



Department of Police

Craig M. Van Schyndle
Chief of Police

May 25, 2007

To: Open Records Requestor

Re: Ben Sonnenberg File 07-105156

Dear Requestor:

I am in receipt of your records request for Green Bay Police Department Report # 07-105156. As the record custodian, I am providing the entire report but have redacted social security numbers, driver license numbers, juvenile names and the identifying information of one individual who expressed concerns for personal safety. Regarding the redacted information, I have considered and balanced the following public policy considerations if disclosure were made:

1. Disclosure runs counter to the policy set forth in the cases of Woznicki v. Erickson, 202 Wis.2d 178, 549 N.W.2d 699 (Wis. 1996), Milwaukee Teachers' Educ. Assoc. v. Milwaukee Bd. of Sch. Directors, 277 Wis.2d 779, 596 N.W.2d 403 (Wis. 1999), and Hempel v. City of Baraboo, 2003 WI App. 254, 268 Wis.2d 534, 674 N.W.2d 38 (Wis. App. 2003)(rev. grant Feb. 24, 2004), which recognizes privacy interests of the subjects contained in a public record, including those of witnesses.
2. It impinges upon privacy and reputation interests.
3. Disclosure runs counter to the policy set forth by the legislative mandate that social security numbers not be released under Section 19.36(11) Wis. Stats.
4. A portion of this law enforcement record contains juvenile information, thus not releasable pursuant to Sec. 938.396(1), Wis. Stats.

Based on the foregoing analysis, it is my conclusion that the public harm in releasing the information you have requested outweighs the presumptive public benefit of doing so.

The report is 630 pages at .25/page for a grand total of \$157.50. Furthermore, because the costs will far exceed \$5.00, the City requires prepayment pursuant to Sec. 19.35 (3)(f).

The determination not to release said records is subject to review by mandamus under State Statute 19.37(1), or upon application to the Attorney General or the District Attorney.

Sincerely,

James A. Arts
Chief of Police

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 8:43 AM

While patrolling as 482R at approx. 1:59 am on the above date, I was dispatched to Fat Daddy's bar in the 1600 block of Main St. ref. A disturbance involving a baseball bat. While enrt. Dispatch notified responding officers that the suspect had now left in a red car onto Main St. As I continued in the direction of the bar I heard officer Eric Allen 371T, call out that he possibly had the vehicle involved traveling west bound on Main St. at approx. 70 mph. I then heard officer Allen state that the vehicle was pulling over at Main St. and Cedar St. I turned around as I was now in the 1400 block of Main St. traveling east. As I was responding to the area of the traffic stop I heard that the vehicle was now pulling onto Bodart St. and had stopped in the alley. I assumed this was the alley that ran along the Westside of the 720 Club. At this time I was approaching Webster Ave still west bound on Main St. I was no longer traveling with my emergency lights and siren as Officer Allen had two backup units with him. As I approached the intersection I could see the squads directly ahead on Bodart St. with there emergency lights on. I could also see the suspect vehicle parked across the sidewalk facing into the alley. I then saw what appeared to be numerous flashes coming from the street. I then heard what I believe was officer Allen's voice on the radio telling dispatch that shots had been fired and that a rescue squad was needed. At this time I activated my emergency lights and siren. When I pulled onto Bodart St. I parked my squad behind officer Richgels and Cain's squad. Lt. Ackerman was already on scene asking for additional units to block off the Street. I went directly to Officer Allen to see if he was ok and then asked him who was involved. Officer Allen told me that Officer Salzmman, officer Richgels and officer Cain. I immediately checked on those officers. All officers still had their guns drawn. I was then able to see onto the sidewalk to the east of the 720 Club there I observed a male lying face down. I could see a red substance was pooling out from where he was lying. I asked if there were any other suspects and officer Allen stated there were to more in the vehicle. As officers approached the remaining two suspects in the vehicle I observed a female I knew from numerous prior contacts as **Rebecca L Sonnenberg** [REDACTED] When Rebecca saw me she started yelling for me to come talk to her. I told Rebecca to just listen to the officers and cooperate and I would talk to her later.

At this time I was notified that we possibly had an injured subject in the bar. When I entered into the bar all the patrons in the front section of the bar were still lying on the floor. I observed a male lying on his back approx. 10 to 15 feet from the entrance the male appeared to be bleeding from his right arm. I then looked around and asked if anyone else was injured. It did not appear that anyone else in the front area of the bar was injured. A male Hispanic who I assumed worked at the bar came over to me and asked if it was ok for people to get off the floor. I told him yes but nobody was to leave the bar. He said he would let the bouncer know not to let anyone leave. At this time I went back outside. By this time the officers had holstered their weapons and I noticed the male lying on the sidewalk was now in cuffs. I could see the male was breathing at this time and rescue was just

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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pulling up. I returned to officer Allen and asked him to give me a quick run down as to what had occurred. Officer Allen stated to me "you heard the disturbance at Fat Daddy's. I said "yes" he then stated the male wouldn't get out of the vehicle and looked like he was digging around for something, he stated that the male then got out and pointed a gun directly at me and popped off a round. Eric stated that he then returned fire, along with the other officers. I then told officer Allen that I would eventually need his service weapon as well as the other officers. Officer Allen stated he knew. I informed him that I would wait until I got a replacement weapon for him. At this time I heard officer call for assistance inside of the bar. Numerous fights were breaking out. I ran inside the bar where rescue personnel were assisting the male who was injured and observed numerous people pushing and throwing punches. I then observed officer Drobnick tackle a male to the ground who appeared to be fighting. I ran over to assist him with getting the male into cuffs. At this time I was able to see that officer Warych, Schmeichel, Bourdelais, and Lt. Ackerman were also in the bar. I directed officers Warych and Schmeichel to stand watch at the back door and not to let anyone leave until my authorization. At this time I returned to out front of the bar. Rescue personnel were working on the suspect who was lying on the sidewalk. I retrieved a can of bright orange spray paint and marked where the head and feet of the suspect was, as the male was still breathing rescue was getting ready to transport him to the hospital. I noticed a large pool of what I assumed was blood, a red and white baseball cap and a pair of white tennis shoes with red laces several feet from where the male was laying. I also noticed a silver cell phone, which was open and lying against the wall of the building several feet from where the male laid.

I then exchanged my weapon with officer Cain's. Since officer Cain's weapon had been fired in the incident I wanted to secure it. I later turned it over to officer Merrill where it was placed in a paper bag and brought into HQ.

At this time I called Lt. Johnson who was the acting shift Commander. I notified Lt. Johnson that we needed to notify the on duty Detective Supervisor, the Chief of Police, and the Commander. I also asked him to notify DPW as we would require barricades to protect the scene. Officer Allen was assisting directing officers to secure the scene. Cones were initially set up over the shell casings as we had numerous officers and rescue personnel passing in and out of the scene to assist with the injured as well as the witnesses. At this time I asked officer Warych to start clearing the scene. Everyone who witnessed what had occurred would remain on scene until transportation could be arranged to the station. I asked Lt. Johnson if he could facilitate and officer to bring the paddy wagon out. Lt. Johnson notified me that officer Baier would be enrt. Shortly. All other patrons who did not observe anything or claim they did not see anything would not be released until they were ID, and an address and phone number was obtained. Officers Warych and Schmeichel handled this task.


Lt. John C. Laux, 276

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

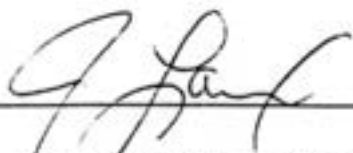
GBPD CR-4

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At this time an outer perimeter was taped off. This perimeter stretched the entire 700 block of Bodart. An inner perimeter was also established which contained directly in front of the bar, the interior of the bar, and approx. 30 to 40 ft. east and west of the entrance. Officer Strouf and myself then began to check the area along the street outside the bar and along the vehicles for the suspect weapon. We checked under every car along the front of the buildings all the way to Jackson St. and along the curbing at this time we were unable to locate the suspect weapon. We did find some additional bullet fragments, which were covered and marked.

At this time I was able to get a hold of Chief Arts and notify him of the situation. Lt. Johnson informed me that Commander Molitor was contacted and detectives were being sent out to the scene. Once the bar was cleared witnesses were transported to the station and held in the garage. At this time I was able to send Officers Salzmann, Richgels and Cain back to the station. As officer Allen was keeping a crime scene log and was very instrumental in the organization of the scene he was the last to be released. I notified each officer that they were not to talk about the incident amongst themselves and they were to report directly to Lt. Johnson once at the station. A short time later the Crime Scene log was turned over to officer Schmeichel and officer Allen was released from the scene. At this time Lt. Nick and detective Argall arrived on scene. Officers had originally covered the shell casings with traffic cones until rescue personnel had left the area since then the cones were picked up, as they were very bulky and distracting. Somebody had obtained a sleeve of plastic drinking cups from the interior of the bar. Officer Bourdelais and myself placed yellow evidence tape on each cup and began to cover the shell casings and bullet fragments found along the sidewalk and interior of the bar. Areas where it appeared bullets had penetrated the walls of the buildings were marked with yellow tape. I then walked detective Argall and Lt. Nick through the scene as I knew and observed.

At this time I returned to HQ. I spoke with each officer to make sure they were ok. I then went and checked on our witnesses and spoke with Commander Molitor. I also requested Commander Sterr obtain replacement weapons for the officers prior to sending them home. No further details at this time.


Lt. John C Laux, 276

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 0200

On above date, I Lieutenant J.L. Johnson was working as the Shift Commander for the Police Department in the City of Green Bay.

At approximately 0200, I heard over the Police radio in the office that officers we being dispatched to Fat Daddies' Tavern (1629 Main St.) to investigate the report of a physical fight. I was partially listening to this call as it unfolded as I assumed the duties of the Shift Commander. While officers were responding, dispatch received and radioed information that that the suspects from this disturbance had gone mobile in a vehicle. Shortly thereafter, Officer E Allen radioed that he had a vehicle matching the description supplied that was traveling westbound on Main Street at a high rate of speed. The vehicle ultimately ended up in the 700 block of Bodart. Shortly after this information was given out, Officers on scene reported that there were shots fired and there were subjects down.

Having not been on scene and only listening to the details of this event over the radio, I had very limited information in regards to the chronological order of how this incident unfolded. After it was tactically feasible and the scene was reasonably secured Lt. Laux phoned me and gave me a brief overview of the scene. He reported that 4 Officers had been involved in a firefight with at least one suspect, and that two parties had sustained gunshot wounds.

Laux requested that I start making notifications to the appropriate administrative staff. He further informed me that the officers who had been involved would need to have their weapons collect as evidence. As they cleared from the scene Lt. Laux directed them to report to me and swap out their weapons. A brief time later, Officers Salzman, Cain, and Richgels reported to me. Salzman handed me a magazine and informed me that he had done an in battery reload with the magazine during the incident. He then and turned the magazine over to me over to be logged as evidence. I collected the magazine and placed it in a paper bag and marked the bag with Salzmanns name. Salzman told me he had swapped his handgun on scene with officer Merrill and that Merrill was en route to the station with it.

I then retrieved a Model 21 Glock from the closet in the Shift Commanders office and swapped weapons with Richgels. The loaner Glock (Serial # EVA753) was unloaded, so Richgel utilized one of the magazines in his magazine pouch to load the weapon with. I then placed Richgels weapon in a paper bag and marked it with his name.


J.L. JOHNSON LIEUTENANT

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04/21/07 - 0200

Officers Merrill and E. Allen then arrived at the station. In Merrill's possession he had a paper bag containing Officer Cain's weapon. I collected the weapon and took custody of it. Merrill also supplied me with Salzmans's weapon that I placed in a paper bag and marked with Salzmans's name.

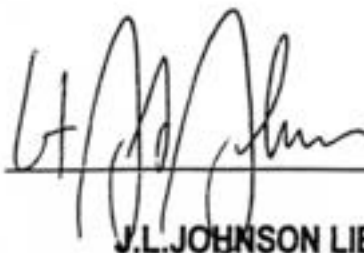
I then swapped my personal weapon for Officer E. Allen's weapon. I also placed his weapon in a paper bag with his name on it.

None of the weapons were altered in any way and were preserved in the manner in which the officers had holstered them after this incident had occurred.

After I had gathered all the weapons and magazines I temporarily placed them in a locked closet in the Shift Commanders office until I was later able to relocate them to a locker in the evidence room.

This evidence locker was (#16)

No further details.


J.L. JOHNSON LIEUTENANT

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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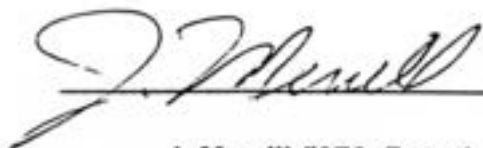
04/21/07 - 7:49 AM

I, Officer Merrill, was dispatched to assist other Officers on a traffic stop. Officers had radioed, "shots fired" to the dispatcher, and the dispatcher dispatched other units to assist.

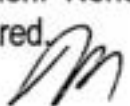
When I arrived on scene, I parked my marked squad car just north of the intersection of Quincy and Bodart St. I saw Officer Salzman kneeling down by a male who was sitting on the ground. They were on the passenger side of a red four-door car that was parked at the entrance to a north/south alley in the middle of the 700 block of Bodart St. There were several other Officers on scene already. I walked over to Officer Salzman and asked him if he needed help. He said he needed to get his guy (the male handcuffed and sitting on the ground) to a squad car. I grabbed the male's right arm under his shoulder and Officer Salzman grabbed the male's left arm under his left shoulder. We helped the male to a standing position. The male started to yell in pain and said that his legs were broken. I started to move my hands away from the male to help him sit down again, but he stood up on his own. I asked him how and when he broke his legs. He said it had happened in the past. I asked him again, how and when he had broken his legs, and now he told me to fuck off and that I better get him some help. He continued to scream like he was in pain, but he stayed standing. We helped him back to a marked squad car and placed him in the caged back seat of a marked squad car. I asked Officer Salzman what happened and if he was okay. He said that the guy rushed out of the car and shot at them. I asked Officer Salzman if he shot his gun and he said yes. I asked him to take my gun and I would take his for evidence security. We switched handguns and holstered the weapons.

The scene was very hectic. There were a lot of people outside and also in the 720 Club (bar on Bodart St). I asked Officer Roberts to see if he could get some medical attention for the male that claimed his legs were broken.

Lt. Laux told me to go to the back of the 720 Club and help with getting the names of the patrons in the bar. I took down 19 names and information. Three of the people I spoke with said that they were sitting in the front of the 720 Club and saw what happened. I had these three females stand near an isolated wall and I asked them not talk to each other until I came to speak with them again. Other Officers got the Police Department's Paddy Wagon to transport all of the witnesses. The three females I identified as witnesses were transported to the station and interviewed by detectives. The detectives wrote down the three females' information. I copied the other 16 names onto Other Party Info Sheets at the station. See all of the names for further information. None of these 16 people told me that they saw anything and all said that they were not injured.

 #372

J. Merrill #372, Patrol


CASE # 07-105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 7:49 AM

I was getting ready to leave to drive my marked squad car to the station to turn Officer Salzman's handgun over to the shift commander. Lt. Laux had also switched handguns with Officer Cain, so he had me take Officer Cain's handgun with me to the shift commander. I got a brown paper bag and Lt. Laux set Officer Cain's handgun in the bag and I took it to the shift commander when I returned to the Green Bay Police Department.

I arrived at the PD and went to Lt. Johnson. I turned both handguns over to him. The handguns were in brown paper bags. Officer Salzman was in the shift commander's room with Officers E. Allen, Richgels, and Cain. Officer Salzman and I walked to the locker room and he gave me my handgun back.

I returned to the scene and was placed at the intersection of Bodart at Quincy St. to secure the crime scene and update the crime scene log. Officer Pakkala relieved me at 6:35 am. I returned the station and completed my paper work.

See all other forms, documents, and reports for further information.

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J. Merrill #372

J. Merrill #372, Patrol

CASE # 07-105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 8:01 AM

On Saturday, April 21, 2007 at 1:59A.M., I Officer Drobnick, was on uniformed patrol in Green Bay Police marked squad #41. At which time I heard that officers were being dispatched to 1629 Main Street (Fat Daddy's) for a subject with a baseball bat. Dispatch then updated officer's stating that the subject with the bat had fled westbound on Main Street in a red Oldsmobile. I then heard Traffic Enforcement Unit Officer E. Allen state that he located the Red Oldsmobile traveling at approximately 70 miles per hour west on Main Street.

I then heard that officer's had the vehicle stopped outside of 720 Bodart Street (Studio 720). I then heard an officer state that the subject(s) in the car was not listening to directions given by the officers; Officer Richgel's then yelled "Shots fired, shot fired, subject down!" While en route to the scene I also heard officers ask for rescue squads. Dispatch informed responding units that another subject had been shot in the arm inside Studio 720.

Upon my arrival I observed Officers Cain and Richgels near a subject, later identified by his WI photo driver's license as **Ben J. SONNENBERG M/W 5-18-81**, who was in handcuffs lying on the sidewalk. As I approached I observed another male, later identified by his WI photo driver's license as **Cesar J. GRIJALVA-ORTIZ M/H [REDACTED]**, lying in the floor just inside the bar bleeding from his right shoulder area.

I entered the bar, gathered towels from the bartender and applied pressure to GRIJALVA-ORTIZ'S right arm. While doing this I observed that he also had what appeared to be a bullet wound under his right arm and into his chest. I applied pressure to both areas.

During this time I observed verbal disturbance starting. Rescue arrived on-scene, I informed them of what I knew and let them take over care for GRIJALVA-ORTIZ. I went over and resolved the verbal disturbance.

At this time a physical disturbance erupted inside the bar. I observed a male, later identified as **Edgar NMI GRACIA-ROSAS M/H [REDACTED]** engaged in a physical disturbance with another unknown subject. It appeared to me that GARCIA-ROSAS was the physical aggressor. I escorted him to the ground and he was taken into custody. Several parties approached me and stated that GARCIA-ROSAS was trying to break up a fight. Lieutenant Ackerman informed me to run a warrant check on GRACIA-ROSAS and if he was clear to release him. Dispatch informed me that GRACIA-ROSAS was clear. I released GRACIA-ROSAS and informed him to go to the rear of the bar and meet with officers.



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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04/21/07 - 8:01 AM

By this time crime scene tape was set-up in the front of the bar. I stayed near the middle of the bar as there were still many employees and customers inside of the bar and I did not want them to compromise the scene.

Officer Warych and Schmeichel were set-up at the rear entrance to the bar. Since the front of the bar was taped off as a crime scene we had all of the subjects exit through the rear. Officer Schmeichel and Warych spoke with everybody leaving, recorded their names, and determined if they needed to be transported to the station for statements.

After all of the parties left the bar I secured the back door and conducted a search of the building to make sure that nobody else was inside the bar. After checking over the bar I then exited through the front door that was being guarded by Officer Bourdelais.

I spoke to Lieutenant Ackerman and he informed me to go to Saint Vincent Hospital and get information about Grijalva-Ortiz condition.

Upon my arrival at the hospital I learned that Grijalva-Ortiz was being moved to the operating room for a gunshot wound through his chest that had entered his heart. They informed me that they did not believe the injury to be life threatening.

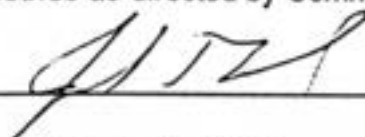
I was informed by Officer Strojny that SONNENBERG was deceased and he asked me to assist him in "bagging" SONNENBERG'S hands. Officer Strojny held paper bags over each of SONNENBERG'S hands as I taped them.

At 4:52 A.M., Medical Examiner Ron Cody arrived on-scene and photographed SONNENBERG.

Hospital security staff, Officer Strojny and I escorted SONNENBERG into the morgue and secured him at 5:10 A.M.

I called dispatch and had them send a dayshift unit to the hospital so they could be with Grijalva-Ortiz after his surgery and protect the hospital staff from anybody who might cause a disturbance related Grijalva-Ortiz. A short time later Officer Hoyer arrived on scene to relieve Officer Strojny and I.

I gathered Grijalva-Ortiz clothes as directed by Commander Molitor and brought them to the station.



**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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GBPD CR-4

04/21/07 - 8:01 AM

At the station I placed the clothes in drying room 118. I also had a wallet and cigarettes from Grijalva-Ortiz which I secured in evidence locker # 142.

END OF REPORT.



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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 6:57 AM

On 04-21-07 at 0159, while riding 552T (saturation patrol), I overheard 361E and another unit dispatched to check the area of 1629 Main St. (Fat Daddy's) for a disturbance involving a male party with a bat. The suspect had then left in a red Oldsmobile Aurora. 371T (Ofc. E. Allen) radioed other units that he had seen a vehicle matching that description driving approximately 70 mph westbound on Main St. I then hear 441C (Ofc's Richgels and Cain) call out with the vehicle in the 700 block of Bodart St., then saying the vehicle was pulling into the alley in the 700 block of Bodart. Ofc. Richgels then told dispatch to "hold the air". I started heading toward the location of the traffic stop. A short time later, I heard one of the Officer's say over the radio, "shots fired, we need multiple rescues."

I arrived on scene shortly after, and was directed over the air by Lt. Ackermann to block traffic with my squad at Bodart and N. Jackson St. I did this, and went to assist Officer's on scene. While I was doing this, rescue was arriving on scene. Lt. Laux advised me to stay with the suspect, who had multiple gunshot wounds, and who rescue was currently working on. This suspect was later ID'd through prior police contacts and by a WI photo DL as Ben J Sonnenberg 05-18-81. I rode in the back a Green Bay Rescue to St. Vincent's, and remained with Sonnenberg while St. Vincent Hospital staff worked on him in ER room # 10. Sonnenberg was transferred to CAT SCAN, and while he was in this room, Hospital staff called the time of death at 0304. I retrieved two paper bags from the evidence locker in the OWI room at St. Vincent's, and bagged both of Sonnenberg's hands with the assistance of 452A (Ofc. Drobnick). The Brown County Medical Examiner, Ron Cody arrived at St. Vincent's at 0402 and started his paperwork. At 0510, Ofc. Drobnick, St. Vincent Security Officer Kelly A Irmen [REDACTED], and I escorted Sonnenberg to the morgue. At 0515, Sonnenberg was placed in the secure area in the morgue, and the lock was secured with evidence tape, and I signed my initials and badge # across it.



M Strojny 378

Patrolman

CASE # 07-105156

A75

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

On 04-21-07 at 2:38 a.m., this officer was dispatched to the 720 Club in reference to a shooting. This officer was dispatched there to transport a witness to the station. This witness was identified as being in the vehicle with the suspect and also being the suspect's sister. She was identified by Wisconsin photo ID card as **Rebecca L. Sonnenberg** [REDACTED]. This officer transported Rebecca to the station.

This officer put her into interview room #1. I was told to fill out a witness information form on her. This officer was filling out the witness information form for her and she kept asking how her brother was doing and she stated that her brother was shot by police. Rebecca also went on to state, "I saw where they shot him. He must be dead." Right after this Rebecca then stated, "That stupid mother fucker." Rebecca did not elaborate who she was calling a "stupid mother fucker" but it should be noted that she referenced this person in the single tense and she was not referring to multiple people but was referring to one person. This officer believed that Rebecca was referring to her brother and her brother's actions with the police. Rebecca also asked how the other subject in the vehicle was doing. Rebecca stated that she was in the backseat of the vehicle and her brother was driving and an individual by the name of John Hill was in the front passenger seat. Rebecca kept asking how her brother was doing but this officer did not know and I informed her that I did not know but if I found out some information I would let her know.

Detective Long then arrived and sat down and got a statement from Rebecca. After Rebecca's statement, Rebecca was released from the station. Before Detective Long got there, Rebecca was very anxious to leave and to find out how her brother was doing. I tried to explain to her that we needed to talk with her in reference to her being a witness to the incident. See other officers and detective's details for further information.

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**GREEN BAY POLICE DEPARTMENT
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On Saturday, April 21, 2007 at approximately 2:30 a.m., I, Officer Nejedlo, was dispatched to 720 Bodart Street to assist officers already on scene regarding a disturbance that originated at Big Daddy's Bar on Main Street.

Upon my arrival I observed multiple officers on scene including Officers Cain, Richgels, Salzmman, Opperman, Allen, Lt. Ackermann, Lt. Laux and other officers.

I transported Officer Cain back to the Green Bay Police Department from the scene per his request. At headquarters I then assisted Officer Baier and Officer Atlas in identifying multiple witnesses from this incident inside the maintenance garage at the Green Bay Police Department. We took their identifying information and waited in the garage until detectives took them inside one by one.

The male suspect identified in this disturbance was identified as **Sonnenberg/Benjamin/ J. (05/18/81)**. This officer had prior contact with Sonnenberg reference report number 05-100241. That incident occurred on April 7, 2005 at 3:40 a.m. with this officer, Officer Engelbrecht, Officer Scanlan and Officer Gerarden. That call came out as Sonnenberg ingesting several handfuls of Tylenol PM and cutting himself. Upon my arrival at 1700 Briquetet Street where this incident occurred back in 2005, Sonnenberg exited the house upon my arrival. He had two knives in his hands and had put them up to his throat and threatened to kill himself. I had him at gunpoint and I kept telling him to drop the knives but he did not. At that time I was the only officer on scene as other units were still en route. I contacted and requested either a Taser or a beanbag from headquarters and as I did this Sonnenberg heard me request this information and told me by the time an officer arrived with a Taser or beanbag he would be dead from stabbing himself. After other officers had arrived resolution to the disturbance came when

ATT

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

Sonnenberg was Tased by this officer and he was taken into custody and eventually taken out to the Brown County Mental Health Center on an EM-1 for an attempt on his life.

See report number 05-100241 for further information and see other officer's details for further information.

END OF DETAILS

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 7:35 AM

On April 21, 2007 at approximately 1:59am while on patrol in zone 431A, I responded to a report of shots fired at 720 Bodart St.

When I arrived on scene, I saw a subject lying on the sidewalk. I went inside Club 720 bar where a male with a suspected gunshot wound was laying in the entranceway. Several subjects and officers were rendering aid. The bar was full of patrons. Several were encroaching on the patient and those providing aid, and several were attempting to leave. About 2 feet from the patient I saw a bullet lying on the ground. I kept pushing back the crowd and doing ordering them back while being aware of the bullet lying near my foot. The scene was very chaotic and there were a lot of intoxicated people screaming. Rescue arrived and began working on the patient. Once rescue arrived a fight broke out. I radioed for assistance and officers arrived and dealt with the fight so I was able to guard the bullet on the ground. Once the patient was gone, everyone was led into the back room. Officers Warych, Atlas, Merrill and I ID'd and wrote down the names of everyone inside the bar before they were allowed to leave. I ID'd 30 subjects and placed their names, DOBs, and addresses on GBPD other parties sheets. On each of these forms, I labeled the top as "Bar" and placed my initials, DS, in the upper right hand corner.

I took over the inner crime scene log from Officer E. Allen until relieved at 6:36am.

End of details.

 #422

Officer D. Schmeichel #422

CASE # 07-105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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On April 21, 2007 at approximately 1:59 a.m., I was on routine patrol in the City of Green Bay. I heard a disturbance call dispatched over the radio in the 1600 block of Main Street involving a male with a bat. A short time later, I heard officers attempting to make a traffic stop on Main Street. I overheard officers indicate that the vehicle they were trying to stop was not stopping for them. I then heard the vehicle pulled into an alley in the 700 block of Bodart Street. Several seconds later, I overheard officers on the radio indicate shots had been fired and there was a subject down. I heard officers request a rescue squad at that location. I then overheard officers request that the area be secured and that the roadways be blocked.

I was working the near west area and immediately proceeded to that location to assist officers with that incident. When I arrived at that location, I parked in the alleyway to the south of the traffic stop. I could see the suspect vehicle at the entrance of the alleyway at Bodart Street. I was directly to the south of that vehicle in the alleyway.

I activated my emergency lights and blocked the south entrance to the alleyway with my squad car. I then exited my squad car and walked toward Bodart Street to assist officers. Officer Merrill and another officer had one party in custody on the passenger side of the suspect vehicle. They assisted the male, later identified as John Hill, to his feet. Hill was placed in the rear of a squad car. I also observed a male lying on the sidewalk to the east of Club 720. It appeared the male was bleeding. Numerous other officers were on scene and still arriving at the scene to assist. Rescue personnel also arrived within minutes. I had overheard officers indicate that there was a male injured inside Club 720 with a possible gunshot wound to the arm.

I assisted in securing the scene where this incident occurred. While doing so I observed numerous shell casings lying in the roadway near the suspect vehicle and the

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traffic car that Officer Eric Allen had been using. There were also two squad cars in close proximity to Officer Allen's vehicle. All of the police vehicles had their emergency lights activated.

I remained in that area and advised rescue personnel and other officers entering the area to be cautious of the shell casings lying in the roadway. I did not want any of the evidence in that vicinity to be compromised. I then retrieved numerous traffic cones from the squad cars and placed them over the shell casings to preserve them from being disturbed. Several other officers also assisted me by retrieving the traffic cones from other squad cars in the area.

The entire area was then secured with evidence tape. Other officers and I established an outside perimeter from the corner of Bodart and Quincy Street to the north side of Bodart Street along the U-Haul store to the east end of Bodart Street at Jackson Street. An inside perimeter was also established surrounding the suspect vehicle and the three police vehicles directly involved in this incident. Once rescue personnel attended to the injured parties and exited the area, the entire scene was secured. A crime scene log had also been started. Only authorized police personnel were allowed to enter into the crime scene. All of the patrons from Club 720 were escorted out the rear door in order to preserve any evidence in the front area of the bar and directly outside of it.

I maintained a position by the alleyway to help ensure the crime scene remained secure. At the scene, I observed approximately 30 shell casings in the street. I also observed numerous bullet holes in the front of Club 720 and through the windows and doorframes of several businesses to the east of Club 720. I also observed numerous bullet fragments inside and outside of Club 720 and on the sidewalk area to the east of Club 720. I assisted Lt. Laux in marking all of these items with plastic cups and evidence tape to

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preserve them. Officer Merrill also assisted us in attempting to locate any bullet holes, bullet fragments or shell casings in the crime scene area. All potential evidence was marked with plastic cups and/or evidence tape.

I remained at the scene and assisted in securing it until detectives and the crime scene technicians arrived. At that time I assisted in pointing out all the potential evidence as they videotape and photographed the crime scene. I remained at the scene near the alleyway until Officer Carlson relieved me at approximately 6:15 a.m.

See other officer's details for more information.

END OF DETAILS

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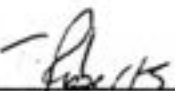
**GREEN BAY POLICE DEPARTMENT
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On 07-21-07 at 01:59 hours, I (Officer Roberts) was working zone 321E. Over the radio I heard officers get dispatched to the area of 720 Bodart Street and shortly thereafter, I heard officers attempting to make a traffic stop on a vehicle. I then heard officers advise dispatch that shots were fired and they were requesting additional units, along with EMS personnel. I then responded to 720 Bodart Street where the vehicle was stopped.

Once on scene, I was told by Lt. Ackermann to escort a female from the scene to one of the perimeter units. He advised me that she was a witness and they wanted to keep her separate from others. I did walk this individual down to Officer Opperman's location at Bodart and N. Quincy. I turned this female over to Officer Opperman and he placed her in the back of his patrol vehicle. I then walked back up the block to the scene and was instructed by Lt. Ackermann to get cones out of all of the vehicles that I could and help secure the scene. I did take these cones and place them over the spent shell casings that were laying on the street and sidewalk in the area of 720 Bodart Street.

Once I finished that task I was asked by Officer Merrill to keep watch over a subject that they had in custody who was in the back of a nearby squad car. That subject was later identified as **John E. Hill** (REDACTED). Hill was extremely agitated and was saying that he was injured. I did summon EMS personnel for Hill's injuries. Hill advised me that he had a broken wrist and his kneecap was shattered. Hill had spit on the inside of the squad car window. When I asked him why he did that he explained that he thought the window was down. Hill continued to be extremely belligerent and he was yelling that he wanted medical personnel immediately. He stated that he was in great pain. I explained to him that there were three rescue squads on scene at this time and they were all tending to more serious victims. Hill continued to be very animated and at one point did lay down in the squad car and was kicking the side window.



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Hill was then looked at by Firefighter Matt Gerber from station 1C. Matt advised me that he did not feel that Hill's injuries were life threatening and he did advise me that another rescue squad was enroute to transport Hill.

I stood by with Hill until 02:39 hours at which time we were enroute to the hospital. Hill was extremely belligerent with fire personnel. He was cussing and swearing at them and he was stating that he was going to get me for this. Hill was transported to Bellin Hospital.

Once he was in the ER, he continued being very belligerent using profanity. Brown County Sheriff's Deputies did initially respond to my location to assist with Hill. Officer Scanlan then arrived on scene and relieved the Brown County Deputies. Once at the hospital, Hill slowly calmed down and he became somewhat cordial with officers. Hill explained that he had numerous injuries from a previous accident. As I spoke with Hill about his injuries in his past, he became very forthcoming with information. At one point Hill was voicing his opinion about the way the police had taken him down. He didn't think that it was right that he should have been taken to the ground and handcuffed in the manner that he was due to the fact that he has all of these medical problems. I did explain to Hill that the officers on scene were dealing with a stressful situation and at that time that seemed the most appropriate way to get the scene under control. Hill indicated that he understood that we were just doing our jobs and we had to do what we had to do.

Hill then started spontaneously talking about Ben, who was the driver of the car. He advised myself, in the presence of Officer Scanlan, that Ben indicated that he was getting pulled over and that he was going to "go out like a soldier." Hill also explained that Ben made the statement that he was going to let police shoot him. Hill also stated that Ben made the comment to give him a gun. Hill stated that he did not give him a gun. This



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conversation was recorded by Officer Scanlan. See that recording for further details of our conversation at the hospital.

I then transported Hill back to the Green Bay Police Department. Once at the Police Department Hill was given water. He requested to smoke so Officer Stone and I escorted him outside to smoke. Once outside, Hill stated that he was willing to cooperate with officers and he just wanted to go home to his children. He stated that he now liked me and was willing to talk to me and to me only. While Hill was outside smoking, he again spontaneously started talking about what had occurred at 720 Bodart. He stated that he was in the car with his brother-in-law, who is Ben. He stated that they were driving around and Ben told him that they were getting pulled over by the police. He stated that Ben then told him that he was going to go out like a soldier. He again stated that Ben said that he was going to let the police shoot him. Hill continued talking and stated that Ben then jumped out of the car and made a motion like he was pointing at something. While standing outside, Hill did take his arms, point one out straight and the other one he held in front of him pointing in the same direction. Hill stated that Ben then started running away from the car and the next thing he knew he heard "pop pop." He stated that he didn't know what happened to Ben. He did state that he understands that police had to do what they had to do. He stated that he doesn't know why but shortly after that he was taken to the ground by police and handcuffed and then placed in the squad car where I had found him. As Hill finished his cigarette, I explained to him that detectives would be speaking with him, as that is their job and I didn't know enough about the incident to get into questioning with him. He did indicate that he would be cooperative with officers and tell them what he knew. I then placed Hill back into the interview room.


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Detective Long then met me and I explained what had occurred up to this point. I went into the interview room along with Detective Long and I introduced Detective Long to John. I again explained to him that Detective Long would be conducting the interview, however I would stay until he felt comfortable. After reading Hill his miranda rights, Detective Long started speaking with Hill. Hill did repeat the same thing to me about Ben telling him that he was going to go out like a soldier and getting out of the car and running. After a few moments I did ask Hill if he felt comfortable if I left the room and he stated that I could.

After some time, Detective Long came out and advised me he had finished his interview with Hill. I then went and asked Hill if he needed to smoke another cigarette and he stated he did. Officer Scanlan and I escorted Hill outside so he could smoke. Once outside Hill continued talking about how Ben had made comments about going out as a soldier and that he had recently contacted Hill about buying a gun from him. Hill stated that Ben was in trouble with a drug dealer who he had recently ripped off and was into this drug dealer for approximately \$7,000.00. Ben indicated to Hill that he wanted to buy a gun for protection, however made comments about shooting at the police with it so he could not sell it to him. I asked Hill why Ben would want to go out like a soldier and what he meant by that. Hill stated Ben thought it would be cool and almost would be martyr status to be killed by the police. Hill stated he felt Ben had all intentions of ending his life by being shot by the police.

I escorted Hill back into the interview room. I continued speaking with Hill and he repeated numerous things we had talked about outside. This interview was recorded with audio and video. Hill again told me that Ben talked about going out as a soldier and being shot by the police. Hill told me that Ben recently approached him about this drug dealer


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that was possibly after him. Hill stated that Ben approached him and asked him to take care of the drug dealer for him. Hill stated he refused to do that type of activity. I asked Hill if he heard the statement, "Suicide by Cop" and he stated that he had. I asked him if he felt that this was Ben's intention tonight by his actions and Hill stated he felt they were. I also asked Hill about the gestures that Ben was making while he was getting out of the car. I did demonstrate these gestures as pointing one arm out, placing the other one up to his chest like he was holding something and Hill stated that this was the movement that he saw Ben make as he got out of the car. I did demonstrate and reenact this movement several times while in the interview room and Hill again concurred every time that this was what Ben did while exiting the car and running away. This should be able to be seen on the video from the interview.

I continued my conversation, just going over what Hill had told me previously and just to confirm how he thought Ben was feeling and that he possibly did this on purpose in an effort to get shot by police.

Cmdr. Molitor then advised me that Hill could be released. Hill requested a ride to the hospital so he could go visit Ben. It was at that time that Detective Long and I did inform Hill that Ben was now deceased. Hill became very emotional and after getting his composure, Officer Nejedlo and I did drive Hill to his house on Klaus Street. Hill stated he was okay and he would be okay to be home to take care of his kids.

Detective Long placed the recording of the interview onto DVDs. Please review that interview for more information.



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On 04-21-07 at 1:59 a.m., while in uniform patrol for the City of Green Bay and in zone 341E, I heard Officer E. Allen call out with a traffic stop on Main Street at Elm Street. Officer Allen said that the vehicle was not cooperating with his orders and proceeded to drive west on Main Street and then onto Jackson Street and then onto Bodart Street. He said the vehicle came to a stop on Bodart Street and seconds later several officers called out with shots fired and to have a rescue squad respond.

When I arrived on scene, I estimate that there were approximately 20-50 people outside. When I arrived Officer Salzmann yelled at me to handcuff the passenger in the suspect vehicle. I handcuffed the passenger and I went to assist Officer Richgels who was standing next to another male that was lying on the sidewalk. Once all of the suspects were in custody, there were several people in the bar running all around screaming. Inside of the bar I believed there to be approximately 150-200 people. Officer E. Allen was inside of the bar tending to a male that appeared to have a wound to his right shoulder area. I assisted Officer Allen with the male until Green Bay Rescue arrived. Lt. Laux arrived on scene and asked all officers to have everybody move into the back of the bar.

Since there were several patrons inside of the bar, several fights broke out within the bar. When the fights broke out, several males and females were fighting with each other. Due to the severity of the situation and the lack of officers on scene, all parties were separated and pushed to the back of the bar. Once Green Bay Rescue removed the male from inside of the bar, Lt. Laux advised that he wanted names and addresses of all the people inside of the bar.

At that time, the bar owners, Officer Schmeichel and I had everybody exit through the back of the bar. Officer Schmeichel, Officer Merrill, Officer Atlas and I Id'd each male and female that was inside of the bar. See attached paperwork.

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When I had the people exit the bar, I asked each individual if they saw anything that had occurred. A female who was identified by Wisconsin ID card as **Anita P. Morales** [REDACTED], said she observed that a red vehicle pulled into the alley right next to the club. She said she saw the male driver get out of the drivers side of the vehicle, put his hands together and fired what she believed to be a gun at the officers. Anita motioned to me the way she saw the male exit the drivers seat. She put her hands together, stuck her hands out right in front of her chest and she said she believed that the male shot at the officers. Anita said she did not see the gun but she heard the loud shots. She then hit the ground because everybody in the club was told to go down to the ground. I told Anita that a detective would want to talk to her and take a written statement from her. Officer Baier arrived with the patty wagon and Anita was transported to the station where she was later interviewed by detectives.

See other officers details for further information.

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04/21/07 - 6:29 AM

On 04-21-07 at 0159hrs, I was dispatched to Fat Daddy's tavern for a report of a disturbance. Enroute, officers were updated that the suspect vehicle left the tavern.

Shortly thereafter, Ofc Allen radioed that he observed the suspect vehicle westbound on Main St at a high rate of speed. I continued traveling towards the area of the disturbance waiting for updated information.

A few moments later, there was a transmission of the subjects in the vehicle not listening to officers and shortly after a transmission of "shots fired." These events occurred in the 700 block of Bodart St.

I arrived at the intersection of N Jackson and Bodart St after several other responding units were already on scene. I maintained a position at that intersection preventing pedestrian and vehicular traffic from traveling on Bodart St.

I was relieved from my duties by Lt Buth at approximately 0600 hrs.

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04/21/07 - 6:59 AM

On Saturday, April 21, 2007 at 0159 hours I was on routine patrol in a marked squad car. I was patrolling zone 441A. I heard Officer Allen call out with a vehicle w/b on Main St. at a high rate of speed. This vehicle was possibly involved in a disturbance at 1629 Main st. I started to float towards the area. The traffic stop was conducted on Bodart St. at the alley entrance next to Club 720.

I arrived in the approximate area of N. Quincy St. and Bodart St. I started to hear gunfire. Before the gunfire I remember hearing Officer Richgels say something to the effect of "keep the air clear", referring to the radio channel. I exited my vehicle, and started towards the traffic stop. I drew my weapon, As I proceeded toward the traffic stop, Lt. Ackerman directed me to block of the road at Bodart St. and N. Quincy St. I then holstered my weapon heading back towards my vehicle.

I placed my squad at the intersection and started to direct civilians away from scene. A Crime scene log was started and I was initially in charge of it. While on scene Officer Roberts walked a witness REBECCA L. SONNENBERG [REDACTED] over to my squad car placing her in the back of the squad car. Sonnenberg was upset and kept asking to use the bathroom and wanted to see her brother. Sonnenberg kept making statements to the effect of she thought her brother was dead", and "that I did not see all the blood". Sonnenberg made a statement to effect that she did want anybody to call her dad that she wanted to call her dad. I advised Sonnenberg that I did not know her brothers condition. I attempted to calm her down at times telling her to breathe and telling her to think positive.

For the rest of the time on scene I advised parties who had there vehicles inside the crime scene tape that they should come back and pick the vehicle up tomorrow, and watched over Sonnenberg until she was turned over to Officer Stone to be transported to the police department. I kept track over the crime log until I relinquished the log to Lt. Ackermann.

I eventually cleared the crime scene and went enroute to the police department.

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04/21/07 - 6:59 AM

No further details.

 #277

OFF. OPPERMAN #277

CASE # 07-105156

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On Saturday, 04-21-07, at approximately 2:45 a.m., while assigned to a Saturation Patrol Unit, 553T, I was dispatched to assist Officer Roberts at Bellin Hospital. Dispatch advised that Officer Roberts requested an additional officer while he was at the hospital with a person being detained as a witness from the shooting that occurred at 720 Bodart Street earlier that night.

Upon my arrival at the hospital, I met Officer Roberts, who was standing in the emergency room while John Hill was being treated by ER staff. Officer Roberts advised me that prior to my arrival John had been threatening him and was somewhat uncooperative. Shortly after I arrived, I removed a digital recording device issued from the department, and placed it on a piece of hospital equipment behind John's bed. I was at the hospital for a little over an hour and while there, at first John was very quiet and appeared visibly upset. He was making complaints about his left knee being sore and also about pre-existing injuries from a severe car accident in 2005. Over the course of an hour, while John was being x-rayed and then put back in his room, Officer Roberts and I had a conversation with John about the accident that occurred in 2005. During our conversation, John began to open up and told Officer Roberts and myself all about his various scars and surgeries and an approximate five month coma that he was in after his ex-girlfriend tried to kill them in their car by an automobile accident.

John began to open up as we talked about these things and then explained to us that he was upset that he was apparently, according to him, thrown down by other officers. John showed that he had scuffmarks on his left knee and on the bridge of his nose. During the course of this conversation, John appeared to be venting his anger that he was thrown down by officers but also said that he respected what officers did at the scene saying if they shot Ben, that is what they had to do. Toward the very end of our conversation, John


Officer Scanlan

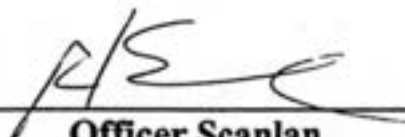
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made the comment that while he was with Ben in the car, Ben started saying he was 'going out like a soldier.' He said that Ben said this several times and he was telling him not to act like that. He said Ben even made comments about a gun and that he was going to get shot by the cops.

At that point the ER staff came into the room and interrupted our conversation. I noticed the battery low indicator went on my recording device and it was stopped. I kept that recording device in my possession until taken to the station and burned a copy of the recorded conversation in the emergency room. I listened to the copy before sealing it into evidence and overheard on the recording device John's comments that Ben made to him in the car prior to being shot by officers. I kept the audio CD in my possession until it was placed into evidence. Officer Roberts transported John Hill to the station where he was turned over to detectives.



Officer Scanlan

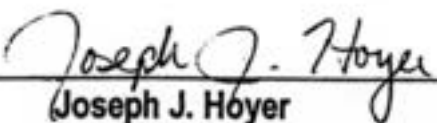
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**GREEN BAY POLICE DEPARTMENT
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On April 21, 2007, at about 5:30 a.m., dispatch sent me, Officer J. Hoyer, to St. Vincent Hospital, reference relieving an officer who was there with a victim/subject of a shooting that had occurred earlier at 720 Bodart Street. Upon arriving, I met with Officer M. Strojny. He told me that during a shooting involving GBPD officers, a male Hispanic was struck with a bullet. He said that the subject was in surgery for his wound(s), and was going to be admitted to 6th Floor ICU. He said that Officer J. Drobnick had collected the subject's clothing as evidence, and that I was to stay with the subject until further notice. I had been told earlier that the shooting involved, **BENJAMIN J. SONNENBERG, M/W, 05-18-81**, who was shot by officers and was deceased.

I went to the surgical floor (4th) and was told that the victim/subject, **CESAR J. GRIJALVA-ORTIZ, M/H, [REDACTED]** was out of surgery and was in the 6th Floor ICU. I then went there, and found Grijalva-Ortiz in a bed, intubated and being assessed by the nursing staff and a physician.

I asked the physician, Dr. Pearson, if he could tell me about Grijalva-Ortiz's condition and prognosis. He said told me he would show me the wounds on Grijalva-Ortiz's body. He showed me a "through and through" wound to his right upper arm (in the bicep region) and a wound to his right side. The same bullet entered and exited the arm and then entered his right side and lodged in his chest. Dr. Pearson said that further tests were going to be done to determine the exact location of the bullet in his chest, and that surgery to remove it would be done if necessary. At that point, they knew that the bullet hit no major blood vessels or



Joseph J. Hoyer

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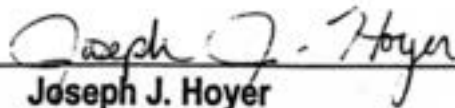
**GREEN BAY POLICE DEPARTMENT
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organs. Dr. Pearson said that they had medicated Grijalva-Ortiz to keep him unconscious until they could further determine the location of the bullet in his chest and what treatment was needed, but that he was medically stable at that time.

The ICU was in security lockdown, and the security officer wanted to know what they should do. They also told me that family members were there waiting to see Grijalva-Ortiz, and they didn't know how to handle them either. I called the station and spoke to Lt. J. Johnson, advising him of the situation and the issues that needed to be addressed. He said he would consult with Commander T. Molitor and call me back. When he did, Lt. Johnson said I could clear from the hospital, but that I had to make sure that the staff was told that they had to call us immediately when Grijalva-Ortiz regained consciousness or if he went back to surgery to remove the bullet, which we would need to collect as evidence.

I relayed that information to the unit charge nurse and the security officer. I suggested that there was probably not a need to have a security officer stay with Grijalva-Ortiz, but that they may want to continue some sort of limited lockdown to control entry to the unit. The charge nurse asked if I would accompany her to inform the family of the reasons for limiting visitors and what was going to happen next. I told her I would be happy to assist her and we went to the waiting room.

The charge nurse told the family, which included Grijalva-Ortiz's mother, brother, girlfriend and some other friends, that he was doing okay medically, that he was not conscious and would not be able to speak to them, and that they would allow visitors according to the hospital policy. She spoke to everyone but


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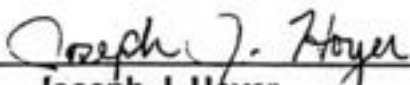
only two of them (one being the girlfriend) spoke English, so they translated for the others. The hospital policy for the unit was that only two designated family members would be allowed to enter the unit, and they had to be photographed and sign in to be allowed entry to the unit. They talked it over and agreed that the two designated visitors would be his mother and girlfriend.

The charge nurse then turned it over to me and I introduced myself and told them that the Green Bay Police Department understood their desire to want to at least see Cesar, and that we were not going to interfere with that, subject to the visitor policies of the hospital. I told them that as soon as Cesar regained consciousness, we would restrict all visitors until our investigators were able to talk to him about what he saw and heard at the time of the incident. They said they understood and thanked me for my explanation.

Lt. Johnson had told me on the phone earlier, that on my way out of the hospital, I needed to stop in the Emergency Department and pick up additional clothing items from Grijalva-Ortiz that were left there when he was moved from the E.R. to surgery.

I went to the E.R. and was given a plastic bag containing a pair of ankle style athletic socks, white with gray heels and toes, by the charge nurse. There appeared to be blood smears on the socks. I was preparing to leave when the hospital nursing supervisor asked me if I could assist her in dealing with the family. I thought she meant Grijalva-Ortiz's family, but she told me that the Sonnenberg family was at the hospital and wanted some answers.

I telephoned HQ and spoke to Commander Molitor. He said that the family



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could not be permitted to view the body due to the circumstances, which I understood. I asked him if anyone from the department had spoke to the Sonnenberg family and he said no one had. I asked him if he wanted me to meet with them and relay information and he said I should tell them that they should come to the department and he would speak to them.

I went to the Family Room with the nursing supervisor. One of the hospital staff from Pastoral Care was with them. When we entered the room, the nursing supervisor revealed to me for the first time, that the family had been asked about tissue donation from Benjamin and that the family had consented and signed the forms. I introduced myself and told William Sonnenberg, Benjamin's father, that I was sorry for his loss. I then said that I knew that they must have many questions, that I probably couldn't answer any of them, but that I would try to direct them to the proper department resource person.

William Sonnenberg then said to me, "Yeah, I have a lot of questions, starting with 'Why did you shoot my son?'" I told them that I had very limited information about what happened, but that the information I did have was that officers were called to a disturbance involving a vehicle that Benjamin was in and that when they stopped the vehicle, shots were fired at officers and the officers returned fire. He asked me if a gun was found and I said I didn't know.

William Sonnenberg was pacing back and forth and said that he had heard what happened. He was very upset and angry and I could tell he was venting at me but no to me personally. I told him I understood his frustration and that I had spoken to the Commander of Investigations, who wanted me to relay to him that


Joseph J. Hoyer

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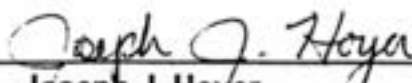
**GREEN BAY POLICE DEPARTMENT
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he would meet with him at the station if they would go there.

Apparently, unbeknownst to me at that time, one or both of the other subjects who were in the car with Benjamin at the time of the shooting had been interviewed by our department and released. They must have gone to the hospital, presumably to check on their friend, Benjamin, who they did not know was deceased, and then ran into the Sonnenberg family and apparently told them that Benjamin did not have a gun when he was shot by the officers.

William Sonnenberg told me that he heard from the other people who were there that his son did not have a gun. I told him that I had no information on that and that was something he should speak to Commander Molitor about. William said, "I want him to call me!" I said that I would take his phone number and relay it to the commander, and that way they would have two ways to contact either each other, but that I felt it would be better if they went to the station so they could meet with the commander personally. William repeated, "I want him to call me!" I took his home telephone number and he wanted to give me his cell phone number but said his phone was almost dead. His son, Robert Sonnenberg, then gave me his cell number and said he would be with his father until they spoke to the commander.

The Sonnenberg's had two other questions they wanted answers to right then and there. The first was a request that Benjamin's name not be released to the media unless they gave consent. I told William that since the investigation was ongoing, the department would never release the name without conferring with the family, and that they should not read anything into any media reports that



Joseph J. Hoyer

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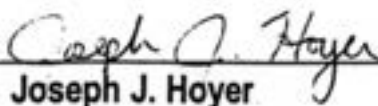
**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

they were seeing or hearing, because although the department would be releasing limited information, we had no control over their reporting and that the media could potentially get Benjamin's name from talking to other civilians involved in the incident.

The other question was how soon they could get Benjamin's body. I told them that was another question best posed to the commander, but that the body would have to undergo a thorough autopsy before it would be released and that would be done by the medical examiner's office. William was still upset and angry, but he appeared to be considerate of my meeting with them and one of the other family members thanked me.

I immediately telephoned Commander Molitor and relayed the request by William that he call him and gave him the two telephone numbers. I also informed him that the hospital had spoken to the family about tissue donation, which I felt was probably not an option given the fact that a full autopsy would have to be conducted first. Commander Molitor said he would call the medical examiner and make sure the body was not touched until it was properly examined and processed by the medical examiner's office.

I went back to the nursing supervisor and told her that the tissue donation would have to be cancelled or postponed, pending the medical examiner's approval. It was then that I realized from her information to me that she had been in contact with one of the assistant medical examiners, who advised her that if the autopsy could be performed that morning, it was possible that the tissues would still be viable enough to be harvested. I telephoned Commander Molitor and



Joseph J. Hoyer

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relayed that additional detail about the tissue donation. He told me that he had spoken to Medical Examiner A. Klimek, who said the autopsy would not be performed that day.

I cleared the hospital and entered the pair of socks in Evidence. I then prepared my narrative of what I had done. No other information at this time.

Joseph J. Hoyer
Joseph J. Hoyer

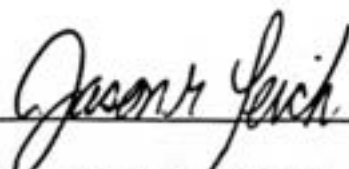
A102

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 3:03 PM

On Saturday 04-21-07 I, 151b, was dispatched to 720 Bodart St to assist units already on scene at 6:30am. I was given the inner crime scene log from Officer Schmeichel. I took control of the inner crime scene log and maintained it until lunch and then again after lunch. During this period I also assisted IFSU and the detectives on scene. At 2:07PM I assisted Heavy Duty in towing a maroon/burgundy 1995 Oldsmobile Aurora with WI tag 932LSX from the scene to the PD garage. I followed Heavy Duty from the scene to the PD garage. I entered this vehicle into evidence and the tow log. When I left I turned the inner crime scene log over to Officer D Younk. End of report.



Officer Jason M-Leick 369

CASE # 07-105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/21/07 - 7:35 PM

On Saturday, April 21, 2007 at approximately 4:00 PM I was assigned to work the crime scene at 720 Bodart St. I arrived and met with Lt Buth who was the supervisor in charge of the crime scene. Lt Buth told me to preserve the sidewalk area on the south side of Bodart St. Lt Buth told me to not allow any unauthorized persons in the area. I was told I could tell the vehicle owners of vehicles parked on Bodart St that they were allowed to move their vehicles.

