

Count 3: MANUFACTURE/DELIVERY OF CONTROLLED SUBSTANCE (COCAINE) (>1-5 GRAMS)

The above-named defendant on or about Monday, January 15, 2018, at or near 5812 West Lisbon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did knowingly deliver cocaine, a controlled substance, in an amount more than 1 gram but not 5 grams, contrary to sec. 961.41(1)(cm)1r, 939.50(3)(f) Wis. Stats.

Upon conviction for this offense, a **Class F Felony**, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than **twelve (12) years and six (6) months**, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

Count 4: MANUFACTURE/DELIVERY OF CONTROLLED SUBSTANCE (HEROIN) (3 GRAMS OR LESS)

The above-named defendant on or about Monday, January 15, 2018, at or near 5812 West Lisbon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did knowingly deliver heroin, a controlled substance, in an amount 3 grams or less, contrary to sec. 961.41(1)(d)1, 939.50(3)(f) Wis. Stats.

Upon conviction for this offense, a **Class F Felony**, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than **twelve (12) years and six (6) months**, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

Count 5: DELIVERY OF SCHEDULE I OR II NARCOTICS

The above-named defendant on or about Wednesday, February 07, 2018, at 5812 West Lisbon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did deliver a controlled substance included in schedule II which is a narcotic drug, to-wit: Fentanyl, contrary to sec. 961.41(1)(a), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a **Class E Felony**, the defendant may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than **fifteen (15) years**, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

Count 6: VEHICLE OPERATOR FLEE/ELUDE OFFICER RESULTING IN THE DEATH OF ANOTHER

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, while operating a motor vehicle on a highway, after having received a visual or audible signal from a traffic officer, federal law enforcement officer, or marked or unmarked police vehicle that the operator knew or reasonably should have known was being operated by a law enforcement officer, did knowingly flee or attempt to elude an officer by increasing the speed of the vehicle in an attempt to

flee and/or by willful disregard of the visual or audible signal so as to endanger other vehicles and/or the operation of the police vehicle, resulting in the death of City of Milwaukee Police Officer Charles Irvine Jr., contrary to sec. 346.04(3) and 346.17(3)(d), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a **Class E Felony**, the defendant may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than **fifteen (15) years**, or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(d)4, upon conviction the department shall revoke the defendant's operating privileges for 5 years.

Count 7: VEHICLE OPERATOR FLEE/ELUDE OFFICER RESULTING IN BODILY HARM

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, while operating a motor vehicle on a highway, after having received a visual or audible signal from a traffic officer, federal law enforcement officer, or marked or unmarked police vehicle that the operator knew or reasonably should have known was being operated by a law enforcement officer, did knowingly flee or attempt to elude an officer by increasing the speed of the vehicle in an attempt to flee and/or by willful disregard of the visual or audible signal so as to endanger other vehicles and/or the operation of the police vehicle, resulting in bodily harm to City of Milwaukee Police Officer Matthew Schulze, contrary to sec. 346.04(3) and 346.17(3)(b), 939.50(3)(h) Wis. Stats.

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

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(d)2, upon conviction the department shall revoke the defendant's operating privileges for 1 year.

Count 8: KNOWINGLY OPERATE MOTOR VEHICLE WHILE REVOKED - CAUSE DEATH OF ANOTHER

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, while being a person whose operating privileges had been revoked pursuant to the laws of the State of Wisconsin, and as a person who knew his operating privilege had been revoked, did operate a motor vehicle on a highway during such revocation or thereafter, and in the course of the violation caused the death of another person, City of Milwaukee Police Officer Charles Irvine Jr., contrary to sec. 343.44(1)(b) and (2)(ar)4, 939.50(3)(h) Wis. Stats.

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

Count 9: BAIL JUMPING (MISDEMEANOR)

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, having been charged with a misdemeanor and released from custody under Chapter 969 of the Wisconsin Statutes, did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(a), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, a **Class A Misdemeanor**, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than **nine (9) months**, or both.

Count 10: FIRST DEGREE RECKLESSLY ENDANGERING SAFETY

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of WH (d.o.b. 5/9/13) , under circumstances which show utter disregard for human life, contrary to sec. 941.30(1), 939.50(3)(f) Wis. Stats.

Upon conviction for this offense, **a Class F Felony**, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than **twelve (12) years and six (6) months**, or both.

