

FILED
10-11-2019
Clerk of Circuit Court
Brown County, WI
2019CF001560
Honorable John P.
Zakowski
Branch 6

STATE OF WISCONSIN	CIRCUIT COURT BRANCH VI	BROWN COUNTY
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STATE OF WISCONSIN Plaintiff,	DA Case No.: 2019BR006697 Assigned DDA: Wendy W. Lemkuil Agency Case No.: 19-006874	
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vs.

Court Case No.: 19CF_____
ATN:

LORI ANNE ELM
602 Florist Drive
De Pere, WI 54115
DOB: 10/13/1970
Sex/Race: F/I
Eye Color: Brown
Hair Color: Brown
Height: 5 ft 4 in
Weight: 220 lbs

CRIMINAL COMPLAINT

Defendant.

For Official Use

Complainant, an Deputy District Attorney, being first duly sworn on oath, deposes and says that:

Count 1: OBSTRUCTING AN OFFICER

The above-named defendant on or about Thursday, October 10, 2019, in the Village of Hobart, Brown County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority,, contrary to sec. 946.41(1) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

Count 2: HARBORING OR AIDING A FELON

The above-named defendant on or about Thursday, October 10, 2019, in the Village of Hobart, Brown County, Wisconsin, with intent to prevent the apprehension of a felon, did harbor that person, and the offense committed by the felon being aided Felony Bail Jumping a Class H felony, contrary to sec. 946.47(1)(a)&(2m)(b) Wis. Stats., a Class I Felony, and upon conviction 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.

Complainant is an Deputy District Attorney with the Brown County District Attorney's Office and knows of the above offense(s) on information and belief based upon:

PROBABLE CAUSE:

The complainant, being duly sworn on oath, swears that she has had the opportunity to review the police reports of the Hobart/Lawrence Police Department, and other documents supporting this complaint, which are the types of reports and documents kept in the ordinary course of business, which complainant believes to be truthful and reliable because they have proven to be truthful and reliable on numerous occasions in the past.

STATE OF WISCONSIN - VS - Lori Anne Elm

The complaint further asserts that based upon her review of the reports and/or supporting documents, the incidents alleged in Brown County, Wisconsin.

1. Your complainant's review of the reports of Deputy Matthew Prokash of the Hobart/Lawrence Police Department, who indicates: On October 10, 2019 at approximately 11:28 pm, I was directed by Brown County Dispatch to the address of 602 Florist Drive, Village of Hobart, Brown County, WI at the request of the Green Bay Police Department. Green Bay Officers requested a welfare check on a female, Desiree R. Reed (2/11/93). Green Bay Officers advised they had responded to a report of a disturbance at the Motel 6, 1614 Shawano Ave, City of Green Bay but the occupants of the room had left before police arrived. Dispatch advised Desiree's identification was found in the room and it had been registered to her. Green Bay Officers were concerned about her welfare and asked us to check the residence based on her this being listed on her Department of Transportation return. Due to prior police contacts at the house, Brown County Sheriff's Deputies J. Rapp and A. Lemberger, along with Sgt. Tappen were directed to assist. I also requested the assistance of the Oneida Police Department. Oneida Officers C. Ninham, T. Doxtator, and D. Wheelock and Sgt. B. VandeHei responded to assist.

Due to the prior police contacts, all officers met at the Hobart Fire Station at the corner of S. Pine Tree Road and Florist Drive to devise a plan to approach the house. A male, Ryan C. Stevens (12/31/77), resides at the house with his girlfriend, Lori A. Elm (10/13/70), who owns the house. Per prior calls, Ryan has made threats towards Lori. In the past, Lori has given police to enter the house when she is not there and has given them her passcode to the front door. Lori has told me in the past she is afraid of Ryan when he is using methamphetamines but also stated when he is not using methamphetamines, he is a really nice guy with a big heart. Lori has also stated she only calls police on him when he is using and likes him around when he is not using.

In the parking lot, I was able to make phone contact with Lori. I asked Lori about Desiree. Lori said she thought Desiree was in jail. Police were able to confirm she was not. Lori said Desiree did not live at the house and she has not had contact with Desiree since Desiree went to jail. I asked Lori about Ryan. I asked her if she was doing okay and she said yes. I asked Lori if Ryan was at the house with her and she said he was not. Lori said Ryan was not staying there anymore and had taken his things and left the house.

Deputy Lemberger did a drive by of the house to see if the brown Ford Explorer, which Green Bay said had left the scene, was in the driveway. Deputy Lemberger said he observed a maroon small 4 door and an older blue four door in the vehicle.