At approximately 0715 Hrs Lt Buth advised me that I could end my tour of duty after typing a brief narrative. I then went to the Green Bay Police Department where I typed the above narrative.

There is nothing further to report at this time

A04

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

On 04/21/07 at 4:00 p.m., I (Reetz) was contacted to respond to the 700 block of Bodart to assist in the crime scene from an officer involved shooting.

At 4:30 p.m., I relieved Officer Jordan and took over the crime scene log. I stayed on scene until 8:50 p.m. when officer released the crime scene at 8:48 p.m. to **Hurtaeo-Ochoa/Carlos/A. [REDACTED] M/H**. He is a co-owner of Studio 720. Officer made sure all crime scene tape and crime scene log and measurement tape were taken down. The items were disposed of at the Green Bay Police Department. I was the last officer on scene. Green Bay Police Department reconstruction personnel had left just prior to officer releasing the scene to Hurtaeo-Ochoa. I then turned the crime scene log over to Lt. Buth in the detective division.

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GREEN BAY POLICE DEPARTMENT

Detail Sheet

CASE # 07-105156

DATE 04/23/07

COMPLAINANT/VICTIM

TIME 4:00 am

On 04/23/07 at approximately 4 am the Brown County Jail staff contacted me. They stated they were looking through their inmate logs to see if there was any information on Ben Sonnenberg. They found information that Ben Sonnenberg had made comments about wanting to be shot by police.

A copy of the inmate log was faxed to the police department and placed with the investigation file.

No further details

 83
Lt Rick Dekker #83

A176

**GREEN BAY POLICE DEPARTMENT
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GBPD CR-4

04/24/07 - 7:31 PM

On 4-24-07 I was dispatched to the police department in reference to tagging some possible evidence into storage. I met with Lt. Balza and he told me that the male subject in the lobby, **Thomas A Janelle**, [REDACTED], collected some bullet fragments which he thought were left behind from the recent officers involved shooting that happened in the 700 block of Bodart St.

I met with Thomas and he had a small copper color metal fragment in a small plastic bag. Thomas said that he was in the 700 block of Bodart St around 1:30pm on today's date looking at the broken windows and such from the before mentioned incident. He said that when he was standing in front of the Asian store, looking at the one of the bullet holes, he found the fragment on the ground. Thomas collected the fragment and brought in for police. I tagged this piece into evidence and stored it in locker number 149. End Ramos.



Chad Ramos, Patrolman, 421

CASE # 07-105156

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**GREEN BAY POLICE DEPARTMENT
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On April 24, 2007, Commander Molitor asked Detective Fifarek and I Natalia Sidon to go to St. Vincent Hospital to take a statement from Cesar Grijalba-Ortiz. Detective Fifarek and I visited Mr. Grijalba who at the time was in the 6th floor ICU room 7. Mr. Grijalba asked us to come back at a different time, as he was not feeling too well. Mr. Grijalba stated that before he could talk to us he would like to have a meeting with his family members and that he wanted to have a relative present with him when he talked to us. Detective Fifarek gave him his business card and phone number so that he could call us when he was ready to talk to us. Mr. Grijalba told us that he would call us the next day.

On April 25, 2007 Commander Molitor asked me to make contact with Mr. Grijalba to see if he was feeling better and to see when we could come and take a statement. I called St. Vincent Hospital 6ICU. I spoke with a nurse named Terry. I told Terry who I was and asked her if she could please ask Mr. Grijalba if he was ready to talk to us. Terry put me on hold and went to ask Mr. Grijalba if he wanted us to come see him so that he could give us the statement. Terry came back to the phone and told me that it was ok with Mr. Grijalba to come see him. Once again Detective Fifarek and I went to the hospital. Once at the hospital Mr. Grijalba told us that he was still not ready to talk to us. He stated that he needed some advice from his family members before he could talk to us. He told us that he would call us after they would transfer him to a regular floor.

On April 26, 2007, Commander Molitor asked me to call St. Vincent hospital and speak to Mr. Grijalba I call the 6ICU and they transfer me to the 8th floor, however, they told me that they didn't have him registered there and that I would have to contact his family.

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

BPD CR-4

05/01/07 - 7:23 PM

On this date Lt Buth asked me to check some addresses in my area. He asked me to check 865 Dousman St for a Jamie L Coutley [REDACTED]. He advised me that she was a club 720 on 04-21-07, the night of an officer involved shooting. He wanted me to ask her if she was indeed at the club and where she was and if she saw anything related to the incident.

I pounded on the door and nobody answered. I looked in the mailbox and the name was not Jamie Coutley. I did some other things and checked back around 630pm. I made contact with the tenant who advised me that she has lived there since the 04-01-07. She did not recognize the Jamie Coutley. She gave me landlords name and number and I contacted him and he said before current tenant the house was vacant for 2 months and he did not know Jamie Coutley.

I saw on the list was an address at 125 N Maple and a name of Lance R Williams [REDACTED]. I went and checked and there is not address of 125 N Maple. I checked at 123 N Maple and in both mailboxes the mail was addressed to 123 N Maple. The next house is 129 N Maple. I made contact and the lady confirmed that her address was 129 N Maple. Both houses were duplexes and I wanted to make sure one was not 125 and that it didn't have numbers visible. I then checked 125 S Maple and spoke to tenant there who said he has lived there for 17 yrs and no Lance Williams. As I was talking to him the neighbor said she thought she knew of a Lance that lived in the 300 blk N Maple in a duplex immediately to the north of the Express station. I went and checked 325 n Maple and mail in mailbox was not Lance's. I contacted 327 and then 329 N Maple and nobody knew of a Lance Williams.

I then saw and address of 527 5th st., with a name of Rogelio Leyua Montiel [REDACTED]. I went and made contact at that address. I spoke to the lower tenant who advised me that the people upstairs just moved in on Saturday, which I took to be the 28th. She did not know them or has not seen them as she is blind. I attempted to make contact with them but I got no answer.



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**GREEN BAY POLICE DEPARTMENT
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GBPD CR-4

05/01/07 - 7:46 PM

On Tuesday May 1, 2007, Lt. Buth advised that he had a list of people who were at Club 720 on the night of the incident but did not have phone numbers for detectives to contact them. He gave me a list and requested I check a couple of the addresses on the list to try to obtain current information on the people as well as information on what they did or did not observe that night.

The first person I checked for was Espejo, Tysha M., w/f, [REDACTED] who listed an address of 125 S. Clay St. I located Tysha at the address in apartment one. She stated that she really lives on the corner of Broadway and Mather with her mother, but she's almost always at the Clay St. address. Tysha did not know the exact address of her mother's residence, but from what she described I believe the address is 702 N. Broadway. Tysha stated that when the incident happened she was dancing on the dance floor. She stated she didn't know anything was going on until the person she was dancing with pulled her down onto the floor. She said she didn't see anything that occurred outside of the club. Tysha's cell phone number is [REDACTED].

While speaking with Tysha the residents of this apartment, Hollon, Victoria A., w/f, [REDACTED] and Cruz, Romulo NMN, w/m, [REDACTED] came out onto the porch. Romulo spoke little English but Victoria indicated that she and Romulo were also at the club the night of the incident and had given their names to officers on scene but nobody had contacted them yet. Victoria stated that Romulo works security at the club but he was not working that night because he was there celebrating his birthday. She stated at the time of the incident, she was standing on the floor between the VIP section of the club and the dance floor. Romulo was standing on the steps that lead up to the VIP section. Both Victoria and Romulo indicated that they didn't see anything that happened outside of the club but that both of them went down to the floor when they heard gunshots. Victoria's and Romulo's phone number is [REDACTED].

The next person I checked for was Cervantes, Amanda J., w/f, [REDACTED] who listed an address of 246 S. Washington St. This address does not exist in the City of Green Bay. I ran Amanda and learned she had a warrant and that could possibly have been the reason for the false information.

I then checked for Vigil, Joshua L., w/m, [REDACTED] who listed an address of 1424 Norwood Ave. A Hispanic female answered the door and she spoke little English. She did state that Joshua lived at the residence but that he was not home. She stated that Joshua only spoke a little English. She gave a home phone number for Joshua of [REDACTED]. I then returned to the station to write this report.

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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05/01/07 - 10:58 PM

On Tuesday, May 01, 2007, Lt. Buth asked me if I could go to 1675 Elkay and see if I could locate an Adam A. Hollimon, [REDACTED] Lt. Buth informed me Adam might have witnessed the officer involved shooting at 720 Bodart St. Lt. Buth asked if I located Adam to ask him what he had seen or heard anything and if he did to see if he would come down to the department voluntarily to give a statement to talk to detectives.

I went out to 1675 Elkay, which was an apartment complex. A female Hispanic from apartment 1 let me into the apartment complex. The female went back into apartment 1 and closed the door. I asked a male, who was walking down the hallway, if he knew an Adam Hollimon. The male said he believed he stayed in apartment 1. I knocked on the door to apartment 1 and no one would answer the door. I left a business card on the door informing Adam to call the detective division.

I ran Adam through Department of Transportation and it showed he was on supervision. I called the agent at 448-5395 and left a message with him telling him that detectives were looking for Adam and we could not locate him at the address he had given officers at the scene. I informed him that they only needed to talk to Adam to see if he saw or heard anything. I gave him Lt. Buth's phone number and asked if he would call him to try and help locating Adam.



John Peters Patrol 394

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**GREEN BAY POLICE DEPARTMENT
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On April 21, 2007 at approximately 2:30 a.m., I was called at home reference a shooting that happened on Bodart Way. I was informed Cmdr Molitor is on his way in and that I should do a call in.

Detectives Argall, Peters and Long all responded to the station in reference this case. I inversed Detectives Wickman, Leider, Thyres and Deviley to also assist in this crime scene.

I responded to the crime scene on Bodart Way to access the situation. Detective Argall was already on scene. I noticed several shell casings scattered throughout the inner perimeter. The outer perimeter had crime scene tape from Jackson Street to the building to the U-Haul fence on the east side crime scene tape started at approximately Jackson Street to block the area off. The inner perimeter had crime scene tape covering where the shooting had actually occurred.

Lt. Laux was on scene and briefed me on what had happened. I had noticed several bullet holes in the wall in the 700 block of Bodart Way. There were also several windows that were shattered and broken out. There were two squad cars and an unmarked squad car inside the inner perimeter of this area. All three squad car had their emergency lights activated. I left the scene and went to the station and briefed Cmdr Molitor.

At the station, I was trying to determine how many rounds were actually fired at the scene. Lt. Johnson handed me a key for evidence locker number 16 where Lt. Johnson stated the officer's on-duty weapons were being held. I went down and used evidence key number 16 and opened the locker. Inside I noticed five bags that had the officers names labeled on the outside of the bags.

The first bag I grabbed had Salzmman on the outside of the bag. Opening the bag, I noticed a magazine that had ammunition still loaded in the magazine. The ammunition

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was department issued 45 auto jacketed cartridges. I emptied the bullets out of the magazine and counted seven bullets remaining in the magazine. This magazine holds 13 rounds.

I also noticed another bag labeled Salzmänn. I put a 1 on the bag with magazines and the second bag I labeled as 2. Inside the second bag was a .45 caliber weapon. I checked the magazine in the gun and the magazine contained 13 rounds of ammunition. The gun was labeled "GHT663". I also checked the chamber and one bullet was in the chamber.

The next bag I grabbed was Officer Richgels' service weapon. In the bag was his on-duty weapon with serial number EZX953US. In checking the magazine, there were six rounds left in the magazine and one in the chamber. This also was a 13 round clip.

The next bag I grabbed was Officer Eric Allen's. Inside the bag was his on-duty service revolver, serial number EXF684US. In checking the magazine there were two rounds left in the clip and one round in the chamber. This also was a 13 round magazine.

The next bag I grabbed was Officer Cain's. Inside the bag was his on-duty service revolver, serial number EZX982US. In checking the clip showed four rounds left in the magazine, one round left in the chamber. This also was a 13 round clip.

All of the above weapons contained on-duty ammo, which is a Federal .45 Cal jacketed hollow point.

If every magazine contained the maximum amount of 13 rounds in a clip and one round in the chamber would be 14 rounds per officer which would mean Salzmänn shot six rounds, Richgels shot seven rounds, Allen shot 11 rounds, and Cain shot 9 rounds.

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I then went out with Attorney Tom Parens (SP) and Officer Eric Allen where I met Parens and Allen out at the crime scene. We entered the crime scene and I asked Officer Allen where he was located when the shooting happened. Officer Allen pointed to his squad car, which still had the driver's side door open. Officer Allen said he was standing right behind the driver side door using the door as concealment. I asked Officer Allen if he knows where any of the other officers were. Officer Allen stated that Officer Salzmann was standing behind a telephone pole. Officer Allen pointed to a telephone pole, which was on the south side of Bodart Street, just off the alley by 720 Bodart Street. I asked Officer Allen if he knew where the other officers were. Officer Allen stated Officers Cain and Richgels were somewhere behind him but he could not determine for sure. I thanked Officer Allen and he left the crime scene.

I went back to the station and asked Officer Richgels to meet me out at the crime scene. I met Attorney Tom Parens and Officer Richgels at the crime scene. we went into the crime scene and Officer Richgels showed me where his location was. Officer Richgels stated that Officer Cain was driving the vehicle and Officer Richgels was on the passenger side. Officer Richgels exited the passenger side of the vehicle and positioned himself behind Officer E. Allen's squad car. This location would be on the front passenger side of the vehicle, just in front of the windshield. He was using the vehicle as both cover and concealment. At this position, Officer Richgels had a clear view of the suspect's vehicle. Officer Richgels stated he saw a male passenger in the front passenger seat and a female passenger in the rear seat. He also stated he was able to see the driver of the vehicle get out of his vehicle. I asked Officer Richgels if he knew where the other officers were standing. Officer Richgels stated, Officer Allen was standing in the doorway of his

vehicle. He wasn't sure on the location of Officer Cain and stated Officer Salzmann was standing in front of his vehicle.

I made two copies of the interviews. I placed one copy of the interview with Lt. Ackerman into evidence and training and experience other written statement listed as copy for the District Attorney's. I also attempted to make a copy of the 9-1-1 tape, which was

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unsuccessful. I placed the original copy of the 9-1-1 tape into evidence and requested a second copy of the 9-1-1 tape from the radio room.

END OF DETAILS

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**GREEN BAY POLICE DEPARTMENT
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04/25/07 - 6:40 PM

On April 21, 2007, at approximately 3:10 AM, while at home, I received a phone call from Lt. Nick who stated that at approximately 2:00 AM, several officers from the Green Bay P.D. had been involved in an on-duty shooting near 720 Bodart St. Lt. Nick continued on to state that the male suspect who had been stopped on a traffic stop was deceased and another male, who was described to me as a bouncer at Studio 720 had also been struck by gun fire, but was at the hospital and alive.

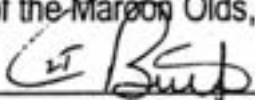
I immediately drove to the station and spoke with Commander Molitor who asked that I take control of supervision of the crime scene. I arrived on scene at approximately 4:41 AM and met with the current on scene supervisor, Lt. Ackerman. Lt. Ackerman advised that he was on scene at the time of the shooting and then gave me the following 1st hand account of the events leading up to the shooting.

At 1:59 AM, he had heard dispatch sending patrol units to the 1600 Blk of Main St., specifically, "Fat Daddy's" Tavern, for a male who was threatening people with a baseball bat. While officers were enroute to the scene, the dispatcher had updated the officers that the male had left the scene in a maroon Oldsmobile Aurora, Wisconsin Registration tags of 932-LSX.

A few seconds later, Officer E. Allen advised over the radio that he had the suspect vehicle traveling W/B on Main St. at approximately 70 MPH. Officer Allen advised a short time later that the vehicle was not stopping for him. Several seconds later, Allen advised that the vehicle was turning onto Bodart St. and had come to a stop just inside the alley directly west of 720 Bodart St. and the driver was being uncooperative and not following Officer Allen's verbal commands.

Lt. Ackerman stated that he was very close to the scene and was in the process of proceeding in that direction. He stated that when he arrived, he was driving W/B on Bodart along side Officers Cain and Richgels squad, approaching the rear of Officer Allen's vehicle when he observed the driver of the Maroon Olds, Later identified as Ben J. Sonnenberg; 05-18-8, digging

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Lieutenant J. Butth #293

CASE # 07-105156

Investigations Division

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**GREEN BAY POLICE DEPARTMENT
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04/25/07 - 6:40 PM

around in the front drivers area of his vehicle. Lt. Ackerman then stated he observed Sonnenberg suddenly turned around very quickly and points a gun at officer Allen. Lt. Ackerman then stated that he simultaneously heard a "pop" sound. Lt. Ackerman expressed to me that he immediately felt that he and officer Allen were being shot at by Mr. Sonnenberg with some type of a handgun, so he ducked down and pushed the accelerator of his squad car to the floor. He stated that he almost immediately heard a barrage of gunshots as his squad traveled w/b down the block to an area where he felt he could position himself out of the line of fire. Lt. Ackerman then stated that he then heard officers calling out on the radio that shots had been fired, a suspect was down and to send rescue units to the scene.

Lt. Ackerman stated that he immediately started getting the scene secured, ordered barricades to block off the 700 block of Bodart St and get crime scene tape up to prevent anyone from entering the scene or exiting the taverns onto Bodart St. He stated that he created an inner perimeter surrounding the immediate shooting scene and all the vehicles involved and outer perimeter area to allow detective and Crime scene units room to work.

Shortly after my arrival, the Green Bay P.D. Forensic Crime Scene Unit arrived on scene consisting of Specialists II-Gene Schenkleberg and Specialist I-Tracy Bersch as well as Specialist II-Randy Laluzern and Specialist II-Doug Wickman who arrived on scene to operate the "Total Station" incident mapping equipment. Already on Scene was Green Bay P.D. Detective Dave Argall. Detective Scott Peters and Glenn Deviley also later joined us as well.

Detectives Argall and Peters were assigned to collecting, packaging, transporting, and entering all "on-scene" evidentiary items into GBPD evidence. Schenkleberg and Bersch performed the Videotaping, Photographing and various forensic processing tasks at the crime scene while Specialists Laluzern and Wickman, along with Wisconsin State Troopers Tim Austin & Scott Andrawstic mapped and measured the entire scene out using the "Total Station."

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**GREEN BAY POLICE DEPARTMENT
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04/25/07 - 6:40 PM

On the outer perimeter I assigned various Green Bay P.D. Patrol Officer's to secure any soft entrance points to the scene and to perform the recording of the crime scene logs. The following officers were recorded by me as having worked in these various positions throughout the day.

Inner Perimeter 720 Bodart - Club 720

- (Alley Area) 452A-Bourdelaais, 422B-Carlson, Leick, D Younk.
- (Sidewalk Area) 431A-Schmichael, 151B-Leick.

Outer Perimeter N. Jackson St/Bodart & Media set up

- 361E-Strouf, 555T Strojny, 151A-Kempf, Pautzke, Reignier.

Outer Perimeter N. Quincy St/Bodart

- 462A-Merrill, 161B-Pakala, Kempf, Jordan, Reetz.

Later in the evening, around 4:20 PM, I spoke with Alberto Aguilar who was identified as the owner of the building that houses Studio 720 and the office space on the second floor. He was advised that we had finished processing the outside portion of the scene and we would be releasing the exterior portion of the building to him so he could begin to replace the damaged glass and secure the property. At this point we had all moved inside Studio 720 to begin processing the interior portion of the scene.

At approximately 6:20 PM, Green Bay Public Works was advised to pick up the barricades. At approximately 8:50 PM, The interior processing of Studio 720 was completed and the business was released to the tavern owner who was identified as Carlos NMI Hurtado-Ochoa. Officers removed all the remaining crime scene tape and the entire scene was reopened to the public.



Lieutenant J. Buth #293

**GREEN BAY POLICE DEPARTMENT
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On April 21, 2007 at approximately 3:00 a.m., I was contacted by phone at home by Lt. Nick from the Green Bay Police Department. Lt. Nick asked if I could come in and assist detectives and patrol with a shooting that occurred on Bodart Way. Lt. Nick stated it was an on-duty police officer related shooting. They have several witnesses, unknown number of victims. I agreed to come in and assist.

Upon my arrival at the station, I met up with Cmdr Molitor, Detective Long and Detective Peters. Cmdr Molitor stated they had several subjects in the police garage that needed to be interviewed. They also had a couple of people at the hospital and they needed a detective out on the scene. He stated Detective Argall was at the scene along with other patrol units. He asked if we could help with the interviewing of the witnesses and we agreed.

The first witness I had was identified as Cheryl L. Morales [REDACTED]. I brought Ms. Morales into interview room #5. I activated the DVD recorder and went in to speak with her. I spoke for a while with Ms. Morales. I filled out a green sheet on her. Ms. Morales stated she was at the 720 Bar on Bodart when the shooting happened. She stated she was near a window and was watching out the window. I then informed Ms. Morales that I wanted to take a statement from her in regards to what she saw, what she heard and what she knew. Ms. Morales agreed to give me a statement and I took a 1 1/2 page statement form her.

In Ms. Morales' statement she stated she was out with her daughter Anita and one of Anita's friends named Samantha. She said they went to the 720 Bar at about 1:30. She said they had just went inside the bar, they were just in bar by the front door and they were at the bar on the northeast corner of the bar. She said they had ordered a drink from the bartender and she noticed a red car go by the front window of the bar. She stated there

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were police cars behind the vehicle. She thought at first that it was possibly a drunk driver that the police were pulling over. She stated she saw the police officer exit his squad car and draw his gun. She said that when saw the stop start to happen she heard security start telling everyone to get away from the windows. She said that she then saw somebody get out of the red car and she assumed it was the driver. She did not see the exact door he came out of. She said the person started walking toward the windows and she had heard some shots. Someone inside the bar yelled, "Drop, drop". There was glass flying. She said she had caught some in her face and she fell to the floor. She said when she looked around, next to her she saw Cesar who is a bouncer that was at the front door lying on the floor next to her. He had blood on his shoulder. She said that somebody told her that he had gotten shot. I asked her if she had heard any of the noise or any of the orders from the police officer outside. She stated she did not hear anything because the music was turned up and the doors were closed. She said you could not hear what was going on outside.

Ms. Morales said when the guy got out of the car he had his hands in front of him, like he had a gun. She said she didn't know what it was, possibly a small 22. She thought it was kind of strange the way he came out like he was pointing a gun because she said that if it was her she would be standing with her hands apart and in the air. She said after the windows were shot out and the shooting stopped the police came into the bar and told everybody to stay down. She said one of the officers had checked on Cesar and after they made sure the area was clear they asked the people to move to the back of the bar and stay down. Ms. Morales said she did not know what the reason for the stop was, or how many people had gotten shot. I thanked Ms. Morales for her statement and escorted her out into the front lobby.

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I then went back into the garage and had another person come in. I left the DVD recorder running. I escorted the next person who was identified as **Vicente Gomez-Hernandez** (REDACTED).

Mr. Gomez-Hernandez stated he was the owner of Studio 720 and he was in the bar at the time of the incident. Mr. Gomez-Hernandez stated he got to the bar between 1:00 and 1:30. He was standing near the front door when he saw the red car going down Bodart. He said there were two marked squad cars following that red car with the red and blue lights working. The car stopped in the alley, just to the west of their building. He stated he did notice more squad cars coming from the other direction the other way and pulled in behind this red car. Mr. Gomez-Hernandez stated he walked outside to see what the officers were doing, to find out if they needed any help. When he went outside he saw the officers had their guns out and he immediately went back into the bar and locked the door behind him. Mr. Gomez-Hernandez stated he locked the door for two reasons, he said, one that somebody didn't come running in and the other reason is he didn't want the patrons in the bar going out and getting involved. Mr. Gomez-Hernandez stated he saw the officers walking up towards the car and he saw the driver show his hands out the window first, then the guy opened the door and got out. He started to point a gun at the police officers; he had both hands on the gun. Mr. Gomez-Hernandez stated that he thought the subject started shooting at the police. When the shots started everyone just got down. Mr. Gomez-Hernandez also stated he could not hear what was going on outside or if the officers were giving any orders. He said after the shooting started the windows were shot out. He did turn the music off and he turned all the lights on in the bar. He told everybody to stay down. Mr. Gomez-Hernandez stated he was closest to the door, next to Cesar, when Cesar got shot. He said the bullet came from one of the officers that were

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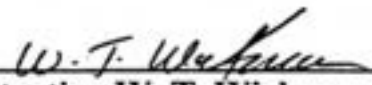
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trying to defend themselves. Mr. Gomez-Hernandez gave a one page statement and after his statement was given he was brought out into the lobby. Mr. Gomez-Hernandez stated he had employees that were still here and he was going to wait until his employees were done so he could bring them all back together.

I then went back out in the garage and took another witness. She was identified as **Anita P. Morales** (REDACTED). I brought Anita into interview room #5 and started talking to her. She stated Cheryl was her mom and she was there with her friend Samantha and her mother. I took a one page statement from Anita.

In Anita's statement, she said they went to 720 Bodart at about 1:45 a.m. She said they had just ordered a drink at the bar when she saw a red car going west past the windows and pull into the alley next to the 720. She said she only saw one cop at first following the red car, then more cops came. She said the first cop got out of his car and pulled his gun. She said she did not see any other cops with their guns out, just the first one. She said she did see a female sitting in the back seat smoking a cigarette. She saw the female with her hands up. She said Cesar told everyone to get back from the window. She said I saw the driver get out of the car. The guy got out of his car fast and he put his hands together like he had a gun. She said, "I did not see the driver with a gun". While I was taking this statement from Anita Morales she stated she didn't see the gun, but she said he could have had a little 22 and it was she just didn't see that. When Anita was telling me this I did put that down in her statement. However, after she read her statement she wanted that part about the 22 taken out of her statement, because she said she did not see the gun. She stated the guy started to kind of walk and run up towards the cops. She said she then heard gunshots and she went to the floor. She said as she was going to the floor she felt glass hit her in the face. She said when she fell down she fell next to Cesar


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and Cesar was on the floor and she saw he had been shot. Anita stated that she saw the guy get out of the driver seat and make the motions as though he had a gun, however she said that she could not see one when she hit the floor. Anita was pretty animate of not seeing the gun but she felt that it appeared that he did have one.

I took this statement from Anita. I thanked her for her statement and I brought her out into the lobby and turned her over to her mother.

After these statements were completed, I then went in and burned two DVDs of the interviews, one was being placed into evidence, and the other DVD would be placed with the case file for the District Attorney's case.

I have No further information at this time.

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On April 21, 2007 at approximately 3:00 a.m., I received a call at my residence from Lt. Nick in reference to coming into the station to help out with this case. He told me the case involved an officer involved shooting with multiple officers firing and a bystander inadvertently hit by one of the rounds.

When I arrived at the station, Cmdr Molitor told me what had taken place and what he knew of the case. He told me that one of the witnesses that was in the car, **Rebecca L. Sonnenberg** (REDACTED) was in an interview room and she was in the vehicle that was stopped at the time of the shooting. He asked that I interview her and try to take a statement of what had happened.

I went into the interview room and introduced myself to Ms. Sonnenberg. Ms. Sonnenberg was very upset, saying that the person that was shot was her brother Benjamin Sonnenberg. She was insistent in wanting to know his condition. I told her I did not know his condition and if we could take care of the statement and if she could tell me what had taken place we would get her out of here as soon as possible.

Ms. Sonnenberg told me around 1:45 a.m., that she, her brother Ben and another male by the name of John Hill were driving down Main Street. She said Ben was driving the car and she was in the back seat behind him. She said that her sister's children's father John Hill was sitting next to her in the back. She said they got pulled over. She said the officers then asked everyone to put their hands in the air. She said they complied and she said that they then asked Ben to put his hands out of the window, which he did. She stated the officers then told him to get out of the car and he did and when he got out of the car she said she saw him get shot. She said she did not hear Ben saying anything. She saw him fly back and fall down. She later stated that there was a black male in the car that they dropped off at a bar before they were stopped. She said she did not know his name and

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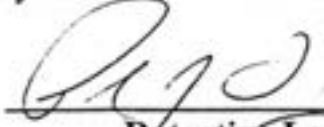
didn't pay attention to the bar they were at earlier. I took a one page statement from Ms. Sonnenberg and she signed it saying that all of it was truthful.

I did speak to Officer Stone who told me that Ms. Sonnenberg had made a statement earlier to him, basically calling Ben a "Stupid mother fucker" for what he had done. Ms. Sonnenberg was then released from the scene. I escorted her out the front door. This interview was taped and recorded on a DVD and this was placed into evidence.

I then interviewed the other passenger in the vehicle, **John E. Hill** (REDACTED). As he was being placed into an interview room I spoke with Officer Roberts and Officer Scanlan because Hill had made statements to him while he was at the hospital, stating Hill had made mention that Ben Sonnenberg had stated, "If I'm going to go out I'm going to go out like a solider" meaning he was going to shoot it out with the officers and have them shoot him. Officers also told me that Hill demonstrated movements made by Ben Sonnenberg just prior to being shot, acting as if he had a weapon.

Because Mr. Hill may have been involved in the disturbance that took place on Main Street, I read him his Rights. He stated he understood his Rights and he did not request an attorney. Mr. Hill did not request an attorney throughout the entire interview.

I then spoke to Mr. Hill about what had taken place and took a one page statement from him. During the interview, Mr. Hill said things he did not want included in his written statement. He told me at one point he felt Ben Sonnenberg had mental problems and had issues that he thought he was dealing with. Some time later he told me that Ben Sonnenberg was at his house a couple of weeks ago attempting to buy a gun from him. He said he (Ben) needed a gun for protection because he had ripped off his drug supplier for \$7,000.00 to \$8,000.00. Hill stated he did not give him a gun and that Ben Sonnenberg did not have a gun today that he knew of. In his statement, Mr. Hill said that he met up with



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Ben Sonnenberg at approximately 1:00 p.m. and had been drinking throughout the day with Ben Sonnenberg. He said at one point they went to Oneida for a cookout. He said at about 8:00 or 9:00 he came back to a bar, which he was describing as 720 Bodart. He said at that time they met up with Ben Sonneberg's sister Becky. He said they drank at that bar until right up before the shooting. He said they went for a ride, but basically just got out of the lot and turned right around because they were getting pulled over. He stated he was in the passenger seat and Rebecca was in the back behind him (the passenger seat). When they were getting pulled over, Hill told me that Ben made the statement, "Fuck this. If I'm going down, I'm going down like a solider". He stated that Ben then jumped out of the car and started running down the sidewalk. He said he heard multiple shots at Ben and saw him fall down. He said he was then dragged out of the car and repeatedly told officers he had medical issues and he was upset that he had been dragged on the ground, scraping his nose and forehead. He said he was taken to St. Vincent Hospital for medical treatment. He then stated he did not see a gun and to the best of his knowledge, Ben did not own a gun. I then ended my interview with Mr. Hill. He was awaiting transport home, since he had rapport with Officer Roberts we had him bring him outside, allow him to have a cigarette. When they returned, Officer Roberts told me that Hill had made more statements to him while they were standing outside as to how Ben Sonnenberg had exited the vehicle and again made motions as if he had a weapon in his hands.

Officer Roberts brought Hill back into the interview room where he spoke to him more in length. All of this was videotaped and transferred to a DVD and placed into evidence.

No further details at this time.



Detective Long #240

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04-21-07

On today's date, I produced a 6-photo array for viewing by Shoshanna A. Steele F/B [REDACTED] to view. The photos consisted of the following persons including John Edward Hill M/I [REDACTED].

1. 60064982 Leo Lawrence Long M/I [REDACTED]
2. 10008515 John Edward Hill M/I [REDACTED]
3. 60064177 Christopher Louis Pena M/I [REDACTED]
4. 60064053 Edward James Labarge M/I [REDACTED]
5. 60064571 Steve Hyson Cornelius M/I [REDACTED]
6. 60064848 Wayne Warren Waukechon M/I [REDACTED]

DET Duebner and myself proceeded to 1106 Pilgrim Way #L Green Bay, WI 54303 (Village of Ashwaubenon), where we made contact with Steele. DET Duebner read and explained GBPD Eyewitness Identification Instruction Form (see DET Duebner's narrative).

DET Duebner showed the array I had produced, and I showed her the array DET Duebner had produced which included the photo of Ben Sonnenberg.

Steele stated, "The guy had crazy eyes and acted all crazy". She had picked out Sonnenberg from the array compiled by DET Duebner and was sure about the photo as the male with 'crazy eyes'. Photos were shown to her in 2 (two) separate sets of 8 manila folders with 2 blank sheets in 2 of the folders.

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April 21, 2007

On the above date, Commander Molitor assigned me to follow up on this case. My assignment was to locate the complainant of the incident at FAT DADDY'S BAR and obtain a statement from her.

Using the phone number that was logged in the original call, I was able to contact the complainant. She is identified as: SHOSHANNA A. STEELE, F/B, [REDACTED]. She resides at 1106 PILGRIM WAY, APT. L. her phone number is [REDACTED]. This number is for a cell phone and this is her only contact number.

I made telephone contact with Steele and explained to her that I needed to obtain a written statement from her concerning the disturbance that she was involved in. At first, Steele was hesitant to discuss the incident and told me that although she was scared at first, she just called the police, so that the person, who was threatening her and the male that she was with, would leave them alone.

After discussing the case in a little more detail with Steel, she agreed to give me a statement at her residence at 1400 hrs this date. Before ending this initial contact, I asked Steele for the name of the male she was with. Steele told me that she only knew him as "T-Y". Steele told me that he was an ex-boyfriend of an old friend. Steele told me that she met him in Fat Daddy's and that he agreed to give her a ride home.


Detective Jim Duebner #88

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I told Steele that it was important that I interview this "T-Y" as well to document what he saw and asked her to find out who he was and where he lived. Steele told me that she would try to find this out before I get to her house at 1400 this date. I asked Steele if she could provide me with any information on T-Y's identity and all she could tell me that he was a bi-racial male who was in his early to mid 30's. He is lighter skinned and drives a black four-door vehicle. I thanked Steel for her cooperation and the conversation ended.

At approximately 1300 hrs this date, I went to FAT DADDY'S BAR, 1629 Main St. When I arrived, I looked over the building and the parking lot to see if there were any signs of video surveillance equipment that overlooked the parking lots. My first impression was that there were not any cameras located on the outside of the building. I then looked to see if anyone was on the premises to verify my observations.

I found a male / white doing maintenance work outside behind the bar. He told me that he thought the owner was on his way down to the bar and would be there shortly. He then offered to call the owner on his cell phone. This male contacted the owner of Fat Daddy's and let me use his phone to talk with him.

I identified myself to the male on the other end. He identified himself as: BETO H. SERANO, M/U, [REDACTED], 1723 GRANDVIEW RD, GREEN BAY. His cell phone number is [REDACTED]. When I asked Serano for his home address, he became uncooperative and asked me why I needed to know where he lives. I explained to him that it was part of our standard information request whenever we interview someone about an incident. Serano still didn't want to give me his address at home. I told him that he didn't have to as

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it could be found in his license application. I also told him that his level of cooperation would be duly noted in this report. At this time, Serano agreed to cooperate and he gave me his home address.

I explained to Serano what I was investigating and asked him if he had any cameras on the outside of the bar. Serano told me that the only camera that he has is on the inside of the bar and that there is nothing outside. I asked Serano if he was aware of any disturbances in or outside of his bar last night and he said, "no". I thanked Serano for his time and the conversation ended.

At approximately, 1400 hrs this date, Detective Tyler and I went to the residence of SHOSHANNA STEELE. At the residence is where I took a three-page statement from Steele concerning this case. The first two pages are of what happened at Fat Daddy's and the third page is Steele's physical descriptions of the people in the car at Fat Daddy's.

Before taking Steele's statement, Detective Tyler and I showed Steele two separate line-ups of the males in the suspect vehicle that she saw at Fat Daddy's. Prior to showing the line-ups, I read the "Eyewitness Identification Instructions" to Steele. She told me that she understood the instructions.

Detective Tyler showed the line-up that I had put together. This line-up was the one that included the driver of the vehicle (Sonnenberg). I showed the line-up that Detective Tyler had put together. This line-up included the male passenger (Hill). Steele could not pick Hill out of the shown line-up. She studied each picture, but could not make a positive

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identification. Steele said that it was dark out and the only thing that she could really attest to was that the male passenger was either of Indian or Hispanic descent. See Det. Tyler's details concerning the 2nd line-up. The original line-ups have been placed into evidence and a copy of each line-up is attached to this report. The line-up that I constructed contained the following pictures in the order that they were placed in the line-up:

1. JERRAD M. RUSSO, M/W, [REDACTED]
2. CODY D. LABELLE, M/W, [REDACTED]
3. ROBERT S. DALTON, M/W, [REDACTED]
4. BEN J. SONNENBERG, M/W, [REDACTED]
5. ZEPHANAH J. MICOLICHEK, M/W, [REDACTED]
6. SEAN C. FOWLES, M/W, [REDACTED]

The following is a synopsis of Steele's statement:

- Steele and "T-Y", left the inside of the bar at approx. 1:45am.
- When they got to where "T-Y's" car was parked, they saw that the RED AURORA 4-DR. had their car parked in.
- Steele saw two males and a female in the car talking with other people.
- Steele asked if they could move the Aurora so that they could leave.
- The 2 males and 1 female got in the car and at first, there did not seem to be a problem.
- Steele then sees the driver (Sonnenberg) biting his lower lip and staring at Steele and T-Y.
- Steele can hear as Sonnenberg is yelling the "N-WORD" at her and T-Y.

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- Steele sees Sonnenberg reach down in the car like he was grabbing something. Sonnenberg and Hill get out of the car and are still yelling profanities and racial epithets at them
- Steele sees that Sonnenberg has a wooden bat in his right hand. As he gets to their car, he raises the bat and "cocks" it.
- Steele said that she could see that Sonnenberg was under the influence of something. Steele said that Sonnenberg was acting "Psycho" and appeared intoxicated.
- Steele yells that they don't want any trouble and she tells the males that she has called the police.
- As Steele repeats that she has called the police, the male passenger (Hill), says that they don't want any trouble.
- Sonnenberg and Hill get back in their car and Steele watches as the car leaves at a high rate of speed towards downtown.

I had Steele review the statement as it was written and she agreed that it was an accurate portrayal of what had happened. Steele signed the statement at this time.

I again repeated to Steele that I still needed her help in identifying "T-Y". She told me that she would try, but also didn't want to get anyone else involved in the case.

No further details.

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Detail Sheet

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COMPLAINANT/VICTIM _____ TIME _____

At around 4:30am I was called at home to respond to the station for an officer involved shooting that had occurred. I got ready and went into the station and was briefed by Comm. Molitor about the situation. I was asked by him to take some statements from some witnesses who were brought into the station. I was told that the ones I would be talking to do not speak English and I would need to do the interviews with Natalia Sidon, who is the Hispanic liaison for the department. I went out in the garage and was told that there are three people that need to be interviewed. The first one was brought into room #3 and I started the recorder for that room and taped the interview.

Natalia was in the room with me for all the interviews. The first person brought in was **Edelmiro Valentin Jr.** [REDACTED]. I filled out an information sheet on him and found out that Edelmiro has an Alias of (**Franklin Romero** [REDACTED]). After completing the sheet I had Edelmiro tell me what happened through Natalia. Briefly he told me that he was sitting in the 720 Bar and could see out the window to the street. He saw the police pull a car over a car in front of the bar. He said he could tell the police were yelling at the people in the car what to do but could not hear what they were saying. He said he then saw the guy get out of the car and grab something from the car and turn towards the officers and point with both his hands at the officers. He did not see what the guys had in his hand but by the motion he used he thought he was going to shoot the officers. He then heard the police shoot at the guy and the guy took off running past the bar window with the police shooting at him. He said everyone in the bar hit the floor. The police then came in the bar and helped the guy who was shot in the bar.

After Edelmiro told us what happened we told him he needed to do it again and now I was going to write it down. I then completed a one-page statement with everything

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COMPLAINANT/VICTIM _____ TIME _____

Edelmiro told me happened. After I was done it was read back to him by Natalia. He said it was correct and initialed one mistake and then signed the statement. He was then released and the tape was stopped. I then brought in the next person to be interviewed. Natalia was also present during this interview and translated for me.

The next person brought in was **Hector Olivo-Garcia** [REDACTED]. I filled out an information sheet on his also. When he gave me that information and then later on I found out that he has a different name he uses for his day job. He said he uses **Mario Garcia** [REDACTED] as his information for his day job at Green Bay Dressed Beef. We then asked him to tell us what he saw. This interview was also taped and translated by Natalia. Hector works security at the 720 Club. Hector said he came into work around 10:00pm and at around bar closing he saw the police pull a car over by the bar. Hector said he was watching through the window of the door at the bar. He saw this car pull into the alley and stop over the sidewalk in the alley. He said the officers were yelling at the people in the car and it appeared they were telling them to put their hands up. The driver put both his hands out the window and then pulled them back in. He started to get out of the car and reached back into the car and appeared to grab something. He got out of the car and turned towards the officers and pointed his arms and hands at the officers. Hector said he thought the guy had shot at the officers when he heard a shot go off. He said the officers started shooting back and the guy ran past the window of the bar and the door he was looking through. The officers were shooting at him while he ran past him. The guy then went down right after he went by him.

Hector said that as the guy ran by the window was being shot out and people were dropping to the floor. A guy in the bar who he found out was shot grabbed him by the

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DATE 04/21/07

COMPLAINANT/VICTIM _____

TIME _____

hand and put Hector's hand on his chest and told him he was injured but he thought he was joking. Another guy then went over by the guy who was shot and that is when Hector said he realized the guy was shot because he could see blood on his right side. Hector said he went over and took the shoes off the guy who was shot. He said he knew his name as (Julio Ceasar Grijalba).

After he got done telling us what happened I said I needed to write it down. I then took a two-page statement from Hector. When I was done Natalia read it over to Hector. When she was done Hector wanted to add that the guy who was shot was working security with him at the 720 Club. I added that to his statement. Hector and myself initialed the addition to the statement and then he signed both pages saying it was correct. He was then released and the tape was stopped. We then went out and brought in the last person to be interviewed with Natalia.

His name was **Miguel A Silva-Sambolin** [REDACTED] Once again this interview was taped and Natalia translated for me. When Miguel came in I got some information from him. I then asked him to tell me what he saw happen tonight. Miguel also said he works security at the 720 Club. At around bar closing he saw the police pull a car over in front of the bar. He was watching from the window on the door of the front door. He said he was checking an ID and when he looked back out the driver of the car was getting out of the car. The driver turned around very quickly and faced the officers. His hands were in such a position that Miguel said he thought the driver might have a gun. Miguel showed me what it looked like on the video. He said he then heard a shot and at first thought it was the driver shooting at the officers. He said he then heard a lot of shots. He knows what shots sound like because he has heard them in San Juan.

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After hearing the shots he grabbed people and went to the floor. He said he did not see anything else outside. People started running to the back of the bar and he ran with them. The police then came in and started asking questions. He never saw the guy who was shot in the bar.

When he got done telling me I went over it again and wrote it down in a one-page statement. When I was done Natalia read it back to him. He said it was correct and initialed a mistake I made and then signed the statement. Miguel and one of the other people I talked to were concerned about retaliation and their jobs. I tried to assure them that they were safe and all we were concerned about was what they saw happen.

Miguel was sent on his way and I stopped the tape for his interview. I had made two copies of each of the interviews I did. One was put in evidence and the other was labeled for the DA and their copy. I gave the three for evidence to Detective Wickman, who placed them in evidence. The statements and DA copies of the tape were left with the case file along with these details. End of details.

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On April 21, 2007 at 4:30 a.m., writer was called at home by Detective Lt. Nick and ordered to come into the station.

Upon arrival, writer was told that there had been an officer involved shooting. Writer was requested to interview the following party **Samantha Rae Woods** [REDACTED] 1407 S. Norwood Avenue, Apt. F, Green Bay, WI 54304, home phone number [REDACTED] cell phone number [REDACTED]

Writer brought Ms. Woods into interview room #2. I asked her to explain what she had seen. She told me she was out at Club 720, which is on Bodart Street. Standing at the bar she was out with Cheryl Morales and Anita Morales. Ms. Woods said they were just standing around by the bar and she said something attracted her attention from outside. She looked outside the front window and observed a police car pulling behind a car that had pulled into the alley just west of the business. She said she could see the vehicle that had been pulled over by the officer from the area of the back window to the rear of the car. She said that she noticed that the officer behind the car had just started opening the door and she looked back to the bar and was talking to her friends. She said approximately a minute or two after she had seen that she heard glass breaking and the sounds of gunshots.

I asked Ms. Woods if she was familiar with gunshots, such as hunting or having handled a weapon and she said, "No" she just knew what they sounded like. I asked her how long she had been in the club before she had seen this and she said that it was about a "Half hour".

Ms. Woods said that after she started hearing the glass breaking she went down to the floor to try and protect herself. I asked her if the shots were spread out or if they were all in one group. She said they were rather quick and all in one group. I asked her if she could give me a time estimate about how long the shooting had lasted and she said she

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couldn't. I asked her what happened after that and she said as she was getting up off the floor she noticed there was a male lying on his back. She said she did not go to assist him. She said she went to check on Cheryl Morales and Anita Morales to see if they were all right. I asked her if she has seen that the male was shot and she said no. She said that she had heard it from someone in the bar that he had been shot. She said that several minutes after the shooting officers came into check to see if anyone was injured and she said one of the patrons told the officer that the male that was lying on the floor had been shot and they attended to him. At that point, Ms. Woods stated that they moved the rest of the people to the back of the bar to clear the front area and then she was brought into the station for a statement.

I asked Ms. Woods if she would be willing to provide me with a written statement. She said she would. I explained to her I would be asking her again, writing it out, having her read through it to ensure it was correct and having her sign it. She said that would be all right.

Writer took a 1 ½ page statement from Ms. Woods. I asked her at the end as we had been talking if there was anything else she remembered that I had not asked her and she said, "No". Ms. Woods read me the first paragraph on her statement out loud to ensure she could read my handwriting. Writer then asked her to finish reading the rest of the statement silently. I told her if there were any corrections that needed to be made or anything that was not correct to let me know. She said she would.

Ms. Woods read the entire statement and agreed it was accurate. Writer put the closing on the second page of the statement. I then read her the closing and asked her if it was accurate, she said it was and I then asked her to sign the bottom of the statement,

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which she did. I had her initial the bottom of the end of the statement and also initial a correction on the first page, which she did.

During the course of talking with Ms. Woods, I asked her to draw a sketch of what she had seen, where she was standing which would be on the east side of the bar. She drew three circles, she was the on the far left and Cheryl was next to her and Anita was next to Cheryl. I asked Ms. Woods where the male was located and she drew an "X". I asked her how far away he was and she said he was "Approximately three feet". As I was talking to her I was moving away from her and I asked her how far away when I was approximately three feet away she told me that would be about the approximate distance. I asked Ms. Woods to sign the sketch and I dated and timed when she had drawn that and it is also included with this case.

Writer checked with Cmdr Molitor and I was told he was not needed for anything else. I escorted Ms. Woods to the front lobby where she left the station.

Writer then made two DVD copies of the interview. The first one was placed into evidence. See Evidence Exhibit Sheet. Writer had made a second copy that was left with the case file. At this point, writer was requested to assist Officer Drobnick in placing items into the drying room. I asked Officer Drobnick.

At this point, writer was requested to go out to the scene to see if there was any other assistance that could be offered.

Writer went to the crime scene and checked in with supervisor Dt. Lt. Buth. While writer was there I was requested to obtain surveillance tape from the U-Haul store at 700 Main Street. Writer went into the store, identified myself and I spoke with **Corey J. Drufka** () address of 1274 Stuart Street, Green Bay, WI, phone number ()

Writer requested if there was any surveillance tape and how far back the

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NARRATIVE SHEET**

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camera covered towards the rear of the U-Haul lot, which is against the 700 block of Bodart Street.

I was told the camera covered the rear most storage units which up against the street. I requested the surveillance tape and Mr. Drufka produced it for me and writer maintained it until it was entered into evidence. See Evidence Form.

Writer then requested the key to a storage area. Writer looked at the storage lockers that were facing the Bodart Street. Writer did not locate any apparent bullet holes or anything that would indicate that a bullet had entered into any of these storage units.

Writer walked the curb line on the north side of Bodart Street for traffic facing westbound. There are numerous cars parked there. At approximately 7:35 a.m., writer was walking near the curb near a red Geo Prism bearing WI temporary license plates B9746L. Writer found a bullet fragment that was against the curb. This was brought to the attention of Detectives Argall and Thyges who are working the inter-perimeter of this crime scene. It was left in place for them to document and collect as evidence.

At 8:35 a.m., writer left the scene and returned to the station. When I returned to the station, I placed the VHS surveillance tape into evidence.

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**GREEN BAY POLICE DEPARTMENT
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On April 21, 2007 at 2:55 a.m., I was notified by Lt. Nick to respond to work for an officer involved shooting. He instructed me to respond to the police department. Upon my arrival at the Green Bay Police Department, I was instructed to interview witnesses who had been at Studio 720 at 720 Bodart Way. The officer involved shooting had occurred at this location.

The first witness I interviewed as identified by Texas ID card as **Michelle Lynn Martin** (REDACTED). Martin explained how she and her sister Angela Villarreal went to Studio 720 at approximately 11:00 p.m. She said she had been there for a long time. She walked there from her Pine Street address which is just behind Studio 720. Martin explained how she and her sister were standing in the bar in the front. She said she saw cops outside. She said they are always there. Martin explained how then she heard shots. She said she has heard shots before and she knew what they sounded like. She screamed at her sister to get down, grabbed a hold of her sister Angela and they both laid on the floor. Martin said that she felt something hit her left leg just above the knee in the front of her leg. She said it bled. She said everyone was screaming. Martin thought she heard approximately five shots. I took a 1/2 page statement from Martin. She signed this voluntary statement. Martin was offered medical attention for the very small cut on the front of her left leg just above the knee. She said she did not need any medical attention. I photographed this injury and placed the photo card into evidence. Martin seemed quite intoxicated and she knew that the bouncer inside the bar got shot but she did not see anything. She stated to me that she didn't care about anybody else but just her and her sister not getting hurt.

The second interview that I conducted was with **Angela M. Villarreal** (REDACTED). Villarreal said that she and her sister Michelle went to the Studio 720 at approximately at

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11:30 p.m. At about 1:30 a.m., Angela saw a red car pull up in front of the tavern. She said two cop cars were behind it. Angela explained how she saw three cops. The cop in the middle was yelling, "Put your hands out the window. I want to see your hands." She said it was very loud and it sounded like more than one person was saying it. She said there were cops on either side of this officer and their guns had red lights on them. Angela explained how she could see a red car in front of the police car but she could only see the back of the car. Angela explained that she heard a very loud noise and then she saw a hole in the window that they were looking out. Angela thought that there were two gunshots outside. She also stated that she heard gunshots before. Angela did know that somebody inside the bar got shot. She explained that she recalled seeing him lay on his back, holding his chest and two cops came in and were assisting him. Angela also recalled that the red car had a white guy driving and a white girl in the back seat. The white girl in the back seat was sitting behind the driver. The female in the back seat had her hands out the back window and she was holding a cigarette in her hand. She thinks there may have been another man in the back seat next to the female. She was unable to determine if anyone was in the front passenger seat. Angela said that she did not see it but she heard three people say that the white dude, the driver, jumped out of the car with something in his hand. Angela said that Cheryl told her this. An unknown female and a Hispanic male said the same thing.

The third person I interviewed was identified as **Guzman/Aide** [REDACTED]. Guzman was very alert. She had not been drinking. She said that she had one drink over the course of the evening and this seemed consistent with her demeanor. She works full time as a waitress at Margarita's Restaurant and bartends at the 720 as her second job. Guzman recalls looking at the clock she said it was 2:15 a.m. or bar time. She intended to go put on

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Detail Sheet

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COMPLAINANT/VICTIM _____ TIME _____

On 04-21-07 at approximately 2:45 a.m. I received a phone call from Lt. Nick asking me if I could come in to work. He told me there was an officer involved shooting. I told him I would be in as soon as possible.

When I arrived at the station I spoke with Capt. Molitor. He told me to go out to the scene at 720 Bodart St. and evaluate it and let him know what was needed. He said that the Forensic Unit was also notified. When I arrived on scene I spoke with Lt. Ackerman. There were several officers on scene protecting an outside and inside perimeter. The 700 block of Bodart St. was closed and also a unit was behind 718 Bodart in the alley. Lt. Ackerman walked me through the scene and I then called Capt. Molitor and relayed the information to him. I also requested a light plant be brought out to the scene for additional lighting.

Two marked squad cars, squad 65 and 52 were in the street along with and unmarked traffic car 81, which was between the two marked cars. 52 and 81 were facing a southerly direction and car 65 was facing a more westerly direction. On the apron to the alley was a red Oldsmobile facing south down the alley. I observed plastic cups in the street and on the sidewalk with evidence tape on them. Lt. Laux informed me they were protecting shell casings. On the sidewalk to the east of Studio 720 were several pools of what looked to be blood along with a red baseball cap, handcuffs and white shirt. This was the location of the suspect before being transported by rescue squad. I saw what looked like impact holes in some windows and along the bottom of the building

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COMPLAINANT/VICTIM _____ TIME _____

When we went inside there was a pair of shoes, socks and a shirt on the floor near the end of the bar by the front door. There was a red spot on the floor that appeared to be blood.

Lt. Nick arrived and I suggested that the Accident Reconstruction Unit be notified to measure and help document the scene using the Total Station Forensic Mapping Device. Lt. Butth arrived later and remained on the scene.

When Forensic Unit arrived Specialists Schenkleberg and Bersch took video and photographs of the overall scene. They then continued to photograph all the evidence before it was collected. Once Officers Wichman and Laluzerne arrived, they set up the Total Station. We then started to document the scene and collect the evidence. We worked from west to east. We first documented evidence that was outside on the ground and then moved to the walls. Afterwards we moved inside the building. Det. Peters and Det. Thyges assisted me in collecting and packaging evidence. I collected most of the evidence and Det. Peters packaged it. Trooper Tim Austin arrived on scene and assisted Wichman and Laluzerne with the Total Station.

While documenting the ground we collected all the shell casings we found and other items. Casings 1 thru 6 were located in front of squad 52 along the sidewalk, west of the entrance to the alley and south of a utility pole. Casings A thru G were on the street between cars 52 and 81 and to the south. Casings H thru U were alongside and to the east of vehicle 81 and southwest of vehicle 65. Casing V was found just inside vehicle 81. W and X are near the curb. Y is a bullet fragment just onto the sidewalk and east of W and X. Z and #7 are additional casings found under car 81.

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After collecting all the casings we documented and collected what appeared to be bullet fragments. Items 8, 9 and 10 are fragments that were located near the front door to the bar, Studio 720. Fragments 11,12,13,14 and 15 were located farther to the east and along the sidewalk except for 12, which was on the hood of a vehicle parked in the 700 block of Bodart St. in front of Studio 720. 16 was located in the area where the body had been.