Count 11: FIRST DEGREE RECKLESSLY ENDANGERING SAFETY

The above-named defendant on or about Thursday, June 07, 2018, from the intersection of 91st and Silver Spring to the intersection of 76th and Silver Spring, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of other people on Silver Spring between 91st and 76th Street , under circumstances which show utter disregard for human life, contrary to sec. 941.30(1), 939.50(3)(f) Wis. Stats.

Upon conviction for this offense, **a Class F Felony**, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than **twelve (12) years and six (6) months**, or both.

Count 12: ATTEMPTING TO FLEE OR ELUDE AN OFFICER

The above-named defendant on or about Thursday, June 07, 2018, at or near 9435 West Bradley Road, in the City of Milwaukee, Milwaukee County, Wisconsin, while operating a motor vehicle on a highway, after having received a visual or audible signal from a traffic officer, federal law enforcement officer, or marked or unmarked police vehicle that the operator knew or reasonably should have known was being operated by a law enforcement officer, did knowingly flee or attempt to elude a traffic officer by increasing the speed of the vehicle in an attempt to flee, contrary to sec. 346.04(3), 939.50(3)(i) Wis. Stats.

Upon conviction for this offense, **a Class I Felony**, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than **three (3) years and six (6) months**, or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(d)1, upon conviction the department shall revoke the defendant's operating privileges for 6 months.

Probable Cause:

Complainant is a City of Milwaukee police detective and bases this complaint upon his review of City of Milwaukee police reports, Milwaukee High Intensity Drug Trafficking Area (HIDTA) investigation reports, as well as reports by the Waukesha and Milwaukee County Medical Examiner's Offices, the Milwaukee and Waukesha County Sheriffs' Departments, and the Drug Enforcement Administration (DEA). Those reports and this investigation reveal the following:

HEROIN DISTRIBUTION INVESTIGATION INTO DEFENDANT**November 3, 2017 Overdose Death of MR**

On November 3, 2017, at approximately 5:30 p.m., Waukesha County Sheriff's Deputies were dispatched to a residence at Valley View Road in the town of Vernon and County of Waukesha for a fatal overdose of victim MR. Investigation revealed that in the early morning hours of November 3,

2017, MR and her brother KR had traveled to the Days Inn located at 1840 N. 6th Street in the City and County of Milwaukee, State of Wisconsin where they purchased what they believed was a \$60 amount of heroin. KR told Waukesha investigators that the heroin did not taste right and that it was sweet. KR indicated that previous to this incident he had overdosed on heroin. It was later determined that the heroin had in fact been cut or consisted of fentanyl. KR indicated that on that occasion the heroin tasted sweet like it did during this encounter.

KR further told Waukesha Sheriff's Investigators that he and MR had consumed parts of the believed heroin and that MR had the rest of the heroin. It is believed through this investigation that MR took this heroin home, consumed it and died as a result of an overdose. An autopsy conducted by the Waukesha County Medical Examiner's Office that the cause of death for MR **was fentanyl intoxication**. Waukesha County Sheriff's Investigators believed, pursuant to their investigation, that MR and KR, while believing they were purchasing heroin, had in fact been sold fentanyl. Complainant is aware that it is a common practice in the City of Milwaukee for fentanyl to be sold as a substitute for heroin.

During the investigation, Waukesha County Sheriff's Investigators became aware of the phone number used by the individual who sold the fentanyl, masquerading as heroin, to KR and MR. Investigation of that phone number and a related phone number showed a connection to the above mentioned defendant Ladell Harrison. Additionally, the investigation revealed that the nickname that KR knew the dealer by was the same nickname associated with the defendant.

The information developed during this overdose investigation was included in the eventual opening up of a heroin investigation into the above mentioned defendant by the Milwaukee High Intensity Drug Trafficking Area (HIDTA) task force.

December 1, 2017 Delivery of Heroin and Cocaine by Defendant (Counts 01 and 02)

On December 1, 2017, members of the Waukesha County Sheriff's Department and the Milwaukee HIDTA/DEA task force conducted a controlled buy of cocaine and heroin from the above mentioned defendant Ladell Harrison through the use of a confidential informant hereinafter referred to as CI1.

