



Case Report Summary

Madison Police Department
Official Case Report
Do Not Re-Release

Print Date/Time: 06/06/2019 09:03
Login ID: pdjal
Case Number: 2019-00210976

*MADISON POLICE DEPARTMENT
ORI Number: WI0130100

Case

Case Number: 2019-00210976
Location: [REDACTED]
Reporting Officer ID: 2565 - SLAWEK

Incident Type: Adult Arrested Person
Occurred From: 06/03/2019 11:00
Occurred Thru: 06/03/2019 11:30
Disposition:
Disposition Date:
Reported Date: 06/03/2019 11:05 Monday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	13B	941.375(2)	DISCHARGE BODILY FLUIDS AT PUBLIC SAFETY WORKER	1
2	State	90Z	946.41(2M) RESIST FELONY	RESISTING ARREST	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Contact		[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
Suspect	1	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
Victim	1	SLAWEK, ANDREW	[REDACTED]	[REDACTED]	White	Male	17
Witness	1	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
Witness	2	WISNART, ZACHARY	[REDACTED]	[REDACTED]	White	Male	60 28

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
06/03/2019	Evidence	CD/DVD/Tapes/Di scs			Video from [REDACTED] residence	433536	1

Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
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WI0130100

Routing:

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

01 PO SLAWEK ORIG - ADULT ARRESTED PERSON

	MADISON POLICE DEPARTMENT	CASE# 2019-00210976
CASE REPORT		

DETAIL	REPORTED DATE/TIME	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	06/03/2019 11:00	Adult Arrested Person	[REDACTED]
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	Madison, City of
06/03/2019 11:00		06/03/2019 11:30	
REPORTING OFFICER ANDREW SLAWEK			

NARRATIVE

ROUTING: WEST MHO

OFFICER NARRATIVE:

Initial Call

On 6/3/2019, PO Joswiak and I were dressed in full, military-style uniform, driving marked squads, responding to call for a Chapter 51 commitment order on a subject by the name of [REDACTED]. This was called in by Journey Mental Health and also by Officer Creech with information coming in from the foster dad of [REDACTED] that he was currently at home and not making any sense. Please see Officer Creech's supplemental report for statements made by [REDACTED] in regards to what his foster son was saying.

Police Identification

I was dressed in full military-style uniform, including MPD-approved logo baseball cap. I was working in my full capacity as a City of Madison police officer from 6 a.m. to 2 p.m. for the Madison Police Department West Police District.

Initial Contact

PO Joswiak and I made contact at [REDACTED] where sitting on the steps just inside the front door was a subject who later identified himself as a foster dad to [REDACTED], as a subject identified as [REDACTED]. I asked [REDACTED] where [REDACTED] currently was, and he stated that he was currently in the shower and began to explain to me that he was talking to Officer Creech and stating that [REDACTED] was not making any sense and being threatening. When I asked [REDACTED] for some clarification on how he was not making sense [REDACTED] stated that once incident was that today [REDACTED] was accusing and using a loud voice saying someone stole his chips [REDACTED] was stating stuff such as, "I am going to fuck someone up, I'm going to fuck them up." [REDACTED] advised me that when [REDACTED] moved some shirts around on a bed area, the bag of chips was right there and [REDACTED] pointed them out to [REDACTED] at which time [REDACTED] said something to the effect of, "Well then something else must be gone, then."

[REDACTED] also advised me that today [REDACTED] approached the contractor they have working on their house, who was currently inside, and threatening him from the sidewalk area. I then also made contact area with that contractor for a later statement.

Wisnart Statement

Wisnart informed me that he was a contractor doing work on this house. He was out in his van when all of a sudden [REDACTED] was skateboarding on the sidewalk, yelling curse words at him. When I asked him what he was saying, Wisnart informed me that he was using curse words and saying, "Hey, bitch, fuck you, I'm going to fuck you up, I am Native American." Wisnart then stated that he said something to [REDACTED] such as, "I'm working here," and started walking towards the address that [REDACTED] lives at and saw that [REDACTED] was actually following him and that is when [REDACTED] let him into the house and [REDACTED] came in.



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT

REPORTING OFFICER
ANDREW SLAWEKREPORT DATE
06/03/2019

NARRATIVE (continuation)

Contact

After getting the contractor's statement, it should be noted that [REDACTED] came upstairs partway from the basement and was trying to get from [REDACTED] where his socks were. [REDACTED] was telling him he already gave him a couple of bundles of white socks and does not know where they are at. [REDACTED] then aggressively turned around and started to walk back into the bedroom area. Since we had a Chapter 51 arrest out for [REDACTED] and I know, from previously coming to this house, that there is a patio door going out the back of the home from this basement area, I then began to follow [REDACTED] to make sure that he was not accessing anything now that he had seen us and knew he was possibly being arrested.

I led the way and Officer Joswiak followed into the basement area. [REDACTED] was talking to himself with stuff I could not make out, but then was saying such things as, "I have my own police, I can take you out." Also, [REDACTED] began calling us racists. [REDACTED] went towards his patio door, looked around, and started to come back. I asked [REDACTED] where his shoes were, as he was barefoot. [REDACTED] approached me, but just went by me, saying something to the effect of, "I can take you out with a pinkie finger, I could kill you."

Now it should be noted that [REDACTED] was facing my partner, PO Joswiak, and I was behind [REDACTED]. I could tell that [REDACTED] was not fully cooperative, and since we had a Chapter 51 arrest order on him, I noted that [REDACTED] hands were tensing up. At this point, with what [REDACTED] was stating in regards to possibly doing harm to myself or my partner, I began to grab [REDACTED] by the right arm to place him under arrest and put it behind his back. [REDACTED] began resistive tension and pulling away from me, at which time I began to tell [REDACTED] to quit resisting. I then attempted to get [REDACTED] right hand behind his back, but he continued to try to struggle and get his body turned towards myself and Officer Joswiak. I was attempting to get [REDACTED] hands behind his back, and he was continuing to shout something that I could not understand as I was telling him multiple times to quit resisting. It should be noted that [REDACTED] at no time brought his hands behind his back as requested to effect an arrest on the Chapter 51.

There was a sofa to our left and I am unsure, but somehow myself, [REDACTED] and Officer Joswiak ended up on this sofa with [REDACTED] in his back. I was continuing to instruct [REDACTED] to quit resisting and I was attempting to bring his hands down from his facial area, but he would not. At this time, [REDACTED] was on his back. I was up near the top part of [REDACTED] and Officer Joswiak was down by the leg area of [REDACTED]. Please see Officer Joswiak's supplemental report for details.