Items 17 thru 21 are red fibers that appeared to be similar to the color of the baseball hat. They were located in the area of the red Oldsmobile that was on the sidewalk in the alleyway. Fiber listed as 21 was approximately 45' down the alley. Items 22 and 23 were bullet fragments. 22 was located across the street along the north curb of the 700 blk of Bodart st. It was between the right rear tire of a vehicle and the curb. 23 was located on the sidewalk near the front end of the 2nd vehicle parked east of the alley and north of where the body had been laying.

Items 24 thru 30 were all located near the area of what appeared to be several large pools of blood about 20'-25' east of studio 720 on the sidewalk. Items 24 and 25 are shoes, item 26, a red baseball hat is east of the shoes on the sidewalk and item 27 is a pair of handcuffs next to the hat. Item 28 is a Motorola cell phone that was on the sidewalk and 29 is the cell phone holder. The cell phone was lying on the sidewalk, flipped open and one side off the hinge appeared to be broken. Item 30 is two white shirts that appeared to have been cut off by paramedics.

Item #31 appears to be body tissue that was located on the lower part of the wall under the window west of the door to Studio 720. Item 32 is red fibers that were found in what looked to be an impact mark along the building on the west side of the alley. The

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mark is documented as 023 in the photographs. It is approximately 35' down the alley from the edge of the building and approximately 6' high.

33 is a fingernail file that was found lying on the ground in the alley next to Studio 720. Item 34 is a piece of a fragment that fell from the white shirts (30) when they were collected.

While processing the outside, we also collected samples of what appeared to be blood from several locations. They are listed as items 35 thru 38. Item 39 is a piece of what appears to be tissue. It was located near the area of the blood samples.

After we had collected the evidence from outside, we then documented what looked to be possible impact locations. They were labeled with numbers beginning with 0 and photographed. 4 impact holes were located under the window west of the front door to Studio 720. The first impact was located approximately 3'6" from the west edge of the building and 2' high. The closest hole to the door was about 9' from the west edge and 2'6" high.

In the front window west of the door is a hole about 10' from the west edge and about 5' high. There was a hole at the bottom of the door where the door meets the cement. Two impact marks were visible in the doorframe on the east side of the door. Inside the doorway along the east wall was what looked to be a bullet skip mark. Moving eastward there is a mark on the outside wall between the front door of Studio 720 and the entrance to 720 upper. The glass in the door to 720 Upper was shattered. There was a bullet hole in the riser of one of the steps approximately 4 steps up and another hole in the east wall just inside the door.

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East of the door way to 720 upper is another part of Studio 720. There are 3 large windows facing the street. Below the windows were 4 holes. These holes are all between 1' and 3' high. In the glass were 3 holes. In the first window east from the door way was a hole approximately 5' high. The middle window had a hole at about 6' high and in the window farthest east was a hole approximately 5'6" high.

At 722 Bodart, the Asian Taste Supermarket, in the far east edge of the metal window frame was 2 holes and at 726 another entrance to the food store was a hole in the window frame in the entry way.

On the sidewalk between 722 and 726 Bodart was a large planter. There was what appeared to be an impact mark on the planter.

Inside Studio 720 we recovered additional evidence such as fragments and clothing. Just inside the front door is where a victim had been found. To the right (west) of this area we recovered some fragments on the floor, #41,43,44,45. We also collected a pair of shoes and socks #46, and 2 shirts #48 and we took a sample of what appeared to be blood on the floor #47. Items 52 and 53 were fragments found inside the front door. As you enter the club and walked around to the left or east is a raised platform area with some furniture. We recovered additional fragments on the floor just inside the windows and from the back of a sofa, #54 thru 59. Exhibit 61 is a bullet fragment from the planter that was on the sidewalk.

We were able to recover some of the bullets from their locations. Exhibit #42 was recovered from impact 021. Exhibit #50 is a fragment recovered from under car 81. Exhibit #51 was pulled from 07, and #60 is from 013.

The location of all the evidence, impact holes and marks, vehicles etc. were all measured using the total station. See the diagram.

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While doing the outside, the owner of the bar, Vicente G. Hernandez, dob [REDACTED] arrived on scene. He signed a Consent to Search form and Spec. Schenkleberg and Det. Peters along with Hernandez went into the office of the bar and collected the computer (exhibit 62). Hernandez was let into the bar through the back door and left the same way. Det. Peters also went up with the fire department in the ladder truck and checked the roofs. Spec. Schenkleberg also took some aerial photos from the ladder truck.

At the station, we completed packaging all the evidence and placed it into an evidence locker. We placed exhibits 30 and 48 in 2 lockers in the drying room and exhibits 31 and 39 will be placed in the freezer. Although the location on the evidence exhibits is listed as 720 Bodart, the actual address listed above the front door to Studio 720 is 718.

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**GREEN BAY POLICE DEPARTMENT
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On April 21, 2007, at approximately 7:00 AM, I responded to 718 Bodart St. The scene was being held by patrol. Detective Dave Argall and Detective G Thyres were already on scene. The Photo Identification Unit and the Total Station reconstruction team were also on scene. I assisted Detective Argall with the collection of evidence.

I searched the rooftops of both buildings in the vicinity of the alley where the vehicle had been stopped. 716 Bodart St, Lafortune Distribution is a one-story building. It has a flat rubberized roof. It was clean and I could find nothing of evidentiary value. 718-720 Bodart St is a two-story building. This is also a flat, rubberized roof, relatively clean of debris. I found nothing of evidentiary value.

I had put in numerous calls to Vicente Gomez Hernandez DOB [REDACTED]. He is the owner of the Studio 720. I wanted to obtain his video surveillance system that was in the establishment. The system was in his locked office. Vicente Gomez Hernandez returned my call later in the day. He said his phone was not charged. He responded to the scene. He signed a consent to search form. The consent form authorized us to search his premises at the Studio 720. I added onto the consent form the hard drive of his computer. I asked Vicente Gomez Hernandez to sign the form where I had added the words "and hard drive". He signed his signature after this addition. The surveillance system was digital. Vicente Gomez Hernandez wanted to copy the contents of the computer. He was very anxious to view the footage. He fast forward the images until he came to the time of the shooting. Specialist Gene Schenkelberg and I requested that he not play the footage back to prevent destroying any evidence. He continued viewing the tape. He fast-forwarded the footage until everyone in the bar fell to the floor. He stopped the footage and he was instructed to stop operating the machine. He complied. He was very concerned about getting the footage back or getting a copy of the footage.

On April 26, 2007, at 8:30 AM, Officer D Yantes and myself conducted a neighborhood canvas of the 700 blk of Bodart St. We attempted contact at the following locations:

708 Bodart- Cheers Bar, closed

710 Bodart- lower, no answer

710 Bodart upper- Mindy Withers. no phone, was in bed heard 1 "pop" then a brief lapse then 8-9 more "pops", time about 2-2:30AM.

716 Bodart- Lafortune Distributing. John Lafortune closed at 4PM on 4-20-07

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720 Bodart upper offices- International Translators. Alberto Aquilar owner, and Latosha Greenleaf officer manager. Closed at 5 PM on 4-20-07.

720 Bodart upper office- Hispano Newspaper. Christopher Desoto editor. Closed at 7PM on 4-20-07.

722-726 Bodart- Asian Tree Supermarket, Cua Khang, closed at 8PM. Reported security alarm went off at 2AM due to shattered glass.

730 Bodart- The Attic. Tracy Yttrioppe, owner. Closed at 10 PM on 4-20-07.

329 N Jackson-Located on the second floor above 722/726/730 Bodart.

#1-Candace Krause. Nothing

#2-No answer

#3-Lee Kerwin. Nothing

#4-No answer

#5-No answer

#6-Dean Edwards. Nothing

#7-No answer

#8-Robert Kralapp. Nothing

#9-No answer

#10-No Answer

#11-No answer

#12-No Answer

#13-dosen't exsist

#14-No answer

#15-Leslie Boelter, Not home at time of shooting.

#16-Michael Huffman. Heard shots thought they were fire works.

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04-21-07

CMDR Molitor requested me to make contact with MGR Vicente Gomez-Hernandez 1480 Western AV #6 reference this case and in order for Gomez-Hernandez to retrieve video surveillance video from his business.

Upon making contact with Mr. Gomez-Hernandez, he indicated that when he was about to be interviewed, he gave the keys to his office to another manager. This manager was on the way at this time to Milwaukee and would return in a few hours. Mr. Gomez-Hernandez states that he actually owns the business, and he states he can get a key to the business building right away. He added that his cell phones are charging.

Mr. Gomez-Hernandez added that his surveillance system is fairly new, digital and has two hard drives. He says that he hasn't had to record any DVDs yet from the system, but has can get a hold of the installer who can download what was required, along with the program to operate/view the surveillance DVD. He was given a business card and thanked for his information.

I learned later that Gomez-Hernandez presence was required immediately at his business, and I contacted him (REDACTED). Gomez-Hernandez said he'd go to the business immediately.

 #152
DET. T.TYLER#152

CASE #

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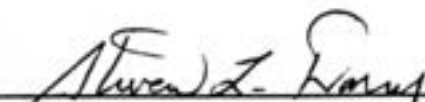
On Saturday, April 21, 2007, I was directed by Commander Molitor to attend the autopsy scheduled for Sunday, April 22nd at 9:30 a.m. for **Benjamin J. Sonnenberg (05/18/81)**. Commander Molitor advised me that Spec. Schenkelberg from the Forensic Services Unit of the Green Bay Police Department would also be attending. Along with Spec. Schenkelberg, Detective Jim Duebner attended the autopsy.

We arrived at the Brown County morgue at approximately 9:30 a.m. where we were met by Deputy Medical Examiner Jeff Jansen and a St. Vincent Hospital security guard. At that time Spec. Schenkelberg began to take a series of photographs during the course of the autopsy. Spec. Schenkelberg used a digital camera to record the numerous photographs prior to the beginning of the autopsy, as well as through the autopsy process.

At approximately 9:55 a.m., Dr. Mark Witek arrived to begin the autopsy. An initial exam of the body was conducted, at which time numerous wounds to the body were located. The approximate location of those wounds was recorded on a full body diagram which is attached to the report. In some instances, it was difficult to tell entry from exit wounds.

At approximately 10:40 a.m., Detective Duebner and Spec. Schenkelberg completed a gunshot residue kit on Sonnenberg. After collecting the specimens for that kit, an "Instant Shooter" test was completed on the hands of Mr. Sonnenberg. However, due to the prior evidence collection to the gunshot residue kit, the "Instant Shooter" test appeared to yield a false positive likely from the nitric acid which was used in the collection process of the gunshot residue kit.

Dr Witek began the autopsy at approximately noon and the process lasted until approximately 1:15 p.m. when Detective Duebner, Spec. Schenkelberg and myself left the


Detective Steven L. Darn

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morgue. At that time the autopsy had been completed and Dr Witek was completing the collection of his notes.

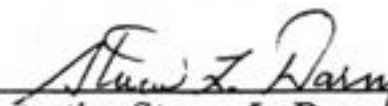
During the course of the autopsy, four basically intact slugs were recovered from the body of Sonnenberg. In addition, two fragments which appeared to be bullet fragments were also recovered from the body.

Before leaving, Detective Duebner and I collected the clothing which had been worn by Sonnenberg at the time of this incident. That clothing had been for the most part removed from his body by the medical staff in the emergency room at St. Vincent Hospital when Sonnenberg was transported there. Those items of clothing had been bundled together and placed in the body bag with Sonnenberg by medical personnel.

Noteworthy was the fact that Sonnenberg's underwear was still on the body. When Dr. Witek began to remove them, a slug fell from them and onto the examination table. The slug apparently had come to rest in Sonnenberg's underwear and was located in relatively pristine condition. In initial reviews of the x-rays conducted, it appeared as if the slug may have been lodged in the body when in fact it was resting in Sonnenberg's underwear.

All of the items collected as evidence during the autopsy process were then transported to the Green Bay Police Department and put into evidence by Detective Duebner and myself.

See Dr. Witek's complete autopsy report for more detailed information.



Detective Steven L. Darm

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04/21/07 - 6:44 PM

On Saturday April 21, 2007 Detective Long and I went to St. Vincent Hospital, ICU Room #7 to talk to Cesar J. Grijalva-Ortiz [REDACTED], 1173 Chicago St., #1. The reason we went to talk to Cesar was to ask him what he remembered about this incident.

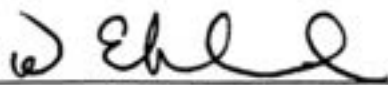
Inside room #7 Detective Long and I talked to Maria Carmen Maldonado, [REDACTED], 1375 Cherry St., [REDACTED]. Carmen told me she is a friend of Cesar. She translated for Detective Long and I because Cesar speaks limited English.

Cesar said last evening he was working security at 720 (Bodart). He saw the police stop a red car in the alley next to the club. Cesar said when the police stopped the car; a guy got out of the car and started shooting at the police. Cesar said before the guy got out, the police had asked him to put his hands "out of the car" and then the guy got out and started shooting at the cops. Cesar said the only thing he heard was the police telling the guy to put his hands out of the car; Cesar said he did not hear the guy say anything. Cesar said the guy was "kind of nervous." I asked him why he thought this and he said because the guy got out of the car and started shooting at the cops. Cesar told me the guy was facing the police when he got out of the car-he did not have his back to the police.

Cesar said when the shooting started he grabbed a girl who was sitting inside the bar and threw himself with her to the floor. Cesar said he felt he was hit as he went to the floor.

At the time Detective Long and I talked to Cesar a nurse was attending to him and he was drowsy from medication; therefore no written statement was taken from him. Detective Long told Cesar and Carmen that a detective would be back at a later time to take a written statement from him. Detective Long and I then returned to the police department.

Later in the evening I assisted Detective Long inventory a vehicle (1995 Olds Aurora, 932LSX) that was parked in the police garage. I photographed the vehicle. A wooden ax handle was removed from the front passenger floorboard and a baseball bat was removed from the trunk. Both items were packaged and placed into evidence locker #15.



Detective Dave Eklund

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04/21/07 - 9:58 PM

On Saturday April 21, 2007 Captain Demro told Detective Wickman and I that he had received a phone call from Doug Campbell. (Campbell is co-owner of Yellow Cab Company, 1212 S. Maple Ave.) Campbell told Captain Demro that an employee of Yellow Cab, Diana L. Steeno, [REDACTED] (1168 Shawano Ave., [REDACTED]) had received a phone call on Friday evening from Ben Sonnenberg. In the call Steeno received, Sonnenberg had gave her two phone numbers to give to the police if something happened to him on Friday night.

Detective Wickman and I went to Yellow Cab to talk to Steeno. We talked to her in the parking lot of Yellow Cab. Steeno told us that on Friday evening between 9pm-10pm, Sonnenberg called her at Yellow Cab and told her he was scared. Sonnenberg told Steeno a "guy" was calling and threatening him because he (Sonnenberg) owed the guy money. Steeno said she knew it was over drugs. In their conversation Sonnenberg gave Steeno the phone numbers, [REDACTED]. (In checking both numbers, both area codes are from the Chicago area.) Sonnenberg told Steeno if something happened to him she should give these numbers to the police. Steeno said she believes the phone numbers are the numbers of the guy who was threatening Sonnenberg. Steeno had no further information so Detective Wickman and I thanked her for her time and then we returned to the police department.

I called [REDACTED]. A male answered the phone and identified himself as "Steve." When I identified myself the male hung up the phone. I immediately called the number back and the call went to voicemail. Next I called [REDACTED]. A male answered the phone. I identified myself to the male. He identified himself as Anthony and would not give his last name. He said he was in Manitowoc and he recently moved to the area from Chicago. He said he did not know anyone named Ben. I asked Anthony why Ben would have his number and he said he did not know, but he let friends borrow his phone. When I asked who might have used his phone, he said he did not know. I told Anthony I might call back at a later date and then the conversation ended.



Detective Dave Eklund

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AUTOPSY WORK SHEET

CASE # 27-105156 DATE/TIME 04-22-07 0930 ATTENDING OFFICER DET. JAAM
PATHOLOGIST DR. MARK WETZEL LOCATION BROWN COUNTY MORGUE @ ST. VINCENT'S HOSP.
OTHER PERSONS PRESENT DET. DUEBNER, IFSU SPEC. SCHENKELBERG
SUBJECT BENJAMIN J. SPANNENBERG ADDRESS _____
DOB 05-18-81 SEX M RACE W _____
WEIGHT 165 HEIGHT _____ BODY ID'd BY FAMILY _____
PHOTOGRAPHER SCHENKELBERG _____
FINGERPRINTS Y___NX PALM PRINTS Y___NX FOOTPRINTS Y___NX _____
DENTAL CHART Y___NX X-RAYS YXN___ IF YES OF WHAT ENTIRE BODY _____
GLASSES/CONTACTS Y___NX PARTIALS, BRIDGES, DENTURES Y___NX _____
JEWELRY WORN YXN___ DESCRIBE TONGUE STUD _____
BIRTHMARKS, TATOOS, SCARS, DEFORMITIES, ETC., LIST NUMEROUS _____

EMS TECHNIQUES APPLIED SEE GBFD REPORTS _____

WERE DRUGS ADMINISTERED DURING TREATMENT Y___N___ TYPE _____

WERE DRUGS FOUND AT SCENE Y___N___ TYPE _____

SPECIMENS REMOVED FROM BODY HAIR Y___NX TYPE _____

SWABS YXN___ TYPE GSR KIT _____
INSTANT SHOOTER TEST _____
OTHER-DESCRIBE _____

Full body.

B4

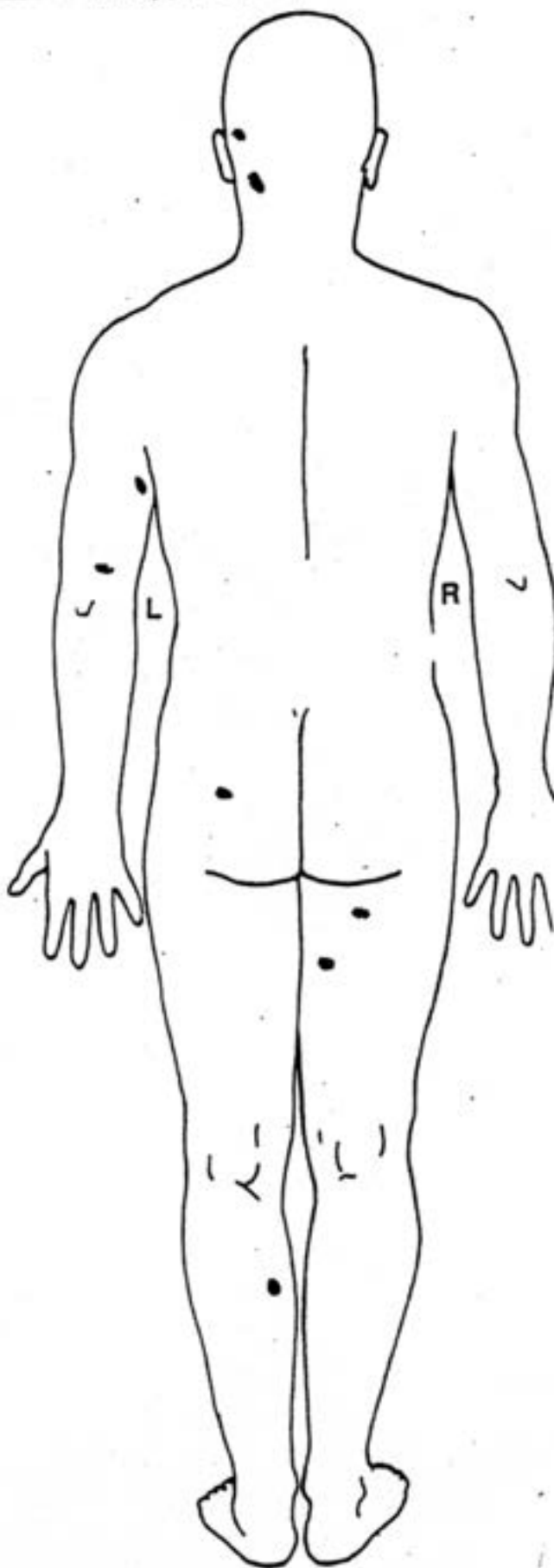
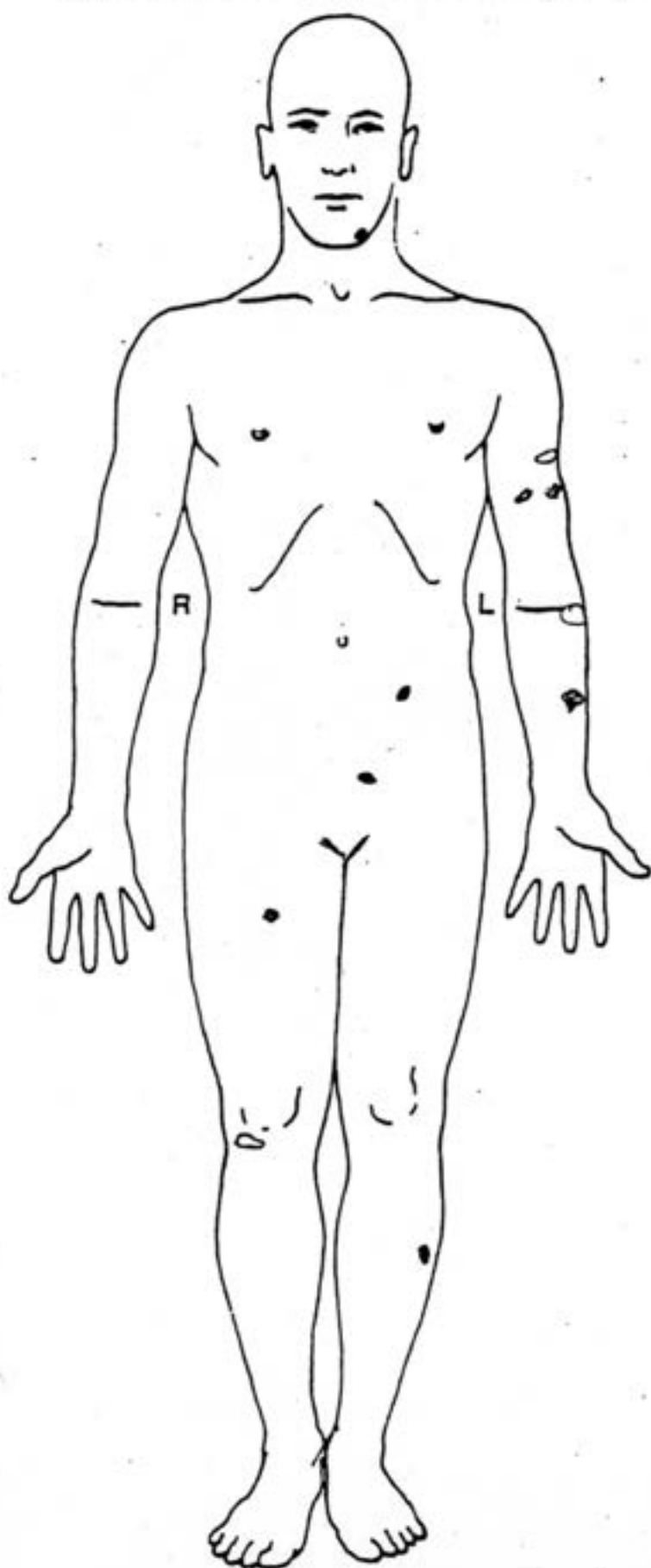
Name BENJAMIN SONNENBERG

Age 26

Race W

Sex M

Date 04 / 22 / 07



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GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET

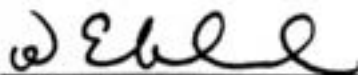
GBPD CR-4

04/23/07 - 6:40 PM

On Sunday April 22, 2007 Lt. Buth asked me to talk to [REDACTED]. The reason he asked me to talk to [REDACTED] was because he was a friend of Ben Sonnenberg and Lt. Buth had received information that [REDACTED] had information about a conversation he had had with Sonnenberg. [REDACTED] is currently an inmate at The Brown County Jail. He agreed to come to the police department (PD) and talk so Officer Steffens and Officer Secor transported him to the PD.

I talked to [REDACTED] in interview room #4. The interview was recorded and eventually transferred to a DVD. The first thing [REDACTED] said to me was if he talked to me "it will clear the cop," and he asked how that would help Ben. He added that the cop "got away with it in '93" and if he ([REDACTED]) talked he would get away with it again. I asked [REDACTED] what the officer would "get away" with and he said, "shooting an unarmed man." I told [REDACTED] the man shot in '93 was armed when he was shot and then I told [REDACTED] if he had questions on the police perspective (concerning an incident like this) I would answer them. Also, I told [REDACTED] if he knew something that would help us understand what Sonnenberg's mindset might have been then that was important to know. [REDACTED] said he wanted to get out of jail and attend the funeral and then he repeated that what he could tell me could "clear the officer." I told [REDACTED] I could not get him out of jail and then I told him to do what was right. I told him I could not make promises to him, but I did tell him I was not going to send charges to the DAs Office about what he was going to tell me (as long as he was not talking about a serious offense).

[REDACTED] then told me that shortly after he got out of prison ([REDACTED] he and Sonnenberg "were down on their luck." They did "something" and after they were in the car talking when Sonnenberg told [REDACTED] he was so down on his luck that he wished the police would stop them because if they did he was going to pull out his cell phone, hold it in the air, and press the ringer. Sonnenberg said the police would shoot him and he would have money for the rest of his life. [REDACTED] said that was the first time Sonnenberg said it, but it was not the only time. He said it more than once. [REDACTED] told Sonnenberg not to do it because the police would kill him. [REDACTED] also told me one night (prior to [REDACTED] going back to jail on [REDACTED]) he and Sonnenberg were at Boozehounds on Broadway when they left to get some weed (marijuana). [REDACTED] said Sonnenberg was driving and a cop was behind them. [REDACTED] told Sonnenberg to drive straight because if they got stopped they would go to jail and then Sonnenberg said it again-saying he would make it look like he was reaching for something and the police



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would shoot him. [REDACTED] said when something went wrong Sonnenberg would bring it up; it was the answer to his problems.

[REDACTED] mentioned one other specific incident when Sonnenberg talked about doing something with his cell phone. The conversation took place in February 2007 at the Tower Motel. [REDACTED] said he had a room at the motel and Sonnenberg came to see him.

Sonnenberg asked for a gun because some guys were giving him some problems.

[REDACTED] told him to go home and sleep it off and then Sonnenberg said something about his cell phone, but [REDACTED] could not remember what Sonnenberg said. [REDACTED] made a phone call to [REDACTED] because she was also at the motel, but she could not remember what Sonnenberg said. ([REDACTED] made the call to [REDACTED] on a department cell phone. He used the speakerphone to talk to [REDACTED].)

[REDACTED] took a one and one-quarter-page statement from [REDACTED] about what we had talked about. In the statement [REDACTED] detailed the first conversation he and Sonnenberg had when Sonnenberg told him what he was going to do if the police stopped him. In the statement [REDACTED] said:

He and Sonnenberg were friends for the past 11-12 years.

Sonnenberg told him if the police stopped them, he (Sonnenberg) was going to reach for his cell phone on his hip. (He carried the phone in a holder that clipped on his belt.) He wanted to make it look like he was reaching for something on his hip.

Sonnenberg knew he would be shot because he would make it look like he was going for a gun.

Sonnenberg said because he would be unarmed he would sue, get money, and get off a role.

He ([REDACTED]) did not think Sonnenberg thought of the consequences, he told Sonnenberg he would die.

They ([REDACTED] & Sonnenberg) had this conversation a few times.



Detective Dave Eklund

07-105156

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**GREEN BAY POLICE DEPARTMENT
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April 23, 2007 @ 1110 hrs.

On the above time and date, I was assigned to interview a nurse from the Brown Co. Jail. I was told that this person had spoken to an inmate identified as [REDACTED]. The inmate has given a statement to Det. Eklund and the purpose of my interview was to verify the information given to the nurse.

The nurse is identified as NORBERT W. WENDRICKS, M/W, [REDACTED]. Wendricks told me that he has been employed at the jail as a nurse for about 5 ½ to 6 years. Wendricks told me that he has had prior conversations with [REDACTED] and does not feel that [REDACTED] would lie to him.

Wendricks told me that he talked to [REDACTED] about his emotions about his best friend being shot by the police. Wendricks said that the conversation was mostly about [REDACTED] condition at the time. Then Wendricks said that [REDACTED] recounted what Sonnenberg had told him at one time.

Wendricks said that according to [REDACTED] Sonnenberg said that if he ever got in a chase with the cops and got stopped, he would grab his cell phone and point it at the cops like he had a gun in his hand. Wendricks said that this was about all [REDACTED] said about this. They talked for a couple of minutes and Wendricks left.

Wendricks told me that he had noted this incident in the "INMATE LOG" at the jail. I asked Wendricks how I could obtain a copy of the log and he told me to call the Lieutenant at the jail.

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I had Wendricks review his statement. I asked him if the statement was accurate and he agreed that it was. Wendricks signed the statement and I thanked him for his time and cooperation.

At 1245 hrs. this date, I went to the Brown County Jail. I obtained a copy of the "Inmate Log" for [REDACTED]. In reviewing the log, it shows that Wendricks talked to [REDACTED] and that Wendricks had noted in the log what [REDACTED] told him about Sonnenberg and the cell phone. The printout is attached to this report.

No further details.



Detective Jim Duebner #88

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GREEN BAY POLICE DEPARTMENT
Detail Sheet

CASE # 07-105156 DATE 04-23-07

COMPLAINANT/VICTIM _____ TIME _____

On April 23, 2007 I was assigned to interview Officer Scott Salzman regarding the incident that occurred in the morning hours on April 21, 2007 in the 700 block of Bodart St.

Officer Salzman agreed to give a voluntary statement to me with Attorney T.J. Parins in the room. Officer Salzman agreed to give a voluntary statement after he read and signed a form (included in the case file) that informed him of his Garrity Rights.

To begin the interview I gave a brief introduction and asked a few background questions about his (Officer Salzman's) health and well-being. The night of April 21st was Officer Salzman's 2nd day of work for a five-day work cycle. Prior to coming to work Officer Salzman had 6-7 hours of sleep, which is normal for his sleep cycle. Officer Salzman said he felt great coming to work and was not suffering from any illnesses. Officer Salzman was not on any prescription medication that night. Officer Salzman's current assignment is the night shift officer for the Green Bay Police Department and has been on the department for 2 years and 4 months.

I then asked Officer Salzman to describe the events that occurred in the morning of April 21st. Officer Salzman begins by stating that he was assigned to ride 451A and the call volume for the night was average. He stated that around 1:50am a call was dispatched for a disturbance at Fat Daddies bar in the 1600 blk of Main St. The call involved a male with a bat. Shortly after the call was dispatched it was reported that the vehicle left the scene.



Lt. Belongea

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Detail Sheet

CASE # 07-105156 DATE 04-23-07

COMPLAINANT/VICTIM _____ TIME _____

Officer Allen called out that he had a vehicle traveling 70 mph west bound on Main St. Officer Allen was attempting to catch up to the vehicle to stop it. Officer Salzman was in the area of Main St. so he was going to assist Officer Allen with the traffic stop. For a short time the suspect vehicle ignored Officer Allen's emergency lights (universal signal to pull your vehicle over) then the suspect vehicle came to an abrupt stop at 720 Bodart St. Officer Salzman said that based on the position of Officer Allen's vehicle this was going to be High Risk Traffic Stop. Officer Salzman drew his weapon and covered the passenger side of the vehicle. Officer Allen was yelling commands to the occupants of the vehicle. The occupants of the vehicle were not complying with Officer Allen's commands. Officer Allen again was yelling commands to the occupants of the vehicle and again there was no compliance. At this time Officer Salzmanns senses where heightened because of the lack of compliance. Officer Salzman stated the hair went up on the back on his neck, and he was wondering what they (the suspects) are going to do.

Do to the lack of compliance and the heightened sense of alert; Officer Salzman surveyed the scene to identify better cover for himself. He identified a WPS light pole as better cover and moved to the light pole. While taking up position behind the light pole, Officer Salzman could hear Officer Allen yelling commands to the occupants of the suspect vehicle and still no compliance. Officer Allen then yelled in Spanish and that when the driver of the vehicle showed his hands, but was not cooperating entirely with Officer Allen. Eventually, the male driver drops his right hand. Officer Salzman he was really concerned because the suspect was still not complying and seemed to be buying time or

Lt. Belongea
Lt. Belongea

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GREEN BAY POLICE DEPARTMENT
Detail Sheet

CASE # 07-105156 DATE 04-23-07

COMPLAINANT/VICTIM _____ TIME _____

thinking of running or fighting with officers. Then the suspect driver raised his right arm close to his body, he turned in a bladed position (Officer Salzmänn demonstrates the bladed position) and as the suspect spins toward the open car door, he gets out of the car. and he yells "fuck you".

At this stage, what Officer Salzmänn sees is the suspect facing Eric Allen with his right arm up and pointing in the direction of Officer Allen and Officer Salzmänn heard a "pop" sound. Officer Allen described the sound as muffled and higher in pitch similar to a .22. Officer Salzmänn stated that he perceived the sound as a threat. The perception was that the suspect had a weapon, gun, delivery system and a threat. The next thing Officer Salzmänn heard was a louder, deeper pop similar to a .45. Officer Salzmänn stated that he shot his weapon until the threat was down, which was estimated by Officer Salzmänn as 30-40 feet from the vehicle.

Officer Salzmänn then went through recovery and heard someone call for rescue. At recovery Officer Salzmänn did an in-battery reload and turned his attention back towards the suspect vehicle. Officer Richgels and Officer Salzmänn commanded out the two passengers and took custody of them as well as getting medical attention for the male passenger who was complaining of injury.

Officer Salzmänn goes on to explain the chaos at the bar Studio 720 and that he also assisted Officer Drobnick with taking someone into custody.



Lt. Belongea

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Detail Sheet

CASE # 07-105156 DATE 04-23-07

COMPLAINANT/VICTIM _____ TIME _____

Officer Salzmann also explains the securing of the scene and reporting to Lt. Laux and eventually to the police station.

Once Officer Salzmann was completed with his statement I asked him some follow-up questions:

I asked him how many shots he fired and he stated that he did not know.

I asked him if he knew who fired the first shot and he said no.

I asked him about the lighting conditions and he said it was almost as light as day with the squad lights and street lights.

Lt. Belongea
Lt. Belongea

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GREEN BAY POLICE DEPARTMENT

Detail Sheet

CASE # 07-015156

DATE 04-23-07

COMPLAINANT/VICTIM Ross Groehler

TIME 6:50 AM

On Monday April 23, 2007, while working the desk, I received a phone call from a male who identified himself as Ross Groehler. Mr. Groehler was calling with possible information on Ben Sonnenberg.

Mr. Groehler said he saw a photo of Ben Sonnenberg on the news this morning and felt this was the same person he saw on Friday afternoon acting very aggressively with a baseball bat. Mr. Groehler explained he was stopped for a red light on Mason Street at Hwy 41 on Friday, April 20th, at approximately 4:00 PM. The male crossed the street in front of his vehicle carrying a baseball bat. Mr. Groehler said he felt threaten by the male because he was staring at him and pounding the bat into his hand.

Mr. Groehler can be reached at [REDACTED]

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On 04-24-07 Det. Lt. Nick requested that I attempt to recover any video surveillance footage from the computer that was taken as evidence from 720 Bodart St. in reference to this investigation.

On 04-25-07 I viewed the evidence submittal forms in the case file and determined that exhibit 62-DJA-69 was the computer taken from 720 Bodart St. Also located in the case file was a signed City Of Green Bay Police Department Consent To Search form, signed by a Vicente Gomez Hernandez, DOB [REDACTED] on 04-21-07, consenting to a search of this computer.

At approximately 11:50am I contacted GBPD Evidence Control Technician Julie Jansch and received from her exhibit # 62-DJA-69. I brought the exhibit to the GBPD Computer Forensics Lab. Exhibit 62-DJA-69 is identified as a Compaq Deskpro tower computer, serial # W129DYSZA696. The left side panel and a section on the lower front panel were missing from the computer case.

Using GBPD digital camera E11 I photographed the exterior and interior of the computer. The computer contained two hard drives. I removed the hard drives and identified them with separate exhibit numbers. Exhibit 62-DJA-69-A was located in the Primary Master position on the ribbon cable and is identified as a Western Digital 15GB hard drive, serial # WMA6Y5148814. Exhibit 62-DJA-69-B was located in the Primary Slave position on the ribbon cable and is identified as a Seagate 15GB hard drive, serial # 3EC07JTN. I photographed the hard drive's labels and jumper pin setting. All photos were recorded on image card E3-6. This image card was placed in a photo log envelope and turned over to GBPD Forensics Unit Specialist Bersch.

With the hard drive removed from the computer I powered the computer on to access the BIOS and record the CMOS date and time setting and boot order. The CMOS



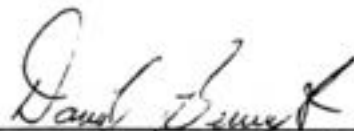
**GREEN BAY POLICE DEPARTMENT
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that may be associated with the video surveillance. I also located numerous files on exhibit 62-DJA-69-B that may be the stored video surveillance data. These files have a .bix and .box file extension, and may be a proprietary file format for the video surveillance system.

Using the Encase software's Restore function I restored a copy of the evidence files from exhibit 62-DJA-69-A to another hard drive. I then restored a copy of the evidence files from exhibit 62-DJA-69-B to another hard drive. I then placed these two hard drives into exhibit 62-DJA-69 in their appropriate Primary Master and Primary Slave positions and turned the computer on. During the start up process I was prompted to select to boot into Windows XP or Windows 2000. I selected Windows XP. When Windows XP started a program screen for DigiNet software automatically started. This software appears to be the video surveillance system software. I entered the programs Search function. A password box appeared, but no password was needed to proceed. In the Search menu it appeared that the dates April 15 through April 21 contained saved data. I clicked on April 21. There were four cameras that appeared to contain data, cameras C01, C02, C03, and C04. I began viewing the saved data for these cameras beginning at approximately 1:00am. Camera C01 was broken into four camera views showing different areas within the bar. Cameras C02, C03 and C04 contained a single image of areas within the bar. In viewing the data as it played back I located data beginning at approximately 2:05am that relates to this investigation.

One of the four camera views in Camera C01, CA1, is a view from inside of the bar looking toward the front entrance. In this view you can see out the bars front windows. In the video footage you can see the officers stop of the suspect vehicle, the suspects exit of the vehicle and the shooting that occurs. Camera view CA2 shows the dance floor. Cameras CA3 and CA4 are black at first, but later in the video footage get activated by



Detective Daniel Bennington

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motion sensors as people begin to enter other areas inside of the business after the shooting.

Camera C02 is a view from inside of the bar looking at the bar area and the front entrance. In this camera view you can also see out the front windows of the bar. Camera C03 is a view from inside of the bar looking at the bar area in a direction opposite the front entrance. Camera C04 is a view from inside of the bar of the dance floor.

I contacted Commander Molitor and Det. Lt Nick and showed them this video surveillance data. Commander Molitor requested that I extract the video data that relates to this investigation and turn it over to GBPD Forensic Services Specialist Schenkelberg for analysis in the Ocean Systems AVID software.

In talking with Spec. Schenkelberg about this surveillance video data he informed me that he needed the files in the .avi file format for analysis in AVID software. In viewing the options in the DigiNet Site program there was an option to save the data as AVI files. I attempted numerous times to save the surveillance video data from April 21, 2007 from 2:00am through 2:45am in the AVI file format using exhibit 62-DJA-69 with the restored hard drives, but was unable to as the program would crash each time I tried this. I was able to save the data using the TIME back up selection in the program, but that saved the files in the proprietary .bix and .box file formats.

I contacted Vicente Hernandez, the owner of the bar at 720 Bodart St., and spoke with him about the video surveillance program. Mr. Hernandez said that he also had been researching how to back up the saved video surveillance data but had not been able to do a backup either. I made arraignments to meet Mr. Hernandez at 720 Bodart St. In meeting with Mr. Hernandez he turned over to me an instruction manual for the DigiNet software and also the CD that contained the DigiNet software.



Detective Daniel Bennington

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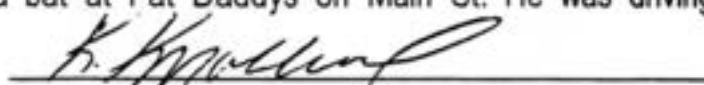
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04/24/07 - 2:54 PM

On April 23, 2007 I was asked by Commander Molitor to do an interview with Officer Gary Richgels in reference to the officer involved shooting that took place on April 21, 2007 in the alley next to and in front of 720 Bodart St.. Officer Richgels, Officer Eric Allen, Officer Scott Salzman and Officer Matt Cain were all involved in the incident. Lt Nick interviewed officers Allen and Lt Belongea interviewed Officer Salzman. I interviewed Officer Cain on April 24, 2007 because he was not available on April 23rd.

A camera was set up in the conference room on the second floor of the Green bay Police Department. The interview of Officer Richgels was done on videotape and the videotape will take the place of a written statement or any details from officer Richgels. In the room was myself Officer Richgels and Attorney Tom Parins Jr.

The interview started off with me explaining who was present and why we were doing the interview. I also reminded Richgels that this was a voluntary statement and that he had certain rights including Garrity Rights. Tom Parins asked that the Administrative Advisement be completed and signed by Officer Richgels and myself before doing the interview. This was done and copy was given to Tom Parins at the end of the interview. I asked a few questions at the beginning of the interview in reference to his amount of sleep, any medications, current assignment, years with the department, etc. (see video) The only question I had to do a follow up question was with the medication. He said that he might have taken Trazadam (sp) before he went to sleep the morning of the 20th. He works the night shift starting at 10:15pm to 6:45am, so he sleeps during the day. He said that he sometimes has trouble sleeping, but not always, so he wasn't sure if he took it that morning or not. He said otherwise he hadn't taken any other medications and was feeling fine and worked out before starting duty the night of April 20th at 10:15pm. I asked Richgels to tell me in his own words what happened the night of April 21st in the early morning hours. He said that there was a disturbance with a bat at Fat Daddys on Main St. He was driving with Officer Cain and they



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responded to that call. While enroute he heard Officer Eric Allen call out with a car that he believed was involved. He wasn't sure how fast the suspect car was going, but thought it was about 70 MPH. He said that the car slowed down, but not to the speed limit and wasn't stopping for Allen.

The car made an abrupt stop after pulling onto the apron of the alley next to 720 Bodart St. He said that officer Allen did a high-risk stop on the vehicle because of the weapon call and the driver of the car not stopping. He said that he felt at this time that things weren't right and that red flags were going up. Allen was yelling commands to the driver and the other two occupants and no one was complying with his orders. He said that the commands were loud and clear. He said that he was positioned on the passenger side of Officer Allen's vehicle with his weapon drawn and pointed at the suspect vehicle. He said that he observed a lot of furtive movement by the driver, such as reaching under the seat and leaning towards the passenger side like he was getting something, possibly a weapon. He also said that it appeared that the driver was speaking with the occupants in the car. He said that Allen also made his commands in Spanish, but they did not comply and continued to ignore the commands. Richgels said that more red flags were raising and that this wasn't a normal traffic stop. He said that the driver looked back and stared, like he might be looking for the positions of the officers. A short time later the driver opened the door and came out of the car in a quick manner and swung towards the officers with a silver looking gun in his hand. He heard a pop that he describes as a lower caliber, possibly a 22 cal. He said that he felt his life and the life of the other officers were in danger and thought that he or another officer was going to die, if he didn't return fire. He said that he fired his weapon at the subject and the subject began to run towards the east in front of Club 720. He said that the suspect fell about 30 to 40 feet from where the suspect got out of his car. He said that he stopped shooting when the suspect was down and no longer a threat to him or other officers. He said that Officer Allen and Cain went to check on the suspect. He said that he turned his attention on the other two subjects in the car. He and Officer Salzman secured



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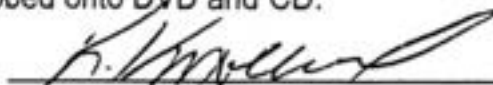
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both subjects and the vehicle. He said that he went to help Officer Allen with the suspect and another person that was shot. He said that he and other officers were looking for the gun, but didn't find it. He said that they found a cell phone and that he thought that the suspect might have used that as the weapon. He said there was something in roll call in the past year that showed a cell phone that was doctored to shoot bullets like a gun. He looked at the cell phone, but didn't pick it up and he thought it looked like a regular cell phone. He said that he was told to help put up crime scene tape and then Lt Laux told him that he should leave his gun holstered until he got into the station where he was to give it to Lt Johnson. He said that he gave it to Lt Johnson and then waited for further direction. He went with Capt Urban to get his blood drawn.

I had a few questions that I followed up with after he was done. I asked him how many shots he thought that he fired. He said he thought it was between 5-7 rounds. He said that he was about 15 feet from the suspect when he first shot and about 40 feet when he fired his last round, which was when the suspect went down. He couldn't tell me which officer returned fire first. I asked him about if he knew what was in the background of where he was shooting. He said that he was concerned with the immediate threat to his life that the suspect posed to him and other officers. (see video for complete detail, this was just an overview) I had him draw a diagram of the incident. This was not to scale and was only used to better understand where everyone was during the incident. The diagram is included with the report. During the interview the tape had stopped taping and it was necessary to do some of the interview over. Attorney Tom Parins and Richgels agreed to pick up where the tape stopped. We reviewed the tape and attempted to pick it up at that point on a new tape. There might be some things repeated and this would be the reason. The interview was ended at this time.

The tapes from all three interviews were locked up and were turned over to Schenkelberg in forensics to be dubbed onto DVD and CD.

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Lt K. Knoebel #235

CASE # 07105156

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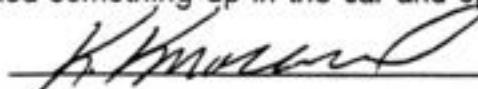
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On April 24th I interviewed Officer Cain. The set up was the same as it was for Officer Richgels except I had a digital recorder operating for the voice recording. The same things were told to Officer Cain about the statement being voluntary etc. The same questions were asked of Cain. He said that it was his Thursday and he got about 8 hours of sleep and went to bed about 730am on the 20th. He works the Night shift and sleeps the same cycle as Richgels, during the day. He said that he doesn't take any medications and felt fine coming into work that night. He said that he worked out with Richgels before work. He also told me the amount of years of service and current assignment.

Officer Cain started out with the same information as Officer Richgels up until the stop. He said that he was standing to the east of Allen and didn't have any cover or concealment that would work for him, so he stood out in the open. He said that he could see inside the car very well and also could tell that the windows of the vehicle were open and could here the voices from the three subjects in the car. He couldn't make out what they were saying until the female yelled a couple times to the driver not to do anything stupid. He said that the people were not complying with the commands of Officer Allen. He said that the commands were clear and loud. He said that he saw the driver making movements like he was getting something from under the front seat. He saw him lean forward. He said that the totality of the situation was raising the hair on the back of his neck and thought that something was wrong. He said that he put the laser from his gun on the back of the drivers head, because that was the only part of the body he was able to get a good sight picture of. When he did this the female and the other male passenger started to comply with the commands by putting up their hands. The female stuck her hands out the window and actually attempted to put her hands in the way of the laser, as if she was going to protect the driver. This was when she was yelling not to do anything stupid. He said that the driver looked back and had a 1000-yard stare as if he was looking right through him. He said that he stared in the officer's direction for a bit and then looked like he picked something up in the car and opened the driver side door. The suspect came



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out of the car in one fluid motion with his right hand down to his side, where he couldn't see if he had anything in it. The suspect rotated towards him in a stance like he was going to shoot a gun. He then saw a silver gun in his hand that the suspect pointed at officers. He heard a pop, like a 22cal and he fired back at the suspect. The suspect then ran to the east about 30 to 40 feet. He said that he fired a total of about three rounds. He said that he was about 20 feet from the suspect at his first shot and about 30 feet at his last shot. He said that he didn't move, just rotated in the same position. Officer Cain couldn't tell me who fired the first shot. He said that he fired his weapon until the suspect went down. He also said that he thought that the suspect was going to run to a car for cover and return more rounds at officers and that is why he thought the suspect was a threat until he went down. I asked him about the background being the dance club, he said that he was concerned and concentrating on the suspect because he was a threat to his life. The interview ended. (see videotape for complete detail.) I had Officer Cain draw a diagram of the incident, which is included in the case.

The videotape was given to Schenkelberg with the other tapes to be dubbed onto DVD. I made a digital CD of the recording and placed it into evidence. I made a copy for the case file also to work with.

Schenkelberg was told that the tapes will be handled as evidence and they will be placed into evidence when he is done.



Lt K. Knoebel #235

CASE # 07105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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04/25/07 - 7:01 PM

On April 25, 2007, I along with Detective Argall drove to The Wisconsin State Crime Lab in Madison Wisconsin to drop of numerous evidentiary items from case 07-105156. The transported items included all four Officer discharged firearms as well as 45 cal. shell casings, and slugs recovered from the incident scene and the suspect's body at autopsy.

Once at the lab the items were all turned over to Wisconsin Crime Lab and received by Mrs. Fran Lutz.

LT. 

Lieutenant J. Buth #293

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**GREEN BAY POLICE DEPARTMENT
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On 04-27-07 I installed the DigiNet Site software on my FRED1 computer and attempted to save the video surveillance data in the AVI file format. I was not able to save the files in the AVI format in this manner as the program continued to malfunction.

Additional attempts were made to save the video surveillance footage in the AVI format using the Cam Studio screen capture software, as the surveillance video was played back using the DigiNet software, but this also produced negative results.

Located on the DigiNet CD I received from Mr. Hernandez was a program called DigiNet Center. This software can be used to view the backup files created using the DigiNet Site TIME backup feature. I installed this software on my computer and viewed the TIME backup files I created earlier. There is a function in the DigiNet Center software to save the video footage as AVI files. Using this feature I created .avi files of the video surveillance footage. The portion of the video surveillance footage saved as AVI files are as follows;

Camera C01	04-21-07	2:05am through 2:25am
Camera C02	04-21-07	2:05am through 2:20am
Camera C04	04-21-07	2:10am through 2:24am

A backup copy of the CD obtained from Mr. Hernandez that contained the DigiNet Site and DigiNet Center software was made to CD-R media and identified as exhibit # 1-DRB-71. A CD-R was made of the backup files created by the DigiNet Site TIME backup function. This CD-R was identified with exhibit # 2-DRB-71. A DVD+R was made of the AVI files created by the DigiNet Center software and identified as exhibit # 3-DRB-71. A copy of exhibits # 2-DRB-71 and 3-DRB-71 was made and turned over to Specialist Schenkelberg for analysis.

Exhibits 62-DJA-69-A and 62-DJA-69-B were placed back inside exhibit # 62-DJA-69. On 05-01-07 I returned exhibits # 62-DJA-69, 62-DJA-69-A and

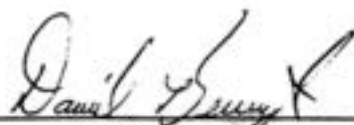
B23

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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62-DJA-69-B to GBPD evidence control technician Julie Jansch. I also turned over to Julie Jansch at this time exhibits 1-DRB-71, 2-DRB-71 and 3-DRB-71.

The .E0 evidence files for exhibits 62-DJA-69-A and 62-DJA-69-B were archived to DVD+R media. The DVD's were stored in the GBPD Computer Forensics office.



Detective Daniel Bennington

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**GREEN BAY POLICE DEPARTMENT
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04/27/07 - 5:13 PM

On 4-27-07 I, Detective Graf, went and spoke with the bartender who was working at Cheers on 4-20-07. I identified the bartender as **Kelly L. Grienier** (██████████) phone # (██████████). Grienier stated that she closed the bar at 11:45 PM on Friday night, and that she left the bar no later than midnight that night. Grienier stated that the bar was closed for the rest of the night and no one else would have been in the bar. Grienier stated that the cleaning staff do not come into clean until the morning.

I also went to 710 Bodart St lower because we have not been able to make contact with the occupant there. I did speak with the renter who I identified as **Joe J. Laskowski** (██████████) phone (██████████). Laskowski stated that he was home alone the night of 4-20-07 but that he slept throughout the whole night and did not wake up at all. Laskowski stated that he did not hear or see anything that night.

End



Detective David Graf #324

CASE # 07-105156

GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET

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GBPD CR-4

04/27/07 - 9:55 PM

On April 27, 2007 I went to the Brown County Jail to talk to [REDACTED]. The reason I wanted to talk to [REDACTED] was because upon my return to work on April 27th there was a message on my voicemail from the jail staff telling me that [REDACTED] wanted to meet with me. The message was dated April 25th.

At the jail I met with [REDACTED] in a conference room. Immediately upon [REDACTED] entering the room he said to me, "I'm recanting my statement, I never knew Ben (Sonnenberg)-I lied." ([REDACTED] originally gave a statement on April 22nd detailing a conversation he had with Sonnenberg.) [REDACTED] told me in the course of this interview with him that:

-The way he figures it-if something happens where the family sues, they might not get it because of his ([REDACTED]) statement about his conversation with Sonnenberg.

-[REDACTED] understands that what he said is making the case for the officers.

-If the report is released and [REDACTED] name is released with his statement, his friends will not talk to him and the Sonnenberg family will not talk to him.

-[REDACTED] heard from his uncle, [REDACTED] ([REDACTED]) that one or two officers are going to be fired.

-His conscious got "the best of him" when he left the PD after giving a statement.

-What he said in his statement is "substantial" and it is a mitigating factor in the case.

-If his name gets out [REDACTED] said, "I'm fucked." He said he will not be able to show his face on the street and he will get his ass kicked.

I told [REDACTED] I would pass on his request to a supervisor, but I did not know what was going to happen. I told him as far as our conversation this evening I was going to write it in a report and hand it in to my supervisor. I asked [REDACTED] why he did not want the truth to be out (meaning the conversation he had with Sonnenberg) and he did not answer me. I also asked him why he was afraid to have his name released because when he came in the room he told me he did not know Sonnenberg and he did not answer me. I also told



Detective Dave Eklund

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04/27/07 - 9:55 PM

██████████ if Sonnenberg's family reads the statement he gave with his name blocked out they would probably know he (██████████) was the person who gave the statement and ██████████ said they would not know because only he and Ben had that "certain conversation."

My interview with ██████████ ended and he was turned over to the jail staff. I returned to the PD where I made a CD of the interview with ██████████ I had recorded the interview on my digital voice recorder and I transferred the interview from my recorder to a CD.



Detective Dave Eklund

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

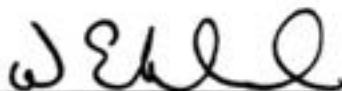
GBPD CR-4

04/27/07 - 5:39 PM

On Friday April 27, 2007 I called [REDACTED] to talk to Maria Carmen Maldonado, [REDACTED]. Carmen was in ICU Room #7 on April 21st when Detective Long and I talked to Cesar J. Grijalva-Ortiz, 12/18/75. On that day Carmen helped translate for Detective Long and I when we talked to Cesar.