On December 1, 2017, CI1 was working with Waukesha County Sheriff's Investigator Nathan Plennes, assigned to the Milwaukee HIDTA-DEA Task Force, in setting up recorded phone calls to the above mentioned defendant, whom was identified through personal observation by investigators and through identification by CI1. During those phone calls an agreement was made in which the CI would meet the above mentioned defendant for the purposes of purchasing cocaine and heroin for \$240. Prior to the buy Investigator Plennes searched the CI for controlled substances, currency and weapons and found none. Investigator Plennes then searched the vehicle that was to be operated by the CI for controlled substances, large amounts of currency and weapons again with negative results. The CI was then handed \$240 as well as an audio video recording device.

CI1 eventually received an incoming call from the above mentioned defendant, and was directed to go to the Checkers located at 1205 West North Avenue in the City and County of Milwaukee, State of Wisconsin. Investigator Plennes and Waukesha Detective Loftus followed CI1 to Checkers where surveillance was set up by other officers assigned to HIDTA.

While CI1 was waiting in the Checkers parking lot, City of Wauwatosa Police Officer Isaacson, assigned to the HIDTA/DEA task force, observed the above mentioned defendant arrive in the parking lot while seated in the front passenger seat of a silver Honda CRV. The driver of the vehicle the defendant was in was an African American male with dreads and gold teeth.¹ The vehicle containing

¹ This driver was later identified by police and determined to be an associate of the defendant. Police records show the two had been arrested together in a vehicle in which indicators of drug dealing were discovered.

the above mentioned defendant remained in the parking lot, at which point CI1 walked over to the defendant's vehicle entered the rear driver's door of the defendant's vehicle. After approximately 2 minutes, CI1 exited the rear driver's door and walked back towards CI1's vehicle. Officer Isaacson observed the vehicle containing the above mentioned defendant leave the area.

CI1 was followed to an assigned meet area where CI1 turned over two folded pieces of paper containing suspected cocaine and one folded piece of paper containing suspected heroin. The suspected heroin was subjected to the Nark II Meckes Reagent field test, which tests for the presence of opiates and which Investigator Plennes is trained and experienced in, and it tested positive for the presence of opiates for a total weight of suspected heroin of **1.28 grams**. The suspected cocaine was tested to the Nark II Scott Reagent field test which tests for the presence of cocaine, and which Investigator Plennes is trained and experienced in and it tested positive for the presence of cocaine with a total weight of **2.15 grams**.

CI1 told Investigator Plennes that he entered the silver Honda and observed the above mentioned defendant, who he had previously identified in a photo, seated in the front passenger seat. CI1 stated that the defendant handed CI1 the suspected heroin and cocaine in three folded pieces of paper and that CI1 then handed Harrison the prerecorded US currency. **CI1 stated that the defendant Harrison had a handgun in his lap with an extended magazine during this transaction.**

January 15, 2018 Delivery of Heroin and Cocaine by Defendant (Counts 03 and 04)

The heroin investigation into the above mentioned defendant continued. On January 15, 2018, Investigator Plennes and the Milwaukee HIDTA again used CI1 to arrange the purchase of heroin and cocaine from the above mentioned defendant.

On January 15, 2018, CI1 placed a series of recorded phone calls to the above mentioned defendant in which an arrangement was made to purchase cocaine and heroin in the amount of \$500. Again CI1 and the vehicle in which CI1 was going to ride in were searched by Investigator Plennes for controlled substances, US currency and weapons all with negative results. CI1 was then provided with \$500 in pre-marked funds as well as an audio and video recording device. In this purchase, Investigator Plennes drove CI1 in the undercover vehicle while operating in an undercover capacity to conduct this transaction.

An arrangement was made with the above mentioned defendant that the deal would occur at Burger King located at 5812 West Lisbon Avenue in the City and County of Milwaukee, State of Wisconsin. Investigator Plennes and CI1 drove to that location in the same vehicle.

After CI1 and Investigator Plennes arrived at the Burger King parking lot, Greenfield Police Officer Aaron Busch, assigned to the HIDTA-DEA task force, observed the above mentioned defendant traveling northbound on N. 58th Street in a silver 4-door Infiniti. This is the same vehicle that Investigator Plennes had previously observed the above mentioned defendant driving during surveillance that occurred on January 12, 2017.

After the defendant arrived in the Burger King parking lot in a vehicle by himself, CI1 exited the front passenger seat of the undercover vehicle and walked to the front driver's window and met with the above mentioned defendant. This was all in view of Investigator Plennes. CI1 handed the defendant \$500 through a window and was handed then suspected heroin and crack cocaine through the driver's side window.

