mentioned	3	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Female	[REDACTED]
Suspect	1	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	Male	[REDACTED]
Victim	1	SOCIETY	Madison, WI 53714 <UNKNOWN>	[REDACTED]	Black	Male	16

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
11882 J	[REDACTED]	[REDACTED]	05/23/2022 00:00	On-View Arrest	16

Property



Case Report

Summary

Madison Police Department
Official Case Report

Do Not Re-Release

Print Date/Time: 05/24/2024 15:49
Login ID: pdhhr
Case Number: 2022-00193932

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
05/23/2022	Evidence	BB/Pellet Guns			45 CALIBER	500805	1

Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
-----	------	--------------	------	------	-------	-------	---------------	-------

Routing:

- ☐ Animal Control
- ☐ Building Inspection
- ☐ Commitment
- ☐ DCHS
- ☐ Death Investigation
- ☐ Fire Investigation
- ☐ Non-Disclosure
- ☐ Outside LE Agency
- ☐ Other
- ☐ Traffic Engineering

01 PO RIVERA, H. - ORIG/WEAPONS OFFENSE**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT**

DETAIL	REPORTED DATE/TIME 05/23/2022 09:04	OCCURRED INCIDENT TYPE Weapons Offense	LOCATION OF OCCURRENCE 702 PFLAUM RD
	OCCURRED FROM DATE/TIME 05/23/2022 09:04	OCCURRED THRU DATE/TIME 05/23/2022 09:04	Madison, City of
	REPORTING OFFICER HECTOR RIVERA		

NARRATIVE

On 05/23/22, at 9:03 a.m., Police Officer Costin and I were dispatched to La Follette High School, located at 702 Pflaum Road in the city of Madison, county of Dane, for a student who had been found to have a handgun on school grounds. A short time later, Sergeant Webster also arrived in order to assist.

INITIAL CONTACT WITH LA FOLLETTE STAFF

Upon arrival, I met with several staff members in a meeting room near the Welcome Center entrance. Among the staff members was **Cullen Haskins**, the assistant principal for the school; **Alisha Raabe**, the athletic director for the school; and **Nelson Render**, the director of schools.

School staff identified two subjects – [REDACTED] (date of birth [REDACTED]) and [REDACTED] (date of birth [REDACTED]) – as being the subjects involved in this weapons offense.

A black and red backpack belonging to [REDACTED] which was now in the possession of school staff, was in the meeting room while [REDACTED] and [REDACTED] were in a different office, with two staff members who were claiming to be the "legal guardians" of both [REDACTED] and [REDACTED]. School records do not reflect that these two staff members were legal guardians for either [REDACTED] or [REDACTED]. One of the staff members was **Brittany McKinney** and the other was **Zeyheari Powell**.

INTERVIEW OF ALISHA RAABE

Raabe told me the following. Prior to police being called, a verbal disturbance happened in the Upper A wing hallway between two groups of two subjects. One group involved [REDACTED] and [REDACTED]. At some point, someone in the other group said something similar to, "Oh, now he's going to threaten us with a gun," which was overheard by Haskins. Haskins then texted Raabe that [REDACTED] may have a gun and needed to be searched.

Raabe and other staff members proceeded to the classroom of **Ms. LaPlante**, where [REDACTED] was. [REDACTED] was asked to come with staff to a private office, where staff planned to search [REDACTED]. Upon walking toward the classroom door, [REDACTED] was carrying the above-described backpack and was instructed to leave the backpack at the door of the classroom, which he did. Ms. LaPlante later confirmed that the backpack was in her view and was not manipulated by anyone between the time [REDACTED] set it on the ground to the time when Raabe retrieved it from the room. This timeframe was approximately one minute.

A subsequent search of the backpack by school staff revealed a black handgun, at which point staff contacted police. Raabe was directed by Haskins to search [REDACTED] and his property.

**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT**

REPORTING OFFICER

HECTOR RIVERA

REPORT DATE

05/23/2022**NARRATIVE (continuation)**

A review of surveillance video [REDACTED] is seen entering school grounds and carrying the above described backpack. However, [REDACTED] was the last person seen carrying the backpack that contained the handgun. No other student had access to the backpack after [REDACTED] was seen with the backpack, at which point it was recovered by Raabe.

INFORMATION REGARDING THE HANDGUN

The handgun was a black Glock brand .45 caliber handgun with serial number AGAV545, with an ambidextrous "laser sight," with one side illuminating a lime green light and the other side a blue light. The gun was located in the large top part of the backpack at the very top of the contents in the backpack. A subsequent check of the serial number through the National Crime Information Center showed the gun had been listed as stolen and recovered two times in 2021. It was recovered in New Jersey on 03/21 and later recovered in Missouri on 10/21.

On appearance, the handgun appeared to be real in regard to color, shape, weight, and design. The magazine of the gun also appeared to be real, but was altered to be loaded with BBs. The slide of the handgun and the lower receiver appeared to be easily changed over to fire actual bullets.

ARREST OF [REDACTED]

Haskins directed us to an office where [REDACTED] and [REDACTED] were waiting. Once [REDACTED] was verbally identified, I instructed [REDACTED] to stand up, which he did. I then informed [REDACTED] he was under arrest and handcuffed [REDACTED] using proper handcuffing techniques, checked the handcuffs for fit, and double locked them.

Sergeant Webster and I escorted [REDACTED] out of the school by using the closest exit, which was approximately 20 feet from the office where [REDACTED] was arrested. Upon escorting [REDACTED] out of the office, I heard a commotion coming from the office, but was unable to determine what if anything happened inside the office. [REDACTED] then began screaming, "Pops," at the top of his lungs, presumably calling out Powell.

In addition, I could hear McKinney following us, yelling something to the effect of, "They knew what they were doing," and, "They are doing this on purpose so all the students can see this." Despite the fact that school staff waited several minutes to allow for the end of class change and having police escort [REDACTED] out the nearest exit, it was clear McKinney was upset at school staff and in particular Haskins. In addition to this outburst after the arrest of [REDACTED] prior to the arrest, when police, along with Haskins and other school administrators, entered the office, McKinney made a statement toward Haskins similar to, "Again being kept in the dark."

Once [REDACTED] was secured in my squad, Police Officer Costin and I left the school grounds quickly, due to the loud, boisterous behavior of McKinney. I activated my in-squad audio/video recording device.

This fluid situation did not allow a safe manner in which to conduct a search incident to arrest of [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2022-00193932

CASE REPORT

REPORTING OFFICER:

HECTOR RIVERA

REPORT DATE:

05/23/2022

NARRATIVE (continuation)

After leaving school grounds, I pulled over in front of Sennett Middle School on Pflaum Road, in order to conduct a search incident to arrest of [REDACTED]. At this time, I saw a burgundy sedan pull over behind Police Officer Costin, who was following me. At the same time, Sergeant Webster alerted me that we were being followed by an irate parent. I continued toward the City-County Building (CCB) and Police Officer Costin followed me. I requested that Police Officer Tray Turner meet us at the entrance to the City-County Building, in order to prevent anyone from following PO Costin and me into the CCB.

Upon arrival at the CCB, I read [REDACTED] his Miranda rights off my department-issued Miranda rights card verbatim. [REDACTED] told me he understood his rights. When I asked if he wished to provide a statement to me, [REDACTED] sat perfectly still, looking straight ahead, and remained in silence for a period of time that was long enough for me to understand that he did not want to make a statement. I did not ask [REDACTED] any questions about the incident from that point forward.

I would later see the above burgundy sedan parked on South Carroll Street, just north of West Doty Street, and standing outside the vehicle were McKinney, Powell, and what appeared to be two children.

Surveillance footage of the Wilson/Carroll camera showed Powell and McKinney walking toward the Wilson Street entrance of the CCB. The camera CCB Lobby Left also showed Powell and McKinney attempting to gain entrance to the building.

At some point, the "mom" of [REDACTED] presented herself at the Central District window and spoke with the officer in charge, Sergeant Goodchild. Based on the time and proximity of McKinney, I believed it was McKinney who spoke with Sergeant Goodchild.

ARREST PROCESSING OF [REDACTED]

Police Officer Costin and I escorted [REDACTED] to the juvenile arrest processing room in the Central District. Due to a technology glitch, I was not able to fully capture [REDACTED] fingerprints and required assistance from civilian Madison Police Department personnel. Once [REDACTED] had been photographed and fingerprinted, [REDACTED] was escorted to the Juvenile Reception Center.

During this process, I was discussing the handgun with Police Officer Costin, specifically a part that was near the ejection port, which appeared to be a part designed to impulse a BB toward the barrel of the gun. [REDACTED] then made an excited utterance by stating, "It's a spring."

Also during the arrest processing, Sergeant Goodchild came to the room, advising that [REDACTED] mother was at the Central District window, demanding that police not interview [REDACTED]. I told Sergeant Goodchild that [REDACTED] had asserted his Miranda rights and was not being questioned. I also advised that a technology glitch was preventing us from processing [REDACTED] faster.

Later, Police Officer Costin and I escorted [REDACTED] to the Juvenile Reception Center, where we completed necessary paperwork and turned over custody of [REDACTED] to Juvenile Reception Center staff.