The reason I called Carmen was to ask her if she would contact Cesar and tell him the police would like to take a written statement from him about the shooting. I told Carmen to tell Cesar the police only wanted to talk to him about the shooting incident; there was no other matter involved. Carmen took my phone number and said she would try to talk to Cesar and she would call if she talked to him. Carmen also told me that Cesar's family and friends want him to lie about happened. I reminded Carmen what Cesar had originally told me at the hospital (See details of April 21st) and Carmen said that was what "they" wanted him to lie about. Carmen added that there are too many people involved that should not be involved, but she said she would try to talk to Cesar and have him call me. I thanked her and the conversation ended.

A short time later Carmen called me. Carmen said she had talked to Cesar and she said she told him that the police wanted to talk to him about the incident. Cesar told Carmen he was going to call me soon, but he wanted his lawyer present. Carmen said that was all that Cesar told her. I thanked her for her time and the conversation ended.



Detective Dave Eklund

07-105156

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On April 28, 2007 at 12:30PM, I continued the neighborhood canvas in the 600 BLK of Bodart St. I stopped at 607 Bodart St and spoke to the owner of the Mexican restaurant Sergio Plascencia. He closed his business at 11 PM on 4-20-07 and went home.

Jill's located at 613 Bodart St. Owned by Shirley Jacobe, Jill Jacobe. Shirley Jacobe reports that Katie Peters was bartending on Friday night. Since then they all have talked and she does not believe that Katie or any of the regular customers had witnessed anything.

Shirley and Jill Jacobe also operate the boarding house directly to the east of the tavern. There are 20 boarding rooms in this building and all are occupied. Shirley let me in the boarding house to talk to the tenants. I made contact with the following rooms:

Rm #8 Reginald Yates, heard approx 9 shots. Sounded like fireworks.

Rm #9 Anthony Rice, heard 10-12 shots. Sounded like fireworks.

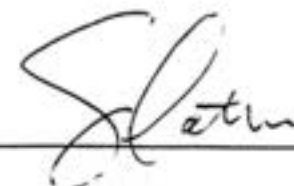
Rm #18 Joe Dekeyser, heard the sirens, went to scene.

Rm #19 Richard Patek, sleeping

Rm #20 James Kastner, Sleeping

The remaining rooms were unoccupied at the time.

I left my card and requested they forward any names or information to me.



Detective S. Peters

CASE # 07-105156

B29

GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET

GBPD CR-4

04/29/07 - 9:32 PM

On Sunday April 29, 2007 I called several people who were patrons in the 720 Club at the time of the shooting. I called people whose names were taken at the time of the incident and were listed on the "Other Parties Info Sheet."

I talked to:

-Kelly R. Summers, [REDACTED], 1811 Badger St. #7. Kelly told me she was in the middle of the club, walking towards the bar when people started screaming. Kelly said she went down to the floor after hearing the shots.

-Veronica Sanchez, [REDACTED], 1749 Edison St. #8. Veronica said she was in the bathroom and when she walked out everyone was yelling, "get down" so she went to the floor.

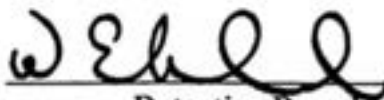
-Alexis Morales-Rivera, [REDACTED], 409 S. Webster #11. Alexis told me he was in the back of the club near the dance floor. He heard gunshots and then his friend pulled him to the floor. Alexis saw officers walk in the club and handcuff someone after they came in the club.

-Sandra Hermida-Torres, [REDACTED], 1126 Pine St., #3. Sandra was with six of her friends in a "patio" area of the club, near the D.J. booth. Sandra said when she heard shots, she went to the floor. She said people in the front of the club were running towards the dance area taking cover. Sandra did not see anyone getting shot.

-Sergio Antonio Rea, [REDACTED], 1485 Morrow St. Sergio said as he was coming out of the bathroom (in the back of the club) he heard screaming so he went to the floor. He did not see anything relating to the shooting.

-Daniel Puga, [REDACTED], 2035 Eastman Ave., #9. Daniel was dancing in the back of the club near the D.J. booth when he heard shots. He told me he went down on the floor. He did not see anything relating to the shooting.

I called several other people on the "Info Sheets," however the numbers were disconnected or I received no answer.



Detective Dave Eklund

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**GREEN BAY POLICE DEPARTMENT
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On today's date April 30, 2007 I was asked to contact the following people that were at Club 720 on April 15, 2007. I spoke with Sergio Herrera-Ledezma phone number [REDACTED]. Sergio stated that he was at the club the night of the shooting. Sergio was inside by the bar Sergio states heard the gunshots and dropped to the floor, but he didn't see anything. End of conversation.

Carlos Hurtado-Ochoa phone number [REDACTED]. Carlos told me that he was at the club, but he towards the back of the club by the bathrooms. Carlos stated he didn't see anything only heard gunshots and people yelling to drop to the floor.

David Rivera-Vega phone number [REDACTED]. No tone when dialing this number.

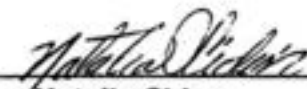
Socrates Lopez-Reyes phone number [REDACTED]. Socrates was towards the back he didn't see anything all he heard was gunshot and to drop to the floor.

Evin Vasquez-Ramos phone number [REDACTED] No answer.

Xiomara Romero phone number [REDACTED]. Left message.

Jaime Rodriguez-Reyes phone number [REDACTED] Left message.

Teodulito Guerrero-Avila phone number [REDACTED] No answer.


Natalia Sidon
Hispanic Liaison

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GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET

GBPD CR-4

04/30/07 - 10:52 PM

On April 30, 2007 Commander Molitor and Lt. Nick asked me to interview Rebecca L. Sonnenberg, [REDACTED] 1121 Edgewood Drive, 660-4931. Commander Molitor said Sonnenberg was coming to the police department (PD) along with her attorney (John Peterson). A short time later Sonnenberg and Peterson arrived at the PD along with Shawna M. Schommer, [REDACTED] 2907 Humboldt Rd., [REDACTED]. (An interview with Schommer was also requested.) Commander Molitor told me Schommer and Peterson were in interview room #5.

I went into room #5 and introduced myself to Schommer and Peterson. Schommer told me she has been with Ben (Sonnenberg) for the past years. She said they lived together. Schommer told me the car Ben was driving at the time of the incident was his car.

Schommer the day of the incident she went to work the Prevea Clinic at 8am, but she did not work until the usual 4:30pm because she had a doctor appointment. Schommer said she left work early for her appointment and arrived home at 5-6pm. She told me she talked to Ben in the morning before work, but then she did not talk to him until later at night. Schommer said Ben called at her 11pm and told her he was at work and that he would be home around 2:30am-3am. (Ben was not at work.)

Schommer said Becky (Sonnenberg) called her around 3-3:30am and told her to call the hospitals to try and find Ben because he had been shot. Schommer said Sonnenberg called her a total of 3-4 times asking her if she had found Ben. She said the last time Sonnenberg called her she told her to pick her up at Walnut/Monroe.

I asked Schommer if Ben was happy or having any type of problems and she said "not that she could see." I asked if talked about any problems he might have been having and she said, "Not to me."

I exited the room and returned, bringing Schommer a bottle of water that she had requested. Upon my return I asked Schommer what language Ben spoke and she said, English. Schommer said he did not speak any other languages.

I also asked Schommer if, in the past, Ben had had any type of suicidal thoughts. She said, "At times, yes." Schommer explained two incidences to me concerning Ben. She said one happened about two years ago when Ben held a knife to his throat and the police tased



Detective Dave Eklund

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him. Schommer said she was not with Ben at that time. The second incident she explained to me happened about three years ago when Ben "swallowed some pills" (over the counter Tylenol) while Schommer was at work. She said she got a call at work and then she took Ben to the hospital.

Schommer said she did not have any questions for me so I escorted her and Peterson to the lobby and then I escorted Peterson and Rebecca Sonnenberg to interview room #5 so I could talk to Sonnenberg.

Sonnenberg told me on the day of the incident she got up at 7am and walked her daughter to school. She said she was home most of the day with her son and boyfriend. Sonnenberg said she was packing most of the day as she was getting ready to move out of the Edgewood Drive address. Sonnenberg told me she went out at 9pm with her sister-in-law (Aldila Escobedo (sp?)). They went to El-Rodeo and then at approximately 11pm Sonnenberg went to Cock-N-Bull where she met Ben and John Hill. Sonnenberg told me she drank two beers throughout the night. She said she did not know what Ben and Hill were drinking.

Sonnenberg said she left the Cock-N-Bull with Ben and Hill (unknown time) and went to 720. She said at 720 she drank water. The three of them stayed at 720 for about 45 minutes to an hour and then they left at approximately 1:20am-1:30am to give a friend a ride to Fat Daddys on Main Street. She said as they were driving out of the lot at Fat Daddys, another car cut Ben off in the parking lot. Sonnenberg told me Ben laid on the horn and words were exchanged. I asked her what was said and she told me, "The guy said something, Ben said something and then Ben said screw it and they left." Sonnenberg said there were no weapons involved. She said her and Ben had stepped out of the vehicle at the time Ben stopped in the parking lot. I asked Sonnenberg if Ben and Hill were upset about what happened at Fat Daddys and she said, "No." She said they left Fat Daddys to go back to 720. I asked Sonnenberg the route they took to 720 and she said, "Down Main St." Sonnenberg said Ben was driving and they drove on Main to Bodart, turned left and then turned right towards 720 when the police stopped them. I asked Sonnenberg how fast they were driving and she said they were going the speed limit. She said the speed limit is 25 and they were going about 30. Sonnenberg said, "They were not speeding." Sonnenberg said, "The cops are pulling us over" and when they stopped she said the officers said, "Please put your hands up." Sonnenberg said she was in the backseat, but she could not



Detective Dave Eklund

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04/30/07 - 10:52 PM

remember if Hill was in the front or back seat. She told me the officers told the driver to "put his hands out the window" and then the officers said, "Please driver step out." Sonnenberg said got out, was turning, putting his hands up and then he got shot. (She said his hands were by his side.) She said Ben was turning or running-he did not go down right away because he kept running.

I asked Sonnenberg if anyone said anything in the car when the police stopped them and she said, "No." Sonnenberg said she turned around (while in the car) and saw the cops had their guns out. Sonnenberg told me she got out of the vehicle after Ben was shot five times. Officers stopped her. Sonnenberg was brought to a police car that was parked down the block and then she was eventually brought to the PD.

Sonnenberg said at the PD a detective gave her a cell phone and she called her dad and Bobby. She also called Shawna (Schommer). I asked Sonnenberg if the only thing she talked to Schommer about was calling the hospitals and she said, "MmHm." I asked her if she remembered saying anything else and she said, "I don't believe so." I asked Sonnenberg if she remembered saying to Schommer that, "This was the way he (Ben) wanted to go out" and she said, "No." She said she was positive she did not say that. The reason I asked Sonnenberg this was because Detective Laitinen had reviewed the DVD of Sonnenberg's interview with Detective Long on the night of the incident and in the interview at 39:46 into the recording Sonnenberg made a call to Schommer and Sonnenberg said:

"...because he said that's the way he wanted to die-right? Because he got pulled over-I think he tried to act like he had a gun, but I'm not saying that in front of them-right? I think this is what he wanted and you know that-right?"

I asked Sonnenberg what she would say if I told her we had those comments on tape and she said, "That's fine." At that point she became upset and got up to leave, but Attorney Peterson stopped her and then she sat back down. Attorney Peterson said not to ask any more questions about this matter. Sonnenberg then said, "If you have me on tape that's fine, but I did not say that-I know that for a fact."



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I asked Sonnenberg if Ben had any suicidal thoughts and she said she said she knew of one in the last four years and she said she had heard of one time that he did but she did not know anything about it and she never asked him about it.

I told Sonnenberg I did not have anymore questions for her and then Attorney Peterson asked her how many times the police had shot at Ben. Sonnenberg said five to six times while he was standing, but that was with three or four guns. Peterson then asked how many times did they shoot when he was down and Sonnenberg said three or four times. This concluded my interview with Sonnenberg and I escorted her and Peterson to the lobby of the Police Department.

My interview with Sonnenberg and Schommer were recorded and transferred to DVD.



Detective Dave Eklund

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**GREEN BAY POLICE DEPARTMENT
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On 04-30-07 at approximately 3:00pm Detective Lt. Nick turned over to me exhibit # 28-DJA-69, a Motorola V262 cell phone. Lt. Nick told me that this cell phone belonged to Benjamin Sonnenberg. Lt. Nick told me that the phone contained text messaging data and asked me to try and export that text messaging data from the cell phone.

The phone was secured in the GBPD Computer Forensics Lab at this time.

On 05-01-07 I connected the cell phone to my Forensic-Computers computer through a USB connection. I used Paraben's Device Seizure software, version 1.0, to do a Logical and Physical acquisition on the cell phone.

The Device Seizure software was able to acquire data from the phone using the Logical acquisition method. Included in the acquired data from the cell phone was Phonebook information, SMS History (text messaging) information and Call History information. I used the Create Report option in the Device Seizure software to create a text report and an html report of the acquired Phonebook, SMS History and Call History data. The text report was printed out and include in the case file. A copy of the text report was turned over to Lt. Nick.

The Device Seizure files associated with the acquisition of exhibit 28-DJA-69, along with the Device Seizure text and html reports, were archived to CD-R media and stored in the GBPD Computer Forensics Lab.

In addition to acquiring data from exhibit 28-DJA-69 using the Device Seizure software, I also used Susteen's Data Pilot software, version 5.2.4, and Motorola's Mobile Phone Tools software, version 3.28. The only information acquired from the cell phone using the Data Pilot and Mobile Phone Tool's software was the Phonebook data. The Data Pilot and Mobile Phone Tool's software indicated that they did not support SMS History



Detective Daniel Bennington

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acquisition for this phone model. The phonebook data acquired by each application was printed out and included in the case file.

On 05-01-07 at approximately 2:50pm I turned exhibit 28-DJA-69 back over to Lt. Nick.



Detective Daniel Bennington

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**GREEN BAY POLICE DEPARTMENT
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05/01/07 - 8:31 PM

On Tuesday, 05/01/07, myself and other Detectives were directed to make contact with patrons who were at 720 Bodart Street at the time of the shooting. Detective Graf and I paired up with CSI Norma Gonzalez.

At 1617 HRS, we spoke with **Maria Veronica Borraz-Champo**, F/H, DOB: [REDACTED] at 810 Schoen Street, [REDACTED]. Maria did not speak English, so CSI Gonzalez translated.

Maria said she was in the back of the club near the bathrooms when she heard shots fired. She said that someone said, "Get down on the ground" or something like this, and she got down on the ground.

Maria said she could not tell if the shots were inside or outside the club. She later heard that someone got shot outside.

Maria did not have anything else to add.

At 1738 HRS, we spoke with **Erin M. Wallace**, F/W, DOB: [REDACTED] at 1343 Bond Street ([REDACTED]).

Erin said she arrived at Studio 720 around 1:00 AM. Erin said two police officers were speaking to three intoxicated Hispanic males. Erin said she knew one of the males, "Jerardo". Erin said she told one of the males to just go home.

Erin said she was near the front of the bar near a table when she noticed police officers standing by the curb. Erin said this was an hour or so after she got there and she thought that maybe, these were the same police officers she saw earlier.

Erin said she noticed two police cars and a red car that was hanging out of the alley a little bit. Erin said 15 to 20 minutes later, she heard the police officers screaming and then she heard gunshots. Erin said she is certain she heard the police officers screaming before she heard the shots.

Erin said she looked out the window and saw two police officers were shooting. Erin explained that they had their guns pointing at someone and she could tell the guns were being fired as she described seeing muzzle flashes. Erin said that she saw someone wearing a baseball cap; she assumed it was a male because of the cap running as the shots were being fired. Erin said that she saw the officers follow the path of this individual with their guns as they fired.

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**GREEN BAY POLICE DEPARTMENT
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05/01/07 - 8:31 PM

Erin was facing toward the front of the bar (to the North) as this was happening; she said the person ran from her left to her right (which would have been West to East).

Erin said she crouched down when the shooting started. Erin said that Cesar, a male who was working the door with his brother, fell during the shooting and she realized that he was hit. Erin said that Cesar was quite close to where she was and fell to the floor with his feet landing underneath a table.

Erin drew the attached diagram to show where she and Cesar were.

Erin said she went to Cesar and he was talking, but his eyes kept rolling back in his head. Erin said the bartender held Cesar's hand and talked to him.

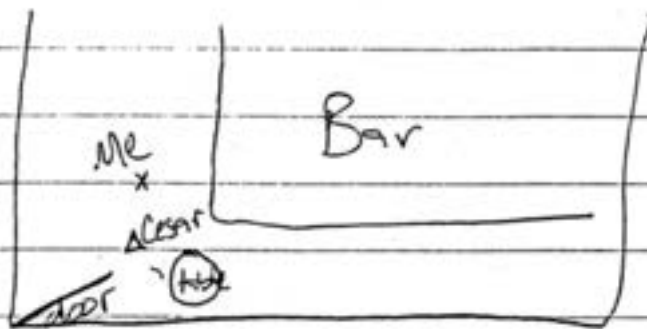
Erin said that about 15 minutes passed and police officers came inside and told someone to lock the door to the bar. Erin said she didn't believe the officers could see that Cesar was down when they came in. Erin said she and others were shouting for someone to tell the police that Cesar was shot.

Someone then went to the front door and yelled to the police that a person was shot inside the bar and about 5 to 6 minutes later, paramedics came inside and tended to Cesar.

Erin said she knows Cesar and his brother. Erin said she has spoken with members of Cesar's family since the shooting. Erin denied that Cesar or his brother said anything about the shooting. I told Erin that for some reason, Cesar did not wish to speak with us though an officer spoke to him shortly after the shooting.

Erin said that Mexicans were in general, afraid to talk to the police.

End of Report



Bodart St

Diagram drawn by Erin Wallace

5/1/07 1745 HRS

For DET. LADIMON

07-105156

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**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

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05/01/07 - 9:17 PM

On 5-1-07, Det Eklund and I attempted to speak to several individuals who were listed as being in Club 720 at the time of the shooting.

We went to **115 S Clay**. Rose Torres was not home at the time but we did speak to **Marebel nmi Ortiz** dob [REDACTED]. She said she works at Club 720, but on the night of the shooting, she was a customer. She said she didn't see anything, and when she heard the gunshots, she dove to the floor. Later we did speak to **Rose Torres** by phone [REDACTED]. She said saw the red lights of police cars and immediately went to the back of the bar. She said she hit the floor when the shots rang out.

We attempted to speak with Edgar Garcia-Rojas but there was **no such address as 1017 Harvey St.**

We went to **1321 Vanderbraak St** and a small child helped translate for the adult female there. She said she did not know an Eric Rodriguez.

We stopped on two separate occasions at **1226 N Danz Lot 6** to speak to Wilson Quinonez, but no one was home.

At **532 S Ashland Ave**, the female there said Kimberly Revera-Powless, moved out on the landlord without paying back rent.

At **708 Mitchell St**, Henrietta Talavera stated she was on the dance floor when she heard the shooting. She then ran to the back of the bar and didn't see anything outside.

At **833 Elmore St**, we were told Rigoberto Villafranca-Diaz had moved.

At **N6544 Seminary Rd**, Jorge Solenos stated he was at the bar drinking. He saw the red lights of the police cars outside but didn't see the officers or the car they had stopped. When the shooting started, he saw the Hispanic employee fall to the floor after being shot.

B41

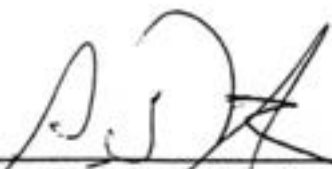
**GREEN BAY POLICE DEPARTMENT
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05/01/07 - 9:17 PM

I sent a TTY to the Town of Menasha Police Dept. and asked them to have an officer make contact with Maria Trejo or Magdaleno Hernandez-Mendoza at 2104 Camelot Ct #7, which is in the Town of Menasha, and have them call me.

I also called the Waushara County Sheriff's Dept. They said they would inform Maria Loera at 506 Town View Ct #39 in Wautoma, to call me.



Det. Gary Fifarek #281

B42

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/01/07 - 9:04 PM

On 5-1-07 I, Detective Graf, along with Detective Laitinen and CSI Gonzalez went and attempted to interview several of the subjects that were located inside of Club 720 on the night of the incident. I spoke with the following individuals:

1. I spoke with a **Roberto Sanchez-Perez** [REDACTED] who lives at 832 Pine St. Roberto stated that he was in the back of the bar by the pool table. Roberto stated that he did not see or hear anything and did not know that anything had happened until he was told by another bar patron.
2. I spoke with a **Marcial Huete-Velazquez** [REDACTED] who lives at 1611 Louise St. Marcial stated that he was standing by the pool table located in the bar. Marcial stated that he heard gunshots, turned around in the direction of the shots, saw police with a he stated that the police "hands were up" (Marcial then raised his hands together with arms outstretched as if pointing a weapon). Marcial stated that he then went down on the ground along with the other bar patrons. Marcial also stated to me that he knew that someone had been shot in the bar. I asked Marcial how could he have seen the police from his vantage point and he told me that he could see the police through a large window located at the front of the bar. Marcial did not see or hear anything else according to him.
3. I spoke with a **Sandra Salinas** [REDACTED] who lives at 2372 Cedar Ridge Ct. Salinas stated that she was standing next to a small table that was located in the middle of the bar by the dance floor. Salinas stated that she heard three gunshots and then she immediately ran into the ladies bathroom that is located at the back of the bar. Salinas did not exit the bathroom until police had entered the bar. Salinas stated that she did not hear or see anything else.

Detective Laitinen spoke with the following individuals: **Erin M. Wallace** [REDACTED], and **Maria Borraz Champ** [REDACTED]. We attempted contact with an **Olvino Alvarez-Mejia** [REDACTED], **Tysha M. Espejo** [REDACTED] and an **Alejandro Ferrer** [REDACTED] but neither was home. Ferrer does live in apartment 10 at 1901 Eastman Ave. Detective Laitinen and I did go to a **Roberto Montalvo-Laureano** [REDACTED] address at 2432 Pecan St but discovered that there is no such address.

end



Detective David Graf #324

CASE # 07-105156

B43

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

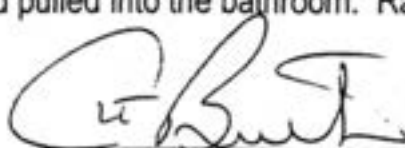
05/02/07 - 7:39 PM

On May 2, 2007 at approximately 7:27 PM, I made phone contact with Amanda J. Cervantes; [REDACTED] I explained to Amanda that I aware that officers at Studio 720 identified her as being present at Studio-720 during the early morning hours of 4-21-07. I then explained to her that I was giving her a follow-up call to ask her some questions surrounding what she may have witnessed or heard during the officer involved shooting that had occurred just outside Studio-720.

Amanda stated she did not see any of the shooting, but did hear approximately three loud bangs, which she described as "like someone was banging on a table." Amanda stated that she was told by some friends to get on the floor that someone was shooting. She said once she got up she ran to the back of the club and eventually left after she gave her name to police.

Previously, At approximately 7:20 PM, I had a TTY sent to the Winnebago County Emergency Dispatch Center with a request to have officers from the appropriate jurisdiction make contact with a female who had identified herself as Rachel NMI Lopez; [REDACTED]. I requested that the responding officers ask Rachel if she would call me in reference to this investigation. I further informed them to let Rachel know that Green Bay Officers had identified Rachel as having been inside Studio 720 on 4-21-07 and I had a few questions that I would like to ask her. The TTY processes was used because Rachel had given officers her address as 145 Douglas St., Neenah, WI, but did not leave a phone number. At 7:41 PM, I received a phone call from Rachel. I was advised that officers from the Town of Menasha were out with her at the Douglas St address.

Rachel advised me that she was in fact at Studio 720 on the night of the shooting. She stated she was there with her mother, whom she identified as Maria A. Loera; [REDACTED]. Maria was also on my list of witnesses that needed to be contacted. Rachel stated that she was out on the dance floor at the time of the incident and heard some "loud noises." She said she was grabbed by some people and pulled into the bathroom. Rachel stated that she came out there were cops all



Lieutenant J. Buth #293

CASE # 07-105156

B44

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/02/07 - 7:39 PM

over the place inside the bar. Rachel stated she originally thought someone had shot a gun inside the bar, but was later told later that it happened outside.

I then spoke to Rachel's mother, Maria. Maria stated that she was sitting at a table near the dance floor when she heard a bunch of gunshots. She said she could see everyone inside the bar dropping to the ground so she ran to the bathroom and locked the door. She said she called 911 on her cell phone and talked to a call taker and told her what was going on. She said she stayed inside the locked bathroom with a bunch of other people until the female D.J. came and got them and told them that they could come out.

At this point, Maria became uncooperative and handed the phone to an officer who was on scene with them I could hear Maria in the background saying *"Why am I cooperating with them if they are arresting you! Here, I don't want to talk to him anymore!"* The officer then told me that Rachel had active and confirmed warrants out of the Town of Menasha, and that Rachel's real name and DOB was Rachel NMI Loera; [REDACTED] I then asked the officer to thank both of the females for their cooperation with this investigation and the phone call was ended.


Lieutenant J. Buth #293

B245

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/03/07 - 8:29 PM

On 5-2-07 I, Detective Graf, along with Officer Ramos attempted to locate and interview several more subjects that were located in Club 720 on Bodart St. I have listed the following results.

1. **Elvin Augusto Vasquez-Ramos**, 1321 Chicago St. Wrong address
2. **Xiomara C. Romero** 1325 Stuart St, Not home
3. **Juan Carlos Arango-Chvarria** and **Sergio Antonio Rea**, 1485 Morrow St, No address
4. **Vanessa A. Solberg**, 2491 University Ave Upper. Solberg stated that she was dancing on the dance floor and did not realize anything was happening until a friend of hers pulled her to the ground. Solberg did not see anything prior to that and did not hear the gunshots.
5. **Alexis Morales-Rivera**, 409 S. Webster Ave #111. Alexis stated that when he first arrived at club 720 he saw two officers outside of the club. Alexis stated that it was about 45 minutes later when he first heard 2-4 shots and then 5 minutes later at the most he heard 2 or so more shots. Alexis stated that he was standing by the dance floor when he heard the shots and immediately went to the ground. Alexis did not see or hear anything prior to the gunshots.
6. **Raul Colon-Rodriguez**, 2805 Eastman Ave #5, No such address
7. **Rolando J. Guadamui-Aguilar**, 1004 Clement St #7, spoke with a female who stated that Rolando works 2nd shift and will not be home until after 11pm. Gave phone number of 360-6643. Female is Anna Martinez who is Rolando's mother. Anna told me that Rolando told her that he heard one shot and got down.
8. **Antonio Macias-Martinez**, 1121 Eastman Ave, told he went to Mexico due to ill family member.
9. **Adrian Jimenez-Jimenz**, 1017 E. Walnut St, no one home.
10. **Saul Ramos Diego** and **Rogelio Leyua Montiel**, 2222 Farlin Ave, No such address.
11. **Henry Coriano-Ortiz**, 1125 Cherry St #25, there is no such apartment number. Looked at the mailboxes and saw no corresponding name, also spoke with other tenants who did not know subject.
12. **Rafael Jesus Fiqueroa-Galdamez**, 1588 Elm St, at work, given phone number or [REDACTED]
13. **Alejandro Ferrer**, 1901 Eastman Ave #10. Ferrer stated that he was towards the back of the bar by the bathrooms when he heard two gunshots. Ferrer stated that he then went to the ground. Ferrer did not see or hear anything else.
14. **Olvino Alvarez-Mejia**, 2021 Deckner Ave #218. No one was home but appeared to be wrong address because the name Clark was on the buzzer and mailbox.

B46

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/02/07 - 1:47 PM

On Tuesday, May 2, 2007 I was assigned follow-up interviews with patrons of club 720, 718 Bodart St., on the night of the incident. Lt. Nick contacted United Translators and at about 1020 hrs, Jennifer Alvarado arrived at the Green Bay Police Department to assist me.

Of the remaining persons to be contacted, contact was made with two individuals.

At 214 Newhall we made contact with **Juan Pablo Ledesma-Francisco** who said he was on the dance floor with his girlfriend, **Amanda J. Cervantes** [REDACTED] (who is also on the contact list and can be contacted after 1500 hrs). He said that he heard three "pops" and somebody shout "they're shooting" and he and Amanda fell to the floor and crawled to a storage room near the back of the bar before police came into the bar to check on people. He said he did not see anything that went on outside.

We also spoke to **Sergio Antonio Rea** who lives at 1485 Morrow St. Sergio told us that he was in the bathroom when the shooting happened and did not see anything until he came out and people were lying on the floor and the police were coming in the bar.

BYA

GREEN BAY POLICE DEPARTMENT

Detail Sheet

CASE # 07-105156 DATE 05-02-07

COMPLAINANT/VICTIM _____ TIME _____

On the above date I reviewed the results from the cell phone of Ben Sonnenberg. I was interested in the activity on April 21 around 1:56 AM. I reviewed the dialed calls starting at 12:00 AM. There were a total of 26 calls made.

Of the 26 calls, 17 were to the phone number of [REDACTED]. That number comes back to Einstein PC (Airadigm Communications) with no name listed. It is possible that this phone is a pay as you go cell phone. All of the calls were under 1 minute in length. It is possible that nobody answered the phone.

Of the 26 calls, 4 were to the phone number of [REDACTED]. That number comes back to Cellcom phone with a listed name of John Cisler. The connection at 12:00 AM lasted 1:57, and at 1:20 lasted 1:16. It appears that the other 2 calls were not answered.

At 1:01 AM a call was made to [REDACTED], which is a Southwestern Bell line listed to Yellow Cab. That call lasted 3:22.

At 1:52 AM a call was made to [REDACTED]. The number belongs to US Cellular with no name listed. The connection lasted for 1:15.

At 1:56 AM a call was placed to [REDACTED]. That number comes back to New Cell Inc (DBA Cellcom) listed to Dora Teller. The call lasted for :18.

The phone of Ben Sonnenberg received 18 calls between 12:00 and 2:42 AM. Of the 18 calls 6 calls were made to [REDACTED]. That number comes back to Einstein PC

B4g

GREEN BAY POLICE DEPARTMENT
Detail Sheet

CASE # 07-105156 DATE 05-02-07

COMPLAINANT/VICTIM _____ TIME _____

(Airadigm Communications) with no name listed. It is possible that this phone is a pay as you go cell phone. At 12:09 AM the connection lasted for 1:59. At 12:42 AM a call was received and lasted for 3:58. The other calls didn't list any length of time.

Of the calls, [REDACTED] received 9. That number comes back to a Cellcom phone with a listed name of John Cisler. Four of the calls showed a connection that lasted for less than 49 seconds. The other calls didn't have any length of call.

The remaining 3 calls were from [REDACTED] That number was programmed in the phone with a name of Dan. There was no time length for these 3 calls.

Two text messages were sent both to [REDACTED]. That number comes back to Einstein PC (Airadigm Communications) with no name listed. One was sent at 1:14 which had the message of "Don't leave me hanging your my sis." The other message was sent at 1:35 AM and the message was, "Don't treat me like a bitch b honest."

See attached spreadsheet.

B49

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/03/07 - 8:29 PM

On 5-3-07 Lt. Buth and myself went and attempted to locate more subjects that were located inside of Club 720. Here are the following results.

1. **Rogelio Leyua Montiel**, 527 5th St, informed that Rogelio no longer lives there.
2. **Joshua L. Vigil**, 1424 S. Norwood Ave, Vigil stated that he was dancing on the dance floor when everyone else suddenly went down to the ground and so did he. Vigil did not hear or see anything prior to that.
3. **Luis F. Mendoza-Zambram**, 1136 Reed St. Luis stated that he was standing by the bathrooms when he heard about 8 shots. Luis stated that he then got down onto the ground and stayed until the police let him go.
4. **Rosella Sanchez-Garcia**, 3262 Dreamer Ln. Rosella stated that she was by the pool table playing pool when she heard about 5 or more shots. Rosella stated that she looked up and that she did see Cesar fall to the ground. Rosella stated that it was about 20 minutes later that the police entered the bar pointing guns at everyone. Rosella stated that she stayed at the bar until let go by the police. Rosella stated that she did not know that anything had happened outside of the bar, Rosella stated that she had thought that something had happened inside of the bar.

B50

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/03/07 - 4:38 PM

On 5-2-07, I received a phone number for **Magdaleno Hernandez-Mendoza**, [REDACTED] [REDACTED] I called the number and spoke with Magdaleno but it was difficult to understand him speaking broken English. I told him I would call back with a translator.

On 5-3 **Hispanic Liaison, Natalia Sidon**, called Magdaleno. He told her that on the morning of the shooting, he was in the middle of the bar. He said he did not see what was going on outside with the police and dove to the floor when he heard the gunshots.

His girlfriend, **Maria Trejo**, said she was not facing the front of the bar when the shoots started and just hit the floor.

Rafael Jesus Figueroa-Galdamez also came into HQ. Det Graf attempted to speak to him yesterday but he did not speak English. Ofc Ramos spoke to Rafael who said he heard four shots and dove to the floor. He did not see anything outside the bar. We thanked him for coming in.

I also received a TTY back from Waushara County Sheriff's Dept. They apparently had spoken to relatives of **Maria Loera** in Wautoma who were in the process of moving. They did not have a phone number for her but were going to pass on my name and number to her. The Sheriff's Dept had a phone number of [REDACTED] in their records from a prior contact. I called the number and a male who answered stated he did not know of a Maria.

B5)

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/03/07 - 8:09 PM

I was directed to take a formal, video recorded statement from **Erin Wallace**. I called Erin on 05/02/07 and we made an appointment for 05/03/07 at 7:00 PM.

I met with Erin at the police department right at 7:00 PM. I brought Erin to interview room #5 and I took a formal statement from her.

Erin had mentioned during our contact at her residence on 05/01/07 that she knew Cesar and his family. I told Erin that Cesar did not wish to speak with us when we tried follow up contact. Erin told me today that she has talked to the family and they informed her that they retained an attorney who directed them not to speak to anybody about the incident.

Erin told me that she went to the club with her friend, **Roselle Sanchez**. Erin said she spoke to Roselle today, and Roselle informed her that nobody from the police had contacted her. Erin gave me Roselle's telephone number and Detective Graf later called Roselle and interviewed her.

I took a three-page statement from Erin, which she reviewed, made a correction (which I re-typed) and signed as being true and correct.

Erin told me that some people had asked her since the incident if she was upset with the police. Erin said she told these persons that she didn't know all that happened, so, she could not make a judgment.

The statement was audio-visually recorded and I burned two DVD's. One was put into evidence and the other with the case file.

End of Report

B52

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

On May 3, 2007, at 2 PM I attempted to contact residents at 329 N Jackson St. Some apartments at this location overlook the 700 Blk of Bodart St. I made contact with Dennis Jacobs who resides in apt 5. He had been out of town on the date in question. I did note the tenants names from the mailbox for the remaining tenants who had not been contacted to date.

Page 1 of 1

CASE # 07-105156

07-105156

07-105156

Detective S. Peters

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

B53

GBPD CR-4

05-05-07

On today's date, DET Peters and myself went to the following locations in order to speak with possible witnesses reference this incident:

1118 Cherry ST. We attempted to make contact with Migugl A. Silva-Sambolin. We made contact with Arian Sidon APT. 20. He indicated he doesn't know of anyone by that name living in this apartment building. We attempted to make contact at APT. 23 since the indoor mailbox indicated 'Perez' lives here. There was no answer at the door.

1746 Kimball ST. We attempted to make contact with Jose L. Ortega. DET Peters had attempted to make cell phone contact with Ortega [REDACTED] but received no answer. A female Hispanic adult answered the door that indicated she spoke little or no English. She was asked if Ortega lives there and she indicated she didn't understand. I had asked for her identification, and she again indicated she didn't understand. She was left a business card with a request for Ortega to contact me. In the driveway, there were 3 (three) vehicles present with the following plates: 897LVG (WI), 833919 (WI TRK), and 191KXU. Plates were checked in order to learn if a Jose Ortega possibly lived at this residence.

897LVG (WI). 1996 GRN CHEV CORISICA Oscar R. Orlando [REDACTED] 815 Shawano AV Green Bay.

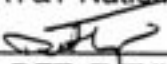
833919 (WI TRK). 2004 BLU FORD TRK Jose L. Ortega or Jennifer M. Ortega 1731 Badger ST Green Bay.

191KXU (WI). 1996 BLU NISSAN ALTIMA Miguel Angel Castellanos-Rivera 1746 Kimball ST Green Bay.

1004 Clement ST. APT 7. We went to this apartment in order to make contact with Rolando J. Guadamui-Aguilar. We spoke with [REDACTED] who indicated Rolando is his brother, but is working till 5PM today. I asked him to have Rolando contact me, and he was given my business card. He indicated that Rolando works at 'Areocast' (sp?) in Shawano, WI. [REDACTED] stated that Rolando was not working on Sunday, May 6th 2007.

2491 University AV. We made contact with Vanessa A. Solberg [REDACTED] (cell phone). She indicated she had already spoken with two officers here (at the University AV office) and one wore a uniform. Solberg stated she had not heard or seen anything, but her friend, Jana Halvorsen was there. Halvorsen told Solberg that she (Halvorsen) had heard two (2) shots. Solberg said Halvorsen has no telephone and was asked to have Halvorsen contact GBPD. There is no listing in AT&T telephone book, or in the AT&T Nationwide directory for Jana Halvorsen.

Page 1 of 2

 #152
DET. T. TYLER#152

CASE # 57-
105156

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

B54

GBPD CR-4

I checked LRMS and learned of a possible name plus address for Jana K. Halverson F/W [REDACTED] 3270 Peterson RD Green Bay, WI 54311 [REDACTED] (cell phone). I attempted to call this cell phone number and learned that it is no longer in service.

I then proceeded to 3270 Peterson RD. There was no answer at the door. I left a business card for Halverson (if she lives there) to contact me. There is a WHI CHEV S10 Blazer in the driveway with plate BK69230 (WI TRK). The vehicle is registered to Kyle R. Schaut [REDACTED] 4240 S. Sunburst LN New Franken, WI 54229-9586.


DET. T.TYLER#152

CASE # 07-
105156

B55

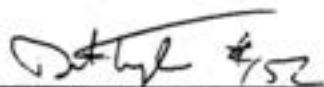
**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

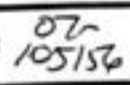
GBPD CR-4

05-05-07

I received a voice mail message from Jose Ortega, and Unity Phone System indicated the call came from [REDACTED]. The message stated that he (Ortega) would be available for interviewing on Monday afternoon. I called this telephone number back.

I made contact with Jose Ortega by this telephone number. He indicated he was at his girlfriend's in Shawano. I asked him if he had seen or heard anything at 720 Bodart ST on the night of this incident. Ortega said he was dancing in a corner when he had heard 4 (four) gunshots. He said he thought that someone was shooting inside of the club. He then adds he saw a Hispanic guy on the ground in the club. I asked him if he saw anything happen outside of the club, and he told me 'no, only the inside'. He was asked if he could come to GBPD before Monday in order to have what he told me placed into a written statement. Ortega said the earliest he could come into GBPD was 4PM on Monday. I thanked him for his information, and told him we would confirm the appointment. I also asked him the best telephone number to contact him at. He told me [REDACTED]


DET. T.TYLER#152

CASE # 

B54

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

05/07/07 - 2:49 PM

I was asked to follow up on contacting possible witnesses from the shooting on Bodart St.

On 5-4-2007, I went to 1115 and 1119 Cherry St. I called Abby Norstrum (owners/landlords of both buildings). Abby told me that she knows all of her listed tenants and most of their friends that stay with them.

I asked Abby about people known as David Vega Rivera, Jesus Feliciano Ruiz-Lucas, Migugl A Silva-Sambolin, and Henry Coriano-Otriz. Abby told me that she did not rent to anyone with those names and that she did not remember ever hearing those names before.

I checked the mail boxes at 1115, 1119, and at 1118 Cherry and did not find any of these names or an thing like them.

B5a

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

On May 7, 2007, I contacted Diana L Steeno, 1168 Shawano Ave, and telephone [REDACTED] I woke her up at 11:45AM. She is the night dispatcher for Yellow Cab. She was working 6PM- 6AM on April 21, 2007.

Steenno confirmed that Ben Sonnenberg had called her during her shift on April 21, 2007. She thought he called her at 10:30 PM. He said he was scared and that some one threatened his life. He was worried he wasn't going to make it until the morning. He gave her some telephone numbers to call in case something happened to him. Steeno said she only spoke to Ben once that night.

I told Steeno that telephone records indicated that Ben Sonneberg called the Yellow Cab telephone number 435-1111 at 1:01 AM. The call lasted 3.5 minutes. Steeno said that she may have been mistaken and that maybe it was 1AM when she talked to Ben instead of 10:30 PM like she said earlier.

Steenno reports that there was another person answering phones on April 21, 2007. Tony Kuippenberg was also working that night. He does not have a phone. I obtained his home address from Yellow Cab. I went to his home at 521 Chicago St. I knocked on the door and identified myself. A dog was barking inside. An unidentified person moved the towel covering the window in the entrance door and looked out. I was not able to identify the person. The person put the towel back and didn't answer the door. I knocked again and called out to the person to open the door. There was no response.



Detective S. Peters

B58

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

J CR-4

y 7, 2007 @ 1020 hrs.

On the above time and date, Cmdr. Molitor assigned me to follow-up on this case. My assignment was to make contact with the owners of two phone numbers that were given to investigators by an employee of Yellow Cab.

The numbers given to me are [REDACTED] and [REDACTED]. Prior to calling these numbers, I attempted to find the subscriber name for each phone number. I used an Internet search site called "Phone Validator". The site provided the type of number and the company that owns the number, but it did not provide the subscriber names. I contacted the BCDTF and asked them to run the numbers through their locator program and received the same results.

When I called the first listed number, the phone went right to voicemail. I identified myself and left a message for the owner to call me as soon as possible. I called the second number and a male answered. I identified myself to the male and asked him his name. The male was uncooperative and started telling me the same things that he told Det. Eklund when he made contact on 4-21-07.

This male would only identify himself as "Anthony" I tried to explain to him that we just needed to verify some information on his identity and to asked him a few questions about the case. "Anthony" interrupted me and said that I would have to call his lawyer and then hung up on me. I made a return call and left a message for Anthony to have his lawyer call me.

No further details.

B59

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

On 05/07/07, I spoke with a US Cellular agent at 2285 S. Oneida St. reference accessing text messages from the blue Motorola cell phone belonging to Ben Sonnenberg (exhibit #28-DA-69) turned over to me by Lt. Buth.

When the phone is turned on, there is a marijuana leaf displayed on the background with the word "dickhead" above it.

The US Cellcom agent provided me with information that allowed me to locate the voicemail, inbox and outbox in the messaging center.

The following 58 text messages were found in the inbox:

- Message #58 from [REDACTED]: "What u got?" 10:30 p.m., 04/20/07.
- Message #57 from [REDACTED]: "2 people I know want some so what chu working wit?" 10:28 p.m., 04/20/07.
- Message #56 from [REDACTED]: "Tryna get some. U got?" 10:20 p.m., 04/20/07.
- Message #55 from My Girl: "Not even just 2 borrow? What a guy." Call: My Girl, 8:44 p.m., 04/20/07.
- Message #54 from My Girl: "Well rt now hes being good but B4 I couldn't get him 2 stop biting. Where is the thing from Tony?" Call: My Girl, 8:41 p.m., 04/20/07.
- Message #53 from My Girl: "I think we have 2 get rid of him." Call: My Girl, 7:54 p.m., 04/20/07.
- Message #52 from Amos: "Fwd: PUFF PUFF PASS! this is a cellular blunt so dont fuck up the rotation keep this shit movin til the whole world hits it! HAPPY 420!!" Call: Amos, 5:37 p.m., 04/20/07.
- Message #51 from Jarrel: "Fwd: PUFF PUFF PASS! this is cellular blunt so dont fuck up the rotation keep this shit movin til the whole world hits it! Happy 420!" 5:36 p.m., 04/20/07.

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May 07, 2007

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PHONE Validator™

IS IT A CELL OR IS IT A LANDLINE?

REVERSE CELL PHONE AND NON-PUBLISHED TELEPHONE NUMBERS HERE FOR FREE TO LEARN THE PHONE COMPANY!

Cell Phone Reverse

Get the caller's name -
now! Just \$14.95!

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Cheap. Accurate.

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Unlisted Phone Check

We can reverse a non-pub
number INSTANTLY!

Only \$14.95!

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Phone Number:

Date of this Report:

Phone Line Type:

Phone Company:

Phone Location:

Directory Assistance Results:

Google Results:

RESULTS:

[REDACTED]

May 07, 2007

Cell Phone

Cingular Wireless

HINSDALE, IL

[Click here for results](#)

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SEARCH AGAIN!

Cell Phone Reverse

Get the caller's name -
now! Just \$14.95!

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Non-Pub Phone Search

Phone number not
published? No problem!
Get the owner here!

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Cell Owner Search

Reverse cell search.
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Only \$14.95!

www.PhoneSmasher.com

B62

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #50 from [REDACTED]: "Subject: FW: Msg: Fwd: Row row row yr blunt twist it at the end. Light it up take a puff and pass it to a friend. Keep it going. Happy 420!!" 5:22 p.m., 04/20/07.
- Message #49 from Marty: "Fwd: PUFF PUFF PASS! this is a cellular blunt so dont fuck up the rotation keep this shit movin til the whole world hits it! Happy 420!!" 5:20 p.m., 04/20/07.
- Message #48 from [REDACTED]: "What r u guna do tonite" 3:59 p.m., 04/20/07.
- Message #47 from [REDACTED]: "Subject: RE: Msg: Ryan have this to us and told us to bring that to you." 3:18 p.m., 04/20/07.
- Message #46 from [REDACTED]: "This money is going to ryan strolman. Thanks." 3:04 p.m., 04/20/07.
- Message #45 from [REDACTED]: "Happy holidays! :)" Call [REDACTED] 1:03 p.m., 04/20/07.
- Message #44 from [REDACTED]: "Subject: FW: Msg: PUFF PUFF PASS! this is a txt blunt so dont fuck up da rotation keep dis shit movin til da whole world hits it! Happy 420!" 12:45 p.m., 04/20/07.
- Message #43 from [REDACTED]: "What r u doing" 12:41 p.m., 04/20/07.
- Message #42 from [REDACTED]: "Goodmorning Ben!" 9:22 a.m., 04/20/07.
- Message #41 from: Amos: "ORIGINAL MSG: Fwd: Hey! I started a garden! I got my dirt, my seeds and my water... All I need is a hoe... You busy?" Call: Amos, 1:30 a.m., 04/20/07.
- Message #40 from Jarrel, "Fwd: Hey! I started a garden! I got my dirt, my seeds and my water... All I need is a hoe... You busy!?!?" 1:29 a.m., 04/20/07.

B63

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #39 from: Marty: "Your a dumb ass I don't have a flip phone so your the bitch hoe." 1:05 a.m., 04/20/07.
- Message #38 from Matt Lock: "ORIGINAL MSG: It's so funny HAVING ur ass in CHECK!! I made u open ur phone for nothing.. Who's my BITCH! Keep this lax." Call: 920-000-0000, 1:00 a.m., 04/20/07.
- Message #37 (duplicate) from [REDACTED]: "Where r u" 12:40 a.m., 04/20/07.
- Message #36 from [REDACTED]: "We should talk." 12:13 a.m., 04/20/07.
- Message #35 from [REDACTED]: "What r u doing tonite?" 12:11 a.m., 04/20/07.
- Message #34 from [REDACTED]: "Do u still hate me?" 12:09 a.m., 04/20/07.
- Message #33 from: 111-222-3333: "US Cellular has a FREE dance mix ring tone and spring break wallpaper 4 U in the spring fever folder in REALTONE jukebox and MTAT2 wallpapers!" 4:12 p.m., 04/19/07.
- Message #32 from [REDACTED]: "A moment of silence for the 33 students murdered yesterday at Virginia Tech. Send this to everyone u dont want to lose." 2:07 p.m., 04/19/07.
- Message #31 from: Amos: "Original MSG: A teen girl asked her ma "is it true babies cum out where boys put their penis?" Mom said yes, the g" Call Amos, 9:54 p.m., 04/18/07.
- Message #30 from Josh: "Fwd: Fwd: Fwd: (FW:) 96% of Americans say oh shit before going in the ditch, the other 4% are from Wisconsin and say hold my beer and watch this shi" 5:05 p.m., 04/18/07.
- Message #29 from Amos: "ORIGINAL MSG: Pussy is like snow, it dosnt cum when its supost 2, U either get 2 much of it or not enough, and o" Call: Amos, 4:28 p.m., 04/18/07.

B64

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #28 from Amos: "Original MSG: God made whiskey, God made pepsi, God made me so fuckin sexy! God made rivers, God made lakes, God ma" Call: Amos, 4:27, 04/18/07.
- Message #27 from Amos: "Original MSG: Look I haven't had any in awhile I miss the way it goes in hard and comes out soft and wet I know I" Call: Amos, 4:27 p.m., 04/18/07.
- Message #26 from [REDACTED]: "Can u give me a ride home this tootie" 10:14 a.m., 04/18/07.
- Message #25 from [REDACTED]: "R u coming back or not? Cuz I dont wanna leave my doors unlocked if u aint coming back" 3:10 a.m., 04/18/07.
- Message #24 from [REDACTED]: "I'm gonna leave the doors open. Just come in. The room on the rite." 3:00 a.m., 04/18/07.
- Message #23 (duplicate) from [REDACTED]: "Ok." 2:33 a.m., 04/18/07.
- Message #22 from [REDACTED]: "R u bringing anybody back wit u?" 2:32 a.m., 04/18/07.
- Message #21 (duplicate) from [REDACTED]: "R u coming back?" 2:27 a.m., 04/18/07.
- Message #20 from [REDACTED]: "One of the girls left cuz u took too long!" 2:05 a.m., 04/18/07.
- Message #19 (duplicate) from [REDACTED]: "7 after?" 12:43 a.m., 04/18/07.
- Message #18 from [REDACTED]: "U stil there?" 12:38 a.m., 04/18/07.
- Message #17 from [REDACTED]: "I will be later! Lol yes." 12:21 a.m., 04/18/07.
- Message #16 from [REDACTED]: "Ok. R u driving?" 12:19 a.m., 04/18/07.
- Message #15 from [REDACTED]: "Who u with?" 12:16 a.m., 04/18/07.

B65

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #14 from [REDACTED]: "Ok. I'll be there in a bit. Who you with?" 12:09 a.m., 04/18/07.
- Message #13 from [REDACTED]: "What r u going there 4?" 12:07 a.m., 04/18/07.
- Message #12 from [REDACTED]: "Shud I meet u there?" 12:06 a.m., 04/18/07.
- Message #11 from [REDACTED]: "Where the fuck is that?" 12:01 a.m., 04/18/07.
- Message #10 from [REDACTED]: "Get a lil drunker. Where u at?" 11:59 p.m., 04/17/07.
- Message #9 from [REDACTED]: "U drunk?" 11:58 p.m., 04/17/07.
- Message #8 from [REDACTED]: "Home" 11:56 p.m., 04/17/07.
- Message #7 from [REDACTED]: "What r u doing?" 11:55 p.m., 04/17/07.
- Message #6 from [REDACTED]: "Yup" 11:55 p.m., 04/17/07.
- Message #5 from Mark D: "I'll get 2 ya tomorrow. Gotta run 2 K-town. Ya know. ADR." 11:35 p.m., 04/17/07.
- Message #4 from Mark D: "Sorry I missed ur call. Handln something. I'll hit u up shortly playboy. Need 2 handle this. I'll holla." 9:44 p.m., 04/17/07.
- Message #3 from [REDACTED]: "Whatcha doin tonite?" 7:56 p.m., 04/17/07.
- Message #2 from [REDACTED]: "Are you working Thanks" 11:55 p.m., 04/16/07.
- Message #1 from My Girl: "Fuck u 4 hanging up on me." Call: My Girl, 3:16 p.m., 04/16/07.

I next reviewed the 45 messages in the outbox:

- Message #45 to [REDACTED]: "Dont treat me like a bitch B honest." Sent: 04/21/07, 1:35 a.m. Delivered: 04/1/07, 1:35 a.m.

B66

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #44 to [REDACTED]: "Dont leave me hanging your my sis." Sent: 04/21/07, 1:14 a.m. Delivered: 04/21/07, 1:14 a.m.
- Message #43 to [REDACTED]: "Fiftys nd hundreds" Subject: RE: Sent: 04/20/07, 10:34 p.m. Delivered 04/20/07, 10:34 p.m.
- Message #42 to [REDACTED]: "Fiftys nd hundreds" Subject: RE: Sent: 04/20/07, 10:32 p.m. Delivered: 04/20/07, 10:33 p.m.
- Message #41 to [REDACTED]: "Whats up." Subject: RE: Sent: 04/20/07, 10:31 p.m. Delivered: 04/20/07, 10:31 pm.
- Message #40 to [REDACTED]: "Yes" Subject: RE: Sent: 04/20/07, 10:26 p.m. Delivered: 04/20/07, 10:27 p.m.
- Message #39 to My Girl: "He wants 25 dollars I don't have" Subject: RE: Sent: 04/20/07, 8:46 p.m. Delivered: 04/20/07, 8:46 p.m.
- Message #38 to My Girl: "Ok why I luv u we r kind a busy" Subject: RE: Sent: 04/20/07, 8:36 p.m. Delivered: 04/20/07, 8:36 p.m.
- Message #37 to [REDACTED]: "Hes in jail and he would gaink me u dirty crack whore" Subject: RE: Sent 04/20/07, 3:24 p.m. Delivered: 04/20/07, 3:24 p.m.
- Message #36 to [REDACTED]: "Answer me what about ryan" Subject: RE: Sent: 04/20/07, 3:19 p.m. Delivered: 04/20/07, 3:19 p.m.
- Message #35 to [REDACTED]: "What u talking about" Subject: RE: Sent: 04/20/07, 3:15 p.m. Delivered: 04/20/07, 3:15 p.m.
- Message #34 to [REDACTED]: "What u talking about" Subject: RE: Sent: 04/20/07, 3:09 p.m. Delivered: 04/20/07, 3:09 p.m.

B67

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #33 to Josh: "ORIGINAL MSG: Its so funny HAVING ur ass in CHECK!! I made u open ur phone for nothing.. who's my bitch!" Subject: W: Sent: 04/20/07, 10:08 a.m. Delivered: 04/20/07, 10:08 a.m.
- Message #32 to Josh: "ORIGINAL MSG: Forward: Hey! I started a garden! I got my dirt, my seeds and my water... All I need is a hoe... You busy?" Subject: FW: Sent: 04/20/07, 10:17 a.m. Delivered: 04/20/07, 10:17 a.m.
- Message #31 to Amos: "ORIGINAL MSG: Its so funny HAVING ur ass in CHECK!! I made u open ur phone for nothing.. who's my bitch! Keep this LAX." Subject: FW: Sent: 04/20/07, 1:35 a.m. Delivered: 04/20/07, 1:35 a.m.
- Message #30 to Jarrel: "ORIGINAL MSG: Its so funny HAVING ur ass in CHECK!! I made u open ur phone for nothing.. who's my bitch!" Subject: FW: Sent: 04/20/07, 1:07 a.m. Delivered: 04/20/07, 1:08 a.m.
- Message #29 to Marty: "ORIGINAL MSG: Its so funny HAVING ur ass in CHECK!! I made u open ur phone for nothing.. who's my bitch!" Subject: FW: Sent: 04/20/07, 1:06 a.m. Delivered: 04/20/07, 1:07 a.m.
- Message #28 to Matt Lock: "Fuck u homo" Sent: 04/20/07, 1:01 a.m. Delivered 04/20/07, 1:02 a.m.
- Message #27 to [REDACTED]: "When where" Subject: RE: Sent: 04/20/07, 12:16 a.m. Delivered 04/20/07, 12:17 a.m.
- Message #26 to [REDACTED]: "Nothing whats up" Subject: RE: Sent: 04/20/07, 12:16 a.m. Delivered 04/20/07, 12:16 a.m.
- Message #25 to [REDACTED]: "Ive been missing u a lot" Sent: 04/20/07, 12:14 a.m. Delivered: 04/20/07, 12:14 a.m.