[REDACTED] began to spout out stuff such as, "Tase me, pepper spray me, go ahead and shoot me." I did notice that [REDACTED] was target-glancing at my Taser, which is located on my left hip, which would be by [REDACTED] right eye. My weapon was along the right side of [REDACTED] facing him, down by his chest area. Again, [REDACTED] continued to attempt to get up and then began to threaten to spit at us. At this time, I continued to tell [REDACTED] to quit resisting and he gave quite a bit of resistive tension. I had [REDACTED] by his left and right wrists by my left hand on his right wrist and my right hand on his left wrist. Again, as noted, [REDACTED] continued to tell us that he wanted to be tased to "shoot him." [REDACTED] would then target-glance/look at my right hip area where my weapon was and would attempt to reach for it. It should be noted that at no time did [REDACTED] actually get his hands onto my weapon or the holster area, but whenever he was talking about being shot at, he would look at my Taser and start moving his right arm towards the Taser or start talking about my gun and shooting him and start resistive tension towards my gun side of my belt.

We requested backup at this time and the radio was on emergency traffic only and I could hear tone alerts going off. Somehow, in the struggle with [REDACTED] he had turned off my radio, which was just previously on.



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT

REPORTING OFFICER
ANDREW SLAWEKREPORT DATE
06/03/2019

NARRATIVE (continuation)

I had no way to reengage it [REDACTED] then began to simmer down and was continuing to yell at us and we were continuing to tell him that we would maintain a hold on him until other units arrived. I was then unable to turn my radio on and advised that we needed at least two more units at the scene as [REDACTED] was not cooperating at all.

Officer Fondrk then arrived and assisted. It should be noted that prior to Officer Fondrk's arrival, [REDACTED] began to resist again and [REDACTED] foster father, [REDACTED] came down and told [REDACTED] to just relax, and he would not. At that time, [REDACTED] then spit, and his initial spit went into my right eye area. It also covered my entire right side of my chest area. I was yelling at [REDACTED] to go get a towel or a t-shirt and he stood there trying to calm [REDACTED] down instead of accessing that. I then asked [REDACTED] again to get something, and he did bring a towel. Just prior to putting the towel down next to me, I was telling [REDACTED] to put the object on [REDACTED] head, at which time [REDACTED] spit again and his spit went into my mouth area.

We were then able to get the towel onto the lower part of [REDACTED] head with the assistance of Officer Fondrk. At this time, Sgt Engler had also arrived.

[REDACTED] continued resistive tension, attempting to keep his hands away from us and also to push against us as if trying to get up, and he was told to quit resisting. Finally, with enough officers there, we were able to pull [REDACTED] down onto the floor area where he continued to keep his body rigid and not bring his arms back. Prior to being put down onto the floor area, Sgt Engler, upon arrival, put a spit hood on [REDACTED] which was successfully placed.

As soon as the spit hood was on, we were able to bring [REDACTED] down to the ground, at which time his hands were placed behind his back and he was handcuffed. I am unsure as to who handcuffed him, as at this time [REDACTED] was now non-resistive and Sgt Engler advised me to get out and take care of my contamination of body fluids that had spit at me and entered my eye and mouth area.

Please see Officer Joswiak's supplemental report for arrest details.

I then was able to get a bunch of water and splashed it over my right eye and mouth area and was able to spit it out and rinse my mouth.

It should be noted that my right chest area was completely covered with spit and also my lower left leg area with spit from [REDACTED]

Sgt Engler then stated that I needed to respond to Meriter and we began the assessment for exposure to body fluid.

Also while at Meriter, I was beginning to receive pain in my left hand between my forefinger and thumb, a burning sensation in which a blood vessel was popped. There was also bruising starting under my left thumb. Also, my right wrist was hurting, in which my two middle fingers were beginning to hurt and my thumb area where I could not even grasp a cell phone.

Injuries

Doctor's information from the emergency room, Dr. Nibbelink stated that I had exposure to body fluid. Also, I had a muscle strain in my right wrist area during the initial encounter, a right wrist sprain, and a contusion on



MADISON POLICE DEPARTMENT

CASE# **2019-00210976**

CASE REPORT

REPORTING OFFICER
ANDREW SLAWEK

REPORT DATE
06/03/2019

NARRATIVE (continuation)

my left thumb area. Also, x-rays are not conclusive, but I also may have had a chipped bone in the lower part of my thumb in which I am supposed to see a provider later for it.

Non-Consent

It should be noted that I did not give [REDACTED] consent to cause me pain and to receive a muscle strain or possibly a broken thumb area. I also did not give consent for his bodily fluids to enter my body, causing me a possible significant exposure. It should be noted that I would be willing to file a complaint against [REDACTED] due to the resulting injuries and body fluid exposure.

NFA/cmb

PO ANDY SLAWEK 2565

02 PO SLAWEK - ADDITIONS TO ORIGINAL REPORT



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
ANDREW SLAWEK

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE

It should be noted after reading my original report, I noted some omissions as follows:

Under [REDACTED] Contact heading, third paragraph down, note that I grabbed [REDACTED] to attempt to place him under arrest. This should also be included. It should be noted that due to [REDACTED] being uncooperative, I attempted to push him against a wall to keep him from turning to engage both myself and PO Joswiak. I pushed [REDACTED] with his belly towards the wall and [REDACTED] continued to not bring his arms back and kept resistive tension with his arms up close to his shoulders.

I also noted the following omission:

[REDACTED] had reached with his left hand multiple times and grabbed onto my shirt and vest area, I believe in an attempt to pull me closer to him to either spit in my face or attempt a head butt and I had to bring his left arm towards his side. [REDACTED] even ripped my name tag off reaching for me. Also, due to him attempting to grab my shoulder vest area, he may have grabbed my right shoulder a few times, in which there were broken blood vessels later in the day.

It should be noted that I failed to note that Inv. Urso took photos of my injuries at the hospital of my right hand, left hand, and contamination on my uniform. Inv. Urso then responded to West Police District the following day as I noted there was increasing bruising to my left thumb area and the striation marks on my right shoulder had increased and she responded to take photos of those.

NFA

PO ANDY SLAWEK - 2565

aas

03 PO JOSWIAK - ACTIONS ON SCENE**MADISON POLICE DEPARTMENT**CASE# **2019-00210976****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

CHAD JOSWIAK

REPORT DATE

06/03/2019**SUPPLEMENTAL NARRATIVE**

On 06/03/2019, I was dressed in full military-style uniform, driving marked squad W1928. At 11:05am, myself and Officer Slawek were dispatched to [REDACTED] to contact [REDACTED]. Dispatch advised that Officer Creech had been speaking with [REDACTED] foster dad and advised that [REDACTED] was currently reported AWOL from JRC and that Journey Mental Health was going to do a Chapter 51 return on [REDACTED].