**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT**

REPORTING OFFICER:

HECTOR RIVERA

REPORT DATE:

05/23/2022**NARRATIVE (continuation)****ATTEMPT TO INTERVIEW [REDACTED]**

I received an email from Haskins, advising that Shannon [REDACTED], the mother of [REDACTED] was willing to meet with police to have police interview [REDACTED]. I called [REDACTED], who initially told me she and [REDACTED] were at [REDACTED] for the interview. While on the way to the interview, [REDACTED] called me back and cancelled the interview. [REDACTED] stated this situation was "sad" and appeared to be a problem [REDACTED] would "have to deal with." [REDACTED] further stated the situation did not "involve" [REDACTED] and they had decided "not to get involved."

EVIDENCE

Upon returning to the East District, I packaged and sealed the handgun with evidence tape, following Madison Police Department procedures. I secured the handgun in evidence locker EPD 06.

MISCELLANEOUS

During my investigation, I kept Sergeant Webster, Lieutenant Skenandore, Captain Gary, and the officer in charge, Sergeant Goodchild, informed about this case. I consulted with Sergeant Webster for charging decision.

Based on the appearance of the handgun and that the handgun was on school property and in the possession of [REDACTED], I charged [REDACTED] with carrying a concealed weapon and possession of a firearm in a school zone. NFA

PO HECTOR RIVERA 5073

cat

02 DET JOHNSON - PROPERTY**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

JERRY JOHNSON

REPORT DATE

05/25/2022**SUPPLEMENTAL NARRATIVE**

On 5/25/22 I was contacted by Property Clerk Sket who had responded out to the EPD to collect property from the EPD property room. Sket then came to my desk and turned over to me a hand gun that had been sealed and property tagged by P.O. Hector Rivera under tag # 500805. Sket turned this item over to me at about 11:03am. I then put on rubber gloves and opened the sealed box at about 11:05am. I then looked at the weapon inside the box and was able to determine that the weapon in its current state could not fire real bullets. I was not able to determine if the weapon could fire beebees at this time. It is not know if the weapon is functional to discharge any type of projectile.

At 11:20am I transported the weapon to the EPD property room and sealed the weapon back into the original box. I then turned this item of evidence back over to Sket at 11:25am while she was still in the EPD property room.

NFI

Det. Jerry B. Johnson #2541

03 DET JOHNSON - FOLLOW UP**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

JERRY JOHNSON

REPORT DATE

05/27/2022**SUPPLEMENTAL NARRATIVE**

On May 25, 2022, I received an email from the District Attorney's Office requesting follow-up in regards to the [REDACTED] weapons violation case which took place at La Follette High School. In this follow-up request, ADA Rome requested that I obtain the names of the people in the other group that was involved in the initial disturbance at La Follette, especially the person who first mentioned the gun.

I then made phone contact with La Follette High School and left a message for the assistant principal, Haskins, to get in contact with me. At about 3:46pm on May 25, 2022, I received a phone call back from Haskins. I asked Haskins if he would be able to provide me with the names of the other students that were involved with the disturbance/weapons offense that involved [REDACTED]. Haskins stated he would have to get in contact with Gina Aguglia prior to releasing this information.

It should be noted that Haskins did call me back at 4:11pm. He advised that he would be sending the kids' information to me, as well as a Release of Records to Law Enforcement form that I needed to complete and send back to Gina Aguglia.

On May 26, 2022, I did receive an email from Haskins with a list of the four other La Follette students that were involved in this incident that had not been mentioned before. The first student was identified as [REDACTED]. The second student was identified as [REDACTED]. The third student was identified as [REDACTED]. The fourth student was identified as [REDACTED]. I did complete the Release of Records to Law Enforcement form and sent these four forms back to Gina Aguglia with the Madison Metropolitan School District. These forms were emailed to Aguglia.

I did speak with Cullen Haskins by phone, and he stated he did not think that the group of young men on the other side of this incident would want to speak about what had taken place. Haskins stated that this incident did take place in an upper-level bathroom, with [REDACTED] asking [REDACTED] if he wanted to fight. Cullen stated that [REDACTED] responded to this by stating something similar to "Let me go get my gun then." Haskins stated that the parents of [REDACTED] had called the school on May 23rd with information that their son had seen a gun in the bathroom and/or that it had been mentioned in the bathroom. Haskins stated that he believed this incident was nothing in regard to it not being "a deep" disagreement. He stated that none of these kids were gang-related and that [REDACTED] and [REDACTED] had actually played football together on the same team. Haskins didn't think that this incident would continue.

NFA

Det. J. Johnson #2541

djt

04 DET JOHNSON, J. - INTERVIEW OF CULLEN HASKINS**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT SUPPLEMENT**

REPORTING OFFICER:

JERRY JOHNSON

REPORT DATE:

05/23/2022**SUPPLEMENTAL NARRATIVE**

On 06/28/2022 I received a follow up request from the district attorney's office in regards to a case involving [REDACTED]. In this request ADA Miner wanted some clarification on why Principal Haskins believed that [REDACTED] may have a gun and if someone in the group had informed the school about the threat that [REDACTED] had made in regards to a gun.

On 06/29/2022 at 9:38am I made phone contact with Assistant Principal Cullen Haskins. I informed Haskins that I had a follow up request from the district attorney's office and specifically told him what the DA's office was asking for. I then read off to Haskins what he had told me earlier when I spoke to him in regards to this investigation. Haskins stated that there had been a disturbance in the upper A Wing boy's restroom. He informed me that one of the students that was in the group, not associated with [REDACTED] had told him that [REDACTED] had made a treat of getting a gun.

Haskins stated that he did not hear this himself. Haskins stated that while they were separating the two groups, they were taking one group to room H12. He stated that while walking this group to this location, one of the kids stated that [REDACTED] had made a threat of going to get his gun and having a gun that they believed was in the school. Haskins stated that the student or students who told him this information felt that it was "foul" of [REDACTED] for saying he was going to get a gun. Haskins believed that the student or students who told him this information were being upright and honest with him. He further stated that once they got to the lower A Wing hallway, he further heard student/students mention a gun that supposedly was with or in the possession of [REDACTED].

Haskins stated that one of the individuals in the group he was escorting stated "I don't know why you have us in this room. We're not the ones with the weapons." Haskins stated he does not know if the kids actually saw a weapon in the school at this time, but they believed that [REDACTED] had a weapon. Haskins stated that he then did what he and his staff were supposed to do as far as trying to verify whether or not a weapon/gun had been brought into the school.

Haskins stated that he did not want to identify any specific student who told this information because students do not want to be known as snitches and believed that if that information had gotten out or gets out it might reopen the hostilities between the two groups. At this point I thanked Haskins for his time and relayed this information to ADA Minor via email.

This is the end of the report.

DET JERRY JOHNSON, 2541

amo

05 PO RIVERA - FOLLOW UP**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

HECTOR RIVERA

REPORT DATE

06/29/2022**SUPPLEMENTAL NARRATIVE****INITIAL INFORMATION**

On 06/27/22 at approximately 1pm I called Asst. Principal Cullen Haskins to conduct follow up regarding this investigation.

CONTACT WITH CULLEN HASKINS

I asked Haskins to expand on how he had become aware that [REDACTED] potentially had a gun with him. Haskins told me the following:

School staff have a pretty low bar in order to be able to search a student. When there is a suspicion that a student may have a weapon on school property, staff can proceed with a search of the student on their backpacks or lockers.

On the original date of this incident a verbal dispute between 2 separate groups; 1 involving [REDACTED] and [REDACTED] engaged in an argument in the bathroom close to the Upper A Wing. Once the disturbance was over and the 2 groups were being separated, Haskins was escorting the group who was with [REDACTED] to room H12. Haskins at this point was accompanied by Asst. Principal Cody Sheppard.

The group being escorted to room H12 was talking among themselves. Haskins heard someone in the group say something similar to "I can't believe that fool brought a gun to school". Once in room H12 Haskins and Sheppard were discussing how to move forward this the disturbance as it relates to discipline for those involved. As they spoke someone from the group of students said something similar to "We're not the ones with the gun why are we in here". This drew the attention of Haskins who asked the group to repeat what they had just said at which point the group got quiet and did not disclose anything further.

At this point Haskins and Sheppard agreed that they heard the same thing and became concerned that [REDACTED] was armed and proceeded to direct the staff members with [REDACTED] to conduct a search of [REDACTED]

No further action at this time.

PO Hector Rivera #5073

jmk

06 PO RIVERA - FOLLOW UP WITH HASKINS**MADISON POLICE DEPARTMENT**CASE# **2022-00193932****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

HECTOR RIVERA

REPORT DATE

06/29/2022**SUPPLEMENTAL NARRATIVE**

On 06/29/22 at approximately 2pm I spoke with Cullen Haskins the Asst. Principal at Lafollette High School regarding this investigation.

A follow up request from the District Attorney's office had been emailed to me. As a result I called Haskins to discuss this incident.

Haskins had previously explained that while separating a group of students who were involved in a disturbance with [REDACTED], one of them had made a statement similar to "I can't believe that fool brought a gun". In speaking with Haskins it was clarified that this statement was made and that [REDACTED] was named specifically by name as the person who had a gun.

Because Haskins was having a conversation with Asst. Principal Cody Sheppard, Haskins does not know who in the group mentioned [REDACTED] by name, but both Haskins and Sheppard heard [REDACTED] being named and the mention that he was probably armed with a gun.

No further action at this time.