After the transaction occurred DCI Agent Bodo Gajevic, assigned to the HIDTA task force, conducted surveillance and followed the defendant from the Burger King parking lot through various locations until **the defendant arrived at 9510 West Fond du Lac Avenue** and parked in the northwest portion of the parking lot. While conducted surveillance, Agent Gajevic observed the defendant exit the silver Infiniti

and **then take a small child that had been seated in the rear of the vehicle.** At no point during surveillance did Agent Gajevic observe the defendant pick up a child, **thus being consistent with the defendant having a child in the back seat of his Infiniti while conducting the heroin and cocaine transaction with CI1.**

After the transaction CI1 and Investigator Plennes went to a location in which CI1 indicated that he walked up to the vehicle handed the defendant money and retrieved two folded pieces of paper containing heroin and cocaine. **CI1 indicated that the defendant had a handgun in his lap** as well as two separate plastic bags in the center console. CI1 indicated that one bag appeared to be heroin and the other bag appeared to be crack cocaine. CI1 estimated that each bag contained approximately an ounce of narcotics. CI1 further indicated that during the conversation the defendant told CI1 that he had just moved to the area of **95th and Fond du Lac in apartment #4.**

Investigator Plennes subjected the suspected heroin to the Nark II Meckes regent field test and retrieved a positive result for the presence of opiates showing that the suspected heroin had a total weight of **1.77 grams.** Investigator Plennes further tested the suspected cocaine to the Nark II Scott field test and retrieved a positive result for the presence of cocaine with a total weight of **2.18 grams.**

February 7, 2018 Delivery of Fentanyl by Defendant (Count 05)

On February 7, 2018, Investigator Plennes and CI1 again worked together with members of the HIDTA task force for the purpose of conducting a \$700 buy of heroin from the above mentioned defendant.

CI1 had a conversation with the defendant on February 6, 2018, in which he had indicated that he had purchased a new car. CI1 stated that the defendant told him that several of the defendant's "guys" had been arrested in West Allis previously. The defendant told CI1 that one of the guys that had been arrested told the defendant that police had pictures of the defendant's silver Infiniti and therefore he knew that the police knew about his silver Infiniti. **The defendant told CI1 that he got rid of his silver Infiniti and had just recently bought a black 4-door Volkswagen with temporary registration.**

On February 7, 2018, CI1 had a recorded conversation with the above mentioned defendant in which an arrangement was made to purchase heroin for a total amount of \$700. Investigator Plennes searched both the CI as well as the vehicle that the two of them were going to ride in for drugs, weapons and US currency and found none. During conversations over the phone CI1 and the defendant arranged to meet at a Burger King parking lot at 5812 West Lisbon Avenue in the City and County of Milwaukee and State of Wisconsin.

Approximately 5 minutes after Investigator Plennes and CI1 arrived in their vehicle to the Burger King parking lot, surveillance officers observed **a 4-door black Volkswagen** turn into the Burger King parking lot. Investigator Plennes was able to positively identify the driver of the Volkswagen as the above mentioned defendant Harrison. CI1 then exited the undercover vehicle, walked over to the Volkswagen and handed the defendant \$700 in return for suspected heroin. After conducting the transaction CI1 then reentered the front passenger side door of the undercover vehicle and turned over the suspected heroin to Investigator Plennes.

Investigator Plennes and CI1 then went to a predetermined location in which CI1 informed Investigator Plennes that when he had gone up to the driver's side window of the defendant's black Volkswagen he observed that the defendant had a plastic baggie containing approximately an ounce of a white in color substance, which he thought was cocaine, in his lap. CI1 observed the defendant hand the suspected heroin to CI1.

The suspected heroin sold to CI1 by the defendant was tested by Investigator Plennes and **tested negative for the presence of opiates.** Investigator Plennes then subjected a sample of the suspected heroin to the Narc 2 Fentanyl regent field test, which he is also trained and experienced in, and

received a **positive result for the presence of fentanyl** with a total weight of **5.14 grams**. This selling of fentanyl as though it was heroin **is consistent to the deal that led to the overdose death of Waukesha overdose victim MR**.

Other Heroin and Fentanyl Deliveries by the Defendant

Complainant is further aware that on March 16, 2018, Investigator Plennes and CI1 organized a purchase of \$1,000 of heroin through phone calls with the above mentioned defendant. However, this deal which occurred in the area of 3507 West Wright Street in the City and County of Milwaukee, State of Wisconsin involved a third party handing over **10.3 grams of heroin** after the deal had been negotiated with the above mentioned defendant.