When we arrived to the residence, we were advised that [REDACTED] was currently in the shower. Officer Slawek and I then waited upstairs until [REDACTED] was done showering. Later [REDACTED] came up from the basement to the first landing by the front doors. [REDACTED] then advised his foster father that he was ready. The foster father told [REDACTED] that he didn't have any socks or shoes on and he should get some on. [REDACTED] told his foster father that he would get some socks and shoes and then go with us.

Officer Slawek and I then went downstairs with [REDACTED] while he was going to try to find some socks. Officer Slawek and [REDACTED] were around the corner when I heard [REDACTED] tell Officer Slawek that he wanted to get his cell phone in the other room. When I turned the corner into the basement, Officer Slawek and [REDACTED] were in the living room area. [REDACTED] then made a comment to Officer Slawek along the lines of being racist. [REDACTED] then turned around and walked back towards me. I was standing outside of [REDACTED] bedroom door at that time.

As [REDACTED] walked towards me, Officer Slawek was behind [REDACTED]. Officer Slawek then took hold of [REDACTED] wrist from behind him. Officer Slawek told [REDACTED] that he was going to place him in a set of handcuffs at this time. I then saw [REDACTED] pull his arms up towards the front of his body so that his arms were bent at the elbow about 90°. I could tell that [REDACTED] was resisting because I could see all of the muscles in his arms while attempting to pull away from Officer Slawek. Officer Slawek then told [REDACTED] to stop resisting and pushed him up against the basement wall. At that point, Officer Slawek was up against [REDACTED] from behind and [REDACTED] was facing up against the wall. At that point, I was not able to get any type of hold on [REDACTED]. Officer Slawek and [REDACTED] then fell to their left on the couch in the living room area. [REDACTED] fell so that he was on his back. Officer Slawek was on the top half of [REDACTED] from the waist up, attempting to gain control of his arms. [REDACTED] was trying to kick out with his legs, so I then took hold with his two legs to prevent him from kicking.

I had a hold of [REDACTED] legs near his ankles and was lying on his shin area. I could see that Officer Slawek was still struggling to control [REDACTED] arms. There were several points where Officer Slawek was attempting to control [REDACTED] and [REDACTED] spit at Officer Slawek's face. Officer Slawek was looking face-down at [REDACTED] and [REDACTED] was on his back, looking face-up at Officer Slawek. I advised over the radio that we needed other units to assist.

A short time later, Officer Fondrk, SGT Engler, and Officer Straka responded to assist. A spit hood was eventually placed on [REDACTED] and [REDACTED] was placed in a set of handcuffs. [REDACTED] was then taken outside and placed in the back of my squad car.

I then conveyed [REDACTED] to Meriter Hospital. I was advised by Dispatch at Meriter to contact JRC. I contacted JRC by phone. They advised [REDACTED] was currently reported as AWOL through JRC and to take him back to his foster home. I then conveyed what had occurred earlier. They stated they would remove him from the AWOL status at this point since he would be going to Winnebago on the Chapter 51 return.

I also contacted Journey Mental Health, who advised they would respond to Meriter Hospital with the paperwork for the Chapter 51 return.



MADISON POLICE DEPARTMENT

CASE# **2019-00210976**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
CHAD JOSWIAK

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

While in contact with [REDACTED] at the hospital, there were numerous times where he would state that he was Native American and that he could not be killed or harmed. At one point at Meriter Hospital [REDACTED] asked Officer Fondrk and I to shoot him in the heart because he thought he would be able to survive the injury.

Tiagan from Journey Mental Health eventually responded to the hospital and gave me the paperwork for the Chapter 51 return. She advised the information had been e-filed and the only information that had to be filled out was the affidavit of service. I completed the affidavit of service.

At about 1:50pm, Officer Erickson responded to Meriter Hospital to relieve me. My handcuffs and Officer Fondrk's handcuffs were on [REDACTED] at that time. We then switched the handcuffs over to Officer Hanson's handcuffs.

NFA / jdl
OFFICER JOSWIAK 2955

04 PO FONDRK - ACTIONS ON SCENE/CONTACT WITH [REDACTED]**MADISON POLICE DEPARTMENT**CASE# **2019-00210976****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

THEODORE FONDRK

REPORT DATE

06/03/2019**SUPPLEMENTAL NARRATIVE**

On 6-3-19 at around 11:10 AM, I was working patrol on the west side of Madison. I was dressed in full military-style uniform. I heard Officer's Joswiak and Slawek call for emergency back-up at [REDACTED] Rd. I was aware that they had been sent to that address to take a subject into custody (for a mental health episode). I responded lights and sirens to the address.

Upon arrival, I exited my car. I was contacted at the door by a subject who I know as a foster parent at this address. He advised me that officers were in the basement. I made my way downstairs. I observed Officer Joswiak and Officer Slawek in a physical struggle. They were in a physical struggle with a subject who was later identified as [REDACTED]. Officer Joswiak was holding his legs down and Officer Slawek was straddling [REDACTED] was on a couch and was on his back. Officer Slawek was giving loud verbal commands to the effect of "Stop resisting." Officer Slawek was holding down [REDACTED] arms. I initially was unsure of how to involve myself as Officer Slawek was on top of the subject and there wasn't much room around him. I got in a position to help hold [REDACTED] down [REDACTED] spit at Officer Slawek very soon after I arrived. Officer Slawek continued to maintain his position over the subject and was holding him down [REDACTED] spit at Officer Slawek again. I heard Officer Slawek react to this and I believed that Officer Slawek had been hit in the face.

We were trying to keep a piece of cloth loosely over his face to prevent him from being able to spit on us. We decided to wait for another officer to attempt to move [REDACTED] from the position on the couch. Sgt. Joe Engler arrived on scene. We were holding [REDACTED] down and attempting to keep him from spitting again. Sgt. Engler had a spit hood and attempted to put it over his head. Prior to getting the spit hood over his face [REDACTED] spit again. Sgt. Engler delivered some strikes to the head area of [REDACTED]. I physically forced [REDACTED] onto his side so that he would be unable to spit on officers again.

We then physically directed [REDACTED] onto the floor. We were able to turn him over onto his stomach. Sgt. Engler was controlling his right arm and Officer Joswiak was controlling his left arm. I took my handcuffs out. I handcuffed his right arm and then was able to handcuff his left arm. I checked the cuffs for fit and then double-locked them. I adjusted one cuff because it was too loose. We then stood [REDACTED] up. I assisted in escorting him out of the house and to a squad car. I searched him prior to getting him in the car. I located nothing of interest.

Officer Joswiak transported [REDACTED] to Meriter Hospital while I followed. Upon arrival, we escorted [REDACTED] inside and got him checked in. I was able to positively engage [REDACTED] and he had calmed down. We talked about skateboarding which seemed to be a strong interest for him. We got [REDACTED] handcuffed to a bed. We placed one pair of handcuffs on each hand so that he would be more comfortable. A crisis worker arrived on scene and tried to speak with [REDACTED]. [REDACTED] did not respond positively to her at all. His only response to her was something to the effect of "I don't want to talk to you, bitch." I stood by with [REDACTED]. For the most part [REDACTED] slept. I requested that he sign a release form for the significant exposure. [REDACTED] refused. I then stood by until I was relieved by another officer. This occurred at around 1:45 PM.

