

**FILED**  
**01-19-2022**  
**John Barrett**  
**Clerk of Circuit Court**  
**2022CF000248**  
**Honorable Stephanie**  
**Rothstein-25**  
**Branch 25**

**STATE OF WISCONSIN      CIRCUIT COURT      MILWAUKEE COUNTY**

**STATE OF WISCONSIN**

**Plaintiff,**

**DA Case No.: 2022ML001128**

**Court Case No.:**

vs.

**CRIMINAL COMPLAINT**

HUDDLESTON, MICHAEL ANTHONY  
6140 NORTH 40TH STREET  
MILWAUKEE, WI 53209  
DOB: 03/01/1974

**Defendant(s).**

*For Official Use*

THE BELOW NAMED COMPLAINANT BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

**COUNT ONE: FIRST DEGREE RECKLESS HOMICIDE, USE OF A DANGEROUS WEAPON, HABITUAL CRIMINALITY REPEATER**

The above-named defendant on or about Saturday, January 15, 2022, at 1803 West Highland Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly cause the death of TH, another human being, under circumstances which showed utter disregard for human life, contrary to sec. 940.02(1), 939.50(3)(b), 939.63(1)(b), 939.62(1)(c) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendant may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while possessing a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

And further, invoking the provisions of sec. 939.62(1)(c) Wis. Stats., because the defendant is a repeater, having been convicted of at least one felony during the five year period immediately preceding the commission of this offense, which remains of record and unreversed, the maximum term of imprisonment for this offense may be increased by not more than 6 years, if the prior conviction was a felony.

**COUNT TWO: POSSESSION OF A FIREARM BY A FELON, HABITUAL CRIMINALITY REPEATER**

The above-named defendant on or about Saturday, January 15, 2022, at 1803 West Highland Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g), 939.62(1)(b) Wis. Stats.

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

And further, invoking the provisions of sec. 939.62(1)(b) Wis. Stats., because the defendant is a repeater, having been convicted of at least one felony during the five year period immediately preceding the commission of this offense, which remains of record and unreversed, the maximum term of imprisonment for this offense may be increased by not more than 4 years, if the prior conviction was a felony.

**Probable Cause:**

This complaint is supported by the written reports of City of Milwaukee law enforcement officers whose written reports were prepared through the normal course of police business and which your complaining witness has relied upon in the past and found to be truthful and accurate. Based on a review of the reports pertaining to the investigation of this matter, your complaining witness believes that:

At 2:29 PM on January 15, 2022, JH 5/9/2003 DOB called 911 to report that JH's little sister TH 2/16/2013 DOB, was just shot. JH informed the 911 operator:

**"Hello can you hear me, so my stepfather just shot my little sister by accident and rushed her to the hospital. I need help, 1803 W Highland Avenue 53233 is the zip code, my name is [JH]. My little sister and her father my stepdaddy shot her. He rushed her to the hospital, he shot her his name is Michael HUDDLESTON he black, bald, and got a beard. He shot her and threw her over his shoulder, he has a silver van. They are on their way to the hospital and it occurred at 1803 W Highland Avenue."**

At 2:34 PM on January 15, 2022, members of the Milwaukee Police Department were dispatched to Aurora Sinai Medical Center to investigate an eight-year-old child identified as TH 2/16/2013 DOB who was admitted to the hospital with a gunshot wound to the chest. City of Milwaukee Police Officers Jon Kramschuster and Michael Weiland were the first to respond. Officer Weiland located a silver Chrysler Town & Country van parked in front of the emergency room entrance. The van listed to the above defendant. There was blood on the ground by the driver's side of the vehicle, as well as blood on the front passenger seat. Officer Weiland stood by the van to secure it until additional law enforcement officers arrived on scene.

As Officer Weiland stood by the vehicle located outside the emergency room, Officer Kramschuster entered Aurora Sinai and made contact with the defendant, Michael Huddleston, who is the father of TH. Officer Kramschuster asked the defendant what happened, to which the defendant responded, "I'm about to go and then I'm showing off for the kids. I never leave without it." The defendant claimed the gun safety was on and there was no round in the chamber. Officer Kramschuster asked the defendant if he accidentally pulled the trigger, to which the defendant responded, "that is exactly what fucking happened." Officer Kramschuster asked City of Milwaukee Police Officer Nicholas Ulatowski to stay with the defendant as Officer Kramschuster went to gather additional information regarding TH's condition.

As Officer Nicholas Ulatowski stood with the defendant, the defendant made a number of res gestae statements about shooting TH. The defendant claimed that he knew God will forgive him and that he (the defendant) "shouldn't have tried to do no extra in front of kids." The defendant went on to say, "I did it" and "I didn't try to, big mistake."

Minutes later one of the doctors who was treating TH approached the defendant and informed the defendant that TH passed away. The defendant responded by stating, "I can't believe this shit happened, and y'all gonna tell me my fucking daughter [is] dead, I killed my own fucking daughter."

At approximately 3:00 PM on January 15, 2022, City of Milwaukee Police Detective Timothy Keller arrived on scene at Aurora Sinai Medical Center. Upon arriving on scene, Detective Keller was informed that TH was pronounced deceased by Dr. Michael Cicero MD. Detective Keller observed the

body of TH and noted that TH sustained a single gunshot wound to the center of TH's torso. At 3:18 PM, Detective Keller introduced himself to the defendant. The defendant immediately asked to be taken to jail. At 3:20 PM, Detective Keller asked the defendant if the defendant would consent to providing a sample of the defendant's blood. The defendant responded, "yeah, take everything." The defendant went on to disclose drinking a half pint of Jose Cuervo, then a whole pint, and another half pint.