Complainant is further aware that during the investigation of the above mentioned defendant on June 5, 2018, City of Milwaukee Police Officer Matt Cooper and City of Greenfield Police Officer Aaron Busch assigned to the Milwaukee HIDTA were conducting surveillance of the above mentioned defendant when they conducted a traffic stop of a vehicle in the area of 8918 West Hampton after having observed this vehicle engage in what appeared to be a transaction with the above mentioned defendant in a Taco Bell parking lot located at 4143 North 76th Street in the City and County of Milwaukee, State of Wisconsin. During this traffic stop **.32 grams of heroin** was recovered from a person who will be referred to as CW2 who positively identified the above mentioned defendant as the person that CW2 had purchased the heroin from and stated that CW2 had been purchasing heroin from the above mentioned defendant for over a year.

JUNE 7, 2018 FLEEING CAUSING DEATH INVESTIGATION (Counts 06-11)

Attempted Traffic Stop Of The Defendant By Officers Schulze and Irvine

On June 7, 2018, at approximately 4:58 p.m., City of Milwaukee Police Officers Matthew Schulze and Charles Irvine were attempting to conduct a traffic stop of **a black Volkswagen bearing Wisconsin license plate ACM-9991**. As this complaint will later show, this vehicle was driven by the above mentioned defendant.

A review of the squad camera footage beings with showing the squad car containing Officers Irvine and Schulze in the far right bicycle lane directly behind a black Volkswagen. Both vehicles are facing eastbound on W. Silver Spring and are at the North 91st intersection at a red light. The review of computer records show that Officers Schulze and Irvine ran the Wisconsin license plate ACM-9991 of the black Volkswagen that was directly in front of them. Video shows that at the time that this vehicle was stopped at the red stop light at the intersection of West Silver Spring and N. 91st there is one adult occupant in the driver's seat. **Additionally, the rear driver's area appears to have what appears to be a car seat in that area.** From that video it cannot be determined if there is a child in that car seat.

When the light turns green, the Volkswagen starts to travel eastbound on W. Silver Spring with Officers Schulze and Irvine following in their squad. The Volkswagen immediately changes lanes at the end of the intersection into the right lane at which point Officers Schulze and Irvine **activate their emergency lights and siren and attempted to pull the Volkswagen over**. There are three vehicles in front of the Volkswagen, one in the right lane and two in the left lane. The front vehicle in the left lane slows down and moves to the left at which point the vehicle in front of the Volkswagen quickly goes into the left lane. **The squad camera shows that the Volkswagen begins to flee at a high rate of speed and passes the vehicle that had just moved into the left lane.** The Volkswagen then changed lanes to the left lane with Officer Schulze and Officer Irvine pursuing in their squad car with lights and sirens activated. **The Volkswagen is driving recklessly and has now reached speeds of 68.8 miles per hour.** The passenger side wheels of the Volkswagen are now in the center line of both lanes as it changes into the right lane in order to pass a vehicle that is traveling in the left lane.

Within one minute of leaving the intersection, the Volkswagen is now obtaining speeds of **84.8 miles an hour** and is pulling away from the squad. The Volkswagen then changes into the bicycle lane and the squad which is pursuing it is now traveling at **91.2 miles an hour** as they're about the reach West Fond du Lac Avenue intersection. The video shows that the Volkswagen is pulling away from the squads so the **Volkswagen is traveling at a higher rate of speed** than the MPD squad.

As the Volkswagen goes through the intersection of West Fond du Lac Avenue it decreases speeds to approximately **83.5 miles an hour**, changes lanes into the right lane and passes a red SUV. As the squad enters the intersection the **squad decreases to approximately 75.1 miles per hour** and then begins chasing the Volkswagen as the Volkswagen passes another vehicle recklessly in the left lane. The Volkswagen increases speed yet again, fleeing from Officers Schulze and Irvine in their marked squad car with lights and sirens activated.

The Volkswagen passes other vehicles at speeds of **91.2, 95.0** and **95.8** miles per hour. As the Volkswagen approaches the bridge with N. 76th Street, **the Milwaukee squad car is traveling at 96.3 miles an hour and the Volkswagen is pulling away showing it is going at a faster rate of speed.** The squad cam shows that as the squad car is approaching the bridge, the squad loses control and crashes.

Complainant states that the speed limit for the area of this fleeing is 40 miles per hour.