NFA

PO Ted Fondrk - 3123



MADISON POLICE DEPARTMENT

CASE# **2019-00210976**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
THEODORE FONDRK

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

aas

05 PO STRAKA - INTERVIEW OF [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
ANGELA STRAKA

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE

On 06-03-19 I was dressed in full MPD military-style uniform, operating fully marked squad W1832.

At approximately 11:10 a.m., several officers were dispatched to [REDACTED] reference a possible pickup for an emergency detention of [REDACTED]

I overheard multiple units arriving on scene and had heard an officer had asked for emergency backup. Once I heard the an officer ask for emergency backup, I left WPD and turned my lights and sirens on and went to [REDACTED] to help other officers.

On arrival to [REDACTED] I observed a male individual had stepped outside who verbally identified himself as [REDACTED] stated that several officers were down in the basement. At that time, I walked down approximately five or six stairs to the basement in which I had observed Sgt. Engler, PO Andy Slawek, PO Chad Joswiak and PO Ted Fondrk restraining a male individual that was later identified as [REDACTED]

[REDACTED] I did overhear officers stating "stop resisting." At that time, I observed that the officers were able to physically restrain the individual and place handcuffs on this individual. I left the residence and gained my kick-stop restraints and walked back into the residence. I observed that the back sliding door was secured, which I had unlocked, and advised Sgt. Engler that they could take [REDACTED] out the back door. I then left the residence and gained a squad, which I pulled up in the main driveway. I observed officers taking [REDACTED] to the patrol car at that time. Please see all other officers' reports reference the original incident that occurred prior to my arrival.

Contact with [REDACTED]

After everything had settled down, I made contact with [REDACTED] with regard to why he had arrived at his residence. [REDACTED] stated that [REDACTED] had been very agitated today, which he had received a phone call from PO Creech at West High School. [REDACTED] stated that [REDACTED] had been very threatening to the dean at the school at that time and he was then sent home. [REDACTED] stated that [REDACTED] arrived at home and was very agitated and swearing at him, and also at his contractor, that was currently at the residence.

[REDACTED] stated that [REDACTED] had come in and approached the contractors saying "hey bitch." [REDACTED] stated [REDACTED] had then stated something to the effect of, "I'm Native American and I'm going to fuck you up." [REDACTED] stated [REDACTED] was very verbally aggressive but was never physical with anybody in the house prior to police arrival.

[REDACTED] stated the contractor had ultimately walked away once police had arrived and when officers arrived on scene [REDACTED] was semi reasonable.

I asked [REDACTED] what exactly had led up to this incident. He stated [REDACTED] has not been coming home for several days and he had been staying in the State Street area. [REDACTED] stated that officers had found [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
ANGELA STRAKAREPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

████████ Saturday night and had taken him home, which ██████████ had then taken his medication. ██████████ stated that once ██████████ had woken up Sunday morning, he had taken his medication and told ██████████ that he was going to leave. ██████████ had then advised ██████████ that he needed to be home at a reasonable time, which ██████████ had replied something to the extent of, "Fuck it, I've got things to do." ██████████ stated that ██████████ was very infatuated with skateboarding and him being possibly a pro skater.

████████ said that once ██████████ had gotten to the residence today, ██████████ was very angry and approached ██████████ stating that someone had stolen his "chips" and people were in his room. ██████████ tried to calm ██████████ down saying why would anybody be in his room, and ██████████ replied "fuck you." ██████████ still tried to calm ██████████ down, asking him why he was threatening him, in which ██████████ was talking very oddly and stated, "Seagulls fly above me." ██████████ also had verbally aggressed on ██████████ stating "kiss my ass" and "you gonna knock me out?"

████████ stated that ██████████ seemed to calm down quite a bit and told ██████████ that he was going to take a shower, which he had extended his hand to ask ██████████ if he could give him a "fist bump." ██████████ stated he extended his hand and gave ██████████ a fist bump in which ██████████ had stated something to the extent of, "A little bit harder so I know you mean it." ██████████ stated they then redid their fist bump in which ██████████ seemed content with that and stated he was going to take a shower and go to bed.

████████ stated that officers had then arrived on scene in which he had advised the officers that ██████████ was down in the basement. ██████████ stated he had stayed up in the foyer and never went downstairs and stated he heard officers talking to ██████████ at that time. ██████████ stated that he overheard ██████████ say something to the extent that he was going to get socks and that he was going to go with the officers. ██████████ stated that all of a sudden he had heard officers say "stop resisting." ██████████ stated that he did not see the altercation at hand and had only heard those few things that were said.

At that time, I asked ██████████ what ██████████ was diagnosed with. He stated he believes ██████████ has been diagnosed ██████████ stated ██████████ had been ██████████ stated they ended up changing ██████████ medication and due to that he was becoming very lethargic on his medication and ██████████ stopped taking his medication ██████████ then went back ██████████

████████ stated that once ██████████ had gotten back they had changed ██████████ medication again and tried to figure out what was going on. ██████████ stated ██████████ did agree on possibly a monthly injection in which ██████████ ended up getting his one month injection on Thursday. ██████████ stated that ██████████ was still not taking his medication orally.

████████ stated that ██████████ was highly agitated today and did not know the reason why and that he had been in contact with mental health crisis and also PO Creech reference this incident at hand.



MADISON POLICE DEPARTMENT

CASE# **2019-00210976**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
ANGELA STRAKA

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

Please see all other officers' reports reference [REDACTED] and his incidents that had occurred throughout the day.

NFA

PO ANGELA STRAKA, 4370

-jmn

05 SGT ENGLER - ACTIONS ON SCENE**MADISON POLICE DEPARTMENT**CASE# **2019-00210976****CASE REPORT SUPPLEMENT**

REPORTING OFFICER JOSEPH ENGLER	REPORT DATE 06/03/2019
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SUPPLEMENTAL NARRATIVE

REFERENCE CASE: 19-211011

SPECIAL ROUTING: SELF & LT HANSON

On 06/03/2019, I, Sergeant Joseph Engler, was working for the City of Madison Police Department in full military-style uniform. I was acting in my official capacity as a sworn law enforcement officer for the City of Madison in the County of Dane. On this date, I was assigned as the West District field supervisor for the day shift.