PO Hector Rivera #5073

jmk



Case Report Summary

Madison Police Department
Official Case Report

Do Not Re-Release

Print Date/Time: 05/24/2024 15:59
Login ID: pdhlr
Case Number: 2023-00450563

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Case

Case Number: 2023-00450563
Location: 702 PFLAUM RD
Madison, WI 53716
Reporting Officer ID: 5534 - DOLL

Incident Type: Battery Agg/Substantial
Occurred From: 10/17/2023 12:32
Occurred Thru: 10/17/2023 12:33
Disposition: eReferral - Sent
Disposition Date: 12/17/2023
Reported Date: 10/17/2023 12:32 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	23H	943.20(1)(A)THEFT OTHER	THEFT ALL OTHER	1
2	State	90Z	939.05	PARTY TO A CRIME	1
3	State	13A	940.19(2)	SUBSTANTIAL BATTERY/AGGRAVATED/INTEND BODILY HARM	1
4	State	90Z	946.49(1)(a)	MISDEMEANOR BAIL JUMPING	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Contact	1	MUTH, TARA L	[REDACTED] Janesville 53545	[REDACTED]	White	Female	[REDACTED] 38
Contact	2	[REDACTED]	[REDACTED] Verona, WI 53593	[REDACTED]	White	Male	[REDACTED] 23
Contact	3	KROMER, CASSANDRA J	[REDACTED]	[REDACTED]	White	Female	[REDACTED] 33
Person Mentioned	1	[REDACTED]	[REDACTED] Madison, WI 53704	[REDACTED]	Black	Male	[REDACTED] 17
Person Mentioned	2	WILSON, SHANNON L	[REDACTED] Madison, WI 53704	[REDACTED]	Black	Female	[REDACTED] 45
Person Mentioned	3	[REDACTED]	[REDACTED] Madison, WI 53714	[REDACTED]	Black	Male	[REDACTED] 15
Suspect	1	[REDACTED]	[REDACTED] Madison, WI 53713	[REDACTED]	Black	Male	[REDACTED] 17
Suspect	2	BANKSTON, KYSHAWN MARQUIS	[REDACTED] Madison, WI 53714	[REDACTED]	Black	Male	[REDACTED] 18
Victim	1	[REDACTED]	[REDACTED] Madison, WI 53713	[REDACTED]	White	Female	[REDACTED] 18

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----

Property



Case Report Summary

Madison Police Department
Official Case Report

Do Not Re-Release

Print Date/Time: 05/24/2024 15:59
Login ID: pdhlr
Case Number: 2023-00450563

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
01/08/2024	Evidence	Documents			Filed Cell Phone Search Warrant	545143	1
01/04/2024	Evidence	Other			DFU archive data	544836	1
12/12/2023	Evidence	Credit/Debit Cards			Visa debit card in name of [REDACTED]	543445	1
12/07/2023	Evidence	CD/DVD/Flash Drive/Tapes			911 calls	543098	1
11/07/2023	Evidence	CD/DVD/Flash Drive/Tapes			Foot Locker sec. footage 10/17/23	541052	1
11/02/2023	Evidence	CD/DVD/Flash Drive/Tapes			Phillips 66 Video 10/17/23	540660	1
11/02/2023	Evidence	Documents			Phillips 66 Receipt	540661	1
10/30/2023	Evidence	CD/DVD/Flash Drive/Tapes			LaFollette Sec. footage 10/17/23	540389	1
10/18/2023	Evidence	Biological			Buccal Swabs/DNA from [REDACTED] dob: [REDACTED]	539543	1
10/18/2023	Evidence	Documents			MPD Consent form for Buccal Swab DNA Sample Collection (victim)	539542	1
10/18/2023	Evidence	Documents			MPD Consent for Release of Medical Records (victim)	539541	1
10/19/2023	Evidence	Biological			Swab of rear driver door- Toyota Corolla	539591	1
10/19/2023	Evidence	Biological			Swab of rear passenger door- Toyota Corolla	539590	1
10/19/2023	Evidence	Biological			Swab of front passenger door- Toyota Corolla	539589	1
10/17/2023	Evidence	Cell Phone-PDA-iPhone			Suspect Phone	539465	1
10/18/2023	Stolen	Purses/Backpacks/Wallets			WHITE MCM DESIGNER BACKPACK WITH SOME BLACK ON IT		

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
-----	------	--------------	-----------	-------	-------	---------------	-------



Case Report

Summary

Madison Police Department
Official Case Report

Do Not Re-Release

Print Date/Time: 05/24/2024 15:59
Login ID: pdhlr
Case Number: 2023-00450563

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Routing:

- ☐ Animal Control
- ☐ Building Inspection
- ☐ Commitment
- ☐ DCHS
- ☐ Death Investigation
- ☐ Fire Investigation
- ☐ Non-Disclosure
- ☐ Outside LE Agency
- ☐ Other
- ☐ Traffic Engineering

01 - PO DOLL/ORIG - BATTERY



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT

DETAIL	REPORTED DATE/TIME 10/17/2023 12:32	OCCURRED INCIDENT TYPE Battery	LOCATION OF OCCURRENCE LA FOLLETTE HIGH SCHOOL 702 PFLAUM RD
	OCCURRED FROM DATE/TIME 10/17/2023 12:32	OCCURRED THRU DATE/TIME 10/17/2023 12:33	Madison, City of
	REPORTING OFFICER ALEC DOLL		

NARRATIVE

Special Routing:

Myself

Attachments:

Medical Release Form

Property:

Tag	Locker	Description
539465	EPD 22	Suspect's Phone

Initial Information:

On 10/17/2023, I was working in my official capacity as a City of Madison Police Officer. I was dressed in full military-style Madison police uniform and operating fully-marked squad car S170. I was dispatched to a battery in which the address was originally at St. Mary's Hospital; however the incident had occurred La Follette High School at 702 Pflaum Rd., in the City of Madison. I would later update the address through Dane County Dispatch to reflect La Follette High School. However, I responded to St. Mary's Hospital to take the report. The caller was the victim's brother, [REDACTED]. I would later arrive at St. Mary's Hospital and be directed by hospital to Room 24 where the victim and her brother were as well as another family member.

Contact with [REDACTED]

[REDACTED] was in Room 24 at St. Mary's Hospital. I was later able to identify [REDACTED] verbally and confirm her identity via DOT Records, specifically her DOT photo. Prior to entering the room, [REDACTED] brother had exited the room to speak with me first. He began providing a summary of what had occurred. I asked her brother, [REDACTED], if he had witnessed anything. [REDACTED] informed me that he had not witnessed anything, and he was summarizing the incident from what [REDACTED] told him. I informed [REDACTED] that I would need to speak with [REDACTED] specifically to obtain a statement of what had occurred. [REDACTED] was able to provide me [REDACTED] name and date of birth. However, I would also confirm [REDACTED] name and date of birth with her. While standing outside of the room, [REDACTED] handed me a cellphone, which appeared to be an iPhone. [REDACTED] informed me that that cellphone was dropped by one of the suspects during this incident. I would later place this cellphone into an evidence bag and later put it in the property room at the East Police District under Tag 539465 in Locker EPD 22.

I then entered the hospital room and began speaking with [REDACTED]. [REDACTED] informed me that at around 11:30am, on today's date, which was 10/17/2023, she had parked her vehicle in the back parking lot at La Follette High School, located as 702 Pflaum Rd. in the City of Madison. [REDACTED] informed me that she was



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT

REPORTING OFFICER
ALEC DOLLREPORT DATE
10/17/2023

NARRATIVE (continuation)

driving a red Toyota sedan, and that she did not recall what her license plate number was. I asked [REDACTED] if she could explain exactly where the back parking lot was. [REDACTED] informed me that she was parked in the back parking lot of the La Follette High School near where some construction work was being done as well as near some houses. [REDACTED] explained to me that when she parked in that parking lot that she was still in her vehicle.

[REDACTED] informed me that she saw an older model black SUV drive to that portion of the parking lot where she was parked. [REDACTED] informed me that she knew that there were at least two occupants in the vehicle in the driver and the front passenger seat. However, the windows appeared to be tinted, so it was difficult for her to see originally if there was any other occupants in the older model black SUV. [REDACTED] was not certain of the make and model of the vehicle or any part of the license plate. [REDACTED] informed me that when the vehicle had approached her, the vehicle had honked the horn and they had rolled the window down. [REDACTED] informed me that she had a "regular conversation" and "said hi," to one of the occupants of the vehicle. [REDACTED] informed me that she had used to go to La Follette High School and had graduated from La Follette High School last year. [REDACTED] had informed me she believed that one of the occupants that was speaking with her had recognized her from being a student at La Follette High School last year.

[REDACTED] informed me that older model black SUV had drove away for a couple minutes. [REDACTED] informed me that the doors to her vehicle were unlocked. [REDACTED] then informed me that after a couple of minutes had past, the black SUV had re-approached that part of the parking lot where she was parked. [REDACTED] informed me that the older model black SUV had parked approximately two parking stall rows away from her behind her vehicle. [REDACTED] informed me that several occupants of the older model black SUV had exited the older model black SUV and approached her vehicle. [REDACTED] informed me that three of the suspects had opened three different doors of her vehicle. [REDACTED] informed me that both back passenger doors were opened by the suspects as well as the front passenger was open by the suspects. [REDACTED] explained to me that she did not believe that the driver and the front passenger of the older model black SUV exited. However, they stayed in the vehicle.

[REDACTED] informed me that she had a backpack in the backseat of her vehicle. [REDACTED] informed me that it was in the middle of the backseat. [REDACTED] described this as a white MCM "designer backpack." [REDACTED] informed me that it was mostly white with some black on it. [REDACTED] brother was also present while he was speaking with her, and he explained to me that he had purchased that backpack as a gift for her, and it was valued at approximately \$1300. [REDACTED] informed me that one of the suspects had taken that backpack from the backseat of her vehicle. I asked [REDACTED] what was in that backpack. [REDACTED] informed me that she was originally coming from MATC and that she had school supplies in there. I asked her if she had anything of value that she wanted documented in this report in her backpack. [REDACTED] informed me that she did not.