B68

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #24 to [REDACTED]: "Home" Subject: RE: Sent: 04/20/07, 12:13 a.m.
Delivered: 04/20/07, 12:13 a.m.
- Message #23 to [REDACTED]: "No" Subject: RE: Sent: 04/20/07, 12:12 a.m.
Delivered: 04/20/07, 12:12 a.m.
- Message #22 to Justin: "When r u leaving" Sent: 04/19/07, 11:47 a.m. Delivered:
04/19/07, 12:51 p.m.
- Message #21 to Josh: "ORIGINAL MSG: Pussy is like snow, it dosnt cum when its
supost 2, u either get 2 much of it or not enough, and o" Subject: FW: Sent:
04/18/07, 5:06 p.m. Delivered: 04/18/07, 5:06 p.m.
- Message #20 to Josh: "ORIGINAL MSG: God made whiskey, God made pepsi,
God made me so fuckin sexy! God made rivers, God made lakes, God ma" Subject:
FW: Sent: 04/18/07, 5:06 p.m. Delivered: 04/18/07, 5:06 p.m.
- Message #19 to Josh: "ORIGINAL MSG: Look I havent had any in a while I miss
the way it goes in hard and comes out soft and wet I know I" Subject: FW: Sent:
04/18/07, 5:05 p.m. Delivered: 04/18/07, 5:05 p.m.
- Message #18 to [REDACTED]: "Mike" Subject: RE: Sent: 04/18/07, 2:35 a.m.
Delivered: 04/18/07, 2:35 a.m.
- Message #17 to [REDACTED]: "Cum here" Subject: RE: Sent: 04/18/07, 2:13 a.m.
Delivered: 04/18/07, 2:13 a.m.
- Message #16 to Mark D: "I almost got jumped" Subject: RE: Sent: 04/18/07, 1:45
a.m. Delivered: 04/18/07, 1:46 a.m.
- Message #15 to [REDACTED]: "Yes" Subject: RE: Sent: 04/18/07, 12:41 a.m.
Delivered: 04/18/07, 12:42 a.m.

B69

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #14 to [REDACTED]: "U cumming" Subject: RE: Sent: 04/18/07, 12:23 a.m. Delivered: 04/18/07, 12:23 a.m.
- Message #13 to [REDACTED]: "Yes" Subject: RE: Sent: 04/18/07, 12:22 a.m. Delivered: 04/18/07, 12:22 a.m.
- Message #12 to [REDACTED]: "Good friends" Subject: RE: Sent: 04/18/07, 12:20 a.m. Delivered: 04/18/07, 12:20 a.m.
- Message #11 to [REDACTED]: "Yes 2 drink" Subject: RE: Sent: 04/18/07, 12:10 a.m. Delivered: 04/18/07, 12:11 a.m.
- Message #10 to [REDACTED]: "The old ron and lucys next 2 2late" Subject: RE: Sent: 04/18/07, 12:06 a.m. Delivered: 04/18/07, 12:06 a.m.
- Message #9 to [REDACTED]: "Will b at 7 after in fifteen" Subject: RE: Sent: 04/18/07, 12:03 a.m. Delivered: 04/18/07, 12:03 a.m.
- Message #8 to [REDACTED]: "Not yet" Subject: RE: Sent: 04/18/07, 12:01 a.m. Delivered: 04/18/07, 12:01 a.m.
- Message #7 to [REDACTED]: "Lets fuck" Subject: RE: Sent: 04/18/07, 12:00 a.m. Delivered: 04/18/07, 12:00 a.m.
- Message #6 to [REDACTED]: "Whereu at" Subject: RE: Sent: 04/18/07, 11:58 p.m. Delivered: 04/18/07, 11:58 p.m.
- Message #5 to [REDACTED]: "U drinking" Subject: RE: Sent: 04/17/07, 11:57 p.m. Delivered: 04/17/07, 11:57 p.m.
- Message #4 to Mark D: "Might get jumped by some bitch ass mainiacs" Subject: RE: Sent: 04/17/07, 11:51 p.m. Delivered: 04/17/07, 11:51 p.m.
- Message #3 to Mark D: "Might get jumped by some bitch ass mainiacs." Subject: RE Sent: 04/17/07, 11:43 p.m. Delivered: 04/17/07, 11:43 p.m.

B70

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

- Message #2 to Mark D: "U staying home." Sent: 04/17/07, 11:24 p.m. Delivered: 04/17/07, 11:24 p.m.
- Message #1 to Mark D: "Whats up." Sent: 04/17/07, 9:43 p.m. Delivered: 04/17/07, 9:43 p.m.

In the message center was a voice mail category that has seven messages in it. I was unable to access the voice mail messages.

The phone was then returned to Lt. Buth.

B91

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/26/07 - 10:13 PM

Neighborhood Canvass

On 4-26-07 I, Detective Graf, was asked by Lt. Nick to continue a neighborhood canvass in the 700 Blk of Bodart St that Detective Peters had started earlier in the day. Lt. Nick asked that I check the residences that Detective Peters was not able to make contact at.

Detective Laitinen and I went to the following locations.

329 N. Jackson St

- #2 James F. Roberts: Roberts stated that he did not get home until after 2:15AM and the police were already on scene.

- #4 David J. Reed ([REDACTED] phone # [REDACTED]): Reed stated that he had been sleeping when he was woken up by a bunch of shots. Reed stated that he got out of bed, looked out the window, saw police cars and went back to bed. Reed stated that the shots were so fast he thought that they were fireworks. Reed also heard sirens a few seconds after the shots.

- #5 No answer

- #7 Troy C. Turner ([REDACTED] phone # [REDACTED]): Turner stated that he was home and that he was woken up at we he thought was around 2 AM by the burglar alarm at the Asian store next door.

- #9& Naomi M. Rimple ([REDACTED] phone # [REDACTED]): Rimple stated she slept
#10 through everything. Rimple's apartment takes up Apartment 9&10.

- #11 No answer

- #12 No answer

- #14 Garret J. Staszak ([REDACTED] phone # [REDACTED]): Staszak stated that he heard the shots. Staszak also stated that he saw a white van/suv pull into the back lot of the apartment building, and then he saw a male/Hispanic run quickly towards the front of the building. Staszak's girlfriend Lindsey Dovner was over but she does not live with him.

B92

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/26/07 - 10:13 PM

708 Bodart St- Cheers Bar: I spoke with owner of bar Wade Conard who stated that the bar would of closed at 1AM on the day in question because the bar no longer stays open late. Conard stated that the bartender at the time would have been a Kelly who was not currently working.

710 Bodart St-Lower: No answer.

End

B73

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/27/07 - 8:10 PM

On Tuesday, 04/24/07, Lieutenant Nick informed me that Rebecca Sonnenberg would be coming into the station with an attorney the following day at 3:00 PM. I was asked to interview Rebecca in regard to this case. Lieutenant Nick gave me copies of Rebecca's statement and Detective Long's details to review along with a DVD of the interview.

I reviewed the documents and watched the DVD. During times when nobody else was in the interview room, I observed Rebecca pacing, clearly upset. She often said, "Heartless motherfuckers", pounded on the door, struck a chair and sat on the floor crying.

Rebecca was quite demanding and asked for and was provided a cell phone by Detective Long. Rebecca said she wanted to call her father. It appeared that Rebecca was unable to reach her father, so, she started making other calls.

At one time, after Detective Long left the room, Rebecca called someone on the cell phone and I believe the person's name was Shauna. (I later learned that Ben Sonnenberg's girlfriend was Shauna Schommer).

During this phone conversation, at 0357 HRS, Rebecca said to the person on the phone, "...because he said that's the way he wanted to die-right? Because he got-pulled over-I think he tried to act like he had a gun, but I'm not saying that in front of them-right? I think this is what he wanted and you know that-right?"

On Wednesday, 04/25/07, Commander Molitor informed me that Rebecca's attorney called and postponed the interview until Friday, 04/27/07 at 3:00 PM.

On Friday, 04/27/07, I waited until 3:30 PM and nobody showed up. Commander Molitor then informed me that he had a voicemail from Rebecca's attorney, Mr. Peterson, in which he said that Rebecca would not be coming in.

Commander Molitor had spoken with **Shauna Schommer** and she agreed to come in and speak with a detective at 5:00 PM. Commander Molitor asked me to interview her when she arrived.

Shortly after 4:00 PM, Laurie Grandaw from the front desk informed me that Attorney Peterson called and said that he represented Shauna in addition to Rebecca, and because of this, Shauna would not be coming into the police department this evening. Mr. Peterson asked that his office be called to schedule an appointment. **End of Report**

B74

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

GBPD CR-4

04/25/07 - 6:52 PM

On April 25, 2007, I contacted National Medical Services, 3701 Welsh Rd, Willow Grove, PA 19090 at 1-800-522-6671. I advised them that I had an Atomic Absorption Evidence Collection Kit that our department would like to send to their lab for Gunshot Residue Testing.

I spoke to a Sue O'Neil who stated that the kit could be mailed to the above address and they would try to have the results in 3-5 working days.

A cover letter was completed and a purchase order for \$553.00 was obtained from the City Green Bay Purchasing Department #103305. The cover letter and purchase order were given to Green Bay Evidence Tech Mike Gretzinger along with a request to send Exhibit 11-JD-188 to National Medical Services.

**GREEN BAY POLICE DEPARTMENT
NARRATIVE SHEET**

05/07/07 - 10:12 PM

B95

-07 Lt Buth came to me in the Detective Bureau he had a list of names that needed to be here were 5 left that we did not talk with about the night of the shooting at 720 Bodart of the names was Jose Ortaga this party Detective Long and myself spoke to at an a female on our list from last week on Harold St. we did not see his name at that time. e was in the back and did not see any thing this was the same thing the female told us.

ed an address on Stuart St for Ximora Ramero she was at work at the time we were Ramero did call me back when she returned home. I spoke to her at 7:35 pm she said see the police or the traffic stop she said she was in the back of the bar behind the She said some people in the Bar were yelling for everyone to get down and she heard but she did get down.

id myself went out to Shawano to speak with our last party on the list he works the and was hard to get a hold of. His name was Ralando Agulara. Ralando said he was in the Bar shooting pool with a friend he did not see the police stop the car and when he ts he put his pool-queue down and ran into the bathroom. Ralando said he only heard did not see anything. Lt Buth and I went back to 329 N Jackson st. to check on two over the Bar. Keo Vang he works the night shift and was not home to talk to rented apartment 12 is rented to Christy Viste she is a student and was at school she also book store next to 720 Bodart and she was spoken to by other officers about the night ng. Lt Buth rechecked the list of possible witness and it appeared we talked with all of id find or get a hold of by phone.

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at he
hot and
dead.
time

W T Wickman

Detective W T Wickman

CASE # 07-105156

B97

GREEN BAY POLICE DEPARTMENT
Detail Sheet

CASE # 07-105156 DATE 05/09/07

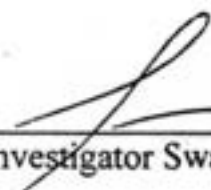
COMPLAINANT/VICTIM Ben Sonnenberg TIME _____

I was assigned by Lt Knoebel to try to contact people on a phone list that he had given me. I was told that the list contained phone numbers received and dialed from Ben Sonnenberg's from the date of 04/21/07.

On 05/07/07 I called [REDACTED] at 12:30pm, 1:00pm, 1:30pm and received voice mail. On 05/08/07 I called the same number at 2:15pm and got voice mail. On 05/09/07 at 1:40pm I called the phone went immediately to voice mail. The message on the voice mail says " This is Kim, leave me a message."

On 05/07/07 at 1:00pm I called [REDACTED] and a female answered. I identified myself and asked whose phone this was. The female stated that the phone belongs to John Cisler but that he was not available. I asked when was a good time to get a hold of him and she said around 11:00am tomorrow. On 05/08/07 at 2:15 I called the number again and got voice mail. On 05/09/07 at 1:45 pm I called and got voice mail.

On 05/07/07 I called [REDACTED] and got a voice mail with a males voice saying "Hi, sorry I missed your call, leave me a message and I will call you back as soon as I can. On 05/08/07 at 2:20pm and 05/09/07 at 1:50pm I got the same response.


Investigator Swanson

B7B

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, [REDACTED] (Name of person giving statement - Please Print) [REDACTED] (Date of Birth) [REDACTED] (Address - Please Print)

[REDACTED] (Phone Number) give the following voluntary statement to: Detective Eklund of the Green Bay Police (Officer Name)

Department at: GBPD on April 22, 2007 at 9:35 pm
(Location - Please Print) (Date) (Time)

I understand that I am giving this statement voluntarily.

Ben Sonnenberg and I have been friends for the past 11-12 years. Sometimes we would not see each other for a couple months, sometimes I would see him everyday. It depended on where our lives were at at the time.

On [REDACTED] I got out of prison. On or about the next day I was with Ben. We did something together and after we were both scared. We were talking and we were both worried about getting pulled over by the police because we were both on parole. Ben's whole thing was that he said if the police stopped him he was going to reach for his cell phone on his hip - he had a clip, he kept it on. He said he would hold it up and hit the ringer and then he would tell the cops it was his cell phone. His thing was to make it look like he was reaching for something on his hip. He knew pretty much he would be shot because he would make it look like he was going for a gun. He said he would sue, have money, and get off parole because he was unarmed. I don't think he thought of the consequences. I am sure I told him he would die. We had this conversation a few times, but this is the main

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

[REDACTED] 04/22/07 10:02pm WCH [Signature]
DATE TIME OFFICER

GREEN BAY POLICE DEPARTMENT

B79

WRITTEN STATEMENT FORM

I, [Redacted] (Name of person giving statement - Please Print) of [Redacted] (Address - Please Print)

[Redacted] (Phone Number) give the following voluntary statement to: Detective Eklund (Officer Name) of the Green Bay Police

Department at: GBPD (Location - Please Print) on April 2007 (Date) at: 9:35pm (Time)

one I remember. When Ben had a "beef" with anyone he believed he could hold court in the street meaning he would not go to the police, he would handle it himself.

I have read the above 1/4 page statement and it is true to the best of my knowledge. I sign of my own free will.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

[Redacted Signature] DATE 4-22-07 TIME 10:02pm OFFICER W Eklund

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

B80

I, Cheryl L Morales of 510 Peoria St
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[Redacted] give the following voluntary statement to: Det. W.T. Wickman of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 307 S. Adams St on 04-21-07 at: 3:45 am
(Location - Please Print) (Date) (Time)

I was out with my Daughter Anita and a friend of hers named Samantha. We went to the 720 at About 1:30 am. We were all inside the Bar. The Bar is U shaped and we were near the front Door. We ordered a drink at the bar. I turned and looked out the window and saw a red car pull in. There were police cars behind the car. I thought they had a drunk driver. Then more cop cars pulled in and an unmarked car was there. I saw all the police outside with their guns drawn. Security started to tell everyone to get away from the windows. I saw someone get out of the red car. I am assuming it was the driver. He started to walk towards the window. I heard some shooting and someone inside was yelling Drop Drop. There was glass flying in and the window was broke. I felt glass hit me in the face as I was falling to the floor. When I was on the floor I looked next to me and saw Cesar laying on the floor with blood on his right shoulder. Anita was next to him and she said he was shoot. I could not hear what

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

Cheryl Morales 4-21-07 4:10 W.T. Wickman
SIGNATURE DATE TIME OFFICER

BB1

GREEN BAY POLICE DEPARTMENT
WRITTEN STATEMENT FORM

I, Chaz L Morales of _____
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

(Phone Number) give the following voluntary statement to: _____ of the Green Bay Police
(Officer Name)
Department at: _____ on _____ at: _____
(Location - Please Print) (Date) (Time)

was going on outside. The door were shut and there was music in the BAR. I did notice that when the guy got out of the car he had his hand out in front of him like he had a gun. I don't know what he had it could have been like a little 22. I thought it was strange because if I got out I would have my hand apart and in the air not like this guy with his hands together. The police would never know what he has in his hands. The police came in and told us to stay down. Anita told the police that Cesar was shot. After a while the police just had us move to the back of the bar.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

Chaz Morales
SIGNATURE

7-21-07 4:10
DATE TIME

W. T. Waples
OFFICER

B82

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. Miguel A. Silva-Sambolin of 1118 Cherry Str. 6 B
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

No phone give the following voluntary statement to: Det. Leider of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 6-B-PD on 4-21-07 at: 6:50 A.m
(Location - Please Print) (Date) (Time)

Around 10:00 pm I went in to The 720 Club to work Security. I was working until something around bar closing when I noticed The police pulling a car over in front of The bar. I was watching through The window of The door with Hector. I was checking an ID so I really don't know what was going on outside. when I got done checking The ID I looked out The window again & saw The driver of The car getting out of The car. He Turned around very quickly facing The officers. The way he Turned around and The position of his hands when he Turned around and faced The officers made me think he might have a gun. I never saw a gun. when he was facing The police I heard shots from outside. I heard one shot at first and thought The guy shot at The officers. Then I heard lots of shots and thought The police were shooting back. I know what a gunshot sounds like from San Juan. After I heard The gunshots I grabbed people and went to The floor. I did not see anything else that happened outside. Inside people starting running to The back of The bar towards The bathroom so I ran with them. The police then came in and began asking questions. I never saw The guy shot in The bar X

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened any way by the police, and I sign of my own free will.

[Signature]
SIGNATURE

4/21/07
DATE

7:15
TIME

[Signature]
OFFICER

B83

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: 05-03-07

TIME: 7:01 PM

LOCATION: GBPD Interview Rm #5

I, ERIN M. WALLACE

AGE: [REDACTED]

DATE OF BIRTH: [REDACTED]

HOME PHONE: [REDACTED]

WORK PHONE: [REDACTED]

ADDRESS: 1343 BOND ST

CITY: GREEN BAY

STATE: WI

GIVE THE FOLLOWING VOLUNTARY STATEMENT TO: Detective Laitinen

On Saturday, 04/21/07, I arrived at 720 at around 1:00 AM. 720 is nightclub located at 720 Bodart Street in Green Bay. I was with my friend, Roselle Sanchez when I arrived. As we were walking up to go into the club we saw two police officers approaching three gentleman who were standing at the curb right in front of the club.

I knew two of the three, and one of the gentleman was yelling—he was definitely drunk. His name was Gerardo and as I was walking up, I told him in Spanish to calm down. He was with one of his cousins and I told the cousin to just bring Gerardo home.

Roselle and I then went inside the club. Miguel, a party known to me who is also Cesar's brother, carded Roselle and I when we entered. We went into the bar, probably walked like three feet into the bar and saw someone we knew. They bought us each a beer. From there, we drank our beer and stood around and talked to people. I saw another person and talked to a friend of mine named Onan.

Onan and I went to the dancefloor and Roselle went to the pool table and started to play pool. Onan and I danced and talked. Probably about 25 minutes passed—I am not exactly sure of the time. Onan and I left the dance floor and went to watch Roselle shoot pool for 5 to 10 minutes.

I then walked by myself toward the bar and I ordered a beer. I was standing there, talking to another person who was standing at the bar. At that time, I looked out the front window and there were people outside the establishment. I could of swore that two of them were cops and I thought they were the same two officers that were dealing with Gerardo. This was about 50 minutes (approximately) after we first got into the bar.

About 15 – 20 minutes after looking out the front window and seeing the officers, I heard some yelling. The yelling was coming from outside of the establishment. I looked out the window and observed that more cops had arrived. I could tell that the yelling was from the cops, but I could not make out what they were saying.

Then probably like 3 minutes after that, I saw what I assume to be a male, because he had a baseball cap on, running from west to east. The person was outside of the establishment and running on the sidewalk. He was close to the front window.

Erin Wallace

(WITNESS)

7:46 PM

(TIME)

5-3-07

(DATE)

[Signature]

(SIGNATURE)

BBY

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: 05-03-07

TIME: 7:01 PM

LOCATION: GBPD Interview Rm #5

I, ERIN M. WALLACE

AGE: [REDACTED]

DATE OF BIRTH: [REDACTED]

HOME PHONE: [REDACTED]

WORK PHONE: [REDACTED]

ADDRESS: 1343 BOND ST

CITY: GREEN BAY

STATE: WI

GIVE THE FOLLOWING VOLUNTARY STATEMENT TO: Detective Laitinen

This is when I saw the police begin to shoot. I had two police officers in my line of vision. They were in front of the two big glass windows at the front of the establishment. They looked like they were standing close to the curb, I couldn't tell if they were on the street or the sidewalk. Both officers had guns in their hands. I believe they were shooting because I heard the shots and I could see like a little red ball of light coming out of the end of one gun. I know that the gun I saw this coming from was black or a shade of black.

I could tell that the police officers were shooting with the movement of the person with the baseball cap on who was running in front of the establishment. I saw the officers' bodies move and their arms moved with the movement of the person who was running. I saw their bodies shift.

That's when everybody in the bar started yelling "Get down, get down." This was yelled in both English and Spanish. For some reason, I didn't—I just stood there. Because I was standing and everybody else was on the floor, it took me a minute to realize that someone was laying on the floor on their back.

The person was laying spread eagle with both their legs and their arms out away from their body—kind of like the position you would take to make a snow angel. I was between the door and the pool table about 7 feet back from the door. The person who was down on the ground was very close to the door—closer than me—just a few feet away from me.

I did not see this person go down as I was looking out the window and it was quite chaotic in the establishment. I walked closer to the person who was down and at that time, I recognized them as a male known to me as Cesar.

Then I crouched down next to him and I started talking to Cesar. I could see that there was a little bit of blood on the right front of his shirt. Cesar was conscious when I first got to him, I was the first person there. As I was talking to him, his eyes started to flutter and kind of roll back in his head.

Then Jorge came over. Jorge grabbed Cesar's hand. Probably like ten minutes after that, the paramedics came in the front door. The cops came in with them, they had their guns drawn when they first came in and they were telling everybody to stay back.

Erin Wallace
(WITNESS)

7:46 PM
(TIME)

5-3-07
(DATE)

[Signature]
(SIGNATURE)

B85

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: 05-03-07

TIME: 7:01 PM

LOCATION: GBPD Interview Rm #5

I, ERIN M. WALLACE

AGE:

DATE OF BIRTH:

HOME PHONE:

WORK PHONE:

ADDRESS: 1343 BOND ST

CITY: GREEN BAY

STATE: WI

GIVE THE FOLLOWING VOLUNTARY STATEMENT TO: Detective Laitinen

I remember there were some ladies behind the bar that were still trying to drink alcohol. They didn't work there. One of the guys who worked there yelled to them, "No more alcohol."

After the guy yelled at them, Roselle came up to me and grabbed me by the arm. The cops told everybody to go into the back room and we all did.

I just remember waiting in the back room for a long time. Then 2 or 3 officers came back and they let us out a few at a time and started collecting everybody's ID's.

I met up outside with my friend Onan and he gave me a ride home as my car was inside the area that was taped off.

This statement is true and correct to the best of my knowledge.

Erin Wallace
(WITNESS)

7:46 PM
(TIME)

5-3-07
(DATE)

[Signature]
(SIGNATURE)

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

B86

I, SHOSHANNA A. STEELE of 1106 PILGRIM WAY #L
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: DET. JIM DUERNER of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 1106 PILGRIM WAY #L on 4-21-07 at 1430
(Location - Please Print) (Date) (Time)

I WENT TO FAT DADDY'S LAST NIGHT WITH A GIRL NAMED "T.T.". I DON'T WISH TO INVOLVE "T.T." BY GIVING YOU HER NAME. WE GOT THERE AROUND 12:35A TO 12:45 AM.

BEFORE FAT DADDY'S, I WAS AT A BARBERSHOP. I WAS NOT DRINKING THEN. WHEN I GOT TO FAT DADDY'S I STARTED DRINKING SOME BEER AND THEN HAD A SHOT OF TEQUILA. I THEN HAD TWO WHISKY AND CRANBERRY JUICES.

AROUND 1:45 AM, I WANTED TO LEAVE, BUT THE PEOPLE THAT I CAME WITH DIDN'T WANT TO LEAVE. I MADE SOME PHONE CALLS, BUT COULDN'T FIND A RIDE. I WENT OUT INTO THE PARKING LOT WITH A GUY WITH "T.Y." HE'S AN EX-FRIEND'S OLD FRIEND. I ONLY KNOW THAT HE GOES BY "T.Y.". I DON'T KNOW HIS REAL NAME OR ANYTHING ELSE ABOUT HIM.

AS WE WALKED TO "T.Y.'S" CAR, I SAW THAT HE WAS PARKED IN BY A RED AURORA 4DR. THERE WERE TWO MALES AND ONE FEMALE BY THE CAR. AS WE GOT TO THE CAR, THE FEMALE GESTURED TO THE GUYS THAT THEY NEEDED TO MOVE THEIR CAR BECAUSE THEY HAD US PARKED IN.

WE WERE IN OUR CAR WAITING FOR THEM TO MOVE. THEY GOT IN THEIR CAR AND THE ONE GUY PUT THEIR CAR IN GEAR. I THOUGHT THAT HE WAS GOING TO MOVE THE CAR, BUT THEN HE LOOKED AT US, BIT HIS LOWER LIP AND SWEAT.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

[Signature] 4-21-07 J. Duerner
SIGNATURE DATE TIME OFFICER

B87

**GREEN BAY POLICE DEPARTMENT
WRITTEN STATEMENT FORM**

I, SHOSHANNA A. STEELE of _____
(Name of person giving statement - Please Print) (Date of birth) (Address - Please Print)

_____ give the following voluntary statement to: DET. J. DUELMAN of the Green Bay Police
(Phone Number) (Officer Name)

Department at: _____ on 4-21-07 at: _____
(Location - Please Print) (Date) (Time)

STARTED ROCKING BACK AND FORTH IN THE DRIVER'S SEAT AND STARING AT US. HE DID THIS FOR ABOUT 45 SECONDS. THEN I SAW THE DRIVER REACH DOWN BY THE FRONTS SEAT FOR SOMETHING. I KNEW HE WAS PLANNING SOMETHING, SO I YELLED OUT THAT I WAS GOING TO CALL THE COPS.

THE DRIVER GOT OUT AND CAME TOWARDS US. I SAW A LIGHT COLORED WOODEN BAT IN HIS RIGHT HAND. HE WAS HOLDING IT LOW AND WHEN HE GOT BY THE CAR, HE RAISED IT UP AND WAVED IT. HE CAME UP ON THE SIDE BY "T.Y." AND THE MALE PASSENGER CAME UP ON MY SIDE. I YELLED OUT AGAIN THAT I WAS CALLING THE COPS.

THE GUY WITH THE BAT LOOKED AND ACTED REALLY PSYCHO. HE YELLED "YOU MOTHERFUCKER - I DO WHAT FUCK I WANT". HE SAID "YOU FUCKIN' NIGGERS" A COUPLE OF TIMES AND WAS JUST YELLING. IT WAS OBVIOUS THAT THE MAN WAS DRUNK. IT WAS LIKE HE WAS HAVING A BAD DAY AND ANYTHING WOULD SET HIM OFF.

THE FEMALE YELLED THAT THE COPS WERE COMING AND THAT THEY SHOULD GO. THE PASSENGER SAID THAT THEY DIDN'T WANT ANY PROBLEMS AND THEN THEY LEFT. THEY ALL GOT IN THEIR CAR AND WENT INTO TOWN AT A HIGH RATE OF SPEED. THAT IS THE LAST I SAW OF THEM.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened any way by the police, and I sign of my own free will.

[Signature]
SIGNATURE

4-21-07
DATE

TIME

[Signature]
OFFICER

B88

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, Shoshanna A. Steele of _____
 (Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

_____ give the following voluntary statement to: Det. J. Dubner of the Green Bay Police
 (Phone Number) (Officer Name)

Department at: _____ on 4-21-07 at: _____
 (Location - Please Print) (Date) (Time)

DRIVER: WHITE / MALE ABOUT 24 YEARS OLD
 5'06" - 5'07" 150-160 LBS SHORTER
 CLEAN FACED, SHORTER HAIR
 BAGGY JEANS, LIGHT COLORED SHIRT.

MALE PASSENGER: HISPANIC-INDIAN / MALE ABOUT 25 YEARS OLD
 505 / 180 LITTLE BEARD
 BAGGY JEANS, LIGHT COLORED SHIRT
 DARKER COLORED HAT TURNED BACKWARDS

FEMALE PASSENGER: HISPANIC-INDIAN / FEMALE EARLY 30'S
 505 / 140 BROWN SHOULDER LENGTH HAIR
 RED (?) HODDED SWEATSHIRT

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened any way by the police, and I sign of my own free will.

SIGNATURE

4-21-07

DATE

TIME

OFFICER

Case #

07-105156

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

B102

I, REBECCA L. JENNENBURY of 1121 EDENWOOD DR.
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: DE. P. J. LOW, #240 of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 307 S. ADAMS ST. on 04-21-07 at: 3:45 AM
(Location - Please Print) (Date) (Time)

Around 1:45 AM, my brother Ben, myself, and John Hall were going down Main St. Ben was driving, I was in the back seat behind him. My sister's children's father John Hall was sitting next to me. We were driving on Main St and we got pulled over. They asked everyone to put their hands in the air. We put our hands up & they asked Ben to put his hands out of the window and he did. They asked him to get out of the car & he did. When he got out of the car I seen him get shot. I didn't hear Ben say anything. I saw him fly back and fall down. We dropped off a black guy at a bar before we were stopped. I don't know his name and I don't pay attention to the bar we were at. X

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

Rebecca L. Jennenbury 4-21-07 4:10 AM [Signature]
SIGNATURE DATE TIME OFFICER

Case #

07-105156

B103

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. JOHN E. HILL of 1273 KIMMS ST
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: DET. PJ LONG of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 307 S. ADAMS ST. on 04-21-07 at: 4:55 AM
(Location - Please Print) (Date) (Time)

ON 04-20-07 MY BROTHER-IN-LAW BEN SUMNERBURY MET ME AT DASHA'S CHECK IN BAR. WE DRANK THERE FOR AWHILE AND THEN WE WENT BACK TO MY HOUSE. WE WENT TO OUSIA FOR A LOOKOUT. ABOUT 9 OR 9 O'CLOCK WE WENT TO THE BAR WHERE WE GOT PULLED OVER. WE MET UP WITH HIS SISTER - BECKY. WE DRANK THERE UNTIL RIGHT BEFORE WE GOT PULLED OVER. WE WENT FOR A RIDE BUT RAPIDLY JUST GOT OUT OF THE LOT AND TURNED BACK AROUND BECAUSE WE GOT PULLED OVER. BEN WAS DRIVING, I WAS IN THE PASSENGER SEAT, AND BECKY WAS IN THE BACK BEHIND ME. WHEN WE WERE GETTING PULLED OVER BEN SAID "FUCK THIS, IF I'M GOING DOWN - I'M GOING DOWN LIKE A SOLDIER". BEN JUMPS OUT OF THE CAR AND STARTS RUNNING DOWN THE SIDEWALK. I HEARD MULTIPLE SHOTS AT BEN. I SAW BEN FALL DOWN. I GOT DRAGGED OUT OF THE CAR. I REPEATEDLY TOLD THEM THAT I HAVE MEDICAL ISSUES AND WAS DRAGGED ACROSS THE GROUND SCRAPING MY NOSE & FOREHEAD. I EVENTUALLY WENT TO THE HOSPITAL FOR TREATMENT. THEY DIAGNOSED ME WITH A SLIGHT FRACTURE TO MY RIGHT HAND. I DID NOT SEE A GUN AND, TO THE BEST OF MY KNOWLEDGE BEN DIDN'T HAVE ONE.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

John E. Hill 04-21-07 5:15 AM PJ Long
SIGNATURE DATE TIME OFFICER

Case #

B105

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. Vicente Hernandez of 1480 WESTERN AV
 (Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: DET. W. T. WICKMAN of the Green Bay Police
 (Phone Number) (Officer Name)

Department at: 307 S. ADAMS ST on 04-21-07 at: 4:30 A
 (Location - Please Print) (Date) (Time)

I am the owner of Studio 720 I got to the BAR AT ABOUT 1 or 1:30. I WAS STANDING near the Front Door when I saw a RED CAR ON BOBART THERE WERE 2 MARILYN SQUAD CARS FOLLOWING THE RED CAR WITH THERE RED AND BLUE LIGHTS THE CAR STOPPED IN THE ALLEY NEXT TO THE BUILDING WITHIN 9 MINUT THERE WERE ATTENDED 2 MORE POLICE CARS WITH THE FIRST 2. I WALKED OUTSIDE TO SEE WHAT THE OFFICERS WERE DOING. WHEN I SAW THE OFFICERS WITH THERE GUNS OUT I WENT BACK IN THE BAR AND LOCKED THE DOOR. THE OFFICERS WERE WALKING UP TO THE CAR I SAW THE DRIVER SHOW HIS HANDS OUT THE WINDOW. THEN THE GUY OPENED THE DOOR AND GOT OUT HE STARTED TO POINT A GUN AT THE POLICE HE HAD BOTH HANDS ON IT. I THINK HE JUST STARTED SHOOTING AT THE POLICE WHEN THE SHOOTING STARTED EVERY ONE JUST GOT DOWN. I COULD NOT HEAR WHAT WAS GOING ON I ONLY COULD SEE. I TURNED THE MUSIC OFF AND THE LIGHTS ON. I TOLD EVERYONE TO STAY DOWN. I WAS NEXT TO BRASAN WHEN HE GOT SHOT. THE BULLET CAME FROM ONE OF THE OFFICERS THAT WAS TRYING TO DEFEND THEM SELF.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

[Signature]
 SIGNATURE

04-21-07
 DATE

4:50
 TIME

W. T. Wickman
 OFFICER

B104

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, Michelle Lynn Martin of 717 Pine St Lower
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: Det Peters of the Green Bay Police
(Phone Number) (Officer Name)

Department at: GBPD Rm on 4/21/07 at: 356 AM
(Location - Please Print) (Date) (Time)

Me and my sister Angela Villarcal went to the "720" on Bodart St about 11 pm. We were there a long time. I live on Pine St behind Bodart. We were standing at the bar in the front. I saw cops outside earlier. They are always out there. all of a sudden I heard shots. I heard shots before and know they sound like. I screamed to Angela to get down. I grabbed her and we layed on the ground. Something came through the window and it hit my left leg, above the knee in the front. It bled. Everyone was screaming. I told my sister to stay down. I heard about 5 shots back~~to~~ back. I'm not in any pain. I didn't see ~~the~~ the guy who the cops stopped. Someone said he was a white guy. I just want to know who was shooting.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened any way by the police, and I sign of my own free will.

Michelle Lynn Martin

SIGNATURE

4/21/07

DATE

408 AM

TIME

Det Peters #137

OFFICER

Case #

07-105156

B107

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. Angela Marie Villarreal of 416 Scott Dr
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[Redacted] give the following voluntary statement to: Det Peters of the Green Bay Police
(Phone Number) (Officer Name)

Department at: GBPD Rm 4 on 4/21/07 at 443 A
(Location - Please Print) (Date) (Time)

Mr and my older sister michelle were at the 720 Bar on Bodart. We got there at 1130 AM. About 130 AM. I saw a red car pull in From the East on Bodart into the alley. 2 cop cars were behind it. We were being nosy because an hour ago there was a fight and the cops were there. I saw 3 cops. The cop in the middle by the cop car door was yelling "Put yours hands out the window, I wanna see your hands". It was loud like more then one guy was saying it. The cops had their guns out. The cop by the door had the "real gun". The 2 cops on the sides had guns with Red lights on them. I heard them tell them more then once to "Put your hands out the window, I wanna see your hands!" I couldnot see all of the red car only the tail end of it. We were looking out the window. All I could really see were the officers. I heard a loud noise, Then All I saw a hole in the window we were looking out. Glass flew all over us. My Sister michelle pulled me to the ground. We were laying on all the broken glass. I think I heard 2 gun shots. I've heard gun shots before. My sister was holding me down. That's when I saw the guy who got hit. He was laying on his back holding his chest. 2 cops came in to help him. We all had to move to a different room. ~~When~~ Before it all happened a saw that the red car had a white guy driving.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and sign of my own free will.

[Signature] 4-21-07 5:06 P Det S. Peters
SIGNATURE DATE TIME OFFICER

B108

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. Angela M Villareal of 416 Scott Dr
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[Redacted] give the following voluntary statement to: Det Peters of the Green Bay Police
(Phone Number) (Officer Name)

Department at: GBPD Rm 4 on 4-21-07 at: 513A
(Location - Please Print) (Date) (Time)

and a white girl in the backseat. The white girl in the backseat behind the driver put her hands out the back window. She was holding a cigarette. I think there was another guy in the backseat. I couldn't see if anyone was in the front passenger seat. I didn't see it but I heard 3 people say the white dude, the driver, jumped out of car with something in his hand. ~~Ally~~ Al. Cheryl saw this. another female and a hispanic male said the same thing.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

[Signature] 4/21/07 506 [Signature]
SIGNATURE DATE TIME OFFICER

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

B110

I, Aide Guzman of 1424 Giron St
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[Redacted] give the following voluntary statement to: Det S. Peters of the Green Bay Police
(Phone Number) (Officer Name)

Department at: GBPD RM-2 on 4-21-07 at 540 am
(Location - Please Print) (Date) (Time)

I was bartending at the H2H Studio 720 on Bodart.
I had just looked at the clock. It was 2:15 A Bar time.
I was just going to put on the lights. I was behind
the bar. I saw 2 police cars pull behind a red car.
I could only see the back end of the red car. I was
looking a window that faces Bodart. I saw 2 cops get out.
1 out of each car. They had guns out. I could see both
the guns had red lasers coming out of them. I thought
they were the guns that give shocks. I was watching.
after about 30 seconds, I heard 1 shot then I heard
the police shots. The police shots sounded different then
the first shot. I started getting down. I saw out of
the corner of [Redacted] my eye movement. It came from
the left and went to my right as I was facing Bodart.
then I just got down. The movement I saw looked
like somebody running. I crawled out of the Bar (behind the
bar) and went to the DJ Booth. I told him [Redacted] there
was a shooting. He shut down the music. Pretty
much everyone was down on the ground. Soon after I
realized that [Redacted] my brother in law Cesar had been shot.
Police were all ready in bar helping Cesar. Paramedics
were soon there. I only had 1 drink all night.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened
in any way by the police, and I sign of my own free will.

Aide Guzman 4/21/07 6:00 am Det S. Peters
SIGNATURE DATE TIME OFFICER

B111

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

1. Hector Olivo - Garcia [REDACTED] of 519 S Quincy Green Bay
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: Det. Leider of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 6 BPD on 4-21-07 at 5:55 AM
(Location - Please Print) (Date) (Time)

I came into work at The 720 Club around 10:00pm. I work Security for The bar. I did my job of checking ID's & searching people during The night. IT was almost closing Time when I saw The police pull The car over outside. I was watching Through The window of The door for The bar. I saw The car The police were stopping Turn into The Alley but The car stopped over The sidewalk leading to The alley. The officers got out of Their cars and it appeared That They were Telling The people in The car to put Their hands in The air. The driver had put both his hands out The window & Then he pulled Them back in The car. He Then opened The door and as he was getting out of The car it appeared he had reached in and grabbed something. The guy Then got out and Turned Towards The officers with both hands and pointed his arms & hands Towards The officers. I Then heard a gunshot and I Thought That The suspect had shot at The officers. Then The officers started firing back at The suspect. The guy Then started running past The window and The door I was looking Through. The officers were shooting at him as he ran past me. He got about 4 meters past me when he went down. while The guy was running There were shots going Through The window

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

SIGNATURE

DATE

TIME

OFFICER

B112

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, Hector Olivo of 519 S. Quincy ST 8B
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[Redacted] give the following voluntary statement to: Det. Leider of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 6 BPD on 4-21-07 at: 5:55 AM
(Location - Please Print) (Date) (Time)

of The bar. As The glass was breaking and people in
The bar were getting to The floor The guy who got shot
called me by name & grabbed my hand & put my hand
on his chest & started Telling me he was injured but I
Thought he was joking. When They were on The floor
another guy called over to The guy who got shot and
when I looked over I noticed blood on his right side
of his chest area & That is when I noticed That he was
shot. I Then went over and Took The shoes off The
guy who was shot. His name is Julio Cesar Grigalba.
The police Then came in and Took over. X² H.O.G.
The guy who got shot was working Security with me at
The 720 Club. X

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened
in any way by the police, and I sign of my own free will.

[Signature] 4-21-07 6:35 QA 21
SIGNATURE DATE TIME OFFICER

Case # no incident

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

B113

I, SAMANtha RAE WOODS of 1407 S. NORWOOD W.F.
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: DET DEVLEY of the Green Bay Police
(Phone Number) (Officer Name)

Department at: GREEN BAY PD 307 S. ADAMS ST. on 04/21/07 at 5:15 AM.
(Location - Please Print) (Date) (Time)

I WENT TO 720 CLUB ON BEDART ST. WITH CHERYL MORALES, AND ANITA MORALES. WE WERE IN THE CLUB ABOUT A HALF HOUR AND WE WERE STANDING BY THE BAR. I WAS BY THE BAR AND THE FRONT DOOR OF THE CLUB.

SOMETHING CAUGHT MY ATTENTION. I THINK IT WAS THE LIGHTS ON THE COP CAR AND I LOOKED OUT THE FRONT WINDOW. THE CARS HAD GONE WEST ON BEDART ST AND PULLED INTO THE ALLEY WEST OF THE CLUB. I COULD SEE FROM THE END OF THE BACK WINDOW OF A CAR TO THE END OF A CAR. I COULD SEE THE COP CARS PARKED BEHIND THE CAR KIND OF FANNED OUT. I SAW A COP IN THE CAR RIGHT BEHIND THE CAR OPEN HIS DOOR. I TURNED BACK TO THE BAR. THERE WERE 2 OTHER ^{CARS} COP CARS FANNED OUT BEHIND THE CAR IN THE ALLEY. THE COP CARS WOULD STILL HAVE BEEN ON THE STREET.

IT WAS ABOUT A MINUTE OR TWO LATER AND I HEARD THE GLASS BREAKING. I HEARD GUNSHOTS. AFTER THE WINDOWS STARTED BREAKING AND I GOT ON THE FLOOR. I NEVER HEARD ANYTHING OUTSIDE LIKE YELLING OR TALKING BEFORE THE SHOOTING. THE DOOR WAS CLOSED AND THE MUSIC WAS PLAYING. I COULDN'T TELL HOW LONG THE GUNSHOTS LASTED. THEY WERE ALL TOGETHER, IT WASN'T LIKE THERE WAS A PAUSE BETWEEN THE GUNSHOTS.

WHEN THE SHOOTING STOPPED I HEARD SOMEBODY SAY A GUY ABOUT 3 FEET AWAY FROM HAD BEEN SHOT. I DIDN'T GO TO HELP THE GUY. I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

Samantha Woods 04/21/07 5:40 AM Det Devley
SIGNATURE DATE TIME OFFICER

Case #
07-105156

B114

GREEN BAY POLICE DEPARTMENT
Supplementary Statement Form

Statement from SAMANTHA RAE WOODS by DET DEVIL

I WANTED TO MAKE SURE CHERYL AND ANITA WERE ALRIGHT. THEY WERE FINE. I FELT THE GLASS HIT MY FACE DURING THE SHOOTING.

ABOUT A COUPLE MINUTES AFTER THE SHOOTING THE COPS CAME IN TO SEE IF ANYBODY WAS HURT AND THEY POINTED TO THE GUY ON THE GROUND. THEY MADE EVERYBODY MOVE TO THE BACK OF THE BAR.

I DON'T REMEMBER WHAT THE GUY WHO GOT SHOT IN THE BAR WAS WORKING.

I HAVE READ THE ABOVE STATEMENT AND IT IS TRUE TO THE BEST OF MY KNOWLEDGE. I HAVE NOT BEEN PROMISED OR THREATENED IN ANY WAY BY THE POLICE, AND I SIGN OF MY OWN FREE WILL.

SAW

Devil
(Witness)

04/2/07
(Date)

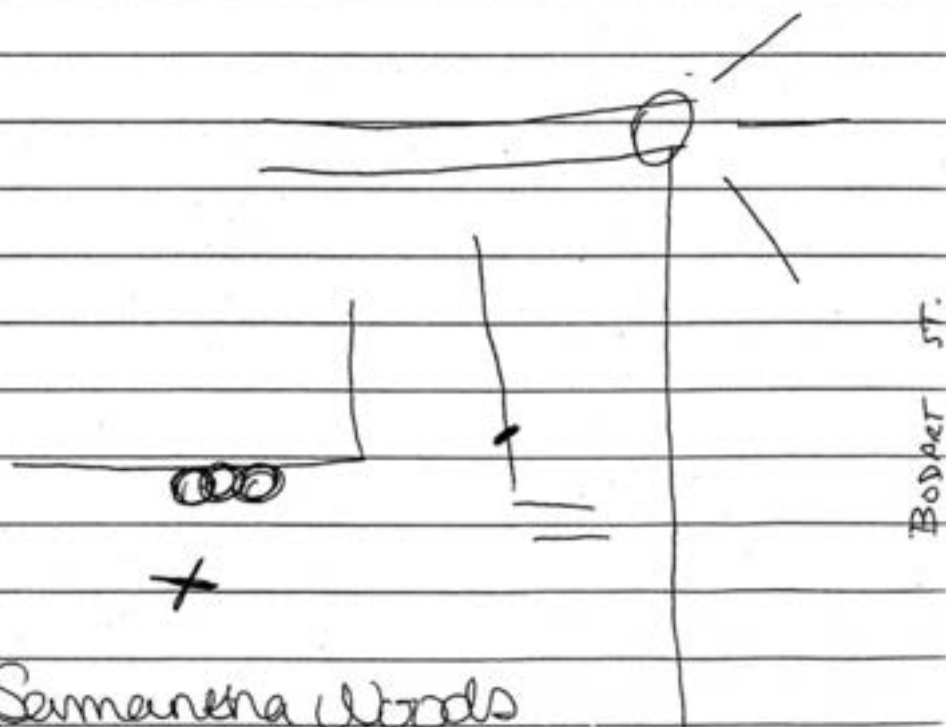
5:40am
(Time)

Samantha Woods
(Signature)

MONROE.

SKETCH BY.

SAMANTHA WOODS.



04/21/07 5:15 AM.

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, Edelmira Valentin of 568 Spingaker Ln 6B
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)

[REDACTED] give the following voluntary statement to: Det. Leider of the Green Bay Police
(Phone Number) (Officer Name)

Department at: 6 BPD on 4-21-07 at 5:15 Am
(Location - Please Print) (Date) (Time)

AT around 1100 pm on 04-20-07 I went to The 720 Club on Bodart. I was sitting at The bar where I was able to look out The front window. IT was getting close to closing time when ^{at 5:15} I saw The police pull a car over in front of The bar. I could see that The police were following this car because I could see two police cars with their lights on. I saw The officers get out of their cars & it appeared they were telling The guy what to do but I could not hear what they were saying. The guy then got out of The car and it looked like he had grabbed something from The car. The guy turned towards The police and used both his hands and pointed towards The police. I don't know what he had in his hand but it did look like he was going to shoot at The police by the way his hands were and The motion he used. The Police then started to shoot him. As The police were shooting at him The guy took off running and The guy ran past The window I was looking out of. The Police were shooting at The guy as he ran past The window. AFTER That is when everyone in The bar dropped to The floor. Then police came into The bar & helped The guy who had been shot. The police then told us all we had to stay inside The bar. After That I did not see anything else. X

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

X Edelmira Valentin
SIGNATURE

4-21-07
DATE

5:30
TIME

DA 11
OFFICER

GREEN BAY POLICE DEPARTMENT

WRITTEN STATEMENT FORM

I, ANITA P. MORALES of 506 PROULX ST
(Name of person giving statement - Please Print) (Date of Birth) (Address - Please Print)
 give the following voluntary statement to: DET. W.T. WICKHAM of the Green Bay Police
(Phone Number) (Officer Name)
 Department at: 307 S. ADAMS ST on 04-21-07 at 5:00
(Location - Please Print) (Date) (Time)

I was out with my mom Cheryl and a friend Samantha. We went to 720 BOGART ST AT ABOUT 1:45 AM. WE JUST ORDERED A DRINK. I SAW A RED CAR GOING WEST PAST THE WINDOW AND PULLED IN THE ALLEY NEXT TO 720. I ONLY SAW ONE COP AT FIRST FOLLOWING THE RED CAR THEN MORE COPS CAME. THE FIRST COP GOT OUT OF HIS CAR AND PULLED HIS GUN. I DID NOT SEE ANY OTHER COPS WITH THEIR GUNS OUT JUST THE FIRST ONE. I SAW A FEMALE IN THE BACK SEAT SMOKING. I SAW THE FEMALE WITH HER HANDS UP. CESAR TOLD EVERYONE TO GET BACK FROM THE WINDOWS. I SAW THE DRIVER GET OUT OF THE CAR. THE GUY GOT OUT OF HIS CAR FAST AND PUT HIS HANDS TOGETHER LIKE HE HAD A GUN. I DID NOT SEE THE DRIVER WITH A GUN BUT HE COULD HAVE A LITTLE 22 AND I DIDN'T SEE IT. THE GUY STARTED TO KIND OF WALK RUN UP TOWARDS THE COPS. I THEN HEARD THE GUN SHOTS. I WENT TO THE FLOOR WHEN I FELT GLASS HIT ME IN THE FACE. I SAW CESAR HIT THE FLOOR AND AFTER I SAW HE WAS SHOT.

I have read the above statement, and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

Anita Morales
 SIGNATURE

4-21-07 5:15
 DATE TIME

OFFICER

Case #

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: 04-21-07

TIME: 6:55 AM

LOCATION: 307 S. Adams St

I, Karl Ackermann

AGE: [REDACTED]

DATE OF BIRTH: [REDACTED]

HOME PHONE:

WORK PHONE:

ADDRESS: 307 S. Adams StCITY: Green BaySTATE: WIGIVE THE FOLLOWING VOLUNTARY STATEMENT TO: Lt. Michael Nick

I was working as inversed supervisor in the patrol division for the Green Bay Police Department. I was unit 283 Robert.

A call came out around 1:56 AM for a disturbance in the 1600 block of Main St. The call was a male swinging a bat. Dispatch gave out a description of the vehicle as a red Olds and a plate number. I was in the 200 block of Washington St. when the call came out. Officer Eric Allen called out that the suspect vehicle was traveling west on Main at about 70 MPH. I moved to Main and Washington St and then Officer Allen called out that the vehicle was slowing down. It was my understanding that the vehicle wasn't continuing west on Main St. Officer Allen called out that the vehicle was stopping in the alley at 720. I know this to mean 720 Bodart St. I was between Monroe and Quincy on Main when he called out.

I went south on Jackson St. and turned west down on Bodart St. When I got there I saw 3 squads. All 3 squads had their emergency lights on. As I approached the first squad I saw it was Officer Cain and Officer Richgels. Their squad was a marked squad with the overhead. The squad was positioned in the oncoming traffic lane, facing west. The next squad was an unmarked traffic squad driven by Officer Eric Allen. It was parked perpendicular to the road and just behind the red olds, about a car-length behind the Olds. The Olds was across the sidewalk with the front of the vehicle just entering the alley. The last squad was also marked and driven by Officer Salzman. His vehicle was parallel to officer Allen's car, also perpendicular to the road. It was about 1/2 car lengths west of Officer Allen's car.

All officers were out of their vehicles. Allen was using his driver's door as cover; Cain and Richgels were on the opposite side of their car. I think Cain was on the driver side and Richgels was on the passenger side. Salzman moved from his squad to a position behind a power pole that was about 10-15 in front of his vehicle and just west of the Olds.

My driver's window was rolled down. I could hear the Officers were yelling commands, but I couldn't understand what the commands were. I believe that several officers were yelling commands at the same time. The officers were treating this as a high-risk stop.

It appeared the driver of the olds wasn't following the commands of the officers. The driver was out of the vehicle. When I pulled up I noticed a white male getting out of the driver's seat of the Olds and was yelling something at either the officers or the other occupants in the vehicle. There was a male and a female also in the vehicle. One was a passenger in the front seat and the other in the rear seat. The male was in the front and the female was in the back.

D. M. Nick
(WITNESS)

8:55 AM
(TIME)

4-21-07
(DATE)

Lt. Michael Nick
(SIGNATURE)

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: <u>04-21-07</u>	TIME: <u>6:55 AM</u>	LOCATION: <u>307 S. Adams St</u>
I, <u>Karl Ackermann</u>	AGE: <u>[REDACTED]</u>	DATE OF BIRTH: <u>[REDACTED]</u>
HOME PHONE:		WORK PHONE:
ADDRESS: <u>307 S. Adams St</u>	CITY: <u>Green Bay</u>	STATE: <u>WI</u>
GIVE THE FOLLOWING VOLUNTARY STATEMENT TO: <u>Lt. Michael Nick</u>		

My observation point was slightly east of Officer Allen's car. I saw the driver of the Olds bent over from the waist and was reaching into the vehicle near the driver's seat. It looks to me like he was reaching for something. From my training and experience it appeared that the driver may be reaching for a weapon and the male wasn't following the officers' commands. Typical commands would be to show me your hands and get on the ground. I then saw the male stand up and his hand came out very quickly pointing directly at Officer Allen. (At this point I was almost right behind Officer Allen. Just slightly to the east.) I saw a red flash at the end of the male's right hand and heard a popping sound. The popping sound and the flash looked like it was the same event; it was that close to each other. To me it sounded like a small or medium caliber pistol being shot. My squad was in the line of fire from the male. I accelerated west on Bodart and positioned my squad to a safer location about 2 car lengths west of Salzman vehicle on a 45-degree angle of the street. As I was moving I saw the officers return fire. I noticed that the male driver from the Olds started running east down Bodart in front of club 720 at or about the same time the officers began returning fire. From the time I saw the flash and heard the pop until the officers stopped shooting it only took about 10 seconds. I got out of the squad and the shooting was done. I notified dispatched that we had shots fired. I had officer Opperman block off the road at Quincy at Bodart St.

I remember Officer Allen's position behind his driver's door, Officers Salzman was positioned behind the power pole was west of the alley on the south side of the street. I don't remember officer Cain and Richgels position.

When I heard the first pop there was a separation before I heard a lot of popping (gunfire.) It sounded like it was about 20-30 shots.