At approximately 11:05am, I heard officers being dispatched to [REDACTED] in the city of Madison, county of Dane, reference a disturbance. Dispatch indicated that there was an attempt to locate a [REDACTED] who was creating a disturbance at his foster parents' house. It indicated that this subject had mental health concerns and that there was to be a Chapter 51 intake return placed on this subject. Based on my training and experience, this is known to be a subject who has already been placed under an emergency detention and for whatever reason is not complying with their treatment program, and is to be returned to a restrictive treatment setting.

I began responding to the area and arrived on scene, but was waved off by Police Officer Andrew Slawek.

EMERGENCY RADIO TRAFFIC:

After being waved off, a period of time passed. Officers again were dispatched initially at 11:05am. At approximately 11:25am, officers were issuing emergency radio traffic stating that they were involved in a struggle and that the subject was resisting, and to send more officers. I responded along with other officers.

While en route to the scene, the dispatch air was restricted and officers were not providing timely updates, which indicated to me that there was an active struggle going on involving the officers at the [REDACTED] address.

ARRIVAL ON SCENE AND INITIAL OBSERVATIONS:

Upon arrival on scene, there was a subject outside that I believed later to be the foster parent of [REDACTED]. Please note, I did not get this subject's ID. It was indicated that the officers and [REDACTED] were in the basement of the residence, and I responded directly to the basement. Upon walking down a small flight of stairs, I observed Officer Slawek, Officer Fondrk, and Officer Joswiak struggling in an attempt to restrain [REDACTED] on a couch in a living room type area.

RESISTIVE BEHAVIOR:

[REDACTED] was shouting and struggling against officers. Officers appeared to have a difficult time in restraining [REDACTED] [REDACTED] was on his back, facing officers. It appeared that officers had placed a cloth over [REDACTED] face and I was told that [REDACTED] had spit on Officer Slawek during the struggle. I immediately retrieved my department-issued spithood, which is a breathable mesh-type hood to prevent subjects from expectorating on officers and other persons, and was able to successfully place it on [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER

JOSEPH ENGLER

REPORT DATE

06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

head. As I was attempting to place it on head, did state that he was going to keep spitting and did actively spit upon myself. I did feel wet drops of spittle hit my face and clothes area; however, I did not feel that any had gotten into any mucus membranes.

During this time was making statements that he was a Native American and that he would continue to fight and punch and harm officers. I observed attempting to pull away from Officer Fondrk's hands and pull away from Officer Joswiak, who was positioned on his leg area was attempting to writhe around and he was not placed into handcuffs at this time continued to resist and was struggling against officers.

USE OF FORCE:

After placing the spithood over in an attempt to de-escalate the situation further continued to struggle and attempt to break away from officers did again spit on me and rear up with his head was also attempting to break free from officers who were attempting to restrain him. At this point, I decided to intervene directly with to get him to stop his continued assaultive behavior. During this time stated that he would continue to spit on officers, kill, and harm us. did indicate that he would attempt to shoot us, as well.

During this struggle, it appeared that was attempting to break free and was going to successfully break free from officers' grasps left arm did not appear to be restrained and was only pressed up against the soft back of the couch cushion. Due to the fact that was still not actively restrained and that we could not overcome his continued resistance and he was not obeying lawful orders, I did deliver approximately three focused strikes to

DESCRIPTION OF FOCUSED STRIKES:

I was not presented with a good target area with as officers were still attempting to restrain. It appeared that officers were attempting to maintain and gain control of arms and legs. At this point was on his back, facing me, writhing and pulling away from officers and rearing up towards me. With a closed fist, I struck once in the right forehead area. This appeared to have no effect, so I delivered two additional overload strikes with my right forearm to right side forehead area. This appeared to have positive effect, as immediately stopped writhing around and stated, "Are you hitting me?" Given this pause, we were able to slowly lower off the couch and onto the floor. did stop actively resisting at this time and I was able to obtain right hand and safely secure it behind his back. Officers were able to secure left hand and safely secure it behind his back and we were able to place him into handcuffs, double-locked and checked for fit was then rolled into a side recovery-type position.

TRANSPORT TO CAR:

Given the successfully application of the strikes, did stop his resistance, did stop kicking and writhing around based on my observations was brought to his feet and escorted out the back door and placed in the rear of a squad car. During this time stated that we had violated him as a Native American and that he was going to get us, and that we were going to "die." was conveyed to



MADISON POLICE DEPARTMENT

CASE# **2019-00210976**

CASE REPORT SUPPLEMENT

REPORTING OFFICER
JOSEPH ENGLER

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

Meriter Hospital for a medical clearance and administrative work to be taken to Winnebago Mental Health Institute on his Chapter 51 return.

Please see supplemental report reference case number 2019-211011 reference the potential significant exposure to Police Officer Andrew Slawek regarding his altercation with [REDACTED]

DISPOSITION:

I responded to Meriter Park Hospital to help complete administrative tasks reference this incident, including the significant exposure. I also spoke with officers in regards to [REDACTED] disposition and was told that he was going to be taken to Winnebago Mental Health Institute on a Chapter 51 return that was processed by Journey Mental Health. [REDACTED] was handcuffed to a bed in Meriter Hospital ER and was somewhat verbally compliant. During the two interactions I had with [REDACTED], he was compliant; however, I did not spend continuous contact with him at Meriter Hospital.

Due to [REDACTED] resistance, I approved charges of felony resisting causing injury due to the injuries received by Officer Slawek and discharging bodily fluids upon myself and Officer Slawek.

NFA / jdl
SERGEANT JOSEPH ENGLER 3999

06 DET HANNAH - VIDEO EVIDENCE TAGGING



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER

JENNIFER HANNAH

REPORT DATE

06/03/2019

SUPPLEMENTAL NARRATIVE

On Monday, 06/03/19, I was asked to obtain video of a disturbance that occurred at [REDACTED] earlier in the day. The disturbance had been captured on a video camera that was inside of the residence. The owner of the residence [REDACTED] sent the videos to me via email. Detective Amanda Analla assisted me with getting the video footage onto DVDs. One DVD was placed into Capt. Tim Patton's mailbox in the West District. The second disk was placed in Lt. Greg Esser's mailbox. The third disk was entered into the Madison Police Department's Property inventory under tag #433536. At 7:24 p.m., after it was properly packaged, labeled, and sealed, that disk was placed into locker #40 in the West Police District Property Intake room.

NFA

Sgt. Jennifer J. Hannah, #3690

dlb

07 PO HANSON, M - TRANSPORT**MADISON POLICE DEPARTMENT**CASE# **2019-00210976****CASE REPORT SUPPLEMENT**REPORTING OFFICER
MICHELLE HANSONREPORT DATE
06/03/2019**SUPPLEMENTAL NARRATIVE****ROUTE:**

Sgt Engler, PO Slawek, Sgt Hannah, PO Joswiak

Officer Information

On 06/03/2019, I was working as 2D11 in the City of Madison, County of Dane in my official capacity as a city of Madison Police Officer. I was dressed in full military style police uniform and driving a fully marked squad 1824.