[REDACTED] informed me that she did not give any of the suspects permission or consent to enter her vehicle or take the backpack from her vehicle.

I then began to ask [REDACTED] if she could describe what the suspects looked like. [REDACTED] informed me that all of the suspects appeared to be high school age and were black males. [REDACTED] was not certain of specific clothing descriptions for the suspects. [REDACTED] informed me that she believed that the suspects were student at La Follette High School. [REDACTED] then informed me that all of the suspects that had approached her vehicle, opened the doors, and took her backpack, had then ran toward the older model black SUV, which they had



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT

REPORTING OFFICER
ALEC DOLLREPORT DATE
10/17/2023

NARRATIVE (continuation)

arrived in. [REDACTED] informed me that she had then exited her vehicle and began chasing after the suspects. [REDACTED] informed me that she saw one of the suspects, who had her backpack, enter the older model black SUV.

[REDACTED] informed me that there was at least two or three occupants still outside of the suspect vehicle, which was the older model black SUV. [REDACTED] informed me that at least one of the suspects had pushed her from behind with open time. [REDACTED] informed me that that action had caused her to fall to the ground. [REDACTED] informed me that she had put her hands out to break up the fall. [REDACTED] informed me that that was why she had injuries to the palms of her hand. [REDACTED] also had some damage to her shirt. [REDACTED] also believed that was why there was damage to her shirt from the fall. [REDACTED] also had some injuries on both of her knees. [REDACTED] also suspected that had occurred from her falling forward onto the ground.

[REDACTED] informed me that after she pushed down, she had then gotten back up and had tried to open one of the doors to the older model black SUV. [REDACTED] informed me that at that time she was punched. [REDACTED] was not certain how many times she was punched or where the punch landed on her specifically. [REDACTED] speculated that she may have been punched more than once. [REDACTED] informed me that she saw one of the suspects with a closed fist making a punching motion toward her. Again, she was not 100 percent certain exactly where the punch had landed on her. [REDACTED] informed me that there was one suspect behind her and one in front of her and that she was pushed by two of them again. [REDACTED] informed me that that had caused her to fall backward onto the ground. [REDACTED] also informed me that when she had attempted to open the door to the older model black SUV that the door was locked. [REDACTED] informed me that the suspects had all then entered the older model black SUV and had left the area.

[REDACTED] informed me that she did not give anyone permission or consent to have physical contact with her, including pushing or punching her.

I then began to ask [REDACTED] about how much pain she had felt when this occurred. [REDACTED] informed me that this incident had happened "so fast" and that she did not realize that she had some teeth missing until she got into the car. [REDACTED] explained to me that she believed this incident had occurred for approximately 1 – 2 minutes.

[REDACTED] did have injuries as I had mentioned to both of her knees, the palms of her hands, as well as some injuries to her face. It appeared that [REDACTED] had some discoloration near her chin as well as some blood near her lips. Additionally, she appeared to be missing a couple teeth. I had asked for an S.I to respond to take photos. Investigator Smith did later respond and take photos of [REDACTED] injuries. Please see those photos for additional specifics on those injuries.

I then asked if there were any questions from [REDACTED] or her brother, [REDACTED]. [REDACTED] had asked some questions about safety, and I had informed them that they could call police if they saw the suspect or this vehicle. I had also provided [REDACTED] with the case number, and he had texted [REDACTED] the case number, so she had it. [REDACTED] then began to ask questions about self-defense. I informed [REDACTED] that typically with self-defense that if there was an opportunity to retreat that the individual should take the opportunity to retreat from the situation and disengage. However, self-defense depended on many circumstances within the incident. [REDACTED] then began to ask about conceal carry and firearms and self-defense. I informed [REDACTED] that I would not provide legal advice



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT

REPORTING OFFICER
ALEC DOLLREPORT DATE
10/17/2023

NARRATIVE (continuation)

on firearms, and when they could be used or not. I directed [REDACTED] to search state statutes and a CCW course may also have information. I had then left the hospital.

Additional Information:

I did return to the Madison Police Department East Disturbance where I had placed the suspects phone into the property room. Specifically, Locker EPD 22 under Tag 5639465. I also called La Follette High School and later spoke with Assistant Principal Haskins at La Follette High School. I provided him with a summary of the incident and asked if there were any cameras in the back parking lot where this occurred. Assistant Principal Haskins of La Follette High School informed me that he did not believe there were cameras in the back parking lot portion of the lot as there were houses that backed up to it and the school district couldn't have cameras pointed to a house. I had asked Assistant Principal Haskins if someone with access to video at the school district could look at video to see if they could identify the older model black SUV, leaving shortly after 11:30am. I provided Assistant Principal Haskins with my department-issued cellphone number as well as my email address. I also him that he could call into the non-emergency number, and I provided my name. I also provided Sgt. Phillips and OIC Sgt. Poli a summary of this incident. At this point, I am still waiting for La Follette High School or the Madison Metropolitan School District to get back to me regarding any video footage of this incident.

NFA

PO A Doll, 5534

srs2

02 - PO DOLL - FOLLOW-UP



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER

ALEC DOLL

REPORT DATE

10/18/2023

SUPPLEMENTAL NARRATIVE

ROUTE: SELF

ATTACHMENTS

Two screenshots

On 10/17/2023 I was acting in my official capacity as a city of Madison police officer dressed in full military style uniform and operating fully marked squad S170. I was assigned a phone message in the queue. The caller was [REDACTED] who wanted to speak with me about additional information related to this case. I called [REDACTED] at [REDACTED] and he told me he was with his sister, [REDACTED], the victim. [REDACTED] told me [REDACTED] wallet was in the backpack that was stolen. He said her debit card was in the wallet that was in the backpack. He said the debit card is a Visa through Park Bank and the last four digits are [REDACTED] [REDACTED] confirmed the last four digits of the card.

I asked them to send me screenshots of the transactions for me to attach to this report. I received an email with two screenshots, one of which was from [REDACTED] banking app. The other was a photo of a computer from Park Bank. [REDACTED] and [REDACTED] told me the only transactions in the list that were legitimate were the money transfer "Apple" for \$12.75 and the Kwik Trip transaction for \$1. I was told the rest of the transactions on 10/17/23 were not done by [REDACTED]. I was informed that the card has been canceled to prevent further fraudulent transactions.

It appears that there was a \$35.40 purchase at Wendy's at 2421 S Stoughton Rd. It appears there were two transactions at the Phillips gas station off Collins Ct. It appears there is one transaction for \$50 and one for \$17.49. On the screenshot of the checking account transaction it appears they are listed as pending. On the actual bank computer screen it appears that the Collins Ct transaction state "approved with balances." It also states that for the Wendy's transaction. I was informed that [REDACTED] performed the Kwik Trip transaction and the money transfer "Apple" transaction. Please see the attachments for additional information.

I called the Phillips 66 gas station at the phone number 608 222 2444 off Collins Ct. I asked staff if there was video footage regarding fraudulent use of [REDACTED] debit card. I asked the employee to leave a note for the manager who has access to the video footage and provided the time frame and last four digits of the debit card. I provided my contact information and the case number for them to contact us if there is video footage available with any suspect information.

I also called the Wendy's restaurant off of Stoughton Rd at 608 223 1120. I asked if there was video footage of the suspect(s) using [REDACTED] debit card. I called Foot Locker which is located at East Towne Mall. [REDACTED] informed me that the records do not specifically state Foot Locker but he works with Park Bank and was able to obtain information that led him to believe it was used at the Foot Locker at East Towne Mall around 2:00p on 10/17/23. I called staff and asked if there was video footage and provided my contact information and the case number. Please review the attached documents for additional information on these transactions.

Sgt Poli emailed me a photo of a vehicle which appeared to be a black SUV. The vehicle was involved in the incident that happened at East High School on 10/17/23. Sgt Poli told me the vehicle was shooting a "blast gun." It appeared that it was a Mazda make with WI plate ARH7961. Sgt Poli provided me this information in

**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**REPORTING OFFICER
ALEC DOLLREPORT DATE
10/18/2023**SUPPLEMENTAL NARRATIVE (continuation)**

case it was related to this case.

I am waiting to hear back from the businesses I contacted about video footage or suspect information.

NFA

PO Alec Doll 5534

bec

03 - DET BANEY - CONTACT WITH VICTIM YAMILE ESPINOZA PEREZ**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

10/20/2023**SUPPLEMENTAL NARRATIVE****SUMMARY:**

This report contains information regarding my contact with the victim [REDACTED]

PROPERTY:

Tag	Locker	Description
539541	EPD40	MPD consent for release of medical records (victim)
539542	EPD40	MPD consent form for buccal swab/DNA sample collection (victim)
539543	EPD40	Buccal swab/DNA's from [REDACTED] DOB [REDACTED]

ATTACHMENTS:

- MPD consent for release of medical records (victim)
- MPD consent form for buccal swab/DNA sample collection (victim)
- Photo of stolen backpack

PHONE CONTACT WITH VICTIM:

On 10/18/2023 at approximately 12:32pm I made phone contact with the victim [REDACTED]. I asked [REDACTED] how she was doing. She told me she was doing pretty well. She said she was allowed to leave the hospital and had gone to the dentist. She explained that she went to Familia Dental of Madison located on E. Washington Ave. She said that they told her they were going to put a replacement tooth in. She said that she had lost one of her teeth and chipped the other. She said it all happened so fast she did not retrieve her missing tooth at the scene.