Review of the transmission involving radio communications with Officers Irvine and Schulze show that the officers broadcast that they were in pursuit on Fond du Lac and Silver Spring eastbound on Silver Spring in pursuit of **a black Volkswagen Passat** for reckless driving with one occupant. The dispatch from Officers Schulze and Irvine begins to say license plate at which point the sounds of tires screeching can be heard. There is no further communication from the squad containing Officer Schulze and Officer Irvine.

Statement of DC

Complaint is further based upon the statement of DC a citizen witness that was traveling eastbound on West Silver Spring when he observed **a black Volkswagen Passat which he estimated to be traveling in excess of speeds of 90 miles an hour weaving through traffic as it approached North 78th Street.** DC indicated that seconds later he heard sirens coming from behind him and saw a squad pass him on the left at what he believed was approximately 70 miles an hour. DC indicated that the squad passed him and continued after the Volkswagen Passat and that when it reached the 7800 block of West Silver Spring Drive block it appeared that the squad car struck the median with its driver's side tires. DC indicated that it appeared that the officers were fighting to maintain control of the vehicle as it slid into the opposite side curb line, struck the opposite curb and then began flipping kicking dirt and debris as it tumbled. DC indicated that he believed the car flipped approximately 20 times before coming to a stop on its roof.

DC indicated that he parked his car along W. Silver Spring Drive and ran up to the vehicle in an attempt to assist the officers. DC indicated that while he was walking up he saw one of the officers helped by people from a vehicle and was walking away with blood covering his face. DC indicated that the other officer had been thrown from the vehicle and was face down in the dirt.

Injuries to Officer Matthew Schulze

Complaint is further based upon complainant's knowledge that Officer Matthew Schulze was taken to Froedtert Hospital and treated for a concussion, broken ribs, and a laceration above his eye that required stitches.

Autopsy of Officer Charles Irvine

The body of Officer Charles Irvine was taken to the Milwaukee County Medical Examiner's Office where an autopsy was performed by Dr. Douglas Kelley, an assistant medical examiner for the Milwaukee County Medical Examiner's Office who is trained and experienced in the field of forensic pathology and is duly licensed to practice medicine in the State of Wisconsin. Dr. Kelley determined that Officer Irvine sustained several lacerations and abrasions during the incident primarily to the right side of his head and body. His most serious injuries included two skull fractures, one on each side of his skull, a spinal fracture to the lower portion of his spine, bruising to his lungs and heart, a laceration to his liver, and numerous rib fractures. Dr. Kelley determined that Officer Irvine died as a result of multiple blunt force traumatic injuries that he received as a result of the vehicular crash the squad was involved in.

Defendant's Second Flight From Law Enforcement (Count 12)

Complaint is further based upon the statement of Detective Jason Rodriguez of the Milwaukee Police Department Special Investigation who states that on June 7, 2018, he and other members of the Milwaukee Police Department Special Investigations Unit assisted in the investigation into the vehicle pursuit that resulted in the death of Officer Irvine and the injuries to Officer Schulze.

Using the descriptions broadcast prior to the crash as well as information input into the Milwaukee Police Department computer from the squad, Detective Rodriguez determined that Officers Schulze and Irvine had been chasing a **black in color Volkswagen Passat with Wisconsin license plate ACM-9991**. This license plate was determined to list to a 2006 Volkswagen Passat that was owned by SS who lived at the **address of 9530 West Fond du Lac Avenue, #4**. This is the same address and apartment to which the drug investigation had followed the above mentioned defendant as mentioned previously. SS is involved in a romantic relationship with the above mentioned defendant.

Later that same day on June 7, 2018, Detective Rodriguez that Detectives Richard Ticcioni, Detective Paul Martinez, and Officer Dan Keller were in plain clothes and operating in an undercover vehicle and went to the location of 9530 West Fond du Lac Avenue to search for the Volkswagen Passat that had fled from the officers. Upon arrival Detective Ticcioni and other officers **observed the Volkswagen Passat** parked in the parking lot of 9530 W. Fond du Lac Avenue and saw a female, later identified as SS entering the driver door of the Volkswagen Passat. Detective Ticcioni then observed a black male, later identified to be the above mentioned defendant Ladell Harrison, entering the driver door of a silver Lexus GS that was also parked in the parking lot of 9530 W. Fond du Lac Avenue. The defendant had two small children with him.