Call Information

I responded along with PO Erickson to Meriter Hospital to relieve first detail officers for an ED return of [REDACTED]. During our contact with [REDACTED] he was cooperative. I asked him if he would sign the consent form that was asked of him earlier due to the significant exposure which he stated that he would. I brought it to him and he signed it. I provided this to Sgt Engler.

I asked [REDACTED] if he understood that he was going to Winnebago which he told me that he knew that. [REDACTED] was cooperative and provided what was needed of him to facilitate his Medical release from Meriter.

I then faxed the Affidavit of Service to Corporate Council before leaving Meriter approximately 4pm.

Transport to Winnebago

Transport started at 4:11pm. [REDACTED] slept most of the way and was cooperative. He was restrained by a belly chain and handcuffs that were secured in the front. Upon arriving at Winnebago he again remained cooperative. We arrived back at Meriter in Madison at 8:15pm.

Condition of [REDACTED]

We asked [REDACTED] if he was injured in anyway from today's incident. He stated that he was not. I visually inspected his face and noted that there were no injuries. I asked [REDACTED] about a bandage that he had wrapped on his right elbow area. He told us at first that it was from skateboarding and then he stated it was from today with officers. Again when I asked him he stated that it was skateboarding but a small dime size abrasion next to the bandage was new. [REDACTED] said neither one of these bothered him.

[REDACTED] was admitted and taken to the secure area of the Winnebago facility where his restraints were removed and we broke contact.

NFA
PO Michelle Hanson 5586
rap

08 PO CREECH - INITIAL CONTACT WITH [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER JUSTIN CREECH	REPORT DATE 06/03/2019
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SUPPLEMENTAL NARRATIVE

SPECIAL ROUTING:

Sgt Shimko
Midtown and West MHO

NARRATIVE:

On 6/3/2019, while working in my capacity as the School Resource Officer at Madison West High School, dressed in full MPD military style uniform, while beginning my tour of duty, received notification that [REDACTED] Madison West High student, had a confrontation with a staff member before the school day had began.

Within the notification, I learned that [REDACTED] confronted a Madison Metropolitan School District contract worker at approximately 6:55am. The worker was taking a picture of the two entry doors he was working on when [REDACTED] approached him from behind and said "What are you doing, bitch?" The worker did not respond nor turn around, and [REDACTED] approached closer and made another comment. [REDACTED] skateboarded towards the employee and continued to tell them that he is "Native American Cherokee" and will "fuck him up right now." The staff member disengaged and notified other staff.

Through my work at West High School, I know that [REDACTED] is under Chapter 51 commitment and that Shari Weinstein, West High School Social Worker, has been working with [REDACTED] care team, including CCF/Rise and Journey Mental Health, and that there have been on-going concerns reference [REDACTED] declining mental state recently. In particular [REDACTED] not taking his prescribed medications, being "AWOL" from his foster home, spending all night on State St skateboarding, statements of grandiosity, skateboarding in the hallways at school, refusing staff redirection, using profanities and threatening staff. The threats being made to those who attempt redirection, along the lines of "bitch I'll fuck you up, I'm Native American Cherokee" and "I do what I want." Staff who were contacted reported they did not feel threatened.

Upon meeting with school staff at approximately 8:15am, I learned that [REDACTED] had since been sleeping peacefully in the Nurse's Office and that this was okay with school staff. Learning this, I contacted Crisis and began dialogue with Dale from the Crisis unit. I informed Dale of the situation concerning [REDACTED] and Dale informed me that after [REDACTED] awakes from his sleep, to observe him and provide my feedback to her in order to see if the rest had helped him or if he was still threatening or if he was in the same mindset and able to follow directions/school rules. At approximately 9:30am, [REDACTED] awoke from his sleep within the Nurse's Office. Nurse Patty stated that [REDACTED] woke up talkative and upbeat and was not threatening. Furthermore that [REDACTED] entered very lethargic, but now was very chatty, which is more like [REDACTED] typical disposition. Nurse Patty stated that she thought that the rest helped. I reported this to Dale (Crisis), whom thanked me for the information. At this time I also notified Sgt Shimko. I spoke with a Dean of Students, Patrice Hutchins, whom stated that [REDACTED] was back in the hallways cussing and threatening to fuck her up. Hutchins did not feel threatened.

I was able to make contact with [REDACTED] in the cafeteria. Immediately upon contact, [REDACTED] stated that he knew what he was doing, that he's Native American Cherokee, and that he just wanted to skate board and to be left alone. [REDACTED] stated that he has been on State St skateboarding and that's all he



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
JUSTIN CREECH

REPORT DATE
06/03/2019

SUPPLEMENTAL NARRATIVE (continuation)

wanted to do and didn't care what anyone said. He told me that the rest helped him and he felt better, but wanted to go home and shower. At this time I had called [REDACTED] foster father and informed him of this. I also called Dale and informed her of this. [REDACTED] obtained a bus card from a cohort and left West in order to go home. During my discussion with [REDACTED] I informed him to call me after [REDACTED] arrived.

[REDACTED] called me and informed me that [REDACTED] had in fact arrived at their home at [REDACTED] and was actively threatening, cursing and yelling at him. At this time I could hear [REDACTED] in the background yelling about "not giving a fuck" and other verbal obscenities. [REDACTED] told me that [REDACTED] was "out of his mind" and that he had been threatened by him approximately 15-20 times since he'd been home. I have spoken with [REDACTED] on the phone before this date and I could tell from his pitch and tone that he was bothered and threatened by [REDACTED] behavior. I asked if [REDACTED] needed police assistance at his home at this time and he told me yes. Learning this, I contacted Dale at Crisis immediately and informed her that [REDACTED] was now escalated and actively threatening his foster father. I informed [REDACTED] that now [REDACTED] was a threat to others and that I would be requesting officers make contact, detain and take [REDACTED] to the hospital. Dale told me that she would work on the Chapter 51 return paperwork. At this time I informed Sgt Shimko of the development and that I would be requesting officers respond. At this time I notified Dane County Dispatch of the call and multiple officers responded. I did hear multiple officers responding and the air being held for them at the address. Please see other reports for further information.

NFA

PO JUSTIN CREECH - 4955

aas

09 LT ESSER- PO SLAWEK DISCHARGE NOTES**MADISON POLICE DEPARTMENT**CASE# **2019-00210976****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

GREGORY ESSER

REPORT DATE

06/04/2019**SUPPLEMENTAL NARRATIVE**

ATTACHED: DISCHARGE PAPERWORK FOR ANDY B. SLAWEK REFERENCE INJURIES HE SUSTAINED ON 06-03-19

On 06-04-19, I made contact with MPD Officer Andy B. Slawek. I asked Officer Slawek if he had his discharge paperwork given to him yesterday when he was seen by a doctor at Meriter Hospital for the injuries he sustained reference the arrest of [REDACTED]

Officer Slawek had the discharge paperwork with him, and I asked him to redact any personal information on this paperwork and then provide it to me for this investigation. Officer Slawek agreed to provide this documentation for the purposes of this investigation. Officer Slawek then used a sharpie and redacted personal medical information not relevant to this investigation.