[REDACTED] told me she called her brother [REDACTED] right away after the assault. He told her he would meet her at home (her residence at [REDACTED]). She explained that her brother [REDACTED] then took her to the hospital.

I asked [REDACTED] what she had been doing at Lafollette High School on 10/17/2023. [REDACTED] said that she attends Madison College where she is in a medical program and wants to be a dentist. She said she was going to visit Miss Kroemer with whom she had a good relationship at Lafollette High School. She described having Miss Kroemer as a teacher when she was a freshman. She said she also wanted to see how the school had changed since she graduated last spring (I later learned the school was under heavy renovation/construction).

When I asked [REDACTED] what she was wearing during the assault on 10/17/23, she said she was wearing a blue hoodie, white shirt, black Adidas pants and shoes that were zebra striped. She described herself as being 5 foot 2 inches tall, and 125 pounds.



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEYREPORT DATE
10/20/2023

SUPPLEMENTAL NARRATIVE (continuation)

██████ told me that the suspect vehicle's rear windows were tinted heavier than its front windows. She said the driver was a dark skinned black male with a "low afro" and was likely either a junior or senior. She said that he was driving the vehicle when she first saw it, but when she chased the vehicle to get her backpack, it was a different driver who opened the door.

██████ said the suspect vehicle was leaving the parking lot as she was coming in, but the vehicle returned. She had seen it circling the lot one to two times before the vehicle made its first contact with her. ██████ said initially, this SUV parked next to her facing in the same direction before driving off.

██████ said that in her conversation with the driver of the SUV, it was an exchange of "what's up?" and she said it seemed weird. When the black SUV returned, three people came from the vehicle and opened all of her doors (with the exception of the driver's side door). She told me that her red Toyota was currently at home on ██████, she that no one has been in it since the incident happened except her. I told her not to let anyone touch her vehicle as I would have an investigator respond out to swab the vehicle.

██████ continued, explaining that three black male subjects got into the vehicle; one grabbed her backpack but she couldn't remember which one and they all ran back to the black SUV. She got out and started chasing them. She said the one with her backpack had his hood up; she was not sure of the clothing of any of the subjects though she did recall that two of them had "low afros." She reiterated that when she opened the driver's side door, it was a different driver than she had verbal contact with earlier; this black male had his hood up. I asked her if she would recognize the individuals that had battered her and/or taken her backpack and she said "yeah most likely."

I asked ██████ about her brother ██████ she said she called her brother. He lives with his girlfriend and ██████ provided his phone number ██████

I asked ██████ if she had any enemies or knew someone that would do something like this to her. She said that she believed these individuals had recognized her from last year and said she always used to dress nice. Regarding her vehicle, she said that she is the only occupant on a regular basis.

CONTACT ON ██████

I made arrangements to respond to ██████ with Investigator Tim Smith. Investigator Smith and I met with ██████ at approximately 1:26pm on 10/18/2023. I noted the scrapes and bruising to ██████ face as well as her missing tooth. She moved very gingerly as she walked.

██████ pointed out her red Toyota Corolla (WI plate ARE-3972) in the parking lot from which Investigator Smith subsequently collected evidence (see Investigator Smith's report under this case number). ██████ added that her friend ██████ at the number ██████ has also been in the vehicle in the front passenger seat 1 – 2 times a week.

Given that ██████ had provided me information about obtaining medical care from Familia Dental at 3003 E. Washington Ave., I presented her a new MPD consent for release of medical records form which she signed in



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEYREPORT DATE
10/20/2023

SUPPLEMENTAL NARRATIVE (continuation)

the appropriate place.

I explained to [REDACTED] the need to collect an elimination buccal sample from her, I then presented to her the MPD consent form for buccal swab DNA sample collection which she signed. I then collected her DNA by buccal swab as I have been trained.

After the buccal swab collection, [REDACTED] told me that someone had tried to use her credit cards. She said that a charge to Footlocker had been declined. She said that a charge to the Phillips 66 gas station of \$50.00 was not her, a charge of \$35.40 at Wendy's was not her, and an additional charge at Phillips 66 of \$17.49 was not her. She did not consent to anyone using her bank card to fraudulently make purchases and she told me she would be able to email me documentation regarding the uses of her card. She said the card used had since been cancelled. She said it was a Park Bank debit card with the number [REDACTED], and expired in 08/2024. She told me she only had had \$40.00 - \$50.00 in the account at the time the fraudulent purchases were made. I told [REDACTED] I would be in contact soon. Investigator Smith and I left shortly thereafter.

INTO EVIDENCE:

Upon returning to the East District Station, I placed the MPD consent for release of medical records form, the MPD consent form for buccal swab DNA sample collection, and the buccal swab/DNA from [REDACTED] into evidence in the East District Station property room in locker 40 under respective tag numbers 539541, 539542, and 539543 on 10/18/2023 at approximately 2:59pm.

I later asked [REDACTED] to send me a picture of the stolen backpack if she had it. [REDACTED] texted me a photo which accompanies this narrative.

End of report.

Det. Brian Baney, 3637

amo

04 - INV SMITH, T - SWABS OF TOYOTA COROLLA**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

TIMOTHY SMITH

REPORT DATE

10/18/2023**SUPPLEMENTAL NARRATIVE****INVESTIGATOR NARRATIVE**

On 10/18/2023, I was acting in my official capacity as an Investigator for the City of Madison Police Department Forensic Services Unit (FSU).

On 10/18/2023, I was requested by Det Baney to respond to [REDACTED] to assist in processing a vehicle that had been operated by a victim of a substantial battery the previous day.

I arrived on scene and met with the Det Baney who made contact with the victim and verified her vehicle as being a red Toyota Corolla parked in the lot. Det Baney informed me that according to the victim, the suspects entered her vehicle from the front and rear passenger doors, as well as the rear driver door.

After taking overall photographs of the exterior of the vehicle, I donned new nitrile exam gloves, and using Puritan cotton-tipped applicators (Lot 9518), swabbed the exterior door handles of the front passenger door, rear passenger door, and rear driver door. I placed the swabs into individual envelopes and packaged them into individual larger envelopes corresponding with the tag numbers indicated in the attached table.

All swabs were transported back to the FSU lab, sealed, and secured into the Central District Property Intake Room. All related photographs were uploaded to the FSU digital photo archive. NFA

Investigator Timothy Smith 4201

05 - DET BANEY - CONTACT WITH VICTIMS BROTHER BRIAN ESPINOZA**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

10/20/2023**SUPPLEMENTAL NARRATIVE****SUMMARY:**

This report contains information regarding my contact with the victim's brother [REDACTED]

CONTACT WITH BROTHER:

On 10/19/2023 at approximately 8:36am I spoke over the phone with [REDACTED]. I explained to [REDACTED] my role as the detective assigned to the case involving his sister [REDACTED]. I asked [REDACTED] if he could tell me how he first became aware something bad had happened to his sister on 10/17/2023.

[REDACTED] explained that he received a call from his dad [REDACTED]. [REDACTED] believed that [REDACTED] had called [REDACTED] first. [REDACTED] told him to meet his sister at home. He checked his phone and told me that his dad had called him at 11:53am on Tuesday 10/17/2023. [REDACTED] told [REDACTED] that [REDACTED] had gotten jumped; because [REDACTED] was farther away, he told [REDACTED] to go check on her. [REDACTED] explained that he met [REDACTED] at her residence at [REDACTED]. He said he saw her broken tooth and saw that she was limping and told me that she seemed traumatized from what had happened.

[REDACTED] said that [REDACTED] told him that she was at Lafollette for a surprise visit as she had free time from her college classes. When she first arrived, an SUV had pulled up, the individuals inside wanted to see if they knew her. [REDACTED] told him that she didn't recognize them when they pulled up and parked. A couple of minutes later, they got out and approached her. She told him the next thing she knew they got in her car, grabbed her things. She chased them and they retaliated against her.

[REDACTED] confirmed that he took his sister to the hospital. [REDACTED] said the backpack was originally his and was approximately 3 years old. He said it's valued between \$1,300.00 - \$1,500.00. [REDACTED] liked it so much he passed it down to her as he said he no longer really takes good care of such things. He said that he thought his sister got a call from the school; some of the things from her backpack had been recovered, but not her bank card. Fraudulent purchases had been attempted by someone with her card. She told him she didn't know the names of the individuals that had assaulted her but recognized them as a Lafollette students. [REDACTED] said his sister said she was by herself when the assault occurred.

I asked [REDACTED] about the possibility of speaking to his dad [REDACTED]. [REDACTED] told me that [REDACTED] does not speak English. This was the end of my contact with [REDACTED]. I texted him all of my contact information shortly thereafter.

End of report.

Det. Brian Baney, 3637

amo

06 - DET BANEY - CONTACT AT WENDYS**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

10/20/2023**SUPPLEMENTAL NARRATIVE****SUMMARY:**

This report contains information regarding my contact at Wendy's at 2421 S. Stoughton Rd.

CONTACT AT WENDY'S:

On 10/19/2023 at approximately 9:29am, I stopped at Wendy's located at 2421 S. Stoughton Rd. I made contact there with a manager identified verbally as Tara L. Muth. I explained my investigation to Muth, telling her that the victim's bank card had been used on 10/17/2023 at approximately 1:30pm in the dollar amount of \$35.40 at this Wendy's location according to the victim's bank statements (see prior reports under this case number). Muth was able to check her records and locate the transaction, saying that the transaction was actually at 12:30pm; it was possible it had not posted to the victim's account until 1:30pm.