Rescue Squad and DPW were notified to close the street. Lt. Laux arrived and the other male passenger (John Hill) and the female were removed from the vehicle. Other officers responded to assist at the scene. There were several fights that started inside of the bar.

We secured the scene with evidence tape. Three officers were assigned inside the bar to identify all the patrons inside the bar.

<u>P. M. Nick</u>	<u>0906</u>	<u>04-21-07</u>	<u>Lt. [Signature]</u>
(WITNESS)	(TIME)	(DATE)	(SIGNATURE)

B121

GREEN BAY POLICE DEPARTMENT STATEMENT FORM

DATE: 04-21-07

TIME: 6:55 AM

LOCATION: 307 S. Adams St

I, Karl Ackermann

AGE: [REDACTED]

DATE OF BIRTH: [REDACTED]

HOME PHONE:

WORK PHONE:

ADDRESS: 307 S. Adams St

CITY: Green Bay

STATE: WI

GIVE THE FOLLOWING VOLUNTARY STATEMENT TO: Lt. Michael Nick

I have read the above statement and find it true and correct to the best of my knowledge and I sign on my own free will.

Bt - M. Nick / 0906 / 04-21-07 [Signature]
(WITNESS) (TIME) (DATE) (SIGNATURE)

ADMINISTRATIVE ADVISEMENT

B142

TO: ERIC ALLEN
(Name)
PATROL OFFICER
(Rank)

DATE: 4-23-07

I wish to advise you that you are being questioned as part of an official investigation of the Green Bay Police Department.

"Officers shall be informed that they must answer truthfully and completely all questions which are specifically directed to, and narrowly related to the performance of official duties or fitness for office. They shall also be advised that failure to answer or testify, or giving false or untruthful testimony or answers will result in the officer or employee facing departmental charges which could result in discipline or dismissal."
 (Section I, Chapter III)

You will be asked questions specifically directed and narrowly related to the performance of your official duties or fitness for office. You have the right to not criminally implicate yourself as guaranteed by the laws and the constitution of this State and the Constitution of the United States. I further wish to advise you that if you refuse to testify or to answer questions related to the performance of your official duties or fitness for duty, you will be subject to departmental charges, which could result in discipline or dismissal from the Green Bay Police Department. If you do answer, neither your statement nor any information or evidence, which is gained by reason of such statements, can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent department charges. In the event that you wish to remain silent, your silence or refusal to answer any questions by taking the Fifth Amendment may be used as evidence in any subsequent departmental proceedings.

You have the right to have an attorney or a union representative present with you during this interview. If you choose to have someone appearing on your behalf, either as an attorney or as a union representative, you are informed that the individual will not be allowed to interfere in this interview in any way. If you want to confer with your attorney or your representative, we will allow you that opportunity. However, we will not allow your attorney or your representative to interrupt this interview. Any such interruption will be considered a refusal to cooperate with this interview and may be used against you as part of any disciplinary action that might be taken in these proceedings. You or your advisor will have an opportunity to give a statement at the end of this interview.

[Signature]
 Employee Signature

B. M. RICE #131
 Issuing Officer
[Signature]
 Witness

B143

Officer Allen Interview
Green Bay Police Department #07-105156

Nick: I just want to identify everybody for the camera that's in here. So you're represented by you attorney, Tom Parins, I'm interviewing Eric Allen and I'm Lt. Michael Nick with the Investigations Division. Just want you to understand that you have your rights. These are your Garrity Rights. If you want to read that over now you can.

Parins: That won't be necessary. I've gone over that with Officer Allen.

Nick: Okay. And just so you know, you're here voluntarily; you're not under arrest. You don't have to be here. You can get up and leave at any time that you want. Do you understand that?

Allen: Yes.

Nick: Okay, just to make sure, today's date is 11/23, or 04/23 and it's approximately 11:34 a.m. And we're going to discuss the events that happened on the 21st which was Saturday morning, early morning hours. Do you remember that evening?

Allen: Yes.

Nick: Okay. You want to just tell me what happened that night?

Allen: I was driving east on Main Street near Irwin Avenue when a call came out in the 1600 block of Main Street to Fat Daddy's Tavern for a disturbance. I was not sent to the call. I believe two police units and a supervisor were. I was a lot closer than what the units were that were dispatched so I just continued to head east on Main. I was just going to show up on the call to see if they needed anything but I didn't hurry to get there. A few moments later, dispatch updated the information that a baseball bat was now involved in the incident so I started to hurry up a little bit to get there to see what was happening. A few moments after that, dispatch updated further that the suspects were leaving in a red Olds Aurora with a plate 932 Lincoln Sam X-ray so at that time I started to hurry even faster, wanting to catch the car leaving on Main Street, not knowing which way it was going to go. As I approached Morrow Street, I saw a vehicle coming very fast westbound on Main through the curves coming from Elizabeth Street area. My front radar unit kicked up a speed of 69 miles an hour. I slowed down. As the vehicle got closer, I realized it was a red, a red vehicle. I slow, I continued to slow right by Morrow and as the vehicle went flying by me I saw the letters LSX on the plate. I turned around and advised dispatch that I had the red vehicle from the tavern going I think I

said 70 miles an hour west on Main Street. I turned around. I accelerated to catch up to the vehicle. When I got to Baird Street, I didn't see the car anywhere. I slowed and I looked north and south on Baird thinking that would be a logical place to turn if they were going to turn. There were no cars at all on Baird Street so I continued west. When I rounded through Irwin coming up to St. George, the vehicle, the red car was braking very sharply coming up by Roosevelt and I had caught up to other traffic and wasn't able to get around traffic. At that point I was able to catch up to the car and it was 932 Lincoln Sam X-ray was the plate on the car. The lane changed from the inner lane to the outside lane just before Webster and they accelerated very fast again. I was able to stay with them. Right before or right near VanBuren, they slowed way down. I don't know if they realized if I was behind them or what. As we were going by the Greyhound Bus Station, there was a black and white that was coming east on Main from Quincy Street area and they had slowed down. The car was now using both traffic lanes. He was driving almost like he was drunk. He was on the center lane, he was to the left, he was to the right. Either didn't know what he was going to do. I thought he was going to turn right onto Cedar Street but at the last second he turned left onto Jackson. Once we turned onto Jackson, I turned on emergency lights, I sounded the siren and I advised dispatch that I was making a traffic stop on that vehicle. The vehicle did not stop. Continued very slow, maybe 15, 20 miles an hour, continued south and it turned west onto Bodart, not stopping. I turned the siren on and I left it running. The vehicle continued west, going very slow on Bodart and right around the 720 Club the vehicle accelerated very sharply and turned south into the alley and I did the same and just as quick as the vehicle turned, the vehicle stopped right over the sidewalk. I came to a stop. I was very close to the vehicle, closer than what I would normally be. Due to the fact that the vehicle stopped so quick, I had to stop. I just exited my car, stood in the open door. I drew my weapon and went into a felony stop mode with the vehicle due to the fact that there were a weapon in the car. Other officers started to arrive. I started giving commands to the people in the vehicle to get their hands up. I shouted that command many times. I got no compliance at all. Officer Salzmann had worked his way up to the utility pole which was right near the sidewalk on the west side of that car. Another squad, the other squad that was on Main Street had pulled in somewhere behind me. I didn't turn around to see exactly who that was at that time. I was focused on the car. I continued to shout commands to get their hands up. I got no compliance so then...

Nick: Was your siren going then or did you...

Allen: No, we had all turned our sirens off. The red lights were still flashing on our cars but the sirens were off.

Nick: So they should have been able to hear your commands because the sirens weren't blaring?

Allen: Yes, I believe so.

Nick: Okay. Continue.

Allen: I then realized we were next to the 720 Club which is patronized typically by Mexicans so I shouted the command *mono seriba* which I've come to understand is basically the same thing get your hands up. After I shouted that command, the occupants in the car put their hands up. I continued holding on the car and then I, we had enough officers to, that I would need to get the people out of the car. I started shouting the command at the driver to get out of the car. There was no compliance. The driver started to make furtive movements, reaching and looking down toward the center console area of his car. It also appeared that he was conversing with whoever was in the front seat with him. The driver, after continued commands to get out of the car, opened the door, stuck his head out the door and turned around and glared at me. Looked directly right at me but he did not get out of the car. He looked back in the car, continued to make additional furtive movements in the car. I continued to shout at him to get out of the car. The driver looked back at me once again, leaped out of the car very quickly and spun around and pointed a handgun directly at me. I heard a shot at the same time he's yelling fuck you and I returned fire just about as quick as he shot at me. I continued to shoot. Other officers were shooting at the same time and then the suspect fell on the sidewalk. I continued to hold on my weapon from my position on the suspect. He was not moving. I turned my attention back to the car, not knowing if they were going to get out and start shooting at us as well. The people that were left in the car did not get out of the car. I turned my attention back to the suspect. He was still not moving. I turned my attention back to the car. They weren't moving. At that time I, I crushed the target, kept my weapon up, ran up to the suspect, tried to kick the weapon. I did not see the gun so I assumed the gun had fallen underneath him. His right arm was to his side. His other arm was underneath his body. I hand, I pulled his arm out from underneath him. I handcuffed him. Then I pulled my weapon out, drew back down on the car. At that time I didn't like the position that I was standing in the open on the sidewalk so I advanced up to the entrance of the 720 Club and I got in the alcove. It seemed like there were people running all over. People in the club were screaming. It was almost chaos in the club. We had no control I didn't believe of pretty much anything at that point other than the two people in the car who weren't getting out. I didn't, I realized that I was standing where all these people that were running around and I didn't really like the position I was at there either because I didn't know what was going to happen there after just being involved in that shooting. I didn't want something to happen

from in the club. I looked over and I saw that there was an individual that was down in the club. I saw there were enough officers to deal with the people that were in the car so I went in the club, still had my weapon drawn and then saw that someone in the club was not moving. I started yelling is anyone else hurt other than this person. No one indicated that anyone else was hurt. People were screaming or running all over. I holstered my weapon. I went down. The man was still breathing but he wasn't, wasn't able to talk with me at all. I noticed that he had gotten shot in the right arm. I had tore his shirt away and he had a hole inside his chest cavity. His breathing was really shallow so I did what I could so to try to reassure him that he'd be okay. The security guard came up to me and I said continue to reassure him that he's okay. I started asking if anyone else in the club was hurt. The answers were no and nobody came forward so I stayed with him. I had, actually I should back up. I had to call dispatch and advise them there was a shooting, the suspect was down as I was approaching the suspect and then I called an ambulance for him. I called dispatch again once in the club, said there was a suspect shot in the club. We needed an ambulance for that person. Someone else came up to me and said his name was Cesar and he was a friend of his and I said okay, continue to talk to him, tell him that he's going to be okay. I said just reassure and be positive with him. He was breathing on his own. There really wasn't anything I could do. I shouted for a towel but he really wasn't bleeding out. Really there wasn't really any area that I could put direct pressure on any blood flow so I said don't move him, just keep reassuring him he's okay and the ambulance is coming. I could hear sirens coming. I went back outside and then due to the fact we had no security on the whole scene, myself, Officer Cain and other officers were starting to arrive and I'm like just start getting security of the area. The first ambulance got there and then I told them, I said there's a man down in the bar. He's hurt real bad and I said he's been shot. Go inside and care for him. I said but give me one of the guys off the crew and come and start helping the guy on the sidewalk. He came over to the sidewalk. I unhandcuffed him so they could, cuz he was face down, so they could start doing life saving measures for him. He was still breathing slightly. He, the rescue guy started to roll the guy and I told him be careful. I said the gun's underneath his body. The other ambulance showed up and then they pulled him and I believe he told the other rescue people that the gun was underneath him, to be careful. They rolled him over. I did not see the gun underneath him so then due to the fact there was so many people all over, I started telling the other officers start looking for the gun. We started looking underneath cars. I figured it had to have fallen in the street or something. We did not, we did not find any gun while I was there. I saw a cell phone by the wall and I remember in roll call many times where people use cell phone guns. They look like where the fire and shot so I picked up the cell phone that was between the suspect and the wall of the building. I looked at it and where the antenna would be looked like a

normal antenna. I didn't see a barrel where that could have shot. Put the cell phone back down where I picked it up and we continued to look around for the weapon. Rescue ended up transporting the suspect and the victim from the scene and then I remained on the scene and continued with scene security, taping off an inner perimeter where we, where we all had shot and then an outer perimeter which was the entire area. Lt. Laux showed up and we just kind of worked together getting the scene secured. I started the crime scene log and then it was just a short time later, once things, well actually a fight broke out in the bar while we were there. Dispatch advised that there was a fight inside the club and I believe that was when the rescue was still there. I never went in the club. I needed to stay outside with security of the scene. There were people that were walking around that didn't belong in our scene so we tried to keep all those people out. And then it was after things that became in control, I came back to the station where Lt. Johnson, I turned my weapon over to Lt. Johnson.

Nick: That pretty much it?

Allen: Yeah, I think so.

Nick: I got a couple follow up questions for you Eric. You okay yet?

Allen: Yeah.

Nick: Okay. You know how far away you were from the suspect? Distance wise. You said you, you pulled up closer than what you normally pulled up to a squad because he stopped so suddenly so then you stood in your doorway. How far were you from your doorway to the suspect when he was in the vehicle or when he exited his vehicle?

Allen: I would say we were probably within 20 feet maybe give or take.

Nick: What were the lighting conditions?

Allen: It was night. There was streetlights. There were lights from the headlights. There was a light from the spotlight of the black and white.

Nick: Did you have a spotlight?

Allen: No.

Nick: The other officers, did they have spotlights?

Allen: There were two black and whites and they had spotlights.

Nick: Were they lit, were they on?

Allen: I believe the one to my east was on.

Nick: Do you know who was to your east? _____

Allen: At, at the time.

Nick: Not at the time of this traffic stop but I mean.

Allen: Do I know now?

Nick: Yeah.

Allen: Yeah.

Nick: Okay.

Allen: At the time I didn't know. The only, at the time the only person I knew was Officer Salzmann cuz I was focused on the car. I never turned around to see who the other officers were.

Nick: Do you know if Officer Salzmann had his spotlight on?

Allen: That I do not know.

Nick: How about the emergency lights. Anybody have their emergency lights on?

Allen: Yeah. My traffic car and both black and whites all had their red lights flashing.

Nick: And you said there were streetlights there. Do you know if the streetlights were lit?

Allen: Yes they were.

Nick: Do you know who fired the first shot?

Allen: I believe I did.

Nick: Do you know how many shots you fired?

Allen: Specifically no. I could estimate seven to ten.

Nick: Do you know how many shots your magazine holds?

Allen: I believe there is 13, 12 to 13.

Nick: Do you know how many rounds you had in your magazine?

Allen: No I don't. Oh it was, at the start of shift it was fully loaded, yes.

Nick: Probably 13.

Allen: At the maximum, yes. It was the maximum.

Nick: You had 14?

Allen: Yeah, if it holds 13 I would have had 14. I would have had one in the _____.

Nick: One in the _____?

Allen: Yes.

Nick: Do you know how many times the other officers fired?

Allen: No. I would say pretty similar to what I did.

Nick: A couple basic things here yet Eric. How long have you been with the department?

Allen: Since 1992.

Nick: What shift do you work?

Allen: Power shift.

Nick: And that's from when?

Allen: 7:00 p.m. to 3:30 a.m.

Nick: And what was your current assignment?

Allen: Traffic enforcement unit.

Nick: In an unmarked car?

Allen: Yes.

Nick: How long were you on the power shift or evening shift?

Allen: That day?

Nick: For your career.

Allen: Since 1992.

Nick: Since 92 you've been on that shift?

Allen: Yeah, I've been on power shift my whole career with the exception of the few months during training when I first got hired. But my first assignment was power shift and it's the only shift I've ever been assigned to.

Nick: What kind of sleep did you get either that day or the _____ before?

Allen: Whenever I got off of work the night before I would have had seven. I mean seven hours is pretty normal for me.

Nick: How did you feel about coming to work that day?

Allen: Good.

Nick: That day you were working, what day of the work week was it for you?

Allen: It would be my Monday.

Nick: Your Monday? So your first day back.

Allen: First day.

Nick: Were you on any type of medication or anything like that before work?

Allen: No.

Nick: Did you drink anything at all, any alcohol?

Allen: No.

Nick: Any prescription medication?

Allen: No.

Nick: Non-prescription medication?

Allen: Just daily vitamins.

Nick: You said you fired between seven and ten shots? At what point did you stop firing?

Allen: When the suspect fell.

Nick: Did you have target identification at all?

Allen: Yes.

Nick: And did you get, when you fired did you get acquisition and identification?

Allen: Yes.

Nick: What was the identification you had?

Allen: The suspect shooting at me?

Nick: So you said he came out of the car and he pointed the gun at you and he fired one round?

Allen: I, I heard one shot.

Nick: Okay, you heard one shot then you returned fire?

Allen: Yes.

Nick: Do you know who returned fire after that?

Allen: No I don't.

Nick: Was the subject inside his doorway when you fired the shots and did he exit the vehicle?

Allen: He was, yeah, he was fully out of the car.

Nick: Fully out of the car and he turned and pointed the gun right at you?

Allen: Yeah. He took maybe a step or two to be able to get up to a standing position but then just as quick as he jumped out of the car he wheeled it around and turned and came up, pointing his gun, looking directly at me and then about the same time as I heard him shoot, I shot.

Nick: Okay. What hand was the gun in?

Allen: His right.

Nick: His right hand?

Allen: Yes.

Nick: And you said he made, he made a comment to you?

Allen: Yes, he said fuck you.

Nick: Okay. And you, you were telling him to get his hands up and stuff before then?

Allen: Yes.

Nick: Do you remember what commands you gave him when he got out of the car and said fuck you?

Allen: The last command I gave him was get his hands up. At that point that's when he leaped out of the car and it was a reaction time later when shots were fired. So there were no commands that I gave since the last command to get his hands up.

Nick: Okay. And he got out and he yelled fuck you?

Allen: Yes.

Nick: Pointed the _____ the same instance basically?

Allen: All in the same motion. Just one big fluid continual thing.

Nick: How long do you think it lasted?

Allen: Two and a half seconds.

Nick: From?

Allen: From him starting to turn with his gun to when he dropped on the sidewalk.

Nick: Okay. So the whole firefight lasted two and a half seconds?

Allen: That would be an approximate.

Nick: Okay. From the time he got out, pointed the gun and fired the gun at you and fell.

Allen: Yes. It was very quick.

Nick: Okay. Did he move from his vehicle at all?

Allen: He moved to the east as he shot. He came into a shooting position and shot and then we shot and then he moved to it would have been east. I don't know if he was going for cover or what he was doing.

Nick: Do you know how far he moved?

Allen: Specifically no. 20 feet maybe.

Nick: Was he walking, running?

Allen: It was a hurried motion. I don't know if you'd call it either one.

Nick: And during this hurried motion, where was his arms? Where was the weapon that he had?

Allen: I believe he was still holding it in his hand.

Nick: Was it still pointed at you yet?

Allen: Not when the first shots were fired. Then he made his movement and then it was, there was almost no time after that. It was done, so.

Nick: Did you have any other weapons available to you besides your service revolver?

Allen: I have a backup on my person and there would have been a shotgun in the trunk.

Nick: Okay. Did you have a taser weapon at all?

Allen: Yes.

Nick: And you said you carry a back, backup weapon?

Allen: Yes.

Nick: Was that on your person?

Allen: Yes.

Nick: And what was in the trunk?

Allen: There would have been a shotgun.

C/

- Nick: From the time he actually stopped until the end of the firefight, how, how much time do you think passed?
- Allen: From when he stopped at the entrance of the alley, I would say I would think maybe 20 seconds.
- Nick: When he was looking inside the car, you said he was going just underneath the seats and stuff, making some movements inside the car. What do you think he was doing at that time?
- Allen: I believe he was reaching for a weapon. From my experience, when there's a weapon involved people are either hiding or getting a weapon. He didn't appear to be hiding. He appeared that he was searching for something.
- Nick: Did you feel your life was in danger or somebody else around?
- Allen: I believed he was trying to kill me.
- Nick: Okay. Could you, did you get a good look at the weapon? Do you know what type of weapon it was?
- Allen: No I don't.
- Nick: Could have been a revolver, automatic?
- Allen: No, I couldn't say.
- Nick: Did you, you said he turned and he made a comment and then quickly turned and fired at you. Did you see a muzzle flash or anything like that?
- Allen: There could have been. I didn't see a muzzle flash. There was a lot of lights that were flashing and red lights were reflecting off the bar windows.
- Nick: We covered pretty much everything Eric. I just want to go through this list to make sure I got everything. Did you notice any early warning signs?
- Allen: The non-compliance was an indicator. His furtive movements. Those would be the two biggest ones. And the fact he didn't stop right away heightened my alertness as well.
- Nick: Did you have any prior contacts with the driver? Did you know who the driver was?

Allen: At the time I did not. I do know now. I issued him a traffic ticket not that long ago. I believe it was on Quincy Street for some poor driving.

Nick: Do you remember that traffic stop? Do you remember...

Allen: I do.

Nick: how he reacted towards you or?

Allen: A little condescending but nothing that really caused me any trouble at that time. He had some people in the car with him. He was driving a cab. I believe it was a Yellow Taxi when I stopped him.

Nick: When you stopped him that night you didn't know it was the same person?

Allen? No. I had no idea who it was until I saw it on TV, what his name was.

Nick: Do you have any questions for me at all?

Allen: The only question I would have would be once all the officers have given their account of what happened, are we free to talk amongst ourselves?

Nick: That's a good question. I will find out and I will let you know.

Allen: Okay.

Nick: So you gonna be here for a little while yet?

Allen: I can wait till you get an answer, sure.

Nick: Okay. I will let you know and get back to you with that.

Allen: Okay.

Nick: Anything else?

Allen: No sir.

Nick: Okay. The interview is ending at 12:05 p.m.

End

13

ADMINISTRATIVE ADVISEMENT

TO: GARY Bichgels
(Name)
Patrol
(Rank)

DATE: 4/23/07

I wish to advise you that you are being questioned as part of an official investigation of the Green Bay Police Department.

"Officers shall be informed that they must answer truthfully and completely all questions which are specifically directed to, and narrowly related to the performance of official duties or fitness for office. They shall also be advised that failure to answer or testify, or giving false or untruthful testimony or answers will result in the officer or employee facing departmental charges which could result in discipline or dismissal." (Section I, Chapter III)

You will be asked questions specifically directed and narrowly related to the performance of your official duties or fitness for office. You have the right to not criminally implicate yourself as guaranteed by the laws and the constitution of this State and the Constitution of the United States. I further wish to advise you that if you refuse to testify or to answer questions related to the performance of your official duties or fitness for duty, you will be subject to departmental charges, which could result in discipline or dismissal from the Green Bay Police Department. If you do answer, neither your statement nor any information or evidence, which is gained by reason of such statements, can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent department charges. In the event that you wish to remain silent, your silence or refusal to answer any questions by taking the Fifth Amendment may be used as evidence in any subsequent departmental proceedings.

You have the right to have an attorney or a union representative present with you during this interview. If you choose to have someone appearing on your behalf, either as an attorney or as a union representative, you are informed that the individual will not be allowed to interfere in this interview in any way. If you want to confer with your attorney or your representative, we will allow you that opportunity. However, we will not allow your attorney or your representative to interrupt this interview. Any such interruption will be considered a refusal to cooperate with this interview and may be used against you as part of any disciplinary action that might be taken in these proceedings. You or your advisor will have an opportunity to give a statement at the end of this interview.

[Signature]
Employee Signature

[Signature]
Issuing Officer

[Signature]
Witness

1629 MAIN ST. Phat Daddy's. / 720 Budart.

C4

Today is Monday April 23, 2007 at Time. We are here in the Green Bay Police Department conference room doing a taped interview of officer Richards regarding the incident that occurred the early morning hours of April 21, 2007.

Present in the room is TOMPAPAS. This is a voluntary statement. Any time you want to leave or if you want to stop and confer, or don't want to answer any questions, you can do that. I also want you be aware that you have rights this is a copy of your Garrity rights. (hand him the form).

We have already processed the scene and have spoken to witnesses and other officers present during the incident. After were done with this interview, it will be transcribed, and this video will act as your statement and you will not have to do any details.

What day of your work day was April 21st?

Thurs
n/b

How much sleep did you get the night before?

How did you feel when you went in for work that night? in other words any illnesses, colds allergies or such.

Are you on any prescription medications?

1 Ritalin 645-72m

What is your current assignment with the Green Bay Police department?

How many year have you been with the department?

Officer _____ -I would like you to tell me in your own words about what happened the morning of April 21.

Conclusion:

Distance of shots fired? 15 feet to car door. 40 feet. Last shot.

How many shots did you fire? 5-7

What point did you stop firing your weapon? When sub: went down

Do you know who fired the first shot? UNK.

no longer a threat.

- Lighting.

05

Officer Richgels Interview
Green Bay Police Department #07-105156

Knoebel: Okay. I am recording just so you know. And you just took care of this before, your Garrity Rights. Gary Richgels, Officer Gary Richgels signed it and also _____ Tom Parins. What I'm gonna do is just read a thing that we need to go over about basically so it's all the same in every interview. Today is Monday, April 23rd 2007 at, do you have the time, 1:06 p.m. We're here at the Green Bay Police Department conference room doing a taped interview of Officer Richgels regarding the incident that occurred in the early morning hours of April 21st 2007. Present in the room is Tom Parins, Gary Richgels and myself. This is a voluntary statement. Any time you want to leave or you want to stop and confer or don't want to answer any questions you can do that. Also want you to be aware that you have the right, that you have your rights which I gave to you, a copy of them. I'll make a copy _____.

Parins: Thank you.

Knoebel: We've already processed the scene and spoken to witnesses and other officers present during the incident. After we're done with this interview, it will be transcribed and the video will act as your statement so you don't have to you know write any details _____. I guess we'll get started by the day of the 21st. What day of the week was that for you?

Richgels: That would be my Thursday.

Knoebel: Thursday. About how much sleep did you have the night before?

Richgels: Seven and a half to eight hours. I woke up sometime between I think 2:30 and 3.

Knoebel: Okay. And your shift starts at what time?

Richgels: 10:15 p.m.

Knoebel: 10:15? Okay. How did you feel when you went into work that night? Did you have any illnesses, colds, allergies or anything like that?

Richgels: I felt fine.

Knoebel: Felt good? Okay. Are you on any prescriptions or medications?

Richgels: Actually I was just recently prescribed a pill to help me sleep called Trazaline.

Knoebel: Okay. And that just, what is that exactly?

Richgels: Strictly something to help me sleep. That's what, I just got it a few weeks ago from my doctor.

Knoebel: Okay.

Richgels: It's not a narcotic. One of the things I remember her saying was it's not a, it's like an addictive type thing. It's a real low end of the spectrum. Something to just help you sleep.

Knoebel: When did you take that? Did you take that before you went to sleep?

Richgels: I believe so but I can't say 100% for sure. If I would have taken it, it would have been at between you know like 6:45 and 7 when I get home. I would have taken one pill then.

Knoebel: Okay. And one pill is usually like the dose that you would take?

Richgels: Right. I've only taken it a few times. It hasn't always been necessary. It was kind of a, something that I had. You'd have trouble sleeping every now and then.

Knoebel: I know what it's like on nights.

Richgels: Right. That week had been fine, but I know I, I don't take it every day. Only if I think I need sleep or if I'm not tired yet but I wanna sleep I will take it.

Knoebel: But that night when you came in everything seemed fine?

Richgels: Yupe. Actually I, I had a nice relaxing day. Came in, worked out and felt great.

Knoebel: Okay. What is your current assignment then on the Green Bay Police Department?

Richgels: Currently was assigned on night shift patrol but I was riding a two man car with Matt Cain.

Knoebel: And your normal hours are from 10:15 to 6:45?

Richgels: Yes.

Knoebel: Is that right? Okay. And what area were you working that night?

C7

Richgels: We were actually assigned a Charles unit, which meant, it's usually designated for a training car, although we weren't training, that's training a police officer, but because he had been gone for an extended period it would, we were calling it a re-familiarization so it was basically having a partner and if he had any questions on any policies or procedures that changed since he'd been gone I was there to help. So it was basically a two man car and that we could go to whatever calls they needed help on or we wanted to go.

Knoebel: Okay. How many years have you been with the department?

Richgels: It will be eight in June.

Knoebel: Eight? All right. I guess the only thing I'm gonna have you do is basically tell in your own words you know what happened that night on April 21st that _____ that incident.

Richgels: With that incident?

Knoebel: Yeah.

Richgels: I remember when the call went out we were in the area of Pine Street and North Madison. We had just cleared up a call at the Cherry Street Ramp which is 202 Cherry Street at the corner of Cherry and Washington. We wrote a muni ticket for open intoxicants. We had left that and you know were making our way. It was getting close to bar time so you know a lot of times they want to stay central to assist wherever and when we were in the area of Pine and North Madison, heard the call go out at Fat Daddy's of a male with a bat. Heard the call go out. It, the way they described it, it wasn't one that needed to be, like it didn't depict emergency response right away. One of those calls where you hit lights and siren and you go. It was a male that had a bat. They weren't saying from my recollection that he was striking anybody. You know I mean then that would be an emergency response situation. The call went out that there was a male with a bat in the parking lot and so we just started floating that way. I mean floating, we went, we probably went north on Madison to Main. I'm not 100% sure but I believe so. Question?

Knoebel: No.

Richgels: Oh. I know we turned, turned eastbound on Main Street from Madison in that area and they updated that I believe it was there was three intoxicated people in the car and one of the people in the car was the male that had the bat. They gave a description. I think it was a red Aurora. They gave a plate. I don't recollect that off the top of my head what the plate number was but they said it was, they were in the car, intoxicated, and leaving the

C8

area. So the next thing you would think well okay, I don't have to bust it to get there if they're leaving but I'm curious which way they're going. So we continued facing east on Main and Eric Allen who was 371 Tom that night called out that he saw the vehicle westbound on Main Street at approximately 70 miles an hour. I believe that's what he guesstimated and said over the air. And we're in a position where it's coming our direction but it's not there yet so we continue east on Main through Monroe and right in about the area of Quincy there's a U-Haul right there. Eric Allen called out you know traffic with a suspect vehicle. He said copy traffic, something similar to that, which to me means he caught up to it. And he said Main and Cedar, which is only about a block, block and a half ahead. It's right near the Greyhound Bus Station, that area. He said Main and Cedar. Well it's right in front of us so you know you focus your attention even more right near that intersection and that's when I saw the suspect vehicle, there's a red car, turn south on Jackson and then Eric's, the Taurus. I had seen him earlier in the shift so I knew which car he was driving that night. Saw that follow the car south and by that time we had come up to Jackson and we're in position to pull in right behind Eric. When we pulled there, I believe I'm the one that grabbed the radio and said put 41 Charles on the call cuz we were not originally dispatched to it but we were in the area, just like anybody would be _____. Eric, after I called out I noticed Eric had his emergency lights on. I don't recall what time I saw em on but he had em on at that point when we were still on Jackson and the red suspect vehicle wasn't stopping yet. I heard siren bursts. I don't remember if it was a constant siren or I just remember hearing a siren that I would believe is from Eric's car. There was another car that was a squad car that was westbound on Main that pulled in behind us. I didn't know which officer that was at the time.

Knoebel: Can I just interrupt? So you, just so I know, you were in a fully marked vehicle?

Richgels: Yes.

Knoebel: The other people were in a fully marked vehicle and Eric Allen was in a red Taurus that was?

Richgels: Well it wasn't red, it was gray.

Knoebel: Or gray.

Richgels: The gray Taurus that had the red and blue lights inside. Yes.

Knoebel: Okay. It was inside?

Richgels: Yupe, yupe.

- Knoebel: Okay. It just didn't have the full markers on the side?
- Richgels: Correct. It didn't say Green Bay Police, didn't have reflective stickers.
- Knoebel: That's fine. Okay.
- Richgels: Matt and I were both in full uniform, just to clarify, and then the squad behind us was a fully marked police car too. Overhead lights on the top, the black and white _____. The suspect vehicle didn't stop yet. It turned west on Bodart so it should be a right the way they were going from Jackson Street. So it turned, turned on Bodart. You know to me it didn't seem that he had any thoughts of stopping. You know sometimes you get hesitant people that are tapping brakes. I didn't see any of that. So we had called out that we were with em. We turned ourselves west on Bodart. Our emergency lights got activated. I honestly don't remember if I hit em or Officer Cain hit em but I remember looking down and seeing those lights on cuz you know Eric's lights are on too but you know we've got em on top. The more the merrier for emergency traffic. Plus with the vehicle not stopping you know all the reason.
- Knoebel: Was the vehicle traveling at a fast speed?
- Richgels: Well fast for that area, meaning that you know normal people driving in there, that say you're going to Bodart, you wouldn't be going you know like 20, 30 miles an hour. You'd be, you know usually you go there to park because it's just a couple blocks street. You know there's an entertainment type district. You know there's people around. You know you would think driving slow under normal conditions, this one appeared to be going quicker and not showing me that it had any intentions of stopping.
- Knoebel: Okay.
- Richgels: I do remember seeing people along Bodart Street. There's sidewalks I believe on both sides and there's parking on both sides. Cars that have their lights on. Whether they're just arriving or just leaving, I don't know, but I remember seeing lights. It was bar time about, I remember it was right around 2:00 so that's you know there's people there which makes sense. So we, we continued running behind Eric Allen. Then the suspect vehicle kind of made an abrupt turn into an alley which is right next to Club 720. I believe the address is 718 Bodart. It pulled in off the street but it didn't completely pull in. It was still straddling the sidewalk is what I mean. It didn't pull into the alley and was between two buildings completely. It just you know got off the traffic lane and that was about it. Officer Cain had positioned his squad facing west and eastbound into traffic cuz Eric Allen had pulled his car in slightly at an angle, not directly

behind the car but just offset a little bit and we pulled closer you know to the south side of the road. Our car was basically parallel in on Bodart Street facing west in the eastbound lane.

Knoebel: Okay.

Richgels: And the suspect vehicle like I said had pulled partially in the alley. Officer Allen was behind it. We were at an angle even yet to Eric's car and then that second squad that was behind me pulled around us and went on the other side completely of Eric Allen. This is indicative of set up for like a high risk vehicle stop.

Knoebel: Why don't you just draw that out a little bit so that, just so we have an idea of how you guys were _____.

Richgels: Sure.

Knoebel: I understand but just so that's it's on there.

Richgels: Sure. This is the alley. This is the sidewalk. This is the suspect car. This is Officer Allen's car. This is our car and this is that, I don't remember the angle of this one. That I believe is Officer Salzmänn's car.

Knoebel: Okay.

Richgels: So we, Allen, Salzmänn, suspect.

Knoebel: And this is 720?

Richgels: Yeah, this is the bar.

Knoebel: All right.

Richgels: It was set up similar to that. You know it may not be precise but you know I think, the only thing I think Eric's car was a little more this way you know cuz I think it was kind of in line with that.

Knoebel: Okay, that's fine. I just wanted to get an idea of where everybody was.

Richgels: Sure.

Knoebel: Okay.

Richgels: So with that other squad pulled over here, it worked out pretty good to set up to be like a high risk contact, which I felt was very needed in this situation. You know we had a call with a male with a weapon. In this

case we were told a bat. Not stopping for us. Moving faster than you know what you would think if someone was trying to find a nice place to pull over for us like they sometimes _____. I didn't feel that at all. Actually just raised my suspicion the way everything was going. When we stopped, I remember Officer Allen opening up his driver's door and immediately giving verbal commands to the car. It was stuff or things similar like show me your hands, turn off the car, you know all things consistent with high risk contacts. Those are some of the first things you do. You want that car turned off, you want to see their hands so you know they don't have weapons on em.

Knoebel: And you were standing where?

Richgels: Well when I, when we stopped, when I saw Eric's car, car door open, I had already exited my car and came in that direction.

Knoebel: Okay. So you were standing over here someplace?

Richgels: Yeah, somewhere over there.

Knoebel: All right.

Richgels: While I was moving into that position, you know I could see into the car. I could hear Officer Allen giving verbal commands to the people in the car.

Knoebel: Very loud or?

Richgels: Yes, yeah, it was clear to hear.

Knoebel: Were the sirens and everything turned off at that time?

Richgels: Correct. The only emergency equipment being used at that time were our overhead lights. I know ours were on. I know Eric Allen's were on. I'm not sure about Scott Salzman's car. So I made my position over there very quickly. It wasn't a good distance. I got there quick. Because we were set up for a high risk contact because you know there was a weapon, you know normal training and procedures is you have your gun out. There's reason to do the high risk contact, to protect yourself, so I had my _____ out, firearm out and was focusing in on the car. You know the area around it. You know trying to check for anything that you know wasn't right, could hurt us. Anything like that, you know just seemed out of place.

Knoebel: Sure.

Richgels: Officer Allen was giving, was giving verbal commands to the car or the people in the car.

Knoebel: How many were in the car?

Richgels: Three. There was from my best recollection there was a driver, there was a female behind the driver in the back seat and there was a male next to the female also in the back seat. That's what I remember seeing.

Knoebel: Mm-hmm.

Richgels: While I was back there, Officer Allen was giving commands like I said and they weren't listening. They weren't listening, meaning what I say is I didn't see hands. A lot of times people look back. There was no signs of compliance coming from the vehicle.

Knoebel: _____

Richgels: Any of them, which was raising my suspicion you know on top of everything else that led up to that. While I was watching inside the passenger compartment, the driver would make what in police lingo is furtive movements. And what I mean by that is when he was in his driver's seat he was reaching down and to the right, meaning you know towards the passenger seat. It was kind of dark inside the car so I couldn't see faces so if he was looking back at the people in the car, I don't know. Heads were moving. You know whether that meant they were talking or you know I couldn't hear you know screams coming from the vehicle but there was a lot of movement. The back seat passenger, the one on the right side in the passenger side in the back seat was leaning down and forward. Now that's what it appeared to me anyway. It was down and forward like this and you know from a behind view that's kind of what it looks like. Now it was towards the driver but I don't know if that meant that they were you know that close talking about something. I don't know. The female was leaning a little bit forward. You know I could kind of see her head moving like this and whether she was shaking her head up and down or she was talking, I don't know. Still no compliance. With those movements alone, red flags were going up in my mind. I don't know if they're grabbing a weapon, I don't know if they're loading a gun, I don't know if they're formulating a plan. But they weren't listening to us. Because of that, because of the totality of everything, you know the call with the bat, the not stopping for us, you know the over two or three turns they didn't stop for us. The not listening to the commands, showing no sign of compliance, I requested that we get the channel and what I mean by that is I requested that no other officers on our regular channel C in the City of Green Bay use that channel for anything but an emergency because we are in my mind in an emergency situation. So I, they weren't

listening to us so I got on the air and I believe my term was something like 41 Charles give us the channel. And it was basically so if something that did happen, nobody would be talking about something not as important as this right now.

Knoebel: All right.

Richgels: So I requested the channel. During this time Officer Allen, at least Officer Allen was still giving verbal commands. It's not unlikely to have more people you know yelling, you know other officers yelling stuff. I just, I don't remember them doing that. I just know Eric was yelling get your hands up, get your hands up. I believe he made the comment you know furtive movements in order to make sure everybody else saw it. You know it was plain as day for me cuz I was behind the car. I could see it. You know and I requested the channel. Still hearing Eric yelling it, I still didn't see compliance in that car which was making me all the more worried. I'm like you know I don't know what they're doing in there. The next thing I remember was you know there was still movements going on in the car between, between all three, primarily between the two males, you know the one in the front and the one in the back. They were you know down and to the right from the driver and forward and down for the back seat passenger. While Eric was you know still giving commands, all of a sudden the driver's door flew open. It was kind of like slow motion to me but the driver's door flew open. The driver swung out and looked towards us. He didn't, it was, the best way I can describe it is probably a fluid motion, meaning it didn't stop. I mean or he didn't like get out and you know surprise here I am. It was a fluid motion where he opened the door. You can see him look back at us and as he came up, his right hand came forward and as he faced us, _____ to turn around 180 degrees, turned around. I saw like a darker colored dull gray gun in his hand. Turned around, came towards us, you know was standing up, you know fuck you very loud. It was plain as day. Lifted the gun up and I heard a gunshot.

Knoebel: Okay.

Richgels: At that point I thought I was going to die. I was scared for myself, for the other cops, for the people in the street and the only thing I could think of was training, thinking we practiced, everything, and it was stopping him. Shoot at us, shoot at me, in particular I was concerned about all of that. As soon as he came up and shot, again I said a fluid motion. He never stopped that I remember. I mean he came up with the gun, pointed it at us, I heard a loud pop. It would be consistent with what I would consider a lower caliber handgun. You know the bigger the caliber, sometimes the lower the boom. You know or like a shotgun. You know and I've hunted and been around guns ever since I you know could and to me that's what it

sounded like. Heard that one snap and I immediately returned fire. I thought of nothing else except, well the main thing I thought about was my life, my safety and stopping him, stopping the threat. I didn't want him to shoot me. He came out. You know like I said, he raised the gun and he kept moving to the east which would be from our right to left on that sidewalk. He crossed in the front of the bar. I was returning fire. He kept going. He was facing me. His hands stayed up. He seemed to trip once or stumble once cuz he lowered himself a little bit but I could still see that, that gun in his hand and I stayed on him. He went 20, 30 feet while he was running that way while pointing at us, looking at us. He didn't say anything other than that one fuck you that I remember and then he fell and I stopped shooting.

Knoebel: When he got out of the car and then started running, just to better describe what he did. He was actually turning around at you guys?

Richgels: Yes.

Knoebel: Show me. Let's say you guys are back over there.

Richgels: And I'm the driver facing this way?

Knoebel: Yeah, yeah. Let's do it that way.

Richgels: We're set up that way?

Knoebel: Yeah. Just give me an idea.

Richgels: The driver's in his car. The driver's in the car. He opens his door and as he does it he does this - he comes out and he turns. He yells fuck you, pow.

Knoebel: Okay.

Richgels: I don't remember if his left hand made it up here. I don't know if he _____ it like you know we're trained to shoot with two hands. But it was turn around, fuck you, snap, and I heard that pop. And I ran out of wall space but as he came up he was like fuck you and that hand was up and that's when I returned fire after I heard the shot.

Knoebel: Okay. So pretty much the whole way that he's running here, he's actually like looking back at you?

Richgels: I feel, yeah, I feel he's totally a threat the entire time. Until he fell on the ground, I did not feel safe from him.

- Knoebel: Okay. And then, okay. And what happened after he went down?
- Richgels: After he went down, I immediately got on the radio, said shots fired, man down, send rescue. He needed help. I was pretty sure he was shot. I didn't feel shot. I didn't think of it. All I know is that I called that out and then I realized, oh, I'm sorry. I called that out. Officer Cain and Officer Allen moved towards the suspect. I saw that cuz they were off to my left. I don't know where they were standing exactly but they moved towards him. I felt confident that they could secure him or not let him hurt me. That's you know, that's what I was scared of him from. They moved towards him and I felt I needed to get back on the car cuz there's still two people in it. I was closer to the left side of the car, the driver's side, and Officer Salzmman was closer to the passenger side of the car, the right side, so it only made sense to you know I would control the female on the left and he would control the male on the right.
- Knoebel: Do you know where Salzmman was?
- Richgels: He was to my right. I honestly don't know. I know his car was to the right or to the east.
- Knoebel: Was he...
- Richgels: I'm sorry, to the west of us.
- Knoebel: Right.
- Richgels: I don't know where he was standing exactly.
- Knoebel: Okay.
- Richgels: I do know when I advanced towards the female in the car, who was still sitting behind the driver's seat, I caught him out of the corner of my eye giving verbal commands to the male while I was doing the same to the female. The female, when I came back to her, immediately I saw her. She had her hands up, she was screaming, she goes I don't have a gun, I don't have a gun. And I remember saying I believe you, just keep your hands up. I believe you, just keep your hands up. She was screaming, hysterical, totally understandable. But I needed to get her out of that car. I didn't know what else was in it. Somebody else just got out of it with a gun. I didn't know what else, and for my safety I thought I needed to get her out. I knew backup was coming. I could hear the sirens. People maybe have been arriving at that point. So I still had my firearm out. I had it pointed at her. I'm like you know just listen to what I say and you won't be hurt. You know I believe you don't have a gun. Just keep your hands up. Told her to come out of the car and she didn't. Told her that

two or three times and I thought you know she's maybe just too hysterical that she isn't listening right now and so I opened the door and you know I grabbed her arm and I escorted her to the ground. She wasn't tossed, you know she didn't resist. She just didn't cooperate _____, you know what I'm saying.

Knoebel: Mm-hmm.

Richgels: So I brought her out. You know she went down kind of on the knee and was kind of leaning on her arm like this. You know kind of laying down in a position not totally prone out but slightly. And she was screaming that that was her brother, that's my brother Dan and I said I don't know, I don't know, you know there's an ambulance coming. Just lay on the ground for me, just lay face down. And she's like I don't have a gun, I don't have a gun. And I'm like I believe you and I really did believe her. I mean I couldn't see anything in her hands and I wasn't worried that she had a gun at that point that I could see anyway. And she still wasn't listening. Officer Salzmänn was dealing with the male on the right. I could hear voices screaming over there. I don't know if it was him not complying or what but I could see he had a backup in that area. I'm not sure who it was. I hate to guess but I saw another officer. I felt he was okay. The female I needed to get secured, which in that you know chaotic of a situation means handcuffed. That way she can't hurt me, she can't hurt herself, you know anything. So I told her you know to put her hands behind her back and she didn't. At that point I holstered my weapon and went in and I just put her hands behind her back. Again, she didn't voluntarily do it but she didn't resist. I mean she was just you know screaming and crying and she kept saying that's my brother, I don't have the gun or I don't have a gun and you know I'm trying to tell her I believe her you know. I just wanted her to get away from that scene cuz especially if it was her brother, you know, it's not something that I would want to be at if I was her. So _____ were showing up, backup units. The first one I saw I turned her over to him. I said you know would you please take her away from here. Would you please put her in a squad car. She's a witness. She needs to be secured away from here. And at that point you know I double checked that Officer Salzmänn was doing okay on the passenger side of the car. I looked back over. At that point Officer Allen and Officer Cain I think may have already been in the bar cuz when I looked back towards the bar there was people screaming and you know you see people were down, you know crouched down looking out. There was bullet holes that had hit the bar and I saw the suspect laying down. They had cuffed him. I believe Officer Allen and Officer Cain had cuffed him. I felt it necessary that I should go back over by him, check on him, see if I could render any aid, secure a weapon, anything. You know get rescue there and then I can flag em down, here he is, you know help him. So I go back over by him. About that time Officer Allen

got on the air and said they had a victim that had been hit inside the bar and send additional rescue units for that and so they were dealing with that situation. I was near the victim, or not the victim, the guy that shot at us on the sidewalk and I want to say at that point because he was down, you could tell he was hit, you know there was blood there that's for sure, I was concerned that his weapon was out loose somewhere and somebody else could pick it up and hurt us and we needed to secure it for safety and evidentiary procedures. Started looking around figuring it would be laying you know close to him and I didn't see it. And I'm like okay well, you know, the backup units that were arriving were doing a pretty good job of securing the scene. You know they had both ends of the road, they were you know securing people. You know people were being kept in the bar so I'm just kind of looking around. I didn't really want to leave him at that point, plus rescue was starting to show up. I remember asking another officer, I think it might be Eric Allen or Officer Cain picked up...

Knoebel: This is Lt. Knoebel here with Attorney Tom Parins and Officer Gary Richgels. The tape had stopped and the reason that we're starting a new one is because it had stopped in the middle and we didn't know so some of the things we want to make sure that gets on the tape so some of the things might be re-said, might not be. We're gonna try to pick it up from where we think it left off and we'll go from there. So if you want. I think we actually had ended where the rescue squad had shown up and you were tending to the individual and you also were looking for a weapon. So you want to pick it up from there.

Richgels: Sure. I believe that was after I had the female that was in the back of the car secure, turned her over to another officer, saw the victim, not the victim, the guy that shot at us laying on the ground. Officer Cain and Officer Allen later went into the bar so I went over to the victim for many reasons, to see if I could help, first aid, be there for when rescue showed up and I could say you know right here, this guy's been shot, and also secure a weapon. Units that were arriving were doing a good job securing everything off but you never know and it was a big part of this case and you know I wanted to find that gun. So I went over, I went by him, I could see you know blood coming from him. I didn't see exactly where it was. I didn't see much movement. I didn't see anything that I could do first aid wise and I started looking around for the gun while I was near him. I figured you know it would be near him. I couldn't find it. I'm like well it's a concrete, asphalt, you know flat area. It could have hit and slid, skipped, could have went anywhere. So just you know without leaving him, you know we're in close proximity, a few feet, shined my light under some cars. There's a big flower plant there that _____ could slip behind that. Didn't see it. I'm like well it's okay. You know the scene's secure right now, you know, and when rescue shows up we'll get it. I think I had asked Officer Warych to check with Officer Allen cuz he and

Officer Cain had handcuffed this guy that shot at us if he knew where it was. Maybe he picked it up. I don't know. So I believe Officer Warych ran into the bar where they were with another individual that had been shot. I'm not sure if that was on the tape from before or not but Eric Allen had called out that another guy got hit in the bar, in the arm, so additional rescue was sent primarily also to help him. Officer Warych came back out and said _____ you know _____. The gun's under him, don't touch him. You know I didn't know if the gun was ready to fire. I didn't want to get shot. I didn't want you know for him to get shot any more than he had to so I left him there. About that time rescue was arriving so you know I directed rescue personnel over by me and some were also directed inside the bar to help that guy. I don't know if I was standing next to the suspect when rescue rolled him over. I know his cuffs were removed. I don't know by who. Rescue rolled him over and there wasn't a gun underneath him so we're like okay, well now we have to continue our search you know for the gun. Maybe it slid under a car. Bodart Street right there was pretty lined with cars. Shined my light under. Was passing the word onto some other guys saying you know we don't have the gun yet. I saw Lt. Ackermann who was standing you know outside the entrance of 720. I went over to him and you know I don't remember if he asked me a question but I do remember telling him you know lieutenant you know we don't have the gun yet. I can't find the gun. He's like Rigs don't worry. I was here, I saw it, I heard it, you know we'll find it. Okay, well I just you know want to let you know and he was okay with that. Passed the word onto some other guys over there. Myself. I don't know if Lt. Ackermann directed people specifically to look for this gun but I wanted to find it. I wanted to secure it and you know get that taken care of. So we're over there looking and I can't find it. I know other officers were looking. You know I had asked you know whoever was in that area did you find it yet, did you find it yet, and they're like no not yet, not yet, we're looking. I'm like okay. And you know I'm looking around and I try to take a step back you know take a deep breath. You know like okay, maybe it's in an obvious spot. You know maybe I missed it. You know or maybe wherever. I didn't know where it was. So I started looking around and where his body was and I don't remember if it was when rescue was still working on him or if they got him and left but I do remember when I was around him before that there was a cell phone laying on the ground to his right, which would have been on the south side of the sidewalk. The south side of the south sidewalk. And the phone itself was up against a building where the sidewalk meets the building, right in that area. It was a flip style phone and was open.

Knoebel: That building was 720?

Richgels: No, no. I think that was the next one down, down at least one. I'm pretty sure it wasn't 720 cuz while we were there, while I was you know

attending to the suspect, _____ rescue was showing up where we were just seeing if there was anything we could do for him before they did. Dispatch called and said you know there's, there's an alarm, a business, a breakage alarm at 722 Bodart or an address that would have been just to the east of Club 720. We're like yeah, that's us cuz I could see the glass door was broken.

Knoebel: Right.

Richgels: So we were there and you know at that point I was you know taking a step back, saying well where is this gun, you know, and you know kind of looking around. I do remember seeing that cell phone there. I didn't examine it real close at that point but I saw the gun, I saw the belt clip that clips onto the phone which allows you to clip it into your pocket or your belt, in between where the male was laying and where the cell phone was laying. The cell phone I believe being pretty close to where he was as far as you know to his right. It wasn't like halfway between him and the car.

Knoebel: Right there.

Richgels: And while I was trying to take you know a second to scan the area to see if I was just missing an obvious thing, I remembered as an officer you get officer safety updates, you know, whether it's on e-mail or roll call or whatever, passing on from a fellow officer of a cell phone that's actually a gun. And I've seen the e-mail, I've seen it function where it came from a you know professional source and you know it's not like a hoax type thing. I truly believe it's out there and it is and I'm like thinking to myself could this be one of those situations. I mean I see em but you don't always come across those things that are you know kind of out there. So I specifically went over to the phone to examine it to see if that was the gun that shot at us and went over. That's when I you know clearly saw it was a flip phone. It was you know silver or gray in color. The screen, it was open. The screen whatever was facing upward. It was kind of dimmed, meaning like some of the flip phones I've had in the past won't completely go black but the screen will dim and I think that's to help save the battery. But I could see it was dim. I could see you know text on it and I don't remember if the cell phone that I saw on e-mail that was a gun actually worked as a cell phone and at first glance this looked like a real cell phone but I didn't know so you know I didn't touch it but I was down real close to it, looking at it. I think it had an antenna on it. I'm not 100% sure. Thinking that well if there is, maybe that's the barrel or maybe that's where they load the bullets. Looked at it and from my you know initial examination without picking it up, it didn't look like a cell phone gun. It looked like a cell phone. The belt clip was still laying in that area and looked just like a belt clip. So at that point I still didn't know where the gun was. I believe I went back in and checked in with Lt. Ackermann to

you know let him know we still hadn't found it. You know he's like that's okay. You know there's other things you gotta do right now. Lt. Laux you know was there also. They had disturbances going on in the bar that they were trying to you know make safe, settle everybody down, you know get em secured, you know witnesses, all that stuff. I was still staying outside. You know I was looking all around that sidewalk in front of the bar and to the east and out into the street. Very well lit area. Streetlights are good. I don't know how many there are but I remember not even needing my flashlight unless I was looking under a car. That's how light it was. So I looked around a few times. I think it was Lt. Laux that asked me to help Officer Bourdelais put up some crime scene tape.

Knoebel: You had said earlier on the tape that it was almost like it was daytime.

Richgels: Yes.

Knoebel: You could see people's faces...

Richgels: Details, yes.

Knoebel: and details and you had made mention. I just want to put in what you had said probably didn't get picked up on this tape and you had also said something about you could see every feature of anybody and you had actually...

Richgels: Of the suspect, yes. You know because it was kind of like slow motion the way everything was going. I mean it didn't make it easy but it just from my memory anyway, as far as the lighting is concerned, when that suspect got out of that car you know of course he was lit up by some spotlights and that's how you do it on high risk stops. But as soon as you move away from that car, you know unless you're adjusting your light it's kind of a focused beam. He gets, you know the primary light source isn't on him any more but when he got out and then turned towards us, was yelling fuck you, was raising the gun up, I remember seeing it clear as day. I mean I remember seeing the color of the gun, I remember seeing you know the face, the move, the movement. It was just like the sun was coming down on us. I mean it was just, it was very well lit. And it was a surprisingly clean area. I know that it's a bar district and you know just like every, most bar districts you can have problems there, broken bottles, this and that, you know very few of that, very little, very clean area right there. I think I was at the crime scene tape.

Knoebel: Yeah you were putting up crime scene tape.