After receiving the redacted document, I scanned the document and am including it as an attachment to this report for the purposes of this investigation.

SUMMARY OF DISCHARGE PAPERWORK

In reviewing the discharge paperwork, I observed Officer Slawek was seen by a medical doctor on 06-03-19 at Meriter Hospital - Dr. Karl A. Nibbelink. The reason for the visit was documented as "Blood fluid exposure" and the diagnoses was articulated as "exposure to blood or bodily fluid, muscle strain of right wrist initial encounter, right wrist pain."

I noted that x-rays were taken, and they were not conclusive at this time. Officer Slawek was prescribed Ibuprofen for pain management on 06-03-19. I also noted a section headed "Instructions" and written in that section were "take Tylenol Ibuprofen for pain. There is an area of concern of your scaphoid bone for possible fracture. Remain in splint until followed up with your PCP (primary care provider.)" Return for any new or worsening symptoms." See attached paperwork for more information.

Lt Greg Esser 2779/mak

10 LT ESSER- PO SLAWEK INJURIES



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
GREGORY ESSER

REPORT DATE
06/04/2019

SUPPLEMENTAL NARRATIVE


On 06-03-19 I made contact with MPD Officer Andy Slawek after the arrest of [REDACTED]. I asked Officer Slawek if any photographs had been taken of his injuries, and he indicated that Investigator Urso had taken photographs of his injuries and his uniform shirt, which had been spit on. PO Slawek reported that these photographs took place while he was being medically checked at Meriter Hospital on 06/03/2019.

I asked Officer Slawek if he was coming back to work on 06-04-19, and he confirmed he was. I asked Officer Slawek, upon his return to work on 06-04-19, to contact a Forensic Services Investigator and request that photographs be updated should any of his injuries develop further bruising, swelling or redness.

On 06-04-19, Officer Slawek contacted Inv. Jill Urso, who responded out to West PD and took additional photographs of his injuries. I asked Officer Slawek what exactly had been photographed on 06/04/2019. Officer Slawek told me that Investigator Urso took pictures on 06/04/2019 of his bruised left palm/thumb area and Inv. Urso took pictures of what Slawek described as broken blood vessels that were noticed last evening (noticed on 06/03/2019 @ approximately 6pm) on Slawek's right back shoulder area. Officer Slawek told me that his shoulder was hurting as the evening wore on last night (06/03/2019) which caused him to check his shoulder and it was at this time that he noted the broken blood vessels on this back right shoulder and that this injury was a result of the arrest of [REDACTED]. Slawek added that his right shoulder did hurt and again he did not consent to being injured by [REDACTED] when taking him into custody.

Lt Greg Esser 2779/mak

11 LT HANSON- ACTIONS ON SCENE/CONTACT WITH [REDACTED]

	MADISON POLICE DEPARTMENT	CASE# 2019-00210976
	CASE REPORT SUPPLEMENT	

REPORTING OFFICER MICHAEL HANSON	REPORT DATE 06/06/2019
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SUPPLEMENTAL NARRATIVE

On 6/3/19 I was riding with Sgt Chuck Weiss in the West District. Sgt Weiss and I were monitoring a suspicious vehicle in the Woodmans parking lot and heard Officers request back-up to [REDACTED] for an individual they were attempting to take into custody. As we made our way to [REDACTED] we heard the Officers state that the situation was now stabilized.

Upon arrival at the scene I first saw Officer Andy Slawek coming from [REDACTED] to his squad. Officer Slawek was in a hurry to get to his squad to flush out his facial area. I asked Slawek what had gone on and he stated that he had been significantly exposed. Slawek told me that he had been spit on and needed to immediately flush this out. I saw Officer Slawek take a water bottle and pour it on his face. At the same time Sgt Engler was in the same yard approaching me. Engler told me that he needed to tend to Officer Slawek for this significant exposure. I was still in the driveway area when I saw the suspect with a spit hood on being escorted by two officers toward placement into a squad car. The individual was placed in the squad car without any issues. I asked Slawek if he was OK and he said he was, other than being significantly exposed. At this point there was direction on who would go to the hospital to assist Officer Slawek and who would go to bring out of the suspect, [REDACTED] to the hospital as well. Engler stated that he would remain with Slawek do to the significant exposure protocol.

I then made brief contact with [REDACTED]'s foster dad, [REDACTED]. [REDACTED] told me that [REDACTED] had caused a disturbance at West High School and had to come home. Officer Angela Straka was approaching and I asked her if she could take [REDACTED]'s statement as to what happened. Please see Straka's supplemental report.

Approximately two hours later, Officer Straka told me that [REDACTED] was in the West Police District lobby area wanting to talk to a supervisor. I met with [REDACTED] in the West PD community room. [REDACTED] told me that he was very surprised at what transpired. I explained to [REDACTED] that I was unfamiliar with the entirety of the incident other than an Officer was significantly exposed to bodily fluid. [REDACTED] told me he had video of the incident and was willing to show me. [REDACTED] stated that although [REDACTED] was causing a disturbance at West High School, that he did not seem argumentative or violent once he was in the home. [REDACTED] stated that [REDACTED] was calm just before this incident. [REDACTED] stated that he did not hear [REDACTED] "talking any trash to Officers". [REDACTED] stated that he first heard that there was an issue when an officer was stating "stop resisting". [REDACTED] did show me the video of Slawek attempting to detain [REDACTED].

I viewed this video on [REDACTED]'s cellphone. [REDACTED] did not believe that [REDACTED]'s behavior led to this incident. [REDACTED] told me that this was not the most concerning part of the video. [REDACTED] then played another portion of the video in which a spit hood is placed on [REDACTED] as he is on the couch. It appears in the video that Sgt Engler delivers three strikes to the head area of [REDACTED]. At this point I contacted Captain Tim Patton to have him come to the West District Community Room to also witness this video. I wanted Captain Patton to see this as well in case there should be any kind of technology failure in which we could not retrieve the video later on.