Muth told me she recognized the order; she said that there is a woman that drives a dark SUV with children that consistently orders the same order. She said there is no video footage available for the 10/17/23 transaction, however; the Wi-Fi at this location has been down and there's no footage recording or being archived. She told me she would keep an eye out for the suspect vehicle she mentioned and contact me with any additional information.

End of report.

Det. Brian Baney, 3637

amo

07 - DET BANEY - CONTACT WITH KROMER**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

10/30/2023**SUPPLEMENTAL NARRATIVE****SUMMARY:**

This report contains information regarding my phone contact with Madison Metropolitan School District teacher Cassandra J. Kromer.

CONTACT WITH KROMER:

On 10/24/2023 at approximately 1:27pm I spoke over the phone with Cassandra J. Kromer (Cassie). I asked Kromer if she recalled a Lafollette student named [REDACTED] (referring to the victim [REDACTED]). Kromer confirmed that she did recall [REDACTED]. She said that she would have had [REDACTED] as a student four years ago when [REDACTED] had been a freshman at Lafollette. She said that it was possible that she might have had [REDACTED] as a sophomore in Zoom classes. She did not recall talking to [REDACTED] outside of when when she had [REDACTED] in Algebra class.

When I asked Kromer if she thought a surprise visit by [REDACTED] was something that [REDACTED] would have done given her description of their student/teacher relationship, Kromer indicated she thought this was possible but was not certain how likely it would be. She said she would review her notes and records to see if her assessment was off and get back to me with additional information if she had it.

End of report.

Det. Brian Baney, 3637

amo

08 - DET BANEY - MMSD SECURITY VIDEO**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

11/21/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding security video obtained from Madison Metropolitan School District.

PROPERTY

TAG	LOCATION	DESCRIPTION
540389	EPD40	La Follette High School security footage from 10/17/2023

ATTACHMENT:

LaFollette Video Documentation

LaFollette Screen Shots

CONTACT AT LA FOLLETTE

On 10/18/2023 at approximately 2:01pm, I made contact at La Follette High School with Assistant Principal Cullen Haskins. I explained my investigation to Haskins (he was already aware). He led me to the security office and put me into contact with Tom Nickerson, Security Officer for La Follette High School. I explained my investigation to Nickerson who stated he would look for security video and contact me when he had obtained video.

I received phone contact from Nickerson on 10/19/2023 at approximately 1:31pm. Nickerson confirmed that there were La Follette students involved. He said that the victim had parked behind a trailer. He believed a purple Traverse was involved in the incident. Nickerson told me there were only two cars that went behind the trailer. Nickerson said that he would forward the video to MMSD Security Director Gina Aguglia.

CONTACT WITH AGUGLIA

On 10/24/2023 at approximately 12:10pm, Aguglia emailed me, indicating she had the video and a couple of still images. She asked me to please fill out the video release and specific student information release, which she attached to the email. I noted from the attachments Aguglia sent to me, the release for people records to Madison Police Department included the name Kyshawn M Bankston [REDACTED] I signed both that release form as well as the release form for MMSD security camera video and emailed them back to Aguglia.

VIDEO FOOTAGE

On 10/25/2023, at approximately 11:40am, I responded to the Madison Metropolitan School District Administration building at 545 W. Dayton St. and made contact with Aguglia. She turned over to me a thumb drive at that time. She explained to me that the people records release form contained the student that had re-entered the school with the stolen backpack. She did not know the names of any other individuals involved. She asked me to go through her if I wanted to contact Assistant Principal Haskins for assistance with identifying any other individuals in the video footage contained on the drive.

**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**REPORTING OFFICER
BRIAN BANEYREPORT DATE
11/21/2023**SUPPLEMENTAL NARRATIVE (continuation)****EVIDENCE**

I later burned the security footage from the thumb drive to a CD. I placed that CD into the East District property room as evidence in locker 40, under tag number 540389, on 10/30/2023 at approximately 9:02am.

REVIEW OF FOOTAGE

I reviewed the footage from LaFollette High School and assembled an attachment noting vehicles and persons relevant to this investigation entitled *LaFollette Video Documentation*. I also took screenshots from the video and assembled a second attachment entitled *LaFollette Still Shots*. There are references in the video documentation attachment that correspond to specific photos in the second attachment.

For more detailed information, see the footage in its entirety.

End of report.

DET BRIAN BANEY 3637

jmk

09 - DET BANEY - CONTACT WITH PHILLIPS 66**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

11/21/2023**SUPPLEMENTAL NARRATIVE****SUMMARY:**

This report contains information regarding my contact with the manager at Phillips 66.

PROPERTY

Tag	Locker	Description
540660	EPD 40	Phillips 66 Video 10/17/23
540661	EPD 40	Phillips 66 Receipt

ATTACHMENTS:

Phillips 66 Receipt

Video Retrieval Report Form

Phillips 66 Video Documentation

Phillips 66 Still Shots

CONTACT WITH MANAGER:

On 10/24/2023 at approximately 12:28pm I responded to the Phillips 66 located at 4 Collins Ct. I made contact there with the manager identified verbally as Allison L. Olson. Olson told me that she knew the incident I was there to talk to her about.

Olson escorted me to a nearby office in which I observed a security system. Olson said that she had video saved of the incident and looked through their system until she found the file she was referring to.

She said she knew the suspects had a stolen financial transaction card because they bought something for \$50.00 and then wanted to buy a second item for \$75.00. She said it was their protocol at that point to ask them to show ID. When the subject was asked for an ID, he claimed he left it in his car and then they left. She said they had left in a 2 door orange vehicle. She recalled there were two suspects, one being a shorter black male with a small afro while the second one was also a black male between 6 foot and 6 foot 1 inches tall. He was wearing a tan hoodie and presenting the card as his. She said the \$50.00 purchase that had been attempted was for "Posh" which she described as e-cigarettes.

Olson showed me the video footage, directing my attention to an orange vehicle parked outside the east facing doors of the station. She pointed out the shorter black male in a blue sweatshirt that she had referred to and the taller black male in the tan hoodie presenting the card. A third subject in a red sweatshirt entered and then also appeared to go to the orange car outside.

Olson told me that it was a woman's name on the card and she knew it wasn't the male presenting the card. She said he made the first purchase through another employee who then came to get Olson when the subject tried to use the card a second time for two additional e-cigarettes. She said the subject in the tan sweatshirt had also been on the phone and wanted to put gas on one of the pumps.



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEYREPORT DATE
11/21/2023

SUPPLEMENTAL NARRATIVE (continuation)

Olson told me she was unable to burn the footage for me; she said it wouldn't be deleted but I would need to bring someone to figure out how to save the footage. She said she would prefer to meet with me between 10:00 – 11:00am in the morning. I told her that there was someone from our forensic services unit that I could bring with me to burn the security footage. I later made arrangements to respond on 11/02/2023 at 10:00am to meet with Olson for the footage.

RETRIEVAL OF FOOTAGE:

On 11/2/23 at approximately 10am, I returned to the Phillips 66 with Catherine Van Hove from our Forensics Services Unit; we met with Olson in her office. Van Hove was able to burn the footage to a thumb drive which she turned over to me at 10:14am. Van Hove also completed a video retrieval report form which accompanies this narrative as an attachment.

While Van Hove was burning the footage, Olson told me that the suspects had been back in the store yesterday, arriving in the orange car. Her boyfriend got the plate, which she provided as ASX7759. I later ran this plate through eTIME and noted that it came back to a 2014 orange Dodge Dart registered to Shannon L. Wilson, dob: [REDACTED]

Olson also turned over to me a receipt of the completed fraudulent transaction on 10/17/23 (see attachment). It showed the last four digits of the victim's stolen debit card [REDACTED] as being used on 10/17/23 at 12:37:40pm.

INTO EVIDENCE:

Upon return to the East District station, I burned the footage to a DVD. I placed that DVD and the receipt into evidence in the East District Station property room in locker 40 under respective tag numbers 540660 and 540661.

REVIEW OF FOOTAGE:

I reviewed the footage provided by Olson and assembled an attachment documenting the movements of individuals and vehicles relevant to this investigation (see attachment entitled Phillips 66 Video Documentation). I also took still shots from the video footage; these specific screenshots (see attachment entitled Phillips 66 Still Shots) are referenced in the documentation attachment.

For more specific information, see the video in its entirety.

amo

10 - DET BANEY - SECURITY FOOTAGE FROM FOOT LOCKER**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/01/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding security footage from Foot Locker.

ATTACHMENTS

Foot Locker Video Documentation

Foot Locker Still Shots

Foot Locker Transaction Report

PROPERTY

Tag	Locker	Description
541052	EPD 40	Foot Locker Security Footage 10/17/23

ATTACHMENTS

Foot Locker Video Documentation

Foot Locker Still Shots

Foot Locker Transaction Report

FOOT LOCKER

On November 7, 2023, I responded to Foot Locker at approximately 12:58pm and dropped off a thumb drive. I had been in previous contact with manager Liam J. Weller and provided him details as far as the security footage I was looking for regarding the fraudulent transaction that had been attempted there on October 17, 2023. Weller showed me their internal security system after turning over my thumb drive to me. I noted the live system showed it was November 7 at 12:58pm in comparison to 12:55pm on my work cellphone. Weller showed me that their system was a Wisenet DVR and program. When I later reviewed the footage, I noted that it listed the year as 2001. I confirmed with Weller by email that their live camera system also indicated the year as 20001.