The two vehicles, the Volkswagen driven by SS and the Lexus now driven by the defendant, exited the parking lot and appeared to be following each other. After approximately 5 minutes of travel, Officers Ticcioni, Martinez and Keller observed both vehicles they were following stop in the rear alley of 9435 West Bradley Road, in the City and County of Milwaukee, State of Wisconsin. The officers then observed the above mentioned defendant exit the driver's seat of the Lexus. They then observed the Volkswagen Passat park in a parking slab to the north of the Lexus.

Based on the urgency of the situation, Officers Martinez, Keller and Ticcioni made the decision to exit their undercover vehicle in an attempt to apprehend the suspect that had fled from officers causing the death of Officer Irvine. The three officers exited their vehicle **and verbally identified themselves as police**. The defendant then ran to the driver's seat of the Lexus, jumped in the driver's seat and closed the door. **Officer Ticcioni observed a small child in the back seat of the Lexus screaming**. The three officers fanned around the Lexus and ordered the defendant to exit the vehicle at gunpoint. Detective Martinez attempted to break the front door's side window to gain compliance, however, the defendant placed both hands in the air indicating a possible surrender. Instead of surrendering, the defendant then placed the Lexus in drive and sped away westbound in the alley. Officers Martinez,

Keller and Ticcioni are traffic officers as defined by statute. As the defendant had received an audible signal from three traffic officers to stop, and instead increased the speed of his vehicle by speeding away from a parked position, this is another crime of fleeing by the defendant.

Arrest of the Defendant

Complaint is further based upon the statement of City of Milwaukee Police Officer Andrew Molina, assigned to the Special Investigations Division, who was working with City of Milwaukee Police Officer Joseph Esqueda in assisting into the fleeing investigation. On June 7, 2018, in a plain clothes capacity and utilizing an official undercover vehicle, were assigned to conduct surveillance on the residence of 9530 North 95th Street in the City and County of Milwaukee, State of Wisconsin. Upon arrival Officer Molina and Officer Esqueda took up a stationary surveillance in the 9500 block of West Fond du Lac Avenue. Further investigation into the Department of Transportation records revealed a 2007 black Chevy Tahoe that was also associated with the above mentioned defendant.

Officers Molina and Esqueda observed this vehicle drive westbound in the 9500 block of West Fond du Lac Avenue. Officers Molina and Esqueda proceeded to follow the targeted vehicle, following closely behind it to confirm the license plate. As the target vehicle began to slow down, it pulled into the parking lot of the Fond du Lac Food and Liquor establishment at 10212 W. Fond du Lac Avenue, in the City and County of Milwaukee, State of Wisconsin. At this point, officers observed the above mentioned defendant at that location. They then observed the above mentioned defendant run across the street towards the vehicle they had been following and engage with the driver's side of the vehicle they had been following. They then saw the defendant walk away from this target vehicle.

Officer Esqueda and Officer Molina determined that it was the most opportune time to attempt to arrest the defendant on foot and safely away from a vehicle that he could again possibly flee in. Officer Esqueda drove in an angled fashion into the parking lot, at which time Officer Molina jumped out of the front passenger seat of the undercover vehicle, had his badge affixed to his outer plain clothes and yelled "Police stop" and ran towards the defendant.

The defendant looked directly at Officer Molina and began running towards the rear passenger side of a Chevy Impala that was in the area. Officer Molina observed the defendant reach the rear passenger door, at which point Officer Molina closed the distance and prevented the defendant from reaching the door of the Chevy Impala. The defendant tensed up and attempted to bring his arms down. Officer Molina was able to take the defendant into custody assisted by Officer Esqueda and eventually other City of Milwaukee police officers.

A search incident to arrest revealed the defendant to have three cell phones, a bag that contained a digital gram scale and \$1,892. All of these are indicators of drug dealing.

Statement of the Defendant

Complaint is further based upon the statement of the above mentioned defendant who admitted that he had been the driver of the Volkswagen Passat that had fled from officers on West Silver Spring Drive. **The defendant further stated that when he fled from officers he did so because he knew he should not be driving because his license was revoked, because he had a firearm in the car, and further admitted that his 5 year old son ,WH (d.o.b. 5/9/13), was in the vehicle with him.**

The defendant stated that he had driven SS's Volkswagen Passat to pick up his son WH (d.o.b. 5/9/13) from daycare. The defendant stated that after picking up his son, he was driving on to N. 91st and West Silver Spring while playing his music very loud. The defendant stated he was not paying attention and he noticed a police officer's marked squad that was stopped behind him at the light. The defendant stated that he turned the music down and waited for the light to turn green.