Richgels: Yupe, we did it from the southeast corner by Major Tom's, Officer Bourdelais and I did, directly north across the street to the northeast corner

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by the U-Haul, and then we went to the east blocking off the parking lot for the U-Haul where they had rental trailers and everything. You name it. We just blocked it off. Went over to, there's a chain link fence there and actually it's a chain link fence with barbwire on it. The reason I remember that is we were you know shining our lights in that part of the parking lot to see if we could find a bullet that the suspect shot at us was and that's why I remember the barbwire while I was standing there cuz put the tape off and then also look in the lot. At that point Officer Ack, or I'm sorry Lt. Ackermann was near me. I actually called him over to see if he wanted me to put some additional tape up because there was actually a car that pulled into the U-Haul cuz you can get into it off of, off of North Quincy there north of Bodart. That's where the main entrance and exits are. There was a car that pulled in. You know Lt. Ackermann and I you know saw it as I was trying to talk to him. We told her to leave the area. He advised it would be a good idea to put tape up farther north on Quincy to block off the entrances to the U-Haul so I did it. I had come back. I believe _____ Lt. Laux once. I'm not sure if that's on the first part of the tape where he checked in on us, you know. When, it was shortly after that that he was preparing us to leave the scene. I still had my weapon with me. He had mentioned not to touch it, not do anything with it, leave it in your holster until you see Lt. Johnson. He didn't have one on scene to give me and he left. You know I said no problem. Because the people that we needed to get out of the scene had been taken out, they were dealing with the people, the witnesses in the bar. They were going out the rear so they didn't contaminate the scene out the front. The scene out in front of the bar where, where the shooting had occurred was pretty much secure at that point, as secure as it's gonna get. And so at that point, we're not sure who told us to do it but we started picking up the traffic cones off of our shell cases. We used a majority of traffic cones cuz that's what we had with us that protected em, so people were picking em up. I lifted only a couple off cuz they had already started it. I just wanted to help get em into some trunks so we could do that and get it over with. Lt. Laux felt that was a good time to get Officer Salzmänn and I out of there. I believe Officer Cain had already left. I'm not sure but we, we were directed to take Officer Strouf's car back to the station together. I drove. Officer Salzmänn went with me. We drove directly to the station. First thing I did was report to the shift commander, Lt. Johnson. Told him I you know needed to come there and turn my weapon. He was prepared for it. He had the guns you know unloaded laying out for us. Gave him mine. I've got a, it's a stream light M6. I think it's light laser type accessory on my Glock. It's all department approved stuff. But anyway, it was on there. He said I don't think I need that and I'm like okay, so gave him my weapon. I removed that, that light. He gave me a new weapon. I put the light back on that cuz that's how it fits in my holster, and holstered the weapon that he issued me temporarily and I know Officer Allen showed up shortly thereafter. Officer Cain was already in

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the shift commander's office when we got there. We stayed there for a while trying to relax. Lt. Johnson, I think we asked him if we could you know just get in the break room, get away from the shift commander's office cuz we were calling that the tornado cuz it was just chaos. There was a lot of stuff going on and a lot of stuff that needed to be done that I knew that they needed to have us shielded from you know for many reasons and you know Lt. Laux on scene had told me don't talk about this and we didn't and that's why we didn't really want to talk about it, we just wanted to try and relax. Went to the break room and just sat there. You know turned the TV on and just kind of shook our heads. You know I think I got a bottle of water, or energy water type thing from the weight room. Stayed there for a little while. I'm not sure if it's Commander Molitor who showed up first or if it was Chief Arts and he said you know guys you know I know something big just happened to you. I feel more comfortable maybe back in the shift commander's office so that's fine. You know we went and sat there. The chief was there you know taking, making sure we were all okay and about that time some union reps started showing up. I don't remember the order but either way you know we had babysitters at that time escort us and you know if one of us needed to go to the restroom you know one went with us just to make sure we were okay. All that stuff. Hung out there. Our union attorney showed up, both Tom Parins and T.J. Parins, and we spoke to them briefly and they asked if we wanted to speak to them individually and I did. I believe everybody did but I know I did for sure. And I was speaking to Tom Parins who was senior and we were up in an office you know talking about it and we were, there was a knock on the door and somebody said that I was requested to be taken back to the scene to assist with some questions that they had.

Tom Parins Sr. took me back to the scene. We met with Lt. Nick. He asked me a few questions about it. I answered his questions. Over pretty quick and Tom Parins Sr. brought me back to the police station. We were sitting around in the break room. Just, you know there's some union reps that showed up and also just some friends that came in to check in on us and just trying to relax there. It was talked about having our blood drawn. We were all definitely for it and it was determined that Captain Urban would come in and he escorted us, all four of us, Eric Allen, Scott Salzmänn, Matt Cain and myself to St. Vincent Hospital. He escorted us up to the lab along with Lt. Andy Lewis and there we all consented to have our blood drawn and all four samples were taken by their lab tech and turned over to Captain Urban. From that point we were released from the scene. So I went home.

Knoebel:

On the earlier tape, I'm not sure if this got in there but I asked a couple questions. The first one was I think it was about your duty weapon. After firing your weapon, when did you place it in your holster? When was the point that you put it back in your holster?

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- Richgels: It was put in my holster while dealing with the female that was in the back seat of the car by the driver. I had taken her out with just one arm. You know she didn't resist, she just wasn't doing it on her own. When she was on the ground when I was trying to talk to her, that's when she was screaming you know I don't have a gun, I don't have a gun. I realized that she was just you know in shock, whatever you want to call it. She was very excited and at that point I wanted to remove her from the scene so I holstered my weapon then and was able to put you know handcuffs on her, escorted her, you know started to escort her away from the car that she was in and a backup officer was right there. I don't know who it was and I said please take her away from here but secure her. She's an important witness. And the gun went in prior to handcuffing her and didn't come out until I got back to the station to meet with Lt. Johnson.
- Knoebel: Okay. And then when you handed the gun to Lt. Johnson, all it had, all you gave him was the gun with the magazine that was in there at the time. That magazine was never taken out...
- Richgels: Correct.
- Knoebel: at any time during that period?
- Richgels: Yes. That's correct. I handed him my gun just as it is after the shooting. You know everything that was in there was in there.
- Knoebel: Okay. And then you carried two more magazines and you kept those two magazines?
- Richgels: Correct.
- Knoebel: Okay.
- Richgels: I carry two on me. When he gave me the new weapon I put one in and later in the day actually now that you say that I recall Commander Sterr found me before we left to get our blood drawn and handed me an additional magazine because she knew that they had taken one of mine. I forgot that. Sorry.
- Knoebel: That's fine. And I guess I didn't ask this either before. **Maybe** I did. I don't remember, but how do you normally, when you fill your gun, load it up and stuff, how many rounds do you usually carry in there?
- Richgels: It's the full magazine plus one.
- Knoebel: Okay. So you do, you do, you _____ replace the one then?

- Richgels: Correct. Once my weapon is charged, I put another one back in there.
- Knoebel: All right. And I just want to make sure that this stuff is on there too. I had asked you about distances. From where you were standing to where the suspect was when he originally exited the car and I believe that you had said that it was about a car length or 15 feet or so from where you were standing to where the suspect was.
- Richgels: Yes.
- Knoebel: Approximately.
- Richgels: Sure.
- Knoebel: And that would have been where you would have first fired your first shot in that time period, right?
- Richgels: Yes.
- Knoebel: Okay. And then I had asked you also, after the suspect started running down the street towards the east on the sidewalk, I had asked you from your point where you were, how far did you think it was to the last, the last time you fired your gun? I believe you had said somewhere around 40 feet, in that area. Is that correct?
- Richgels: Yes. I would guess 35 to 40 feet.
- Knoebel: _____ on your part.
- Richgels: Sure.
- Knoebel: That's fine. I also asked you, and I'm not sure if it's on the tape or not so I want to make sure it gets there if you had moved at all during the shooting or if you had stayed stationary or had like taken a different position or stuff like that, and I believe, I can let you say this but I believe you had said if you did it wasn't very much. It was to get a more tactical position.
- Richgels: Right. Right. You know if I shuffled my feet one way or the other a little bit but...
- Knoebel: But it was no big major movement?
- Richgels: Correct. No, I didn't, I didn't leave my position.

- Knoebel: Okay. And then the last thing is, and you had brought up on something about a target acquisition, isolation. You know you had brought that up and I'm not sure if that got on there but did you see anything in the background at all or did you just see the suspect or what? You tell me in your words I guess.
- Richgels: I only saw the guy that was shooting at us and I thought I was gonna kill him, somebody, me or my partners or somebody else. That's the only thing I saw was him, the gun, and that's it.
- Knoebel: And you said that you fired, I believe you said five to seven rounds. Is that correct?
- Richgels: Yes. I _____ check.
- Knoebel: That's fine. I'm just, you're, I know it's a stressful situation and you're not gonna have an exact, nobody expects you to but we have to ask the question to see how many shots you fired.
- Richgels: Sure.
- Knoebel: Did the last round, you had said, well why don't you tell me. When did you fire your last round? What made you stop firing?
- Richgels: I stopped because the male fell down flat on the ground and I didn't consider him a threat. I remember that, that thought going through me that you know he's a threat until, until he's not. I know that sounds weird but when he fell flat on the ground and I didn't see a movement from him, and I actually remember seeing Officer Cain and Officer Allen off my left, kind of peripheral vision moving towards him, that's when I didn't consider him a threat. Not that he couldn't have been but I have confidence in my coworkers that, that those two guys you know can deal with that and that I needed to get back on the car.
- Knoebel: And that's when you were focused to the car and _____ and stuff?
- Richgels: Correct, correct.
- Knoebel: And then I asked you also where you thought Cain, Officer Cain was and you said you weren't sure, 100% sure.
- Richgels: That's correct.
- Knoebel: Okay. Let me see if I have anything else. I think we've covered everything. I hope we did. This is kind of unusual because the tape quit

on us and I just want to make sure that we got everything but I think we do and I'm pretty confident that we have all the questions in here that we need and got your statement and then the last thing I said before was that if you guys needed to talk or whatever and you wanted to add anything in your statement and you said that you would talk to him and you guys actually went out and talked, came back in and then I guess you can tell me on tape what...

Richgels: Yeah.

Knoebel: Cuz this is your statement.

Richgels: Right. I understand that.

Knoebel: I want to make sure everything that you want is in here.

Richgels: At this point to the best of my recollection that's you know everything that happened. You know going through my mind you know and if I when I replay it again, which happens a lot, you know I'll think of something else, but as far as you know doing my best right here today, that is 100% everything I remember.

Knoebel: Okay, and did we need to make that clarification or _____?

Parins: No, everything...

Knoebel: Okay. The ending time on the second tape is 2:29 p.m. and I'll be shutting it off. Thank you very much.

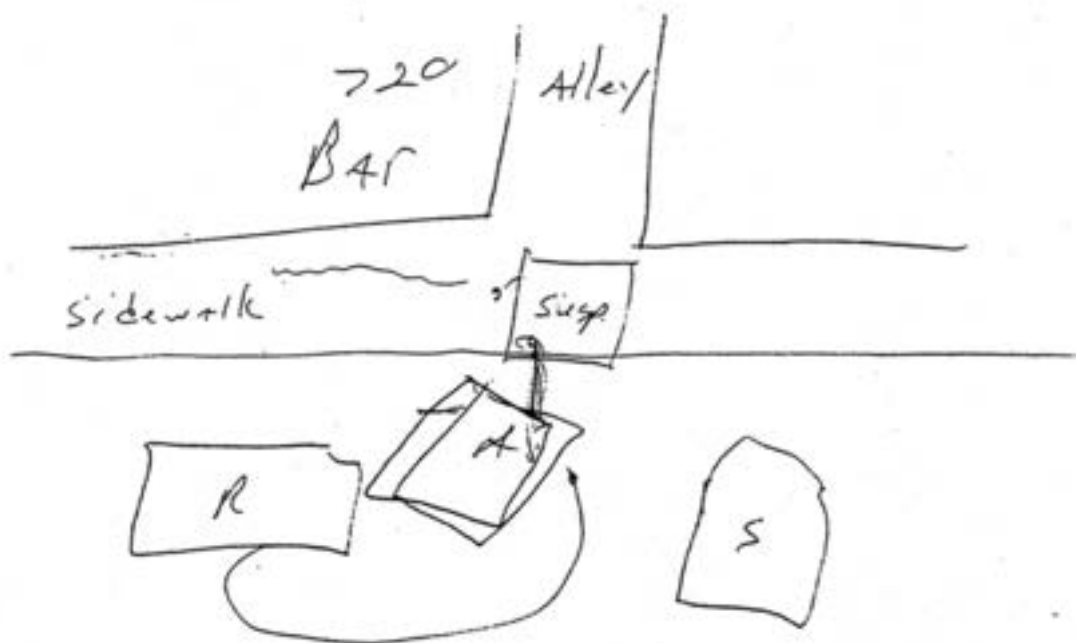
Richgels: Thanks.

Knoebel: All right. Thank you.

End

Richy's Drawing

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C28

ADMINISTRATIVE ADVISEMENT

TO: MATTHEW CAIN
Patrol (Name)
(Rank)

DATE: 4/24/07

I wish to advise you that you are being questioned as part of an official investigation of the Green Bay Police Department.

"Officers shall be informed that they must answer truthfully and completely all questions which are specifically directed to, and narrowly related to the performance of official duties or fitness for office. They shall also be advised that failure to answer or testify, or giving false or untruthful testimony or answers will result in the officer or employee facing departmental charges which could result in discipline or dismissal." (Section I, Chapter III)

You will be asked questions specifically directed and narrowly related to the performance of your official duties or fitness for office. You have the right to not criminally implicate yourself as guaranteed by the laws and the constitution of this State and the Constitution of the United States. I further wish to advise you that if you refuse to testify or to answer questions related to the performance of your official duties or fitness for duty, you will be subject to departmental charges, which could result in discipline or dismissal from the Green Bay Police Department. If you do answer, neither your statement nor any information or evidence, which is gained by reason of such statements, can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent department charges. In the event that you wish to remain silent, your silence or refusal to answer any questions by taking the Fifth Amendment may be used as evidence in any subsequent departmental proceedings.

You have the right to have an attorney or a union representative present with you during this interview. If you choose to have someone appearing on your behalf, either as an attorney or as a union representative, you are informed that the individual will not be allowed to interfere in this interview in any way. If you want to confer with your attorney or your representative, we will allow you that opportunity. However, we will not allow your attorney or your representative to interrupt this interview. Any such interruption will be considered a refusal to cooperate with this interview and may be used against you as part of any disciplinary action that might be taken in these proceedings. You or your advisor will have an opportunity to give a statement at the end of this interview.

[Signature]
Employee Signature

[Signature]
Issuing Officer
[Signature]
Witness

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Officer Cain Interview
Green Bay Police Department #07-105156

Knoebel: I already gave you this. You already signed it.

Cain: Yes.

Knoebel: And I'll get you a copy of that when we're done here. Just to let everybody know here. Today's date is April 24th at, got my watch fixed today, at 9:55 a.m. We're in the Green Bay Police Department conference room doing a taped interview of Officer Matt Cain regarding the incident that occurred in the early morning of April 21st 2007. Present in the room with myself is Tom Parins and Officer Matt Cain. This is a voluntary statement. Any time you want to leave or you want to stop or confer or you don't want to answer any questions you can do that. That was all explained. I also want you to be aware that you do have the rights, your Garrity rights. We have already processed the scene and have spoken to witnesses and other officers present during the incident. After we're done with this interview, it will be transcribed and be part of the case. This video will act as your statement and your details so you won't have to do anything else so this is what we'll do so anything you want in your statement that you would normally put in details we want to get that in here. Okay? I just have a couple questions here to start out with. What day of the week was it for April 21st, the day of the incident? What day of the week was that?

Cain: Just early morn, or it was a Saturday but it was my Thursday in my rotation.

Knoebel: Thursday?

Cain: Yeah.

Knoebel: Okay. About how much sleep did you get the night before, which would... What time do you work?

Cain: I work night shift 10:15 to 6:45 a.m.

Knoebel: Okay.

Cain: I had gotten approximately eight and a half hours of sleep going into that shift.

Knoebel: Okay. So like what time did you sleep then?

Cain: It would have been 7:00 a.m. until probably 3, 3:30, maybe a little after.

Knoebel: Okay. And then you're up the rest of the day?

Cain: Yeah, the rest of the day.

Knoebel: Until that time. Okay. How did you feel when you came into work that night? In other words did you have any illnesses, colds, allergies?

Cain: No, I felt good. Actually got in early and worked out with Officer Richgels and you know started the shift feeling good.

Knoebel: Okay. How long did you work out then with him?

Cain: About an hour.

Knoebel: Okay. And that was right before the shift?

Cain: Yeah, just before the shift.

Knoebel: Okay. Are you on any kind of prescriptions or medications or anything like that?

Cain: No, no.

Knoebel: Nothing at all?

Cain: Nothing.

Knoebel: Okay. And your current assignment with the Green Bay Police Department is the night shift?

Cain: Night shift patrol.

Knoebel: Okay. And how many years have you been with the department?

Cain: Just over seven years. It will be eight in September.

Knoebel: And eight years on patrol, and how many, how many years on nights?

Cain: Nights probably six and a half.

Knoebel: Six and a half?

Cain: Yeah. I only did a couple months on afternoons before going nights.

Knoebel: All right. I guess we'll just get into free narrative here. Basically why don't you just start with the incident where you came in, involved in it.

Cain: Okay.

Knoebel: And then just continue through and if I have any questions I'll either ask them during that, stop you, otherwise I'll try to let you go and then we'll you know talk to you later about it. Okay?

Cain: Okay.

Knoebel: So let's start that night. I believe you were with Officer Richgels and then you know we can start right there.

Cain: Okay.

Knoebel: Okay.

Cain: Officer, Officer Richgels and I were a two man car assigned to 441 Charles. I was, we were focusing primarily on downtown east side just because it was Friday going into a Saturday and the bars were definitely busy and a lot of calls were coming out in that general area so that's where we were focusing. Just prior to this incident, we had just closed up an open intoxicants call on North Washington when we heard a call come out about a male with a bat at Fat Daddy's Bar on Main Street, that there was a large disturbance and they needed officers there. We started, we headed north from Washington and Main Street. We started heading eastbound towards Fat Daddy's when we heard, well when I heard Officer Allen call out with a car coming from that area traveling westbound on Main Street at a high rate of speed.

Knoebel: So you were driving?

Cain: So I was, yeah, I was driving. Officer Richgels was the passenger.

Knoebel: Okay.

Cain: So we continued eastbound down Main Street and as we, as we were getting further east, basically I was just going through my head that okay this might be the guy with the bat so you know I was already kind of getting perked up a bit just because he was leaving the bar so quickly. But just then Officer Richgels pointed out, hey there's Eric, and the suspect car turned southbound onto Jackson just in front of me. We slowed down, allowing Eric Allen's car, his unmarked, he was in an unmarked Ford Taurus, to pass in front of us. I could hear him. My window was cracked so I could hear him bleeping his siren and what not as he turned in front of

us. As he saw us, he engaged his emergency lights. As I turned the corner onto Jackson Street, I engaged my emergency lights. The car however, the suspect car was not stopping. It wasn't going fast, it was just kind of, I felt it was odd because the guy was just, he wasn't pulling over, he wasn't stopping and he had you know two squad cars behind it.

Knoebel: And you just to clarify. Officer Allen's vehicle was unmarked but it had?

Cain: It had the dash lights.

Knoebel: Okay.

Cain: Front and rear and I could see them clearly. I was in a fully marked Green Bay squad car.

Knoebel: Okay.

Cain: And I could see that my lights were on cuz they're reflecting off the walls and what not.

Knoebel: Okay.

Cain: I thought it was suspicious because the guy wasn't stopping. He, he then turned right onto Bodart Street heading westbound on Bodart Street now and Officer Allen engaged his siren. The car still wouldn't pull over. We were on a street that he could easily have pulled over to the right like any other person being pulled over. He wasn't, which was making me a little more nervous. He, the suspect car then turned into the alley right next to the 720 Club right underneath a well lit streetlight right near the bar lights so I mean it was, it was a very bright area that he suddenly turned into but then we saw him turn into the alley. I'm like oh geez, it's gonna be a chase because he's, he's gonna take off down, down the alley, cuz there's no parking there so it was just an odd place for him to stop. Suddenly the car came to a stop though and it was so quick that Officer Allen, I don't think, I don't think Officer Allen even realized the guy was going to stop because he was a lot closer than he probably wanted to be behind the car. He was probably maybe a car length, maybe a little shorter than a car length behind the suspect vehicle. Seeing them stopped, I slammed on my brakes and you know all of a sudden I saw Eric Allen stop. He turned off his siren and he started yelling orders. He opened up his door and he started yelling directions to the, to the occupants of the car to turn off the engine.

Knoebel: How many people were in the car?

Cain: I saw three. There was a male driver, female passenger in the rear driver's side and then I saw a male passenger in the rear as well.

Knoebel: Okay.

Cain: So there was three occupants. I, as soon as I saw Eric get out of his car and started giving commands on what I would consider a felony stop or a, what's the term?

Knoebel: So he stayed behind.

Cain: He stayed behind. He stayed behind his door.

Knoebel: _____

Cain: Yeah. I'd refer to it as a felony stop, a high risk stop, and based on you know _____, you know the call previous about a bat being involved, I considered this being the car based on you know the way they were going, they wouldn't stop, they wouldn't pull over. They just weren't doing the normal things on a traffic stop. So Officer Allen exited the car, still behind his door. I exited my car. I was, I was parked a little bit behind Eric.

(More than one person talking)

Cain: Okay, this would be the 720 Club. Door, door, door, door. Okay. Telephone pole. This would be the alley. I made it a little big but whatever. So the car, I don't think the car was even fully in the alley, just pulled onto the skirt. So that would be the skirt of the driveway there.

Knoebel: Okay. So that's the sidewalk _____. This would be the sidewalk here?

Cain: Yeah, that would be the sidewalk. I made this a little goofy but.

Knoebel: That's all right.

Cain: So this would be the roadway.

Knoebel: That's fine. I understand.

Cain: Okay. So here's, Eric's kind of pulled like that. Myself. I pulled, I was still parallel with the road but behind Eric's car kind of. I was a little distance away.

Knoebel: Behind and off to the...

Cain: Behind and off to I guess you'd say the left. I was east of his vehicle.

Knoebel: Okay.

Cain: So Officer Allen opened his door and was standing behind it, such. Obviously the drawing's not accurate...

Knoebel: That's fine.

Cain: totally but it gives you an idea.

Knoebel: Gives an idea of what you were doing.

Cain: Yeah. I exited my car and came alongside Officer Allen. There was cars parked diagonally and it was, it was packed cuz it was bar time so.

Knoebel: Sure.

Cain: There wasn't really, I was looking for a place to con, you know to conceal myself to give myself cover but there really was, there was just a big dead zone there so unfortunately I stood right in the, the opening, but I was about I would say seven to ten feet off of Eric Allen's left shoulder and to his rear just slightly. Officer Richgels exited the car and went to the right somewhere. I did not see where he went specifically. He was, he was out of my, you know my focus wasn't on him at the time. Officer Allen as I said was, was giving directions. He, he was clear, concise. I mean it was, he was very loud. No sirens were blocking _____ I mean so they could hear. Also I noted that both side windows, both driver's side windows were down.

Knoebel: Okay.

Cain: Because I could hear the people on the inside of the car talking back and forth. I couldn't always hear what they were saying but it was, it was obvious the windows were down. So he's giving them orders - turn off the car, show me your hands, show me your hands. The passengers in the rear of the car were cooperating. I saw their hands go up, straight up, and then at one point the female had her hands out the side.

Knoebel: And that would have been on your?

Cain: My side, my side. Yes. And based on my training, I'm on the left side of the car. My focus is on that driver and that left rear passenger. I wasn't, I wasn't focused in on that, the third passenger. So I'm staring just at the driver and that rear passenger. The driver was not complying. His hands weren't going up. He, from my perspective looking at him, he was

... fishing, or I mean he was, he was making suspicious movements underneath the view of the door ledge. It seemed like he was groping with his seat or under it you know and being that we had just been heading to a weapons call, a male with a bat, I wasn't sure if he was you know grabbing his weapon or hiding the bat. I didn't know what the situation was but it was starting to make, you know it was, my flags were flying as far as you know this is getting more and more serious cuz he's not complying. You know he wasn't pulling over, he wasn't going fast but he wasn't, he's slowing down and suddenly he picks this spot of all places to stop. So that was, that was definitely you know alerting me to the situation.

Knoebel: So you said he was reaching under his...

Cain: Yeah. He wasn't going across the car but he, he was, he was making as we call them furtive movements. He was doing a lot of stuff in his driver's seat and it wasn't anything that we were directing him to do.

Knoebel: Right.

Cain: So Officer Allen alerted everybody. He's like we've got furtive movements. The driver is doing something. So he drew his, I saw him draw his weapon. I did the same.

Knoebel: So up until that time there was...

Cain: Up to, yeah, at first it was just...

Knoebel: Calling him out.

Cain: Yeah. At first I just remember seeing Eric just giving the directions. If he had his weapon it wasn't pointing at the car from what I could see. But that's when...

Knoebel: But you didn't have yours out.

Cain: No, I did not have mine out at that time. Up until that point. When I saw, when I saw that he was making those movements, I'm like oh geez, and Officer Allen noted it, alerted the other officers because I would almost suspect from their angles they might not even been able to see what we were fully seeing just because you know our spotlights were shining, the bar lights were on and you know it was dark inside the car but the light just coming off the bar was illuminating the driver and the rear female. But I drew my weapon. I've got a Surefire flashlight, flashlight laser unit on my weapon. I turned the laser on. I put the laser, I focused the laser on the suspect and it isn't aiming light so I was aiming at the back of his head

cuz that's what I could see. Just you know the upper shoulders and the back of his head. I aimed that light on the driver and what happens a lot of times in our high risk stops, and it's kind of, I wouldn't call it a trick but it's one of those, it's one of those things that work that you put the, if you put the laser light on anybody in the car and somebody else sees it in the car, suddenly they're cooperative ten times plus, you know. They suddenly realize that we've escalated and it's the seriousness of the incident. And this basically happened immediately. As soon as I put that red dot on the driver's, back of the driver's head, the female behind him started screaming at him, "Don't do anything stupid. Don't do anything stupid."

Knoebel: You could hear her?

Cain: Oh I could hear her plain. She was just screaming at him, and she was actually like putting her, she had her hands out the window but she was trying to block the light from on his head as if you know the light was dangerous. And she's screaming at him and pleading, "Don't do anything stupid. Don't. They've got. There's a laser on your head. Don't do anything stupid." And I'm like okay this is good because they're alerting him. You know now maybe he'll start you know following our commands. And as much as I can recall, Eric Allen was the only one giving the commands. I was, I was staying quiet, just watching you know the people on that side of the car. Still the driver wasn't, he just wasn't complying. He wasn't doing anything, whereas the rear passengers now were even you know if they could stretch their hands any higher you know to comply they definitely were. I kept the laser trained on the back of his head and suddenly his hands did come out. He complied. I remember, I think they came out for a short second but then he pulled them back in. I'm like oh geez you know, he's you know he's not complying again. Kept our weapons trained on him. Officer Allen then started, started saying directions in Spanish, you know, and I thought, I'm like oh God that's a great idea cuz we're right next to the 720 Club which is predominantly a Hispanic bar. I'm like okay maybe that's why they pulled in here. Maybe you know they were coming, you know they know people inside, so I'm like oh that's a great idea, he's giving the commands in Spanish and I recognized the command for raise your hands. He was giving that in Spanish. And suddenly the, right after he said that the driver just thrust his head out the window and just stared. I don't know if he was, if he was trying to figure out where Eric and I were, trying to get you know our locations or what but he just...

Knoebel: _____

Cain: Yeah, _____ a picture of us and...

Knoebel: How long do you think he was in there staring at you?

Cain: Oh God, if I think about it now it probably seems a lot longer than it was but you know maybe a few seconds. I mean it was definitely. It was out. He had just this blank thousand, thousand mile stare. I mean he, he wasn't there. You know I've seen the stares before and he definitely was just, he was focused on the sound of Eric's voice but he was just kind of like looking blankly at he and I and he just had this weird expression on his face and I'm like you know it made my hair stand up. It was just wrong, you know, it just was wrong. And suddenly his head went back in and the door slams open and I start yelling. I'm like stay in your car, stay in your car. Eric was giving him directions as well similar and suddenly he comes out and I mean it was just like a flash. It was, it happened so quickly. He just, he came out of the car and he was low. He was exiting really low and I couldn't see his right hand and that, that was freaking me out because being that it was a prior weapons call I didn't know if he had more than just a bat in the car, if he, you know. Suddenly he came out and it was just kind of a fluid, fluid motion towards Eric and I. He was just starting to square up and I'm like oh God you know. You think of your DAAT classes and everything else where you know all the indicators of a critical incident about to occur because he was squaring up almost as you know you can describe it as you know almost being on a weapons range, taking that, that firing stance.

Knoebel: Could you show me? Let's say you're in his seat there and just show me.

Cain: He basically, you know he was sitting. He brought his head back in, the car door opened up and it wasn't slow. I mean it fired open and he just, he came out and it was real low and this is what I saw initially. I couldn't see that right hand.

Knoebel: He had it down to his side?

Cain: Yeah. He had his hand down at his side and suddenly he just, he came around like this. I'm like oh God, you know.

Knoebel: Okay.

Cain: He _____

Knoebel: _____ face me now.

Cain: So he came around and you know I still couldn't see that right hand and he just, he kind of took a swat which to me is you know, I can't recall the exact, you know the terminology but...

Knoebel: _____

Cain: It's definitely like a preparatory movement and you know he came up and that hand came up and he just kind of looked up at us. He's like fuck you and he just screams it at us and his hand came up and I don't want to say, I can't recall if his left hand came up with it or not but he came up and all of a sudden pow, right, just about at the top. He was, he was pointing it or aiming right Eric and I. I don't recall. I think it was more Eric that he was aiming at. He just came up and all of a sudden bang. I hear a bang.

Knoebel: You heard a bang.

Cain: And I would, I would say it was you know from all, I've been around guns most of my life and you know being in the military as well, and it sounded like a low caliber, almost like a 22 pop and you know it was just distinct, you know. I know based on our training that you get very focused on certain things and you know everything around me was quiet and I just heard this pop and you know just moments later you know everybody starts shooting. I mean I started shooting and...

Knoebel: What did you feel at that time when this was happening, when he turned around? What was your feeling?

Cain: My feeling was he just shot at us.

Knoebel: Okay.

Cain: There was no doubt in my mind when he, when he squared up and took that stance and he just, just the threat of, the way, the threatening way that he said fuck you. I mean I'll never forget it cuz he just was like fuck you and just that hand came up simultaneously and, and all of a sudden it was like pop and you know it was distinct and you know it was just within you know nano seconds that suddenly you know we started firing cuz everything that I saw was so threatening and everything leading up to it just was, was not right, you know. I knew this was not an average traffic stop. You know I've made hundreds of traffic stops and just from the get go this was one of those situations where you know he could have easily have stopped you know on Jackson Street but he didn't. He just kept going. Then he could have easily stopped on Bodart Street but he didn't. Then he pulls into the alley and we're like okay, is he going to run, cuz at this point I'm thinking he was going to run, you know, a pursuit, and he didn't. I'm like okay what, you know. Every indicator was just so high that it was just you know when he wasn't, he wasn't following any of our commands, yet everybody else in the car was. Even with the girl behind him screaming at him to comply with us, he wasn't, you know, and as he exited the car I could hear her screaming at him. You know she wasn't

screaming at us, she wasn't looking back at us. She was screaming at the driver.

Knoebel: Did you hear what she said?

Cain: I couldn't hear what she said. She was just screaming.

Knoebel: When you say threatening, threatening you, do you think your life was threatened or what, what are you talking about there when you say threatened?

Cain: Well when he looked out at us, that's when, just with that look I knew, I'd seen the look before with like EDPs, emotionally disturbed people. On calls like that you'll see this. You know you're going to end up struggling or fighting with these guys and it's, it's just a frightening look I mean that he gave us. Just not because of oh I'm scared of him looking at me. It was, that look is not right. You don't see that on average traffic stops with people that you pull over for speeding, you know. They don't look, they don't look back at you and you know gaze, get a sight picture, you know. Right then and there it's like okay this is, you know this guy is, he's up to something and I don't like where it's going. And when he exited, he just wasn't listening. I mean we were all, I mean I was screaming at him, Eric was screaming at him to stop. I was telling him to get down on the ground and he was, his mind was set. He came up and you know everything that I saw was, the posturing.

Knoebel: When he came up, what did you see in his hands or did you see anything in his hands?

Cain: When he came up, when he came out of the car initially I couldn't see that hand. As he raised his hand and was starting his fuck you statement, I could see like a dull silver object in his hand and instantly in my mind, and I'm like oh shit you know, he's got a gun, he's got a gun, but it happened so fast I couldn't even yell out. We're trained to say gun if we see a gun but it happened so fast that I couldn't even yell it, you know. But he postured, he made that move and as he came up I could see, I could see that it was you know kind of a dull silver smaller object. You know if I play it back in my mind, I think like just the small like Derringer guns or something of that size. You know his hand, his hand wasn't large like if you're carrying our duty weapons. It was small, compact and when he just, he got that good shooting stance as he was squaring up on us and it's like oh my God and pop. Just you know and next thing we know we're firing at him and we're right underneath the streetlights, right underneath the bar lights. I mean it was well lit. You could see everything. I mean you could...

Knoebel: And you were firing because you were concerned for the safety of yourself and for Eric.

Cain: Oh yes. I mean all that was going through my head was this man just fired at us. You know I didn't know if he was firing at me because the way that I was staggered off of Eric a little bit it looked like it was either aimed at Eric or at myself and instantly I'm like oh my God, this guy just shot at us. You know it was just (snap of fingers) quick as you know it was just instantaneous. I mean he's just, he squares up, I see the silver object in his hand. He just has this, this look that I mean he wasn't, he was determined. It was a look of determination and he was just fuck you and, and all of a sudden I hear the pop. I can't say if I saw a muzzle flash. I don't know if I would have seen a muzzle flash just because of the light conditions cuz I don't even remember seeing my own muzzle flashes. All I remember is that I'm squeezing the trigger and all of a sudden the suspect starts turning away from us and starts to run and he made it about I would say from his car he probably made it about 30 feet and then he fell over. And I couldn't tell you how many times I shot. I would think maybe three. I don't even, I don't remember seeing muzzle flash, I don't remember, I don't remember seeing you know I don't remember seeing the slide move. I just remember squeezing a trigger and following the target. At this point it's a target because I didn't, he didn't, after he raised his hand with that silver object and shot, I didn't see that come out of his hand. It wasn't like he threw something down and then took off running. He just, he came up from to his firing position, pop, and then he just turns and runs. So in my mind he's still got the gun. He's just looking for a, you know he's just going to those parked cars to get you know cover on us and so to me he was still a valid threat cuz I'm not seeing him toss a weapon down or anything. He just turns and starts running. He made it, as I said, approximately 30 feet and then he's down. As he fell down, I saw something come off of him. I can't say if it was in his hand or if it was from a pocket or anything. I just saw an object. As he was going down, I could see something fall and land near him. At this point the, all the firing stopped and Officer Allen and I ran over to that suspect and as we came up on him, the male's hands were underneath him. We could see his back. I could see him breathing but his hands were underneath him and Eric's like his gun's probably still underneath him. It's got to be. You know be careful, be careful. And because his hands were still under there and I saw him breathing, I'm like I don't know if you know he got just slightly hit or knocked out or what, you know. So Eric grabbed one arm out from underneath him and the hand was empty. I pulled out the other arm under, from under him. That was empty. We handcuff him. And at that point I looked over towards the car and I saw the female was out and on the pavement and she was just, she was hysterical. She was like, we're, if I remember correctly it was Officer Richgels giving her commands to stay on the ground and then he was basically going through his arrest

procedures. You know handcuffing. He hadn't handcuffed her yet and she was, I, she was looking at me. She's like let me see him, that's my brother, that's my brother, let me see him. And Officer Richgels is giving her commands and all of a sudden I hear Officer Allen call me from the, the door of the 720 Club and said, "Come in here, come in here. I think somebody's hurt." So I came running in and every, the security guards were doing an actually very good job. They were clearing everybody out. They're like if you haven't, if you're not hurt get to the back of the bar. I saw a male laying, as you walk into the bar he was a couple, maybe about five feet inside the bar laying down and his eyes were open but he was, he was hurt and that's when I noticed that there was a gunshot wound. I thought it was a gunshot wound just cuz it looked a little larger then you know say a shrapnel glass flying or something. It looked like a shot through his upper shoulder. And immediately Eric went to his aid. I, I got on the radio and called headquarters and I said hey we've got a male inside the bar shot through the upper armpit, upper shoulder area. It looks like it went right through. We need rescue here immediately. And as I was calling that out, I looked westbound down Bodart and I saw an ambulance coming around the corner so I knew you know rescue was coming. I came back inside the bar and I told Eric that rescue was on their way. I assisted in clearing some more people out from the front area of the bar and Eric was, took out his knife and started cutting the sleeve open on the guy to see where...

Knoebel: Which guy is this? The one in the bar now?

Cain: In the bar, in the bar, the bystander.

Knoebel: Did, didn't we do anything for the other guy or was that pretty much?

Cain: We, after Officer Allen and I handcuffed him, we, he was, if from what Eric said the gun's still underneath him. He's handcuffed. He's not getting to that gun and he wasn't moving, other than breathing. So we left him and came inside the bar just because I think security guard had said somebody was shot in there. And it was just chaos. I mean people from the bar were running outside in front of the bar, people are running out the back.

Knoebel: Right.

Cain: It was just chaos. And as rescue pulled up, Officer Allen directed them that, to get some people on the suspect that was on the sidewalk and then he said there's a man hurt inside the bar so we, the rescue workers basically we directed them in. Eric had already exposed the wound and it looked like a gunshot through, I would say just above his armpit and that's just on, you know it was a little bloody so I couldn't you know tell you

exactly but that's the general area. So rescue personnel were on hand. We then went outside because we saw rescue personnel on the suspect outside and Eric warned em. He's like hey, we haven't found the gun yet. It's probably underneath him so be careful, because I think one of them was asking if we could take the handcuffs off the guy so he basically you know said we can only do that once we verify the gun's not under him so I assisted Eric Allen in turning the body up. I don't say body cuz he was still breathing but the suspect's body. We rolled it up and didn't see anything underneath him. It was just pavement and blood. We then put him back down. I think Officer Allen unhandcuffed him for the paramedics at that time and then basically the paramedics just swarmed in the area and we just cleared out. Right after, you know we got paramedics on the bystander in the bar, we've got paramedics on the suspect laying on the ground so everybody's good there. I looked back over at the car. The female was gone by this point and the male passenger was also out. I could hear yelling from a squad car. It sounded like the male. Somebody had said that the male passenger was trying to kick out a window or something like that. He was being very violent. But I also overheard somebody say that that male party in the rear was complaining of broken, I think a broken ankle and a broken knee or something like that so I'm thinking to myself okay, maybe that was at Fat Daddy's with the baseball bat. I didn't know. Then Officer Allen and I think by this time Lt. Laux was on scene and then like we've got to find the gun, we've got to secure the weapon and we informed him and others that the weapon wasn't underneath the suspect so we started to search on the sidewalks and under the cars.

Knoebel: Who's we? You and?

Cain: Myself and Eric Allen.

Knoebel: Okay.

Cain: I think at one point then Officer Salzmann came over and we were all flash lighting underneath the cars and what not. There was a beer bottle where the suspect fell. There was a beer bottle right next to the curb. We saw that. And then I noticed to the right of the suspect, where the suspect fell was a cell phone and I remembered to myself that when he fell something came off of him and it landed kind of in that general vicinity so I'm like okay, maybe this is what fell from him. I saw it was a cell phone. Near it was a belt keeper for a cell phone. So at that point I thought it came off of his belt as he was falling. As we continued to search, we weren't finding a weapon and that's when I remembered. I'm like Eric, maybe it's one of those cell phone guns. We get a lot of the other police departments sending their Intel photos of okay this is a beeper gun or this is a flashlight gun or this is a cell phone gun. He's like oh that's a good

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idea so I think he picked it up, looked at it briefly and set it right back down in its position. He's like no, it looks like a regular cell phone cuz I remember he specifically looked at like the antenna post cuz it was a flip phone which opens up and then it has the antenna so I was thinking to myself well maybe it's you know a 22 cartridge you know shooting out the antenna type of a deal because I've seen you know Intel photos of stuff similar to that so. He said no, it looks, it looks like a regular phone, sets it back down where he found it and then at that time it was just swarming with officers and bar crowd and it was just continued chaos and we were, we were, at that point there was a bar fight inside.

Knoebel: Bar crowd, bar crowd wasn't out in the front though.

Cain: They started to come out.

Knoebel: Oh they did.

Cain: And we had to push them back in and it was at that time that somebody yelled for assistance because there was, they said it was just a melee inside the 720 Club. There was fights everywhere. The entire dance floor apparently erupted in a fight and they needed more and more officers so more and more officers kept going in and off of you know the perimeter positions they just kept pouring into the bar to try to control the fights. Officer Allen and myself and Salzmann and Richgels stayed outside in the scene area because there was two, well there was a female in one squad car and there was a male in another squad car, both occupants from that suspect car. So they, whoever handcuffed them stayed with their vehicles and I don't recall who had who, but Officer Allen took over control and said okay, we've got to do a crime scene, we've got to tape this area off. He assigned me to go to the west, the west side or the west edge of the incident scene and made, and I helped him tie on some evidence tape and we taped off the scene around. It was a few, probably a few minutes after that that Officer Nejedlo, oh I take that back. A few minutes after that, Lt. Laux came up to me and said here, I've got a replacement gun, I need to secure yours. I'm like okay, not a problem. I took out my weapon, I left the magazine in. It was just as you know I had fired it and then holstered once the, once the threat was gone. So I handed the weapon off to Lt. Laux. He gave me his and then probably five minutes after that, Officer Nejedlo brought me into the police department and...

Knoebel: So just to clarify. After, after you got done shooting, you re-holstered?

Cain: Mm-hmm.

Knoebel: You didn't take it out again until...

Cain: No.

Knoebel: Lt. Laux asked for it.

Cain: Yeah.

Knoebel: And at that time you handed it to him exactly the way that you holstered it.

Cain: Yupe. Yeah. After we secured the suspect on the sidewalk, I still had the weapon out and I came back to the car, saw that all the other occupants were either in the process of being secured or they were already secured. I holstered my weapon at that time because I went back into the bar and was assisting with medical treatment there.

Knoebel: Okay.

Cain: So, yeah, I never touched my weapon after that. Officer Nejedlo brought me to the station. We sat with Lt. Johnson in the shift commander's room because Molitor informed him that we had to be kind of supervised, make sure that we didn't collaborate on the story. So from that point on we were always with somebody. Either union reps or the attorneys or you know a lieutenant. At about 7:30 then, we, Captain Urban came in and took us, transported us over to St. Vincent's for a blood draw. From there we were allowed to go home.

Knoebel: Just the part, just want to go over the part where he's running. Well first of all I'm hearing you said you were right about here, right?

Cain: Yupe.

Knoebel: Okay. And when the guy exited the car, where would he have been immediately? Right next to the car I would think.

Cain: Yeah, he, his door opened up and he was right, just outside his door. I mean it was, he didn't go, he didn't step away from his car very far. It was, he just cleared the opening when he positioned on us.

Knoebel: How many feet do you think that was between you and him at that.

Cain: Just based on my memory I would say probably 20 feet, 20 to 30 feet. Somewhere in that range.

Knoebel: Okay. And then after that, after he comes up with and pop, you return fire and he starts running, right?

Cain: Yes.

Knoebel: Okay. Which direction did he run?

Cain: He ended up running eastbound and he made it to, there's two doors. There's the bar door and then there's I think like an upper apartment door. He made it to just about equal with that. Maybe just a little past that door. Cuz I remember afterwards I saw the glass was broken in that door. Oh, cuz we just got an alarm call. As we're handcuffing him, they said units, we've got a, an alarm call, broken glass alarm call at this you know whatever this office door was and I kind of thought to myself, I'm like well yeah, it's cuz we just probably shot the glass so, which I kind of thought was an odd call that they would concern us with that but yeah, so I would say he made it, I would say maybe 30 to 40 foot range. Without measuring it myself I wouldn't know.

Knoebel: Right. And this is just a _____

Cain: Yeah, but I was, I was closer to him than the distance that he ran.

Knoebel: So you were closer here than you were here?

Cain: Yes.

Knoebel: Or...

Cain: Well no. The distance that he ran from here to here was further than I was from here to here, so.

Knoebel: Okay, so you figure he got how many feet here about?

Cain: 30 to 40.

Knoebel: Okay. So you think this is less than that. About half that distance?

Cain: Yeah, I would say about 20 feet.

Knoebel: Okay. So you think 20 feet here, 30 to 40 here.

Cain: Yeah.

Knoebel: And then did you ever move from that point?

Cain: No. All I did was swivel.

Knoebel: Okay. So you swiveled then.

Cain: Yeah.

Knoebel: And what do you think the distance was from here to here?

Cain: That would probably be a little greater than this but I would say maybe if this were 20 feet this would probably be 30 feet.

Knoebel: Okay.

Cain: You know just.

Knoebel: And these cars here, were any of them in your way as this was happening?

Cain: No. Just because of my height and if I remember correctly, afterwards I noted that this was a fairly sub compact car. I, I don't know what brand it was but I think it was black and it was real low. So the whole time my view of him was not distorted at all. I wasn't blocked by anything large like a large van or anything, so.

Knoebel: And then you think you shot three times?

Cain: Yeah. In all honesty I can't remember but I want to say it was you know, I would guess three times but like I said, I don't remember seeing my muzzle flash, I don't remember seeing the slide going. I just remember squeezing the trigger and following the subject.

Knoebel: So do you think your first shot went when he was over here?

Cain: Yes, definitely. It was right immediately after hearing that pop, just seeing that arm come up, the silver object in his hand. When he came up and you know was yelling, it was almost immediate. It was his pop followed by our pop. And ours was obviously louder. I mean ours was definitely a 45.

Knoebel: And then you shot maybe two more times from this point to here.

Cain: Yeah. Yeah.

Knoebel: And then you said you stopped when...

Cain: Yupe.

Knoebel: the subject fell down.

Cain: As soon as he fell down, I kept my weapon trained on him but I did not fire because as, it was almost immediate. He hits the ground. Officer Allen starts running that way and I'm like okay, I'm backing him up and I followed him. Kept our weapons out because I could see from my

position that he had fallen but his hands were underneath him and I'm like that, you know I'm thinking to my, it didn't even take Officer Allen telling me that the gun's probably still underneath him. It was you know it's almost like previous fights that I've been in. I won't say fights. It's just trying to get somebody into handcuffs and they don't want to go. It was that position. I still remember that cuz he was, he was tucked under and I'm like he's got the gun, it's under there, you know. And that's all I was thinking as I came up. We both had our weapons trained on him. He didn't move other than just the breathing, but I'm like okay, you know that gun's under there and that's all we were thinking as you know we were pulling the hands out was you know it's under there, he could still be a threat. And we handcuffed him and you know basically from that point forward we didn't consider him a threat because he was on his stomach, his hands were cuffed behind him and he wasn't making any movements other than just the breathing. So, yeah, that's.

Knoebel: Okay. Can you describe when he was running away or running this way east?

Cain: Mm-hmm.

Knoebel: Right.

Cain: Yupe.

Knoebel: Was there any movements by him or any other kind of things that he did or did he just run and you know do you know? I mean do you remember at all?

Cain: He, I just remember that pop. We returned fire and it was almost immediately. It as just like a split second after we returned fire. He just, I mean it was like I'm out of here and you could see it in his face. He's just like gone and he just turned and he just bee lined east. I mean he didn't, you know it wasn't like he was you know being, trying to evade or anything. You know he wasn't ducking or moving like that. It was just him running away.

Knoebel: And so...

Cain: And, and there was large concrete flowerpots on the ground in that area right outside these doors and that's why, you know seeing the cars and seeing those concrete pots, you know and not seeing him _____, you know throw a weapon, I'm like oh crap he's, you know, he's, he's taking up cover you know. He's gonna try to get cover on us and you know and continue to fire but then just as I was thinking that, I see him fall.

Knoebel: Okay.

Cain: And that's when we went into the handcuffing.

Knoebel: All right. Just, just for when you were shooting, did you notice anything behind your like any, or were you just trained on him?

Cain: I was trained on him.

Knoebel: Okay.

Cain: I, I do remember prior, as we pulled up, you know and our lights were going and sirens were going, I remember seeing the front window and it's the tinted window on the 720 Club, but I could see people in there and as I got out of my car they're like oh, you could hear, oh it's the cops, it's the cops, they've got somebody and they started coming towards the windows and that was the last time I focused on them because of all the movements that I was seeing, it was raising so many flags with me that my focus was completely on, on him and just him. I mean other then you know obvious, like I said before, I was concentrating on that side of the car, the female and the male driver but you know just the non-cooperation that he was giving to Officer Allen's commands, that was my focus. I, I completely left my mindset on anybody up against the windows. You know at that point to me they were just gaugers on a call.

Knoebel: Okay. And then at that point, when he returned or when he fired at you guys, just to go through this again, at that point you thought he was a treat to your life, to...

Cain: Officer Allen's?

Knoebel: Officer Allen's.

Cain: Yeah.

Knoebel: So that's why you returned fire. Is that correct?

Cain: Yes.

Knoebel: Okay. And then he, he, when he was running you still thought that he was a treat because of...

Cain: Still had that gun.

Knoebel: Because you thought that he might you know get behind a car, flowerpot or something like that?

Cain: Yeah.

Knoebel: And you needed to stop that threat.

Cain: Yeah.

Knoebel: Is that correct?

Cain: Yes.

Knoebel: Okay. All right. All right. There's just a couple things that, you covered most of it you know in your, in your free narrative but in the distance of shot, just to clarify this so I have it right, you said this was like 20 feet here?

Cain: Yeah.

Knoebel: Is that correct?

Cain: Yeah.

Knoebel: And then this was about 30?

Cain: I would guess, yeah.

Knoebel: And this was about 30 to 40, right?

Cain: Yeah.

Knoebel: I don't want to get that wrong so I'll write em in here. Okay. And then you covered, I think you covered, do you know who fired the first shot?

Cain: I honestly don't. I would, I wouldn't even want to guess.

Knoebel: From you guys.

Cain: Yeah, from us. I honestly don't know. I just remember it was so, it, it was almost as if it was just seconds, you know, and I wouldn't even say seconds cuz that's too long. It was his pop followed by our pops and you know I couldn't say who, who was the first to fire at you know to any valid degree so.

Knoebel: Okay. Is there, I am done asking questions and is there anything that you would like? This is, just so you know, this is your statement and I want to make sure that everything that you want on here is on here so if there's anything else that you want to say, you want to confer with him, that's

fine. We'll turn the tape off. Whatever you want to do, so I guess let me know and before we shut it off and.

Parins: Why don't we shut the tape off for a minute. Let's just take a second to think if there's anything else he wants to add.

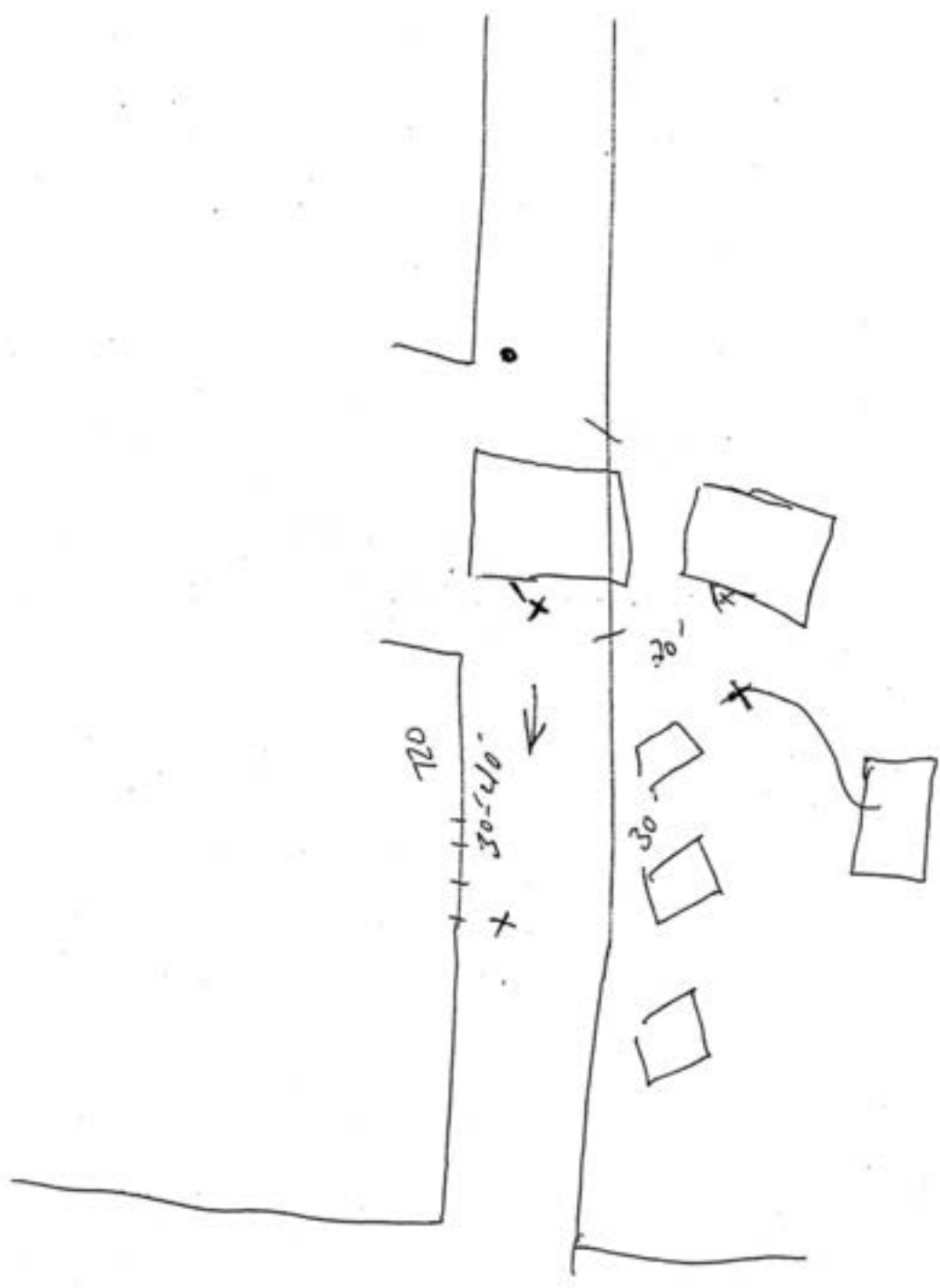
Knoebel: Okay. The stop on this.
Okay. That's back on. And we're recording now. Just returning back from, I gave him a chance to confer, asked them if they wanted to add anything else and did you guys want to add anything?

Parins: No.

Knoebel: Okay. Nothing else further added. I did give em a copy of the administrative advisement and the end of this is at let's call it 10:47 and we're done with the interview then and I'm turning it off.