During the time Deputy Lemberger checked for the vehicle, it was determined the Brown County Deputies would approach the house from the east side and around to the back and the Oneida officers, along with myself would approach from the west and go to the front. This was done because if Ryan was in the house, he was known to flee out windows.

While all officers were getting into position, one of the vehicles was observed leaving the house. This vehicle was stopped near the intersection of S. Overland and Florist Drive. The occupants of the vehicle were identified by Deputy Lemberger as Andrew E. Thomas and Megan R. Polar. Deputy Lemberger was able to obtain information that Ryan and Lori were the only people left at the residence. This confirmed that Ryan was in the residence which was

STATE OF WISCONSIN - VS - Lori Anne Elm

listed as his last known address on the warrant through the Department of Corrections and his CCH return.

Officers Doxtator and Wheelock stayed with the vehicle as Megan had a warrant and police did not want them to contact anyone in the house for our safety. A perimeter was quickly established around the house and no one was observed entering or leaving the residence. Deputy Lemberger, Deputy Rapp and Sgt. Tappen were positioned at the northeast corner of the residence. Officer Ninham, Sgt. VandeHei and myself were positioned at the southwest corner of the residence. Due to needing more man power if entry was made into the residence, I requested Sgt. Tappen to come to the front of the house.

When all units were in position, I contacted Lori via telephone. I asked Lori if she was still home and she said she was. I requested Lori to come outside and Lori complied. Lori came outside and shut the front door behind her.

I asked Lori, as I did before, if Ryan was in the house. Lori said he was not. Lori said it was only her and her grandchildren. I asked Lori if she knew that Ryan had warrants. Lori said she did. I told Lori, we had information Ryan was in the residence. Lori said he was not. I asked Lori if we could go in and check as we had done in the past. Lori initially said we could but then changed her mind and said we could not due to her grandchildren being in the house. Lori was informed we had credible information Ryan was there and it is listed as a residence for him which allowed us to check for him. Lori again said he was not there and said we could not go in with our guns. Lori was very upset and yelling at this point.

Sgt. Tappen and myself entered the residence. Sgt. Tappen saw a male inside the hallway of the residence and told him to stop. I heard a door shut. Seconds later, Deputy Rapp radioed a male was jumping out a window. I quickly exited the house through the front door and ran around to the back. I observed Deputy Rapp and Deputy Lemberger struggling with a male. Deputy Lemberger's K-9 partner had a physical hold of the male. As I got closer, I saw the male's face and recognized him as Ryan C. Stevens from prior contacts. I assisted in placing Ryan into custody, placing the handcuffs on Ryan. Immediately after I said the handcuffs were on, Deputy Lemberger removed his partner from the area.

Ryan immediately said he had taken pills because he wanted to die. Ryan said he took approximately 35 temazepam. Ryan also repeatedly he said he was sorry for running. I do not believe Ryan was sincere in his apology as he has ran from officers on many occasions before. Deputy Rapp requested rescue for Ryan.

Ryan was transported via ambulance to Aurora BayCare Hospital. I rode in the back of the ambulance with Ryan and Deputy Rapp followed.

While registering at the hospital, Ryan gave the registrar the address of 602 Florist Drive as his residence. Ryan also told nurses he wanted to die and wanted police to shoot him. Ryan told nurses he had taken 5-6 pills. I was later informed Ryan tested negative for the pills. I later informed Crisis of this information.

After Ryan was medically cleared, I transported Ryan to the Crisis Center where he was evaluated. Ryan was then transported to the Brown County Jail without incident. On the way to the jail, Ryan said he thought it was illegal for me to take him to jail and not to a mental health

STATE OF WISCONSIN - VS - Lori Anne Elm

facility. I told Ryan the jail had procedures and equipment to ensure his safety. At the jail, Ryan told the staff he was no longer suicidal.

Ryan was booked into jail on the three felony warrants and charged with obstruction and felony bail jumping. Lori was also arrested. Lori was charged with harboring or aiding a fugitive and obstruction. Lori was transported to jail by Oneida Police.

2. Your complainant's review of the reports of Deputy Austin Lemberger of the Hobart/Lawrence Police Department, who indicates: On 10.10.19, I Deputy Lemberger was working for the Brown County Sheriff's Office with my K9 Partner Murdock. While on routine patrol at 11:34pm, Deputy Rapp and I were sent to assist Officer Prokash at 602 Florist Dr, Township of Hobart, Brown County, Wisconsin for a Welfare check on a female party named Desiree R. Reed 2.11.93. Desiree left Motel 6, City of Green Bay, prior to law enforcements arrival where a possible disturbance may have occurred. Desiree was allegedly seen leaving the Motel in a Brown SUV.