Weller allowed me to photograph transaction paperwork (see attachment) for October 17, 2023, and told me that the fraudulent transaction had been for two hoodies and a pair of socks (transaction number 93532).

INTO EVIDENCE

I burned the above-noted footage to a CD and placed that CD into evidence at the East Police District Station property room in locker #40 under tag #541052 on November 7, 2023, at approximately 2:10pm.

REVIEW OF FOOTAGE

I reviewed the above-noted footage and completed a table documenting the movements of individuals relevant to this investigation. I also completed a secondary attachment made up of still shots; there are references in

**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**REPORTING OFFICER
BRIAN BANEYREPORT DATE
12/01/2023**SUPPLEMENTAL NARRATIVE (continuation)**

the video documentation to specific still shots in the secondary attachment. For more specific information, see the footage itself.

NFA

Det. B. Baney #3637

djt

11 - DET BANEY - MEDICAL RECORDS FOR VICTIM YAMILE ESPINOZA PEREZ**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/04/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding medical records pertaining to the victim, [REDACTED]

ATTACHMENTS

Medical Records

MEDICAL RECORDS

On November 2, 2023, at approximately 8:14am, I received an email from Det. Lt. Diana Nachtigal. Attached to the email were certified medical records related to this investigation. I opened up the attached medical records and noted that they detailed the visit of victim [REDACTED] to St. Mary's Hospital at 700 S. Park St. on October 17, 2023.

Of note, on page 2 to the top of page 3, under the heading **History**, was the quote, [REDACTED]

At the bottom of page 4, under the heading **Physical Exam**, [REDACTED]

For more specific information, see the attached records.

NFA

Det. B. Baney #3637

djt

12 - DET BANEY - ADDITIONAL CONTACT WITH YAMILE**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/07/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding additional contact with the victim, [REDACTED]

ADDITIONAL CONTACT WITH VICTIM

On December 6, 2023, at approximately 12:15pm, I met with victim [REDACTED] at her residence at [REDACTED]. I explained to [REDACTED] that I had reviewed security footage from La Follette High School and the various locations where her financial cards had been used fraudulently. I described to her the La Follette footage that had demonstrated to me where she had parked in the lot (behind a semi at the far eastern edge). I asked her again why she had gone to La Follette that day. [REDACTED] maintained that she had gone there to see a teacher and also a counselor, but she could not remember the counselor's name. I offered to her that if she was there to buy drugs or to see a girl or a boy, the specific reason didn't matter, just that she be honest with me because what was most important was what had happened to her. [REDACTED] acknowledged that she does smoke marijuana, but would not have bought it from anyone she didn't know or anyone younger than her. She was adamant she was there at the high school for the reasons she had previously explained.

I asked [REDACTED] why she had chosen to park where she had. [REDACTED] explained she had parked near the tennis courts near the semi because there were no spots up front and she was waiting for lunchtime to go into the building to contact the teachers she had mentioned. With regard to the suspects that had approached her and gotten into her vehicle, she acknowledged that she didn't actually see them get out of the black SUV, but made that assumption because they were the individuals from the SUV with which she had previously had contact. She said there was just one of them at first, and then the others approached her car.

[REDACTED] said she didn't see which suspect took her backpack. She acknowledged she lost sight of the person with the backpack and did not actually see it go into the dark-colored SUV that she tried to get into. She said that when she tried to get into the SUV, she got punched.

Regarding the phone turned over to Officer Doll by [REDACTED] brother [REDACTED] she said that one of the suspects had dropped their phone in her car. She did not realize it until later, when she heard the phone being called after she had gotten back to her residence. She said her brother collected it and then turned it over to the officer.

[REDACTED] stated she would recognize the individuals who had taken her backpack and assaulted her if she was shown photos.

NFA

Det. B. Baney #3637

djt

13 - DET BANEY - 911 CALLS**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/11/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding the 911 calls associated with this incident.

PROPERTY

Tag	Locker	Description
543098	EPD40	911 Calls

RECORDS REQUEST:

On 12/04/2023 at approximately 10:43am I submitted an online records request to Dane County Public Safety Communications for the 911 calls associated with this incident. I received a reply email from Tatiana Segura Perez of Dane County Public Safety Communications on 12/07/2023 at approximately 1:39pm. Contained in the email was a link by which I was able to download the two 911 calls. I burned those calls to a CD and placed that CD into evidence in the East District Station property room in locker 40 under tag number 543098 on 12/07/2023 at approximately 1:55pm.

What follows is a summarization of the above noted 911 calls. They are summarizations only; for more specific information, see the recordings themselves.

CALL 1

In this call, the dispatcher asked for the address of emergency and a male voice whom I recognized as [REDACTED] answered. He said that they were currently at 2120 Fish Hatchery Rd. because he thought it was a police department. [REDACTED] explained he was with his sister who had been assaulted by a few black males. He told the dispatcher that his sister (whom I know to be [REDACTED]) had gone to her old high school attempting to pay a visit. Five minutes later, a few black males went to her car and started taking her things. [REDACTED] said that [REDACTED] tried to get her backpack back and was thrown down and beaten. He said that she was missing a few teeth and might have a few fractures.

[REDACTED] told the dispatcher this incident happened today at approximately 11:30am at Lafollette High School. He described his sister as being "a little startled." According to [REDACTED] they were heading to the hospital now but had stopped, believing the location on Fish Hatchery Rd. to be a police department (the old Town of Madison Police Department). He indicated they were heading to St. Mary's Hospital ER. He said his sister did not know who the suspects were but believed they likely attended the school. He added that they also had a phone that was dropped by the suspects. He said they got in her car which was unlocked, they saw a designer backpack and took it. She tried to get it back and 6 - 7 black males beat her down. The dispatcher told [REDACTED] to continue on to St. Mary's ER. He told the dispatcher that his sister [REDACTED] was a freshman in college, and she had just gone to visit the school to walk around and visit. He thought a logical conclusion was that the suspects who had done this were students at the high school. There was a black SUV that had been operating nearby and was thought to possibly be involved.



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEYREPORT DATE
12/11/2023

SUPPLEMENTAL NARRATIVE (continuation)

CALL 2

██████████ was the caller in this call as well. He had additional information for the officer regarding the people that had assaulted his sister ██████████ earlier. He said that they tried to use the debit card and he could give the officer locations where the cards use had been attempted.

For more specific information, see the recordings themselves.

End of report.

Det. Brian Baney, 3637

amo

14 - DET BANEY - RECOVERY OF STOLEN BACKPACK. ADDITIONAL EVIDENCE**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/14/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding the recovery of the stolen backpack and additional evidence.

PROPERTY:

Tag	Locker	Description
543445	EPD40	Visa debit card in name of Donovan [REDACTED]

ATTACHMENT

Photos of recovered backpack

CONTACT WITH MILTON

On 12/11/2023, Det. Rod Johnson phoned me and informed me that John Milton, the multicultural services coordinator at Lafollette High School had been attempting to get in contact with me. I know Milton from past professional contact. I phoned Milton on 12/12/2023 at approximately 9:09am. Milton told me he had the backpack related to my investigation and I arranged to respond to Lafollette High School to take custody of it.

At approximately 10:25am 12/12/2023, I met with John Milton in his office in the multicultural services section of the high school. Milton turned over to me a backpack which I recognized as the white MCM brand designer backpack that had been stolen from the victim [REDACTED]. I searched the backpack, locating only a Visa debit card in the name of Donovan [REDACTED] in the backpack's small exterior zipper pocket.

Given the staff/student relationships that Milton's position encourages him to develop and the discretion often necessary to maintain the trust of the individuals with whom he has these relationships, Milton did not wish to disclose official information about how he had come into possession of the backpack other than that a student had turned it over to him.

CONTACT WITH VICTIM

I responded to [REDACTED] and met there with victim [REDACTED]. She met with me outside and I photographed the backpack and the debit card, retaining possession of the debit card and returning the backpack to [REDACTED] who confirmed that it was indeed her backpack.

I asked [REDACTED] if she had ever been known to sell anything at Lafollette High School. [REDACTED] told me she has previously sold her clothing at the high school (shoes and shirts) but had no arrangement to meet with anyone at the high school to sell anything on the date of the offense. I returned her backpack to her at approximately 11:50am and left shortly thereafter.

INTO EVIDENCE

I placed the Visa debit card in the name of Donovan [REDACTED] into evidence in the East District Station property room in locker 40 under tag number 543445 on 12/12/2023 at approximately 12:15pm.



MADISON POLICE DEPARTMENT

CASE# **2023-00450563**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEY

REPORT DATE
12/14/2023

SUPPLEMENTAL NARRATIVE (continuation)

End of report.

Det. Brian Baney, 3637

amo

15 - DET BANEY - ATTEMPTS TO ARREST SUSPECTS KYSHAWN M BANKSTON AND DEMETRIUS C MURRY**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

12/15/2023**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding attempts to arrest the suspects Kyshawn M. Bankston and [REDACTED]

ATTEMPT TO ARREST BANKSTON

On 12/08/2023 at approximately 7:15am Det. Joel Peterson and PO Tanner Sandmire responded with me to [REDACTED]. Det. Peterson and I could smell the odor of burnt marijuana emanating from the home. I pressed the button on the Ring doorbell several times. A female voiced addressed me from the Ring doorbell. I identified myself and explained that I was there to arrest Kyshawn Bankston; the voice eventually identified herself as Katrina Parker and said that she was currently out of town. She asked me to call her back at [REDACTED].