End

Matt Cain Drawing



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ADMINISTRATIVE ADVISEMENT

TO: SCOTT M. SALZMAN
(Name)
PATROLMAN
(Rank)

DATE: 04-23-07

I wish to advise you that you are being questioned as part of an official investigation of the Green Bay Police Department.

"Officers shall be informed that they must answer truthfully and completely all questions which are specifically directed to, and narrowly related to the performance of official duties or fitness for office. They shall also be advised that failure to answer or testify, or giving false or untruthful testimony or answers will result in the officer or employee facing departmental charges which could result in discipline or dismissal." (Section I, Chapter III)

You will be asked questions specifically directed and narrowly related to the performance of your official duties or fitness for office. You have the right to not criminally implicate yourself as guaranteed by the laws and the constitution of this State and the Constitution of the United States. I further wish to advise you that if you refuse to testify or to answer questions related to the performance of your official duties or fitness for duty, you will be subject to departmental charges, which could result in discipline or dismissal from the Green Bay Police Department. If you do answer, neither your statement nor any information or evidence, which is gained by reason of such statements, can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent department charges. In the event that you wish to remain silent, your silence or refusal to answer any questions by taking the Fifth Amendment may be used as evidence in any subsequent departmental proceedings.

You have the right to have an attorney or a union representative present with you during this interview. If you choose to have someone appearing on your behalf, either as an attorney or as a union representative, you are informed that the individual will not be allowed to interfere in this interview in any way. If you want to confer with your attorney or your representative, we will allow you that opportunity. However, we will not allow your attorney or your representative to interrupt this interview. Any such interruption will be considered a refusal to cooperate with this interview and may be used against you as part of any disciplinary action that might be taken in these proceedings. You or your advisor will have an opportunity to give a statement at the end of this interview.

Scott M. Salzman
Employee Signature

Det. Allen Belong
Issuing Officer

Witness

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Officer Salzmann Interview
Green Bay Police Department #07-105156

- Belongea: Scott, to begin this interview, I'm just gonna read a very brief introduction. Okay? Just to clarify the interview process. Today is Monday, April 23rd and the time is 12:20 p.m. We're here at the Green Bay Police Department conference room doing a videotaped interview with Officer Scott Salzmann regarding an incident that occurred in the early morning hours of April 21st, 2007. Present in the room is T.J. Parins, Officer Scott Salzmann and myself, Lt. Colleen Belongea. Right now your statement is voluntary and if at any time you want to leave or you'd like to stop or you'd like to confer with your attorney or you do not want to answer any questions, you can do that. I also want to, you to be aware that you have rights and a copy of the Garrity Rights Form has been signed and submitted. We've already processed the scene. We've spoken to witnesses and other officers present during the incident. After we are done with the interview, the interview will be transcribed and this video will act as your statement. You will not have to do any details. Do you have any questions on that?
- Salzmann: No.
- Belongea: All right. What day of the week was it for you during your work week of April 21st?
- Salzmann: It was my Tuesday, my second day.
- Belongea: Tuesday, second. How much sleep did you get the night before?
- Salzmann: Seven hours, six hours roughly. It was pretty average, normal.
- Belongea: How did you feel when you went to work that night?
- Salzmann: I felt great.
- Belongea: You didn't have any illnesses, any colds, any allergies?
- Salzmann: No.
- Belongea: Are you on any prescription medications?
- Salzmann: No.
- Belongea: And what is your current assignment with the Green Bay Police Department?

CSY

Salzmann: I'm a patrolman, patrol officer.

Belongea: Assigned to what shift please?

Salzmann: The night shift.

Belongea: How many years have you been with the Green Bay Police Department?

Salzmann: Two and four months, two years and four months.

Belongea: Okay. What we would like you to do Officer Salzmann is to state in your own words what had happened the night of April 21st if you could.

Salzmann: Sure. Start now?

Belongea: You may start at any point, yes.

Salzmann: Okay. The night of April 21st I was on routine patrol in the City of Green Bay in zone 451 Adam that night, which is basically the rough boundaries are the river, Main Street north and Elizabeth west.

Belongea: Okay.

Salzmann: And that's my area of patrol that night. It wasn't, it was a Friday night. I thought it was going to be pretty busy but it wasn't anything out of the ordinary. Approximately I believe it was around 1:50, somewhere around there, a call went out to Fat Daddy's Bar on Main Street. I believe it's the 1600 block of Main, right around there. The dispatch call was a possible male/male physical disturbance with one male going after another male with a bat. Other officers were dispatched. It wasn't in my zone but I overheard it on the radio. At that time I was, I was traveling westbound on University coming up to Webster. As I called on dispatch, dispatch advised that the male with the bat jumped into a red car. They gave the license plate. I don't remember what the plate is and stated that they were leaving the scene. I heard Officer Eric Allen get on the radio and say he had that vehicle going westbound on Main Street at approximately 70 miles per hour plus. Based on my position, I was already westbound on University approaching Webster. I thought I could intercept that vehicle if it still continued westbound on Main so I, I turned westbound on Webster or I'm sorry southbound on Webster and began traveling towards Main Street to see if I could locate that vehicle. As I got in between Cedar and Main on Webster, I saw that red car go screaming through the intersection. They had a green light but that car was traveling at a higher rate of speed than everyone else and went through the intersection. A short time after that, not maybe three or four car lengths, I saw Officer Eric Allen's unmarked Torres go through the intersection as well. At that time I knew

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he was close enough to the vehicle where he's gonna be making a traffic stop soon or he's going to attempt to stop the vehicle so I got to the intersection of Main and Webster and I had the red light. I activated my emergency lights. I cleared the intersection both ways and proceeded to travel westbound on Main Street. After I cleared the intersection, I deactivated my lights because he had not, in my, I hadn't heard him call out with the stop yet. As I was deactivating my lights and going westbound on Main, I heard Officer Allen call out with the traffic stop at Main and Cedar. There is a little, there is a little corner on Main Street so I still couldn't see the vehicles. As I cleared that corner, I saw Officer Eric Allen behind the red vehicle with his red and blue lights activated and they were still traveling westbound on Main Street. At that time the vehicle wasn't stopping and that started to raise my concern a little bit. He's already, this vehicle's already been involved in a possible disturbance with a bat at a bar and now he's not stopping for a red and blue emergency lights behind him. I saw the vehicle turn southbound onto Jackson and Officer Eric Allen followed behind him. I was approaching the intersection of Main and Jackson yet and I saw another black and white squad car coming eastbound on Main and follow behind Officer Allen southbound on Jackson. They activated their emergency lights and I followed behind them southbound on Jackson. The car's not going unnormally fast but they're not stopping. They now have two squad cars behind and the vehicle still isn't stopping and that starts to raise your concern even more. That vehicle then turned westbound onto Bodart Street and at this time I heard an audible siren go and now there's, I saw red and blue lights activated and there's an audible siren. The car still is, is westbound on Bodart not stopping. At that time you're, you're thinking that the driver isn't going to stop or the driver's gonna find a spot and gonna get out and run or something to that effect and it really raises your concern as an officer because of those factors. The vehicle pulled into an alley right next to Club 720 and came to an abrupt stop. At that time Officer Allen's vehicle was behind and canted a little bit to the left rear quarter panel of the suspect vehicle and the other black and white squad car was behind Officer Eric Allen's squad car parallel to the curb line. Based on that, that formation, I knew that we'd be doing a high risk stop just, just because there's information that there's a possible bat or weapon in the car and based on the fact that the driver is conspicuously ignoring if you say officer's red and blue lights and audible siren. Based on the fact that he hadn't stopped yet and he was still continuing, I determined and other officers on scene determined that it's, it's a risk for us to approach that vehicle with the information we had and we were going to do a high risk stop and bring the occupants out of that vehicle to us to control the scene and make it safe for us. Based on the other two positions of the squad cars, I pulled to the right side of Officer Eric Allen's car and I was going to take the passenger side of the vehicle and split it in half and that was my responsibility. As I was driving past the black and white, I

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observed Officer Cain and Officer Richgels exiting their squad car and that's when I knew whose squad car it was. I got into position. I saw Officer Eric Allen already out of his car with his weapon drawn for cover on the vehicle. As I got into position, I opened up my squad door and exited my vehicle and I drew my weapon and covered on the vehicle. At this time I could hear Officer Eric Allen shouting commands everyone put your hands up, everyone get your hands up, a command similar to that. Get your hands up, let me see your hands. There was no compliance in the car at all. Everyone just sat in the car and Officer Allen shouted again put your hands up, get your hands in the air. They still weren't complying with words and they, the, I guess the hair on the back of your neck kind of starts standing up because now with all the knowns that we have, there's a possible weapon in there, they already haven't stopped for us, now they're not listening to commands. You start thinking what, what are they going to do, what's going to happen. Officers safety for me jumps from five to ten after that because they're ignoring, they're conspicuously ignoring our commands. At that time I did a quick survey of the scene to see where my cover was, to see what position I could be in to better myself. At that time I saw a large wooden light pole, like a WPS light pole in front of me more towards the right rear quarter panel of the suspect vehicle. I recognized this to be a great spot for cover and also a good spot for observing due to the fact that I could get close to that vehicle and still have good cover. At that time, with my weapon drawn, I tactically walked up to that position and, and got myself behind that light pole close to the vehicle. As I was walking up to the vehicle, I could still hear Officer Allen shouting his commands get your hands up. As I got to my position behind the light pole, I heard Officer Allen loudly and clearly, he was the only officer yelling commands, he was the only officer talking at that time, and I'm approximately two or three feet away from the vehicle at that time and I could still hear him. At that time I heard him say a Spanish command mono seriba and people inside the car put their hands up and they began complying with Officer Allen. At this time I can see inside the vehicle. I saw that there's a male driver wearing a red baseball cap, a white shirt, and then I saw a female sitting behind the male driver in the passenger seat, rear passenger driver's side. She was wearing a dark colored shirt. There was also a male sitting next to the female in the back seat in the rear passenger seat and he was wearing a light colored stripped shirt. The commands were given for everyone to put their hands in the air and at that time I'm still, at this time I'm focusing on the driver due to the fact that they're not, they haven't been paying attention. At that time I noticed the driver stick his hands out the window or what I thought he put his hands out the window. It looked to me as though that's what he was doing. He put both hands out the window and kind of looked back to the direction of where Officer Eric Allen was, was standing. At that time I heard Officer Allen say slowly open the door and exit the vehicle. The male again kind of looked back and was, was kind of just staring at the direction of where I

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thought Officer Eric Allen was. At that time the male turned back straight in his car and dropped his right hand. It appeared to me that his left hand was still somewhat out the window holding it there and I could no longer see his right hand any more. He kind of, he kind of hesitated and did one of those positions like what should I do or you know kind of buying time. And that's another red flag for me and that's another thing that okay, he's not, he's again not complying with our orders and not doing what Officer Eric Allen wanted him to do and that, that raises concern for me and my safety. Officer Allen advised him to open the door and a short time later I saw the car door open. At this time his, both his hands are down. I can't see them, and he's just kind of sitting straightforward in his car, just kind of staring. He's again conspicuously ignoring me and based on my experience, when people start doing this it's, it's that they're thinking of what they're going to do next and based on my experience in the job, they're either gonna run or they gonna fight and I'm thinking that this guy's gonna get out and run now. Officer Eric Allen again advised him to get out of the car and he put his left hand out and he started looking back and he slowly and cautiously started getting out of the car and it was, it was kind of one fluid motion and he started getting up and looking out and as he's getting up I can see through the right rear passenger window his right arm come up like this and I saw an object in his hand. I didn't know what color. I knew it was, it was an object. It was definitely in his right hand and he's, he's cautiously moving and getting out of the vehicle and I see an object and he steps out of the vehicle and in one fluid motion, as he's stepping out of the vehicle, he turns and starts pointing his right hand with the object in it towards the direction of Officer Eric Allen. As he's doing this and getting out of the car, he yells fuck you and I can hear that loud and clear and I'm right there. As he gets out of the car, he's, it must have been, it felt like a minute but it was only probably a second that he's standing there and I can no longer see his lower half of the body because the car and the light pole are, are kind of in my way. I'm using a light pole as cover and all I have out is my weapon and my eyes basically and the car is cutting off basically his mid chest line. All I can see is his mid chest line up and what I see is him facing and facing the direction of where Officer Eric Allen was and I could see his right, I could see from his shoulder or his elbows up to his chest. I can see all of that. I can see his body. I just couldn't see the ends of his arms. And his right arm was up. His elbow was, was about shoulder level and to me it looked like his left arm was, was in that same position and he was pointing in the direction of where Officer Eric Allen was. He yelled fuck you as he was doing this and it was probably a millisecond later I heard a loud pop. It wasn't, it wasn't a 45 caliber round and I've grown up around guns and knew _____ guns enough to hear that I would recognize a 45 caliber round. It was kind of a muffled higher pitched not as much base pop. It sounded more like a lower cal, like a 22 round or something similar to that. At that time I was in fear for the officers and myself. I

perceived that he had just shot at officers and he's he's an imminent threat to other officers and the public due to the fact that this is a, a bar area and it's a Friday night and there's people coming and going and Main Street is typically busy on a Friday night. At that point I, he had, he had a weapon, had a gun, he had intent and he had his delivery system and he fired a shot in the direction of Officer Eric Allen. At that time I, I went to fire at him and I heard a couple more pops. These pops were more thick and deep and it was a 45 caliber round. It had base. It kind of resonated and you could tell that it was a service weapon firing. At that time I, I began firing my weapon and the, this, when I first fired the subject was still pointing at the direction of the officers. I began firing and he took off running eastbound on the sidewalk down Bodart Street. He's still a threat to officers, he's still a threat to the public and as he's running I could see, I couldn't really see his hands. I just saw him running and he had already fired on officers and he's, he's a threat to me, he's a threat to officers and he's a threat to public. I continued to fire my weapon until the threat was stopped and the threat was stopped when he fell to the ground. I would guess, if I had to estimate, probably 30 to 40 feet away from the vehicle. At that time I did a, just a real quick recovery. I took a deep breath in through my nose and blew it out through my mouth and just quickly scanned my surroundings. At that time I heard an officer, I don't know who it was, get on the radio and say shots fired, suspect down, send rescue. As I'm recovering, I think to myself I need to, I need to reload so I _____, reloaded my weapon, I dropped the used magazine, I put a new magazine in and I put the used magazine back in my magazine pouch and that's, we've been trained that, and I was always trained in, in my training to, any time you're involved in a shooting to recover, you get to a position of cover and you reload so you know how many shots you have left in case you need to use more. After reloading and recovering and hearing that an officer had dispatched rescue already for shots fired, I turned my attention back to the vehicle because there's still two people inside this vehicle that were not following commands and there's still potentially a weapon inside this vehicle. I turned my direction back towards, or my attention back towards the suspect vehicle. I had the passenger side and I believe it was Officer Richgels had the driver's side of the vehicle. At this time the male and female are still in there. Officer Richgels and I coordinate with each other. He's gonna take the female out first and get her under control. As he's calling the female out, I'm maintaining cover on the passenger side of the vehicle. I don't see what Officer Richgels is doing because that's not my responsibility. I do hear the female getting out of the car and yelling that's my brother, that's my brother. I need to see if he's okay. That's my brother. She's yelling, she's crying hysterically, and Officer Richgels is eventually able to get her on the ground and get her under control. What I think he got her on the ground; he got her under control. As Officer Richgels got her under control, I began commanding the male passenger to slowly get out of the

vehicle and get his hands up. I shouted the command probably three or four times and he didn't pay attention. He wasn't listening. He was ignoring me or he couldn't hear me. At that time, with my weapon drawn, I walk back around the light pole towards the rear of the car and tactically with my weapon drawn walked up to the car and reached up and opened the passenger door with my left hand and then disengaged right away to a position of cover. At that time I again commended the male to get his hands up and slowly get out of the vehicle, at which time he put his hands up so I knew he acknowledged me and he kind of turned and looked at me with his hands out of the car door. At that time I directed him to slowly get out of the vehicle and lay flat on his stomach, which the male did. After I got him out of the car and laid on the ground, I directed him to put his hands in the small of his back, which he did. I directed him not to move and I maintained a cover on him. At this time I did another quick look at the scene to see who was around and I saw Officer Warych running up the street from my right. I coordinated with him and I told him Officer Warych come and, come and secure this guy and I maintained cover on this male until Officer Warych was able to secure him in handcuffs. After Officer Warych secured him in handcuffs, I walked up to the male and he began yelling and screaming my legs are broken, my wrist is broken, both my legs are broken, my wrist is broken. I asked him if he was okay and he said he was. I quickly patted his person for weapons. I rolled him on his right side first and patted his pocket and his waistline and then I rolled him on his left side and patted him and searched his person real quick for weapons and I didn't find any. At this time he's still laying on his stomach and he's yelling at me that both his legs are broke and his wrist is broke. I asked him if he was okay and he said he was. I asked him if I could sit him up and he said yes, at which time I assisted him to a seated position. Officer Merrill was around me at that time and I asked the male if he could stand up. He said I can, you just need to help me, so Officer Merrill and I, under both armpits, picked him up and, and brought him to his feet. At this time the male started yelling both my legs are broke. Honestly I can't tell you what he's yelling. I know that he wasn't happy with us and I know that he wasn't very cooperative with us. He was belligerent, he was swearing and he was, he was not cooperative. I can't tell you what he said cuz I don't remember. At that time Officer Merrill and I escorted him to my marked squad car which was the closest that we could get him. All the time that we're walking over there, it probably took two or three seconds but he's yelling and screaming. I believe he said fuck you at one point and he made a comment like you guys did this and was just verbally uncooperative and somewhat combative verbally. Officer Merrill and I placed him in the back of my squad car, gained control of him and then asked him if he needed rescue for his injuries. He stated he did and Officer Merrill contacted a rescue squad to respond for this male's injuries. The car door was closed and that person was secured and under control. At that point I turned around and

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started to walk towards the suspect that was down to assist with medical attention. As I turned around, rescue squad was arriving and already on scene and going to help with that male. At this time Officer Merrill kind of grabbed me and stopped me and quickly asked hey what happened? I told him there was a shooting and he said just stay by me, stay by my side, at which time we went to my squad car and he said we gotta tape this off so we got evidence crime scene tape and went to the building just to the west of the alley and began taping the crime scene off. As we were doing that, I, I hear over the radio that there's a large disturbance inside Club 720 and officers needed help. At that time I ran into the club and it was almost, it was chaos is what it was. There was people fighting everywhere, there was officers on the ground, there was officers standing, and there was just a large fight in the back. It would be like the southeast part of the bar. At that time I walked back there. I saw Officer Drobnick on the ground wrestling with a male trying to get him under control. I went to the head of this male and put a pressure point in behind one of his ears. I think it was his left side. I'm not sure. And we were able to gain control of him and place him in handcuffs to secure the situation. After we got him secured, I looked around the bar and officers had the rest of the bar under control and there was no more disturbance, there was no more fight, so at this time I walked back out to the front of the bar and out onto the sidewalk and I was going to go walk up to the suspect and assist with medical attention. As I got outside, rescue was already there. They were attending to him and they were getting ready to load him up and take him in the rescue squad. At this time Officer Allen looked at me and said hey, we need to find his gun. So I started searching the area for the weapon that he had. I searched underneath all the parked cars there, I searched the sidewalk, I searched everywhere that I thought he was or where I thought the gun could have went to and I didn't find the weapon so at that point I went to Officer Eric Allen's squad car and I started looking at that for any bullet holes or markings because he fired at us. He fired at Officer Allen. I didn't find any there. I saw that there were parked cars behind his car on the other side of the street. It would have been the north side of Bodart, so I went and looked at all of the cars parked on the street and I was looking for any bullet holes or bullet marks or anything from him firing at us. I searched all of those. I didn't see any marks. And then I noticed, I saw that there were U-Haul garages behind these parked cars behind where Officer Eric Allen's car was. So it's a fenced in area with barbed wire on top so you can't, I couldn't get real close but with my light I began searching the garage doors looking for a bullet ricochet or a bullet hole or something to that effect. I personally didn't find any and as I was doing that Officer Allen came up and said we need to finish taping this off, so I assisted him and we taped off the crime scene where the shooting had taken place. After we got the crime scene up, we got the scene secured, we got officers outside of the crime scene tape and there was, there was no more people coming out into the bar.

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They were all going out the back door where it was controlled by the officers. At that point the scene is secure and at one point some officers had put, put orange cones over shell casings so we went and removed the orange cones without touching them, a shell casing without moving anything on the scene, without destroying any evidence or anything like that. We picked up the orange cones and placed them back in the squad cars in the area and the scene is back to where it was when it happened. At that point Lt. Laux was there, asked what happened for investigative purposes to see you know he's one of the first lieutenants on scene. I explained to him what happened, I explained to him what I did and then he advised Officer Richgels and myself to go to the station, go to the shift commander and turn in our weapons. So Officer Richgels and I together drove to the police department and spoke with Lt. Johnson who was on the desk as the shift commander and we turned in our weapons.

Belongea: Just a couple of additional questions to ask you. First of all what where the lighting conditions like?

Salzmann: It was, it was almost as light as day. I mean there's, the squad car lights, there's the spotlights and he, the suspect vehicle was parked right underneath the streetlamp. With all the bar lights and everything, it was, it was very bright.

Belongea: How many shots did you fire?

Salzmann: I don't know the exact amount. If you want me to guess I could.

Belongea: No. I just, and do you know who fired first?

Salzmann: No. No I don't.

Belongea: Is there anything else that you can think of that you left out or would like to add to this statement?

Salzmann: I don't think so. I can't think of anything else. It's what happened and it's how we dealt with it.

Belongea: All right. Thank you.

End



GREEN BAY POLICE DEPARTMENT TRAINING DIVISION

C62

Captain Karl Fleury 920-448-3235

Lieutenant Dave Wesely 920-448-3327

MEDIA RELEASE

DT: April 21, 2007

RE: Disturbance / Officer Involved Shooting

On April 21, 2007 at approximately 1:56 a.m. officers were dispatched to an armed disturbance involving a subject with a baseball bat. The subject left the scene in a red Olds Aurora, license plate number 932LSX. Additional information provided by dispatch advised there were three intoxicated parties in the vehicle. Officers responding to the call located the vehicle traveling westbound on Main Street. Officers initiated a felony car stop on the vehicle. The vehicle stopped in the area of 720 Bodart Street. The officers on scene radioed the male driver was not listening to commands, and the next transmission indicated a man down and rescue was needed.

The preliminary investigation indicates the male driver who exited the vehicle made physical movements and motions similar to drawing a gun. The officers on scene engaged the subject and the involved officers fired shots; the subject involved was struck and is deceased. No weapon has been located. A second subject not involved, who was in Club 720, 720 Bodart Street was struck by one of the rounds and he is currently being treated for his injuries.

The names of the officers and subject will be released on Sunday, April 22, 2007 at 10:00 a.m. in a follow up press release. We are asking that the media respect the privacy of the families involved.

The case remains under investigation at this time and additional information will be released at a press conference on April 23, 2007 at 10:00 a.m. at the Green Bay Police Department.

Captain Fleury



GREEN BAY POLICE DEPARTMENT TRAINING DIVISION

C63

Captain Karl Fleury 920-448-3235

Lieutenant Dave Wesely 920-448-3327

MEDIA RELEASE

DT: April 22, 2007

RE: Disturbance / Officer Involved Shooting

The names of the officers involved in the incident at 720 Bodart Street on 04-21-07 are as follows:

Officer Eric Allen 15 years of service with the Green Bay Police Department

Officer Gary Richgels 7 years of service with the Green Bay Police Department

Officer Matthew Cain 7 years of service with the Green Bay Police Department

Officer Scott Salzmänn 2 years of service with the Green Bay Police Department

The subject that was shot and is deceased has been identified as:

Benjamin James Sonnenberg 05-18-81

The party that was struck by a bullet in Club 720 has been identified as:

Cesar J. Grijalva-Ortiz 12-18-75

Additional information will be provided at a news conference on 04-23-07 at 10:00 a.m. at the Green Bay Police Department. Media should arrive at the police station by 9:50 a.m.

Captain Fleury



GREEN BAY POLICE DEPARTMENT TRAINING DIVISION

07-105156

C64

Capt. Karl Fleury 920-448-3235

Lieutenant Dave Wesely 920-448-3327

MEDIA RELEASE

DT: April 23, 2007

RE: Press Conference – Officer Involved Shooting

On April 21, 2007, at approximately 1:56 am officers of the Green Bay Police Department were dispatched to Big-Daddy's tavern, located at 1629 Main St, for a call of an armed disturbance. A 911 call had been placed to the Brown County Communications Center stating that there was a disturbance involving a baseball bat. It was reported that the three suspects had fled the scene in a red vehicle. The description of the vehicle was given out to the responding officers along with the vehicle's license plate number.

The vehicle was immediately located by officers traveling at approximately 70 miles per hour in the area of Main and Cedar St., and then turning onto Bodart Street. Officers made a traffic stop and the vehicle abruptly pulled into the alley and stopped next to "Club 720", located at 720 Bodart Street. The responding officers initiated a high-risk vehicle stop with their weapons drawn. This is normal protocol and within the policy and procedures of the department considering the seriousness of the offense and dealing with multiple suspects in the vehicle possibly armed with weapons.

The driver, Benjamin Sonnenberg, refused to comply with the officer's commands and quickly exited the vehicle and immediately started making movements as if he was drawing and pointing a weapon at the officers. While doing so he turned and started to run in the direction of "Club 720" which was open for business and crowded with patrons.

All four Green Bay officers who were on the high-risk stop fired their weapons. Sonnenberg was hit multiple times during the incident and ultimately died from his wounds.

During the course of the incident a shot fired from one of the officers weapons penetrated the window of the "Club 720" tavern and struck 31-year-old Cesar Grijalva-Ortiz, of Green Bay. The bullet struck him in his arm and traveled through into his chest. Ortiz was transported to a local hospital where he is being treated for his injuries.

The four officers that fired their weapons are Officer Eric Allen, 15 years of service, Officer Gary Richgels and Matthew Cain, 7 years of service, and Officer Scott Salzmann, 2 years of service. All four officers have been placed on administrative duty/assignment while the incident is being investigated. This is normal procedure and follows the policies set in place for an officer involved shooting.

The other occupants in the vehicle have been identified as 24-year-old John Hill (front seat passenger) and 30-year-old Rebecca Sonnenberg (backseat passenger), both residents of Green Bay. Rebecca is the sister to

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This incident is still currently under investigation and in the preliminary stages. Investigators are in the process of interviewing officers, witnesses and processing the evidence that was collected at the scene. The focus of the investigation is determine what caused the original disturbance at "Big Daddy's" tavern, why Benjamin and the others fled the scene, and most importantly why Benjamin refused to comply with the officers during the high risk traffic stop and force the officers to shoot him.

Because this is still an on going investigation, we do not have answers to all of your questions at this time. When more information is known it will made available.

The Green Bay Police Department is concerned for the victim who was struck inside "Club 720". We are also very concerned for our four officers and their families along with the Sonnenberg family.

Chief Jim Arts



GREEN BAY POLICE DEPARTMENT COMPUTER IMAGING REPORT

C660

Case # 07-105156

Case Assigned To: _____

Computer Searched At: GBPD Computer Forensics LabSearch Requested By: Lt. Nick Date: 04-24-07Date Computer Seized: 04-21-07 Date Hard Drive Imaged: 4-25-07 / 4-26-07Authorization to Search: ☐ Search Warrant ☒ Consent to Search

	Exhibit #	Manufacturer	Model	Serial #	Notes
Computer	62-DJA-69	Compaq	Deskpro	W129DYSZ A696	
Primary IDE MASTER	62-DJA- 69-A	Western Digital	WD150BB- 60AUA1	WMA6Y51 48814	150 GB LBA = 29,336,832 Jumper - Cable Select
Primary IDE SLAVE	62-DJA- 69-B	Seagate	Barracuda ATA ST315310A	3EC07JTN	15 GB LBA = 29,336,832 Jumper - Cable Select
Secondary IDE MASTER	N/A	LG	CED-8120B CD-R/RW		
Secondary IDE SLAVE	N/A		LTN485 CD-Rom		
	TYPE	CARD TYPE			
Slot 1	AGP	unk			
Slot 2	PCI	Video Input			
Slot 3	PCI	unk			
Slot 4	PCI	unk			
Slot 5	PCI	unk			
Slot 6	PCI	unk			
Slot 7	---	---			
Slot 8	---	---			

Additional Notes: Checked CD-R/RW drive - Magnavox CD-R titled "Sparkle" in drive.Checked CD-Rom drive - empty"Sparkle" CD analyzed, not part of investigation - Placed back in CD-R/RW drive.**Computer BIOS Information:**How BIOS Accessed: F10 keyCMOS Date: 04/25/2007CMOS Time: 13:39Boot Sequence: IDE CD-Rom, Diskette, EthernetCurrent Date: 4-25-07Current Time: 1:36 pm

C76



Hitting the 5, 6, 7 and 8 buttons on the gunphone fires four .22 caliber rounds in quick succession.

At first sight it looks like a regular cell phone — same size, same shape, same overall appearance.

AP

But beneath the digital face lies a .22-caliber pistol, a phone gun capable of firing four rounds in quick succession with a touch of the otherwise standard keypad.

The US Department of Homeland Security and the FBI are aware of the device and have instructed baggage screeners to be on the lookout for suspicious mobile phones. This is especially after 9/11.

European law enforcement officials — stunned by the discovery of these deadly decoys — say phone guns are changing the rules of engagement in Europe.

Airport authorities across Europe are implementing systems to X-ray all cell phones

"We find it very, very alarming," says Wolfgang Dicke of the German Police union. "It means police will have to draw their weapons whenever a person being checked reaches for their mobile phone."

The FBI, the Bureau of Alcohol, Tobacco and Firearms, and the U.S. Customs Service say they've been briefed on the new weapons.

"This criminal invention represents a potentially serious threat to law enforcement and the public," said U.S. Customs Service Commissioner Raymond W. Kelly.

"We received word about these guns last month. We have since alerted our field personnel to be on the lookout for 'cell phone guns' at U.S. ports of entry."

Guns on the Move

These new covert guns were first discovered in October when Dutch police stumbled on a cache during a drug raid in Amsterdam.

(77)

In another recent incident a Croatian gun dealer was caught attempting to smuggle a shipment through Slovenia into Western Europe.

Police say both shipments are believed to have originated in Yugoslavia. Interpol sent out a warning to law enforcement agencies around the world. European border police and customs officers are at a heightened state of alert at all ports, airports and border crossings. Realistic Appearance

"If you didn't know they were guns, you wouldn't suspect anything," said Ari Zandbergen, spokesman for the Amsterdam police.

"Only when you have one in your hand do you realize that they are heavier," says Birgit Heib of the German Federal Criminal Investigation Agency.

The guns are loaded by twisting the phone in half. The .22-caliber rounds fit into the top of the phone under the screen. The lower half, under the keyboard, holds the firing pins. The bullets fire through the antenna by pressing the keypad from numbers five to eight.

Amsterdam police says they are very sophisticated machines constructed inside gutted cell phones which do not light up or operate as real phones.

"These are very difficult to make. We believe experts are involved," says Zandbergen.

U.S. authorities, including the FBI, ATF, Federal Aviation Administration and the U.S. Customs Service Authority have been supplied detailed information and pictures of these new weapons.

"They've been given a heads up," said Jim Crandall, ATF spokesman.

To date no phone guns have been discovered either in the United States or in the process of being smuggled in, authorities say. But they know it's only a matter of time.

FAA spokeswoman Rebecca Trexler said airport security officers had been trained to deal with this new threat.

"We don't want to tell the bad guys exactly what we're looking for," she says, "We are trying to stay one step ahead." Will Affect Travelers

Airport authorities across Europe are implementing systems to X-ray all cell phones, those procedures will likely be followed by airports around the world.

"This is just one more item that we need to pay special attention to because nowadays, of course just about every passenger carries a mobile phone," says the spokesman for Frankfurt airport security.

Customs officials in the U.S. say their safety procedure has normally been to require travelers to turn their phones on, however that may no longer be enough. Cell phone users will have to be made aware that reaching for their phones in some circumstances could be misinterpreted as a threat by authorities.

Cell Phone Guns

Netlore Archive: According to this email flier and attached video, law enforcement officials have discovered .22 caliber guns disguised as cell phones being smuggled into western Europe from Croatia

Description: Email flier
Status: True
Circulating since: Dec. 2000
Analysis: [See below](#)

Email example contributed by G. Tatum, 21 Jan. 2001:

Fwd: .22 cal Cellphones!!

Deadly Decoys
Cell Phone Guns Discovered

Hitting the 5, 6, 7 and 8 buttons on the phone gun fires four .22-caliber rounds in quick succession. (US Customs Service)

By Lucrezia Cuen

L O N D O N, Dec. 6 At first sight it looks like a regular cell phone same size, same shape, same overall appearance. But beneath the digital face lies a .22-caliber pistol a phone gun capable of firing four rounds in quick succession with a touch of the otherwise standard keypad. European law enforcement officials stunned by the discovery of these deadly decoys say phone guns are changing the rules of engagement in Europe.

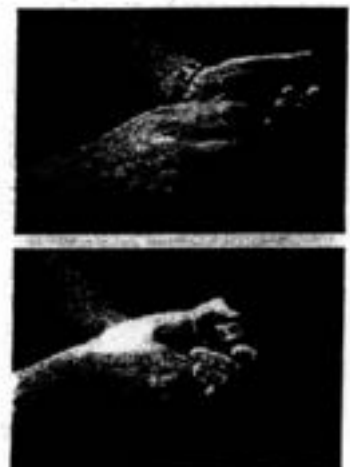
"We find it very, very alarming," says Wolfgang Dicke of the German Police union. "It means police will have to draw their weapons whenever a person being checked reaches for their mobile phone."

[Text continues]

Comments: True. As first reported in an ABC News article dated December 6, 2000 (from which the above text was clearly taken) and later by *Time magazine*, .22 caliber guns disguised as cell phones have been confiscated from smugglers in western Europe on more than one occasion in the past several years.

The guns, which are capable of firing four rounds in quick succession, are believed to have been manufactured in Yugoslavia or Croatia. The "antennae" of the gutted phones function as gun barrels and numbers 5 through 8 on the keypad as triggers.

The images at right, which show a cell phone gun being fired and disassembled to show the bullet chamber, are from a short video demonstration circulating as an attachment to the above email message. It appears to be authentic.



Security experts say the cell phone guns, as well as other "improvised explosive devices," can be detected by screening equipment now in use at airports internationally. Though they have been the subject of security alerts in the U.S. as recently as December 2003, none have yet been sighted in North America.



Email This Article

Sources and further reading:

French Police Seize Guns Disguised as Mobile Phones
The Register (U.K.), 2 October 2003

Cell Phone Guns Discovered
ABC News, 6 December 2000

Press M for Murder: Cell Phones That Kill
Time, 25 January 2004 (press release)

Last updated: 03/11/04

C90

Press M for Murder: Cell Phones That Kill

By ADAM ZAGORIN

Monday, Feb. 02, 2004

Don't be surprised if you're asked to whip out your cell phone and make a call next time you go through airport security. A mobile phone that masquerades as a gun may sound like a device concocted for 007, but it's the latest hidden weaponry to show up on the radar of law-enforcement folks.

ARTICLE TOOLS

[Print](#)[Email](#)[Reprints](#)

Sources tell TIME that cell-phone guns, some of which have been seized in drug raids in the Netherlands, England and Germany, have been cited in several federal security alerts over the past year, the most recent just over a month ago. Though heavier than normal phones, the lethal ones look nearly identical. The hollowed-out devices, made in Croatia, are fired by punching buttons on the keypad and can shoot four .22-cal. bullets in rapid succession.

So far, no phony phones are known to have surfaced in the U.S. And aviation-security experts say screening equipment now in use can detect the cell guns and other "improvised explosive devices," such as fake calculators, cameras, laptops and PDAs. To speed your next security check, you may want to leave some of those gadgets behind, along with your tool kit. Says a senior U.S. law-enforcement official: "Even a screwdriver could conceal a shotgun shell in a hollowed-out handle."

C81

62-DJA-69-A.E01.txt

Case Information:
Case Number: 07-105156
Evidence Number: 62-DJA-69-A-0000
Unique Description: Western Digital 15GB Hard Drive
Examiner: Detective Daniel Bennington
Notes: Model # WD150BB-60AUA1, Serial # WMA6Y5148814

Information for S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A:

Physical Evidentiary Item (Source) Information:

[Drive Geometry]

Cylinders: 1,826
Tracks per Cylinder: 255
Sectors per Track: 63
Bytes per Sector: 512
Sector Count: 29,336,832

[Physical Drive Information]

Drive Model: Tableau FireWire-IDE IEEE 1394 SBP2 Device
Drive Serial Number: 03cc0e0011204500
Drive Interface Type: 1394
Source data size: 14324 MB
Sector count: 29336832

[Computed Hashes]

MD5 checksum: 89ade0aa2b68a27d6f2ece03a895257f
SHA1 checksum: ff7b7a431f1ec71f434528df53674d59b62d3994

Image Information:

Acquisition started: Wed Apr 25 15:21:29 2007

Acquisition finished: Wed Apr 25 15:43:05 2007

Segment list:

S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E01
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E02
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E03
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E04
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E05
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E06
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E07
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E08
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E09
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E10
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E11
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E12
S:\07-105156\FTK Imager\62-DJA-69-A\62-DJA-69-A.E13

C82

62-DJA-69-B.E01.txt

Case Information:
Case Number: 07-105156
Evidence Number: 62-DJA-69-B-0000
Unique Description: Seagate 15GB Hards Drive
Examiner: Detective Daniel Bennington
Notes: Model # ST315310A, Serial # 3EC07JTN

Information for S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B:

Physical Evidentiary Item (Source) Information:

[Drive Geometry]

Cylinders: 1,826
Tracks per Cylinder: 255
Sectors per Track: 63
Bytes per Sector: 512
Sector Count: 29,336,832

[Physical Drive Information]

Drive Model: Tableau Firewire-IDE IEEE 1394 SBP2 Device
Drive Serial Number: 03cc0e0011204500
Drive Interface Type: 1394
Source data size: 14324 MB
Sector count: 29336832

[Computed Hashes]

MD5 checksum: 54e88654c4095a8254b734deb24c8e90
SHA1 checksum: 59090c8ab4a53a75e276341a2b8107e68c9eea62

Image Information:

Acquisition started: Thu Apr 26 06:59:09 2007

Acquisition finished: Thu Apr 26 07:11:17 2007

Segment list:

S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E01
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E02
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E03
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E04
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E05
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E06
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E07
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E08
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E09
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E10
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E11
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E12
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E13
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E14
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E15
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E16
S:\07-105156\FTK Imager\62-DJA-69-B\62-DJA-69-B.E17

Paraben Device Seizure Report
07-105156 Motorola V262 Report.txt

07-105156

C83

Exported Case

Case Information

Name | Value |

Case Number: | 07-105156 |

Property/Evidence Number: | 28-DJA-69 |

Device Info: | Motorola V262 Cell Phone - US Cellular |

Company/Agency: | Green Bay Police Department |

Examiner: | Detective Daniel Bennington |

Address1: | 307 S. Adams Street |

Address2: | |

City: | Green Bay |

State: | WI |

Zip: | 54301 |

Country: | |

Phone: | 920-448-3318 |

Fax: | |

E-mail: | |

Motorola V262

Properties

Name | Value |

Manufacturer | Motorola |

Model | V262 |

Serial number | ESN455261384.. |

Program timestamp | 5/1/2007 11:22:05 AM |

Phonebook

Location | Number | Name |

Phone memory | [REDACTED] | Clyde |
-
Phone memory | [REDACTED] | Pauly |
-
Phone memory | [REDACTED] | My Girl |
-
Phone memory | [REDACTED] | Matt |
-
Phone memory | [REDACTED] | Josh |
-
Phone memory | [REDACTED] | Becky Home |
-
Phone memory | [REDACTED] | Beck Cell |
-
Phone memory | [REDACTED] | Dad Cell |
-
Phone memory | [REDACTED] | Dad Home |
-
Phone memory | [REDACTED] | Bob |
-
Phone memory | [REDACTED] | Amos |
-
Phone memory | [REDACTED] | Lenny Dp |
-
Phone memory | [REDACTED] | Mark D |
-
Phone memory | [REDACTED] | Dian |
-
Phone memory | [REDACTED] | Tony |

-
Phone memory | [REDACTED] | Brad |
-
Phone memory | [REDACTED] | Jarrel |
-
Phone memory | [REDACTED] | Jarante |
-
Phone memory | [REDACTED] | Jerry |
-
Phone memory | [REDACTED] | Justin |
-
Phone memory | [REDACTED] | Randal |
-
Phone memory | [REDACTED] | Bob D |
-
Phone memory | [REDACTED] | Kevin |
-
Phone memory | [REDACTED] | Scottx |
-
Phone memory | [REDACTED] | Andy |
-
Phone memory | [REDACTED] | Marty |
-
Phone memory | [REDACTED] | Don |
-
Phone memory | [REDACTED] | Ron |
-
Phone memory | [REDACTED] | Rich |
-
Phone memory | [REDACTED] | Matt Lock |
-
Phone memory | [REDACTED] | Mat |
-
Phone memory | [REDACTED] | Carlos |
-
Phone memory | [REDACTED] | |
-
Phone memory | [REDACTED] | Don W |
-
Phone memory | [REDACTED] | James |
-
Phone memory | [REDACTED] | Pollo |
-
Phone memory | [REDACTED] | Tony |
-
Phone memory | [REDACTED] | Dan |
-
Phone memory | [REDACTED] | Chy |
-
Phone memory | [REDACTED] | |
-
Own numbers | [REDACTED] | |
-
Own numbers | [REDACTED] | |
-
Quick dial | | Quick Dial 1 |
-
Quick dial | | Quick Dial 2 |
-
Quick dial | | Quick Dial 3 |
-

SMS History

Number | Status | Date/Time | Message |

[REDACTED] | "REC READ" | 2007-04-20 22:30:22 | What u got? |
-
[REDACTED] | "REC READ" | 2007-04-20 22:28:43 | 2 people i know want
some so what chu workin wit? |
-
[REDACTED] | "REC READ" | 2007-04-20 22:20:49 | Tryna get some. U
got? |
-
[REDACTED] | "REC READ" | 2007-04-20 20:44:50 | Not even just 2
borrow? what a guy. |
-
[REDACTED] | "REC READ" | 2007-04-20 20:41:24 | Well rt now hes
being good but b4 i couldnt get him 2 stop biting. where is the thing
from tony? |
-
[REDACTED] | "REC READ" | 2007-04-20 19:54:35 | I think we have 2
get rid of him. |
-
[REDACTED] | "REC READ" | 2007-04-20 17:37:46 | Fwd: PUFF PUFF
PASS! this is a cellular blunt so dont fuck up the rotation keep this
shit movin til the whole world hits it! HAPPY 420!! |
-
[REDACTED] | "REC READ" | 2007-04-20 17:36:0 | Fwd: PUFF PUFF PASS!
this is a cellular blunt so dont fuck up the rotation keep this shit
movin til the whole world hits it! Happy 420! |
-
[REDACTED] | "REC READ" | 2007-04-20 17:22:56 | (FW:)Fwd:Row row row
ur blunt twist it at the end. light it up take a puff and pass it to a
friend. Keep it going happy 420!! |
-
[REDACTED] | "REC READ" | 2007-04-20 17:20:53 | Fwd: PUFF PUFF PASS!
this is a cellular blunt so dont fuck up the rotation keep this shit
movin til the whole world hits it! Happy 420! |
-
[REDACTED] | "REC READ" | 2007-04-20 15:59:43 | What r u guna do
tonite |
-
[REDACTED] | "REC READ" | 2007-04-20 15:18:28 | (RE:)Ryan have this
to us and told us to bring that to you |
-
[REDACTED] | "REC READ" | 2007-04-20 15:4:25 | This money is going
to ryan strolman .Thanks |
-
[REDACTED] | "REC READ" | 2007-04-20 13:3:53 | happy holidays :) |

[REDACTED] | "REC READ" | 2007-04-20 12:45:13 | (FW:)PUFF PUFF PASS!
This is a txt blunt so dont fuck up da rotation keep dis shit movin til
da whole world hits it! Happy 420! |

[REDACTED] | "REC READ" | 2007-04-20 12:41:57 | What r u doing |

[REDACTED] | "REC READ" | 2007-04-20 9:22:38 | Goodmorning ben! |

[REDACTED] | "REC READ" | 2007-04-20 1:30:40 | --ORIGINAL MSG:
Fwd: Hey! I started a garden! I got my dirt, my seeds and my water...
All I need is a hoe... You busy? |

[REDACTED] | "REC READ" | 2007-04-20 1:29:23 | Fwd: Hey! I started a
garden! I got my dirt, my seeds and my water... All I need is a hoe...
You busy!?!? |

[REDACTED] | "REC READ" | 2007-04-20 1:5:41 | Your a dumb ass i dont
have a flip phone so your the bitch hoe |

[REDACTED] | "REC READ" | 2007-04-20 1:0:10 | --ORIGINAL MSG: Its
so funny HAVING ur ass in CHECK!! I Made u open ur phone for
nothing..who's my Bitch! Keep this Lax |

[REDACTED] | "REC READ" | 2007-04-20 0:40:34 | Where r u |

[REDACTED] | "REC READ" | 2007-04-20 0:13:17 | We should talk |

[REDACTED] | "REC READ" | 2007-04-20 0:11:11 | What r u doing
tonite? |

[REDACTED] | "REC READ" | 2007-04-20 0:9:8 | Do u still hate me? |

[REDACTED] | "REC READ" | 2007-04-19 16:12:23 | U.S. Cellular has a
FREE Dance Mix Ringtone & Spring Break Wallpaper 4 U in the Spring
Fever folder in RealTone Jukebox & mTat2 Wallpapers! |

[REDACTED] | "REC READ" | 2007-04-19 14:7:4 | a moment of silence
for the 33 students murdered yesterday at virginia tech. send this to
everyone u dont want to lose |

[REDACTED] | "REC READ" | 2007-04-18 21:54:29 | --ORIGINAL MSG: A
teen girl asked her ma "Is it true babies cum out where boys put their
penis?" mom said yes,the g |

[REDACTED] | "REC READ" | 2007-04-18 17:5:2 | Fwd: Fwd: Fwd: (FW:)
96% of americans say oh shit before going in the ditch,the other 4% are
from wisconsin and say,hold my beer and watch this shi |

[REDACTED] | "REC READ" | 2007-04-18 16:28:51 | --ORIGINAL MSG:
Pussy is like snow, it dosnt cum when its supost 2, u either get 2 much
of it or not enough, and o |

[REDACTED] | "REC READ" | 2007-04-18 16:27:56 | --ORIGINAL MSG:
God made whiskey,God made pepsi,God made me so fuckin sexy! God made
rivers, God made lakes, God ma |

[REDACTED] | "REC READ" | 2007-04-18 16:27:37 | --ORIGINAL MSG:
Look i havent had any in awhile i miss the way it goes in hard and comes
out soft and wet i know i |

[REDACTED] | "REC READ" | 2007-04-18 10:14:52 | Can u give me a ride

home this tootie |

"[REDACTED] | "REC READ" | 2007-04-18 3:10:19 | R u coming back or not? Cuz i dont wanna leave my doors unlocked if u aint coming back. |

"[REDACTED] | "REC READ" | 2007-04-18 3:0:26 | Im gonna leave the doors open. Just cum in. The room on the rite. |

"[REDACTED] | "REC READ" | 2007-04-18 2:33:28 | Ok |

"[REDACTED] | "REC READ" | 2007-04-18 2:32:24 | R u bringing anybody back wit u? |

"[REDACTED] | "REC READ" | 2007-04-18 2:27:59 | R u coming back? |

"[REDACTED] | "REC READ" | 2007-04-18 2:5:20 | One of the girls left cuz u took too long! |

"[REDACTED] | "REC READ" | 2007-04-18 0:43:45 | 7 after? |

"[REDACTED] | "REC READ" | 2007-04-18 0:38:52 | U stil there? |

"[REDACTED] | "REC READ" | 2007-04-18 0:21:27 | I will be later! Lol yes |

"[REDACTED] | "REC READ" | 2007-04-18 0:19:17 | Ok. R u driving? |

"[REDACTED] | "REC READ" | 2007-04-18 0:16:42 | Who u with? |

"[REDACTED] | "REC READ" | 2007-04-18 0:9:9 | Ok. I'll be there in a bit. Who u with? |

"[REDACTED] | "REC READ" | 2007-04-18 0:7:12 | What r u going there 4? |

"[REDACTED] | "REC READ" | 2007-04-18 0:6:52 | Shud i mee t u there? |

"[REDACTED] | "REC READ" | 2007-04-18 0:1:51 | Where the fuck is that? |

"[REDACTED] | "REC READ" | 2007-04-17 23:59:41 | Get a lil drunker. Where u at? |

"[REDACTED] | "REC READ" | 2007-04-17 23:58:32 | U drunk? |

"[REDACTED] | "REC READ" | 2007-04-17 23:56:6 | Home |

"[REDACTED] | "REC READ" | 2007-04-17 23:55:29 | What r u doing? |

"[REDACTED] | "REC READ" | 2007-04-17 23:55:19 | Yup |

"[REDACTED] | "REC READ" | 2007-04-17 23:35:56 | I'll get 2 ya tomorrow. Gotta run 2 K-town. Ya know. ADR |

"[REDACTED] | "REC READ" | 2007-04-17 21:44:3 | Sorry I missed ur call. Handln something. I'll hit u up shortly playboy. Need 2 handle this. I'll holla. |

"[REDACTED] | "REC READ" | 2007-04-17 19:56:58 | Whatcha doin tonite?

[REDACTED] "REC READ" | 2007-04-16 23:55:47 | Are you working.Thanks |

[REDACTED] "REC READ" | 2007-04-16 15:16:5 | Fuck u 4 hanging up on me. |

21 1:35 [REDACTED] "STO SENT" | | Dont treat me like a bitch b honest |

21 1:14 [REDACTED] "STO SENT" | | Dont leave me hanging your my sis |

[REDACTED] "STO SENT" | | (RE:)Fiftys nd hundreds |

[REDACTED] "STO SENT" | | (RE:)Fiftys nd hundreds |

[REDACTED] "STO SENT" | | (RE:)Whats up |

[REDACTED] "STO SENT" | | (RE:)Yes |

[REDACTED] "STO SENT" | | (RE:)He wants 25 dollars i dont have |

[REDACTED] "STO SENT" | | (RE:)Ok why i luv u we r kinda busy |

[REDACTED] "STO SENT" | | (RE:)Hes in jail and he would gaink me u dirty crack whore |

[REDACTED] "STO SENT" | | (RE:)Answer me what about ryan |

[REDACTED] "STO SENT" | | (RE:)What u talking about |

[REDACTED] "STO SENT" | | (RE:)What u talking about |

[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Its so funny
HAVING ur ass in CHECK!! I Made u open ur phone for nothing..who's my
Bitch! | □

[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Fwd: Hey! I
started a garden! I got my dirt, my seeds and my water... All I need is
a hoe... You busy? |

[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Its so funny
HAVING ur ass in CHECK!! I Made u open ur phone for nothing..who's my
Bitch! Keep this Lax |

[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Its so funny
HAVING ur ass in CHECK!! I Made u open ur phone for nothing..who's my
Bitch! |

[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Its so funny
HAVING ur ass in CHECK!! I Made u open ur phone for nothing..who's my
Bitch! |

[REDACTED] "STO SENT" | | Fuck u homo |

[REDACTED] "STO SENT" | | (RE:)When where |

[REDACTED] "STO SENT" | | (RE:)Nothing whats up |

[REDACTED] "STO SENT" | | Ive been missing u alot |

[REDACTED] "STO SENT" | | (RE:)Home |

[REDACTED] "STO SENT" | | (RE:)No |
[REDACTED] "STO SENT" | | When r u leaving |
[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Pussy is like
snow, it dosnt cum when its supost 2, u either get 2 much of it or not
enough, and o |
[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: God made
whiskey, God made pepsi, God made me so fuckin sexy! God made rivers, God
made lakes, God ma |
[REDACTED] "STO SENT" | | (FW:) --ORIGINAL MSG: Look i havent
had any in awhile i miss the way it goes in hard and comes out soft and
wet i know i |
[REDACTED] "STO SENT" | | (RE:)Mike |
[REDACTED] "STO SENT" | | (RE:)Cum here |
[REDACTED] "STO SENT" | | (RE:)I almost got jumped |
[REDACTED] "STO SENT" | | (RE:)Yes |
[REDACTED] "STO SENT" | | (RE:)U cumming |
[REDACTED] "STO SENT" | | (RE:)Yes |
[REDACTED] "STO SENT" | | (RE:)Good friends |
[REDACTED] "STO SENT" | | (RE:)Yes 2 drink |
[REDACTED] "STO SENT" | | (RE:)The old ron and lucys next 2
2late |
[REDACTED] "STO SENT" | | (RE:)Will b at 7 after in fift een |
[REDACTED] "STO SENT" | | (RE:)Not yet |
[REDACTED] "STO SENT" | | (RE:)Lets fuck |
[REDACTED] "STO SENT" | | (RE:)Whereu at |
[REDACTED] "STO SENT" | | (RE:)U drinking |
[REDACTED] "STO SENT" | | (RE:)Might get jumped by some bitch ass
mainiacs |
[REDACTED] "STO SENT" | | (RE:)Might get jumped by some bitch ass
mainiacs |
[REDACTED] "STO SENT" | | U staying home |
[REDACTED] "STO SENT" | | Whats up |
[REDACTED] "STO UNSENT" | | (RE:)Answer me what about ryan |
[REDACTED] "STO UNSENT" | | (RE:)Nothing whats |
[REDACTED] "STO UNSENT" | | (RE:)Yes |

[illegible]

=====

0000 0001 0010 0011 0100 0101 0110 0111 1000 1001 1010 1011 1100 1101 1110 1111

[illegible]

- My Girl | [REDACTED] | Received calls |
- | [REDACTED] | Received calls |
- My Girl | [REDACTED] | Received calls |
- Dan | [REDACTED] | Received calls |
- Chy | [REDACTED] | Received calls |
- | [REDACTED] | Received calls |
- Dan | [REDACTED] | Received calls |
- Dan | [REDACTED] | Received calls |
- Dan | [REDACTED] | Received calls |
- Dan | [REDACTED] | Received calls |
- My Girl | [REDACTED] | Received calls |
- Josh | [REDACTED] | Received calls |
- Voicemail | [REDACTED] | Dialled calls |
- Voicemail | [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- | [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- Voicemail | [REDACTED] | Dialled calls |
- | [REDACTED] | Dialled calls |
- | [REDACTED] | Dialled calls |
- Voicemail | [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- [REDACTED] | Dialled calls |
- My Girl | [REDACTED] | Dialled calls |
- Voicemail | [REDACTED] | Dialled calls |
- Voicemail | [REDACTED] | Dialled calls |
- Marty | [REDACTED] | Dialled calls |
-

| [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- My Girl | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- My Girl | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- Chy | [REDACTED] | Missed calls |
- | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- Dan | [REDACTED] | Missed calls |
- My Girl | [REDACTED] | Missed calls |
- Josh | [REDACTED] | Missed calls |
-

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