While in route, Officer Prokash advised responding units to meet at the Fire Department parking lot on the corner of Pine Tree Rd and Florist Dr. Upon arrival of all officers listed above, we discussed a plan for the fact of a known male that resides at this residence by the name of Ryan C Stevens 12.31.77. Ryan has Felony Warrants through DOC. I was advised by Officer Prokash that Ryan has ran numerous times in the past and he provided us a visual picture of Ryan.

Prior to proceeding to the residence for the welfare check, I conducted a drive-by of the residence, as requested, to see if the Brown SUV was at or around the address of 602 Florist Dr. During the drive-by of the residence, I observed two 4-door cars (blue and maroon) in the driveway, neither matching the description for Desiree. Upon returning back to the Fire Department parking lot, I was advised that K9 Murdock and I were to be paired up with Deputy Rapp and Sgt. Tappen on the C/D Corner of the residence in a perimeter position. There were two Oneida Officers placed on the B/C Corner and the remaining to make contact at the front door.

As we were pulling up to the residence, I observed one of the vehicles leaving the driveway and proceeding Westbound on Florist Dr. I observed two occupants in the vehicle. I followed the vehicle and conducted a traffic stop along with two Oneida Officers. We approached the vehicle, spoke with the male and female in the vehicle (Andrew E. Thomas & Megan R. Polar). Andrew stated that they were leaving the residence and going to look for their friend Desiree because they heard about the possibility of the disturbance. Andrew stated that Laurie and Ryan were the only two people left at the house. The Oneida Officers stayed with the vehicle and I proceeded back to the residence for my original assignment.

Upon returning back to the residence, I proceeded to the C/D Corner with K9 Murdock to meet up with Deputy Rapp and Sgt Tappen. After a short while, Sgt Tappen was called to the front of the residence to assist if needed, leaving Deputy Rapp and I. Shortly after, I heard Officer Prokash advise that they had contact with a female at the front door. A few minutes had passed and I heard a "pop noise" from the D side of the residence. I lit up the side of the house with my flash light, to observe a male party crawling out of the window and falling to the ground. The male party looked in our direction and I was able to identify that this was indeed Ryan that was attempting to flee the residence. I identified myself, advised the male to stop

STATE OF WISCONSIN - VS - Lori Anne Elm

and he continued to run to the north. I deployed K9 Murdock for a physical apprehension. As Murdock approached, Ryan spun away from K9 Murdock, threw a can of beer at K9 Murdock and attempted to continue to run away. K9 Murdock continued pursuit and physically apprehended Ryan between the shoulder blades and knocking him to the ground. Deputy Rapp and I approached Ryan and started to physically control him. Ryan was tactically handcuffed by Deputy Rapp and with the assistance of Officer Prokash. Once Ryan was placed in double locked handcuffs K9 Murdock was removed from the physical apprehension and returned to my patrol squad.

I then proceeded back to the residence as they were escorting Ryan to the front of the residence. Escorting Officers advised dispatch to call out a Rescue Squad for medical attention to Ryan. Upon the arrival of County Rescue, I obtained photos of Ryan's injuries to his back from K9 Murdock for documenting purposes and attached to the incident.

3. Her review of the Wisconsin Circuit Court Automation Program, Brown County District Attorney's Office file and notes and Clerk of Court's minute sheets and scheduling orders, which have been used in the past and found to be reliable, which include a review of information from Brown County Case 19CF1117, State of Wisconsin v. Ryan C. Stevens. Those sources reflect that on or about July 30, 2019, the Ryan C. Stevens appeared for his Initial Appearance on the charges of misdemeanor Theft and Possession of a Firearm by a Felon, a felony. On September 5, 2019, the defendant failed to appear in Court Commissioner A of the Brown County Courthouse for his Adjourned Initial Appearance. The Court ordered an apprehend forthwith bench warrant for the defendant's arrest. Furthermore, the Wisconsin Department of Corrections also had a warrant issued for Ryan C. Stevens's arrest.

Complainant believes the records of the Wisconsin Circuit Court Access Program/Triple I/CIB, Wisconsin Circuit Court Automation Program, the Brown County District Attorney's Office and Clerk of Courts to be true and accurate in that they are records kept in ordinary course of business and it is within the ordinary course of business to keep said records.

Based on the foregoing, the complainant believes this complaint to be true and correct.

Subscribed and sworn to before me on
10/11/19

Electronically Signed By:

Dana J. Johnson

Deputy District Attorney

State Bar #: 1001712

Electronically Signed By:

Mary M. Kerrigan-Mares

Complainant