The defendant repeatedly stated that he just wanted to be taken to jail. The defendant said, "I need a lawyer. I don't even need a lawyer. Just take me to jail. I did it. I did it. Put this on the motherfucking sheet. This shit happened by motherfucking mistake." The defendant described grabbing his gun off of the top cabinet in the kitchen, checking that the safety was on and that there was nothing "in the clip." The defendant put the clip back in the gun, and "squeezed the motherfucker. Bam." TH was "in the wrong place at the wrong time." A blood draw was subsequently performed on the defendant in an effort to determine the defendant's blood alcohol concentration level.

On January 15, 2022, City of Milwaukee Police Detective Rosemarie Galindo responded to the address of 1803 W. Highland Avenue, in the City of Milwaukee, County of Milwaukee, to investigate the circumstances surrounding the shooting of TH. Upon arriving on scene, Detective Galindo conducted an interview of MH 1/29/2008 DOB, who provided the following information to Detective Galindo.

MH disclosed that his father, the defendant, drinks a lot and was drunk today. MH was upstairs playing videogames with his brother when MH heard a gunshot from downstairs. MH rushed downstairs and observed the defendant carrying TH's body. The defendant said, "Awe man, I just shot my daughter." The defendant carried TH out of the residence, instructing MH to "hide my gun" as the defendant left.

On January 16, 2022, City of Milwaukee Police Detectives Jeffrey Emanuelson and Cedric McFadden conducted an in custody interview of the defendant during which the defendant made the following admissions against the defendant's interests.

The defendant spent the night of January 14, 2022, at 1803 W. Highland Avenue in the City of Milwaukee, County of Milwaukee. After waking up on January 15, 2022, the defendant went to the neighbors briefly. Upon returning home, the defendant drank a pint of tequila. After drinking a pint of tequila the defendant ran out to the store and purchased a second pint of tequila. Upon returning to the residence, the defendant drank tequila and watched television.

When the defendant heard the children messing around in the kitchen, the defendant decided to retrieve his .22 caliber gun and teach the children about gun safety. The defendant grabbed his .22, removed the magazine, and ejected a round. The defendant heard the gun go off and saw that TH was shot in the chest. The defendant immediately picked TH up and drove TH to the hospital.

During a search of the residence located at 1803 W. Highland Avenue, police located a Taurus TX .22 caliber pistol with a magazine, a 375 ML bottle of Jose Cuervo tequila, and a 200 ML bottle of Jose Cuervo tequila.

On January 17, 2022, Dr. Wieslawa Tlomak MD, a forensic pathologist and the Deputy Chief Medical Examiner for the Milwaukee County Medical Examiner's Office, performed an autopsy on the body of TH. Upon examining the body of TH, Dr. Tlomak noted that TH sustained a gunshot entrance wound to the right side of the anterior chest. An internal examination of TH's body revealed perforation of the right anterior 5<sup>th</sup> intercostal space, pericardial sac, heart, pericardial sac, esophagus, aorta, left posterior intercostal space, and penetration of the subcutaneous tissue of the back. There was no exit wound and a projectile was recovered in the subcutaneous tissue of TH's back. Dr. Tlomak provided a preliminary ruling that the cause of TH's death was complications from a single gunshot wound to the chest and the manner of TH's death was ruled homicide.

Your complaining witness has reviewed the defendant's criminal record in Wisconsin and confirmed that the following criminal charges and cases remain on the defendant's record and unreversed:

- (1) 2019CF004368 – Milwaukee County – convicted of Felony Hit and Run Causing Injury, contrary to Wisconsin State Statute § 346.67(1) and Felony Bail Jumping contrary to Wisconsin State Statute § 946.49(1)(b)
- (2) 2018CF004991 – Milwaukee County – The defendant was originally charged with Substantial Battery – Domestic Abuse contrary to Wisconsin State Statute § 940.19(2) and Disorderly Conduct Domestic Abuse contrary to Wisconsin State Statute § 947.01. The defendant entered guilty pleas to misdemeanor Battery contrary to Wisconsin State Statute 940.19(1) and Disorderly Conduct contrary to Wisconsin State Statute 947.01;
- (3) 2015CF001508 – Milwaukee County – Extradition – to Louisiana for Violation of Probation relating to an Illegal Weapon Possession charge;
- (4) 2005CF004481 – Milwaukee County – Manufacture/Delivery of a Controlled Substance – THC contrary to Wisconsin State Statute § 961.41(1)(h)1;
- (5) 2002CF001382 – Milwaukee County – Felony Fleeing contrary to Wisconsin State Statute § 346.04(3);

At the time of the present offenses, the defendant was on probation in Milwaukee County case 2019CF004368. By the defendant's own admission to police, the defendant was to maintain absolute sobriety as a condition of the defendant's probation. Having multiple felony convictions and a violent misdemeanor conviction for domestic violence, the defendant would have been informed on numerous occasions that the defendant cannot by law possess a firearm.

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

**Electronic Filing Notice:**

This case was electronically filed with the Milwaukee County Clerk of Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases. Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov/> and may withdraw as an electronic party at any time. There is a \$ 20.00 fee to register as an electronic party. If you are not represented by an attorney and would like to register an electronic party, you will need to contact the Clerk of Circuit Court office at 414-278-4120. Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Criminal Complaint prepared by Matthew J. Torbenson.

Subscribed and sworn to before me on 01/19/22

Electronically Signed By:

Matthew J. Torbenson

Deputy District Attorney

State Bar #: 1049925

Electronically Signed By:

Det. Michael Chaperon

Complainant