Upon return to the East District Station, I called Parker back and explained my investigation thus far. I presented her with options for her son Bankston, explaining that I had written up probable cause to charge him with theft. She told me that he was probably was not going to turn himself in. I told her that my last day of work for the year would be 12/15/2023 and I would send up an intake requesting a warrant be issued for her son if he had not turned himself in by then. I later texted her my contact information and she told me that she would arrange for him to turn himself in the following Thursday (12/14/2023).

ATTEMPT TO ARREST [REDACTED]

While Det. Peterson and PO Sandmire and I were at [REDACTED], Det. Don Penly had arranged for Sgt. Ben Swartz and south side officers to attempt to arrest [REDACTED] at his residence at [REDACTED]. Sgt. Swartz was able to make contact there with the mother [REDACTED]. He put me on speakerphone with [REDACTED] and I explained the charges for [REDACTED] (Theft and Bail Jumping) and told her to have her son turn himself in. I also presented her with options as far as interview with her present by phone or in person. I later texted her my contact information. I also received a phone call from a social worker at LaFollette High School Laura Glaub who put me on a three-way call with herself and [REDACTED]. I again explained the investigation and options as far as [REDACTED] turning himself in, choosing to either speak with me or not speak with me, or the case being forwarded with a request for a warrant on 12/15/2023.

As of 12:31pm on 12/15/2023, neither [REDACTED] nor Bankston have turned themselves in. I will submit the request for warrants to the DA's office before the end of my shift.

End of report.

Det. Brian Baney, 3637

amo



MADISON POLICE DEPARTMENT

CASE# **2023-00450563**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEY

REPORT DATE
12/15/2023

SUPPLEMENTAL NARRATIVE (continuation)

16 - INV SHAUL - EXAMINATION OF IPHONE 14



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER

BRIAN SHAUL

REPORT DATE

01/08/2024

SUPPLEMENTAL NARRATIVE

Property:

Tag 539465, Locker CPD 40, iPhone 14 Plus, IMEI: [REDACTED]

Narrative:

On 1/2/24 I received a laboratory request from Detective Baney regarding a substantial battery investigation. I was acting in my official capacity as an Investigator with the City of Madison Police Department Digital Forensics Unit (DFU). Detective Baney requested I examine the above listed cell phone and document available data. Detective Baney provided me with a signed search warrant authorizing the search of limited categories of data, chiefly limited to the time period of 9/17/23 through 10/17/23.

Examination of iPhone 14 Plus Cell Phone, Property Tag #539465

IMEI: [REDACTED]

Serial Number: Y6VVPQJLJX

Phone Number: [REDACTED]

Pass Code: none

Storage Capacity: 128GB

I retrieved the phone from the Madison Police Department Property Room. I transported the phone to the DFU office where I began the examination process. I began the examination at approximately 7:48am on 1/3/24. I removed the phone from its evidence packaging. I noted that the phone was powered off. I surrounded the phone in radio frequency shielding material and connected the device to a power source. Once powered on, I placed the phone into airplane mode at approximately 8:08am on 1/3/24 in order to prevent it from connecting with the cellular network. I later took overall photographs of the device.

Full File System Extraction:

I determined I would use Grayshift Graykey to obtain a full file system extraction from the device. The full file system extraction is an extraction of the device's file system and can potentially include data not typically extracted by an advanced logical or partial logical extraction.

Extraction Results:

I opened the results of the full file system extraction in UFED Physical Analyzer. I then used UFED Physical Analyzer to filter the contents of the extraction to meet the specifications of the search warrant. I used Physical Analyzer to create a filtered Cellebrite report.

Dates and Times: The dates and times listed in the UFED Physical Analyzer filtered report should be reflected in local time. At the time of this report Madison, Wisconsin is in Central Standard Time (CST) which is six hours behind Universal Coordinated Time (i.e. UTC-6). Activity that occurs during Central Daylight Time (CDT) is five hours behind Universal Coordinated Time (i.e. UTC-5). I did manually check a number of iMessage

**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN SHAUL

REPORT DATE

01/08/2024**SUPPLEMENTAL NARRATIVE (continuation)**

times on the phone to confirm that the date and time stamps on the cell phone correctly corresponded to the dates and times listed in the full file system extraction.

I was unable to verify the date and time on the cell phone. It appears that the phone's date and time are maintained by a connection to the cellular network. The phone displayed an inaccurate date and time, likely as a result of its being in airplane mode.

Manual Examination:

I noted that Cellebrite UFED Physical Analyzer did not appear to parse data from a number of the device's applications including Facebook and Cashapp. On 1/8/24 Detective Baney responded to the DFU laboratory and manually examined the device. I documented specific items with photography per Detective Baney's request.

Disposition:

I provided a copy of the extracted data documentation to Detective Baney. I also archived the data to the DFU server with assigned tag number 544836. A digital copy of all extracted data documentation is available upon request. I re-secured the phone to its evidence packaging and transported it to the Central District intake room where it was entered into locker CPD 40 at approximately 10:53am on 1/8/24. NFA.

Inv. B. Shaul 3916

17 - DET BANEY - SEARCH WARRANT SUSPECT PHONE**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

01/12/2024**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding the search warrant for a recovered suspect cell phone, and the results of that search.

ATTACHMENT

Filed cell phone search warrant

PROPERTY:

TAG#	LOCATION	DESCRIPTION
545143	EPD40	Filed cell phone search warrant

SEARCH WARRANT

On 01/02/2024 I authored a search warrant for the suspect iPhone recovered in this investigation (see prior report under this case number). Police Report Typist Anna Olson notarized the complaint portion of the search warrant for me, and I then submitted the warrant electronically to an email address designated for receipt of legal service by Dane County Circuit Court judges on 01/02/2024 at approximately 9:23am. Judge Ryan Nilsestuen signed the warrant and it was returned to me by email. I submitted a copy of the search warrant to investigator Brian Shaul for service on the phone in our custody; see his supplemental report for further details.

REVIEW OF RECORDS

On 01/08/2023 at approximately 9:08am I responded to the Digital Forensics Unit and met with Investigator Shaul. I manually examined the Cash App and Facebook applications on the phone. I noted that the Facebook account number appeared to be [REDACTED] and the page named [REDACTED] I had investigator Shaul take a photo of this page.

Investigator Shaul turned over a thumb drive to me with the contents of the phone's download at approximately 9:12am.

Reviewing the records turned over to me by Investigator Shaul, I noted that outgoing phone calls to an individual named "dad" in Contacts were to the number [REDACTED]. This number is associated in our records management system with [REDACTED]. DOB [REDACTED]. I also noted from LERMS that [REDACTED] has a son [REDACTED] DOB [REDACTED]

I found nothing of an evidentiary nature related to this investigation in the remaining records

FILING OF WARRANT

I responded to the Dane County Clerk of Courts at 215 S. Hamilton St. on 01/08/2023 and met with a clerk there at approximately 9:33am. I turned over both an original and a copy of the search warrant in its entirety.



MADISON POLICE DEPARTMENT

CASE# 2023-00450563

CASE REPORT SUPPLEMENT

REPORTING OFFICER
BRIAN BANEY

REPORT DATE
01/12/2024

SUPPLEMENTAL NARRATIVE (continuation)

The clerk stamped both as filed and returned the original to me. I later placed the original filed cell phone search warrant into evidence in the East District Station property room in locker 40 under tag number 545143.

End of Report

Det. Brian Baney, 3637

amo

18 - DET BANEY - CONTACT WITH VICTIM, CASE CLOSURE**MADISON POLICE DEPARTMENT**CASE# **2023-00450563****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

BRIAN BANEY

REPORT DATE

01/12/2024**SUPPLEMENTAL NARRATIVE****SUMMARY**

This report contains information regarding my contact with the victim and the closing of the case.

CONTACT WITH VICTIM

On 01/08/2024, I noted that I had received a text on my work phone from victim [REDACTED] at approximately 8:43am. The text message said "You told me to let you know about the case and yeah it's fine we can leave it at that, thank you so much."

I spoke over the phone with [REDACTED] on 01/10/2024 at approximately 12:01pm. I asked [REDACTED] how I could help her. [REDACTED] indicated she wanted me to stop with the investigation. She told me she was thinking she would need a lawyer and could not afford one. I pointed out to her that the assistant district attorney handling the case would be responsible for telling her story and that usually the only individuals who need lawyers are the suspects in the case. [REDACTED] indicated that she wanted me to stop with the investigation and was no longer interested in having charges pursued. She said she was satisfied with the return of her backpack. She said no threats had been made towards her nor had she been intimidated into indicating she no longer wished the investigation to go any further. She said she doesn't see the individuals responsible unless she would be at Lafollette High School. I told [REDACTED] I would honor her wishes, have the PC affidavits pulled and the request for warrant intakes pulled by the DA's office as well.

I told [REDACTED] to contact me soon if she changed her mind. This was the end of my contact with [REDACTED]

FOLLOW UP

I emailed CIU and asked them to pull the PC affidavits I had written for [REDACTED] and Keyshawn Bankston. I also asked that the warrant request intakes that I had submitted be retracted. CIU later emailed me and indicated this had been done. I have been phone contact with John Milton at Lafollette High School. I notified him that the victim no longer wished to pursue charges and that the suspects ([REDACTED] and Bankston) did not need to turn themselves in. This case is closed pending re-contact by the victim.

End of Report

Det. Brian Baney, 3637

amo