The defendant further stated that as he pulled away from the stop, he observed the officers turn on their lights and sirens attempting to pull him over. **The defendant stated that he was scared because he was carrying a semi-automatic pistol in the car and he was not supposed to be driving due to his revoked driver's license status.** The defendant stated that he had a case already for driving after revoked and did not want to get in trouble.

The defendant stated that he sped away from police by first driving into the left lane and then swerving back into the right lane where he had a clear opening to accelerate past all of the traffic. The defendant stated that he was going very fast as he pulled away from the police and estimated that he thought he was going approximately 70 miles an hour. The defendant stated he continued past W. Fond du Lac and under N. 76th Street when he stated that he lost sight of the police. The defendant stated he was so far ahead of the police that they were not in his rearview mirror but he believed that they had turned approximately at N. 74th Street and then down the street. The defendant stated that when he did not see them anymore he did not know where they were and he believed they had stopped pursuing him.

The defendant stated the then went home, walked into the house and talked to SS. The defendant stated that he had told her that he had fled from the police and that he had "fucked up." The defendant stated he then exchanged vehicles with SS and now left in his Lexus and was driving back towards his house when he observed a large crash with police tape at 76th and West Silver Spring. The defendant stated that he knew something bad had happened and then turned around immediately and drove home. Defendant stated he began texting SS and asking her about the Volkswagen and registration and that he believed the police had an opportunity to run the plate. The defendant stated he drove back to the house and put two of his daughters into the Lexus with WH who he now had in the Lexus. The defendant stated that he had SS drive the Volkswagen, and he drove the Lexus until they got to another location. The defendant stated that then he saw several men in vests from a blacked out van jump out with guns **and were yelling at them to stop.** The defendant stated he was scared because he still had a gun and he believed they would shoot him so he just pulled off **admitting that he fled from the police a second time.**

Complainant is aware that in this investigation a .40 caliber handgun with an extended magazine was in fact recovered and determined to be the firearm that the defendant had in his car at the time he fled from Officers Schulze and Irvine.

Towards the end of the interview the defendant turned to the detectives that were talking to him and stated, **"I thought you guys couldn't pursue vehicles unless it was a felony."** Detectives responded that while that had once been the policy, it had been changed due to the increase of pursuits that had occurred. The defendant did not appear to be aware of the change in pursuit policy.

Statement of WH (d.o.b. 5/9/13)

Complaint is further based upon a forensic interview of WH (d.o.b. 5/9/13), the defendant's five year old son. WH (d.o.b. 5/9/13) stated that he had been in a vehicle driven by his dad, the defendant, when his dad was followed by the police and that his dad has a real gun and that his dad always carries this real gun. WH (d.o.b. 5/9/13) further stated that while the police were following his dad, **WH (d.o.b. 5/9/13) was not in a car seat.**

Defendant's Driver's License Status

Complaint is further based upon the review of the above mentioned defendant's driving record by the Wisconsin Department of Transportation which reveals that the defendant's driver's license status had been revoked as a result of an operating while intoxicated conviction.

A teletype from the Wisconsin Department of Transportation, which reflects that on the date and time of this incident, the defendant's driving privilege was revoked for Operating While Intoxicated, which is an offense specified in Sec. 343.307(2). The revocation was ordered effective 08-22-16, and was still active at the time of this violation. Notice of the revocation was sent to the defendant's last known address of record on 09-09-16.

Defendant's Open Case

Complaint is further based upon CCAP records in Milwaukee County case 17CT187 in which the above mentioned defendant Ladell Harrison had been charged with the misdemeanor offense of Operating While Revoked due to a previous OWI conviction. Those records show that the defendant had been released on a \$500 PR bond on May 30, 2018, with the condition of bail that he commit no new crimes. Those conditions were in effect as of the time of this offense.

The defendant had previously failed to appear to court during the pendency of that case. This charge shows that the defendant was aware that his driver's license status was revoked at the time he fled police and caused the death of Officer Irvine.

****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 Grant Huebner.

Subscribed and sworn to before me on 06/12/18

Electronically Signed By:

Grant I. Huebner

Assistant District Attorney

State Bar #: 1036890

Electronically Signed By:

Detective Jake Puschnig

Complainant