I asked for [REDACTED]'s opinion of [REDACTED]'s behavior prior to this incident. [REDACTED] told me "this is the worst I've ever seen him ([REDACTED])". [REDACTED] was referring to the entire morning in which [REDACTED] was at West High School causing a disturbance. [REDACTED] was also referring to [REDACTED] having an encounter with a repairman. In that encounter with the repairman, [REDACTED] expressed violent statements to fight or kill the repairman. It was a brief encounter and nothing physical occurred according to [REDACTED]. [REDACTED] then said [REDACTED] had since seemed to calm down and was no longer agitated. [REDACTED] also stated that knowing [REDACTED] would have to go with the officers and knowing that [REDACTED]



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER
MICHAEL HANSON

REPORT DATE
06/06/2019

SUPPLEMENTAL NARRATIVE (continuation)

was downstairs, that he told officers they should also go downstairs in case [redacted] wanted to flee a door leading outside. [redacted] saw Slawek go downstairs to prevent [redacted] from attempting to flee through the basement door.

After viewing the video I asked [redacted] if the Madison Police Department could obtain a copy. [redacted] told me that would be no problem. [redacted] attempted to email, from his phone to my work email, a copy of the video. I never was able to obtain it that way. [redacted] left WPD with the understanding that an officer would be in touch to obtain a copy of the video. I told Sgt Hannah about the need to obtain this video and gave her [redacted]'s phone number. Sgt Hannah attempted to also obtain the video and eventually was successful in having it emailed to her. Because we did not know if there was even more video, on Tuesday, June 4 another attempt was made to connect with [redacted] and have him download all the video onto a flashdrive. Sgt Hannah went to [redacted]'s home again and this time left a flashdrive for him to download the video. [redacted] came to WPD Wednesday, June 5 around 12:30 PM to deliver the flash drive with the video. Myself nor any supervisors or commanders were at the West PD to take possession. PRT Ketchum received the flashdrive from [redacted] and placed it in my mailbox. When I returned around 3 PM I connected with Sgt Baker about taking the flashdrive to make working copies and place it in MPD Property.

Lt Mike Hanson 3229

12 SGT BAKER, M - VIDEO

	MADISON POLICE DEPARTMENT	CASE# 2019-00210976
CASE REPORT SUPPLEMENT		

REPORTING OFFICER MATTHEW BAKER	REPORT DATE 06/05/2019
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SUPPLEMENTAL NARRATIVE

ROUTING: Lt Mike Hanson

INITIAL INFORMATION

On June 5, 2019 was on duty working for the City of Madison Police Department assigned as the East District patrol sergeant (1238). I was wearing full military style department issued uniform and operating unmarked squad 102, which is video equipped.

At approximately 3:00pm I was contacted in person by Lt Michael Hanson at West District. He turned over to me an 8GB USB flash drive which he informed me contained video of this incident. The video had been dropped off by [REDACTED] (M/B DOB [REDACTED]) at approximately 12:30pm and was received by PRT Melody Ketchum who was working the front lobby/window at this time. Ketchum placed this USB flash drive in the mailbox of Lt Hanson and he then retrieved it and provided it to me. No other persons accessed the USB flash drive prior to this. Lt. Hanson requested that I make a working copy of the files on the USB flash drive and then property tag it as evidence under this case.

ACTIONS TAKEN

I located three video files on the USB and upon viewing them I saw that they were video surveillance related to this incident. I was not able to view any date/time stamp on the files. I noted the length/size of the files and deemed that they would fit on a DVD-R (versus another USB). It should be noted that the second video does not pick up where the first one ends, and the third video does not appear to pick up where the second one ends (there are gaps). I then did make a copy of the three files onto a blank DVD-R. This DVD-R was labeled as a copy and given to Lt. Hanson.

DISPOSITION

I then sealed the original 8GB USB flash drive in an evidence bag. Since I was covering East District, I retained this item as I went to the East District. There I did properly label (tag #433695), seal and secure the item in locker E40 at the East Police District.

Along with the USB flash drive, a Video Retrieval Report Form was also given to me by Lt. Hanson. I completed the relevant portions on this form which had not been completed. The original was placed with the USB in the evidence bag and a copy was submitted to be scanned into this case jacket as an attachment.

NFA

Sergeant Matthew R Baker 4871
 nx

13 DET MCCOY- CONTACT WITH WINNEBAGO



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER CLARE MCCOY	REPORT DATE 06/07/2019
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SUPPLEMENTAL NARRATIVE

CONTACT WITH WINNEBAGO

On 06-05-19, in reviewing officers reports, I did not note that Winnebago Staff had been notified that there were criminal charges for [REDACTED] and that when he was ready to be released that MPD be contacted so that [REDACTED] could be transported to the DCJ.

I contacted PRT Shannon Hanson, who checked the PC drawer in the OIC's office, and informed me there was paperwork completed by Officer Slawek on 06-03-19 for: discharging bodily fluids at PO, s.s. 941.375(2)(C) and resisting causing injury, s.s. 946.41(2r). Both of these charges are felonies. PRT Hanson then emailed me the PC affidavit.

I then spoke to Sabrina Young, a nurse at Winnebago. I explained the situation to Young, and she indicated I could fax the paperwork to the hospital, and that when [REDACTED] was ready to be released, our department would be notified so that officers could respond and convey him to the DCJ. Young provided me with the fax number 920-237-2053. Young also informed me the extension number for the nurse's station on the unit that [REDACTED] is at, [REDACTED]


I then faxed the probable cause paperwork for the above listed charges for [REDACTED] to Winnebago Hospital.

Young suggested I contact [REDACTED]'s social worker, who she identified as Mickey Hedtke at [REDACTED]. I attempted to contact Hedtke, however was only able to leave a message for her. Later in the afternoon on 06-05-19 I spoke with Hedtke and informed her of the pending charges our department had for [REDACTED]

Investigation continuing.

Det Clare McCoy 2305/mak

13 LT HANSON- LAB REQUEST

	MADISON POLICE DEPARTMENT	CASE# 2019-00210976
CASE REPORT SUPPLEMENT		

REPORTING OFFICER MICHAEL HANSON	REPORT DATE 06/06/2019
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SUPPLEMENTAL NARRATIVE

I made a Lab Request for all potential video and audio that may capture events and discussions prior, during and after the call for service. This request was sent to PD Lab Request on 6/5/19. Upon completion of the Lab Request I will review if any squad video and microphone information was captured.

14 DET MCCOY- MEDICAL RECORD 06-05-19



MADISON POLICE DEPARTMENT

CASE# 2019-00210976

CASE REPORT SUPPLEMENT

REPORTING OFFICER

CLARE MCCOY

REPORT DATE

06/07/2019

SUPPLEMENTAL NARRATIVE

MEDICAL RECORD 06-05-19

On 06-05-19, Officer Slawek gave me a medical record from his medical appointment on 06-05-19.

In reviewing this medical record, it indicates Officer Slawek was seen by Dr. Aaron Karut and was diagnosed with "acute pain of right shoulder due to trauma." Officer Slawek informed me that the doctor was concerned that his (Officer Slawek's) rotator cuff may have been injured.

This medical record is attached to this report.

Det Clare McCoy 2305/mak