

FILED
06-23-2022
Clerk of Circuit Court
Brown County, WI
2022CF001066
Honorable Kendall M.
Kelley
Branch 4

STATE OF WISCONSIN	CIRCUIT COURT BRANCH	BROWN COUNTY
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STATE OF WISCONSIN Plaintiff,		
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vs.

GUSTAVO FELIPE CANTU
1643 Mason Way
Green Bay, WI 54302
DOB: 08/23/1982
Sex/Race: M/I
Eye Color: Brown
Hair Color: Black
Height: 5 ft 10 in
Weight: 208 lbs
Alias: Also Known As Gustavo Filipe
Cantu

Defendant.

DA Case No.: 2022BR004078
Assigned DA/ADA: Hannah N
Schuchart
Agency Case No.: 22-221174
Court Case No.: 2022CF
ATN:

CRIMINAL COMPLAINT

For Official Use

Complainant, Hannah N Schuchart, an Assistant District Attorney, being first duly sworn on oath, deposes and says that:

Count 1: FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON

The above-named defendant on or about Saturday, April 30, 2022, in the City of Green Bay, Brown County, Wisconsin, as a party to a crime, did cause the death of RMD, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.05, 939.63(1)(b) Wis. Stats., a Class A Felony, and upon conviction shall be sentenced to imprisonment for life.

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

Complainant is an Assistant 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 from Officers Woods and Escalante and Detectives Biller and Pakkala of the Green Bay Police Department, and other documents supporting this complaint referenced herein, 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.

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The complainant further asserts that based upon her review of the referenced reports and/or supporting documents, the incidents alleged occurred in the City of Green Bay, Brown County, Wisconsin.

1. The report of Officer Woods which indicates that:

On April 30, 2022, I Officer Woods, was on duty for the Green Bay Police Department at approximately 5:04AM when I was dispatched to the area of Western Avenue and Perkins Avenue, in the City of Green Bay, Brown County, Wisconsin in reference to a possible shots fired call. It should be noted that just prior to this call, while on another call at Capitol Drive, City of Green Bay, County of Brown, State of Wisconsin I heard what I believed to be 5-6 gun shots.

CAD notes indicated the complainant heard gun shots and that somebody was lying in the street. CAD notes stated the gun fire happened approximately two minutes ago and that the suspect left approximately two minutes prior. Notes stated that the suspect vehicle left westbound on Western Avenue.

I arrived on scene and observed a male with no shirt, camouflage pants, and black/red shoes lying face down on Perkins Avenue just north of Western Avenue. I observed a red substance I believed to be blood around the male and he did not appear to be moving. I grabbed the male by the pants leg and left arm and rolled him onto his back. The male appeared to be bleeding from the head and face and appeared to have a wound to the face. It should be noted that I did not see the male's chest rising and I could not feel a pulse. I began CPR compressions until relieved by Officer Werchek. This male was later identified by law enforcement as **RMD, an adult male.**

2. The statement of citizen witness SG, which indicates that:

I live at XXXX Western Ave, apartment X, Green Bay, Brown County, WI. My windows face Perkins Ave on one side and the north parking lot/car port area on the other side. I always keep my living room blinds open until about 5 o'clock in the morning. I had just closed the blinds and saw headlights and a vehicle backing up slowly in the parking lot behind my apartment complex. This car was facing east and backing to the west. I looked out the window to see what was going on. I thought they were waiting for someone to let them in the apartment building. The first vehicle was possibly gray in color, but I'm not sure. About a minute after the first car arrived, I saw more lights pull into the driveway to the rear parking lot. This car was facing the west. They turned around in the driveway, then backed up next to the first vehicle. Both vehicles were now facing east. Both cars were newer vehicles. The second car was darker in color, possibly navy blue or black.

I saw someone get out from the first car, on the passenger side. They went to speak to someone in the second vehicle on the passenger side. I closed my blinds and started to watch TV. About less than two minutes later I heard three loud bangs that sounded like M80 fire crackers. The bangs were equally spaced apart, lasting about 5-6 seconds from the time of the first to the time of the third. I got up and looked out the window that faces the parking lot. I did not see anyone with a gun.

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I saw at least two, possibly three, kids run from the Perkins Ave side of the building toward the two vehicles that were still on the west end of the parking lot. The second vehicle to arrive was the first vehicle to depart. The first vehicle to arrive followed the second car out of the lot during its departure. As I was still watching, another vehicle that had been toward the north end of Perkins Ave drove south quickly toward Western Ave. This vehicle was small and darker in color as well. I did not see which way any of the three vehicles turned when they got to Western Ave. I later heard another woman outside our apartment building when police were there tell officers that two of the vehicles went east on Western Ave and the third went west on Western Ave. All three of the cars that I saw were smaller vehicles. I don't believe any were SUV's.

I did not get a chance to see descriptions of the kids that I saw running from the scene. They appeared younger and were moving fast. I think they may have been late teens or early twenties. My windows were closed, so I wasn't able to hear if they were talking or not. I learned that someone had been shot about five minutes after hearing the gun shots when I got outside as police and rescue were on scene.

3. The report of Officer Escalante, which indicates in part that:

On April 30, 2022, I, Officer Escalante was working for the Green Bay Police Department. I was dispatched to the intersection at Perkins Ave and Western Ave in reference to a homicide of a male. The victim was identified by other officers as RMD, an adult male.

I arrived at the scene at approximately 7:00AM and saw RMD laying on the ground on Perkins Ave. I met with Detective Brad Biller who directed me to a witness who didn't speak much English. Her native language was Spanish, a language in which I am fluent. She was identified via Wisconsin ID as **JC**. JC agreed to provide the following statement.

On April 30, 2022 at approximately 5:00AM, JC was in her room when she heard a loud argument outside of her window. She said they were talking in English, but she didn't understand what they said because she doesn't speak English. She said they were saying a few words in Spanish, too, like "avaza, avanza, dale, dale, muevete." (go, go on, move on).

JC believes there were two cars involved. She had seen a newer smaller grey colored car with tinted windows go around her building and park by the back. She said there was another sedan parked by the dumpsters. JC didn't remember anything else about this car.

JC stated she saw three people following a shirtless male on Perkins Ave. The three males were wearing black hoodies with black pants. They looked like they were less than thirty years old. JC said one of the males had socks and flip flops. Another male was short with dark brown skin and very skinny. JC stated this male was following and pointing a gun at the shirtless male. The shirtless male kept walking backwards and kept putting his hands up, as if he were trying to keep the male with the gun away from him. JC said the males kept arguing and the male with the gun kept following the shirtless male and pointing the gun at him.

JC believes the shirtless male was not ok. She said there was something odd about the way he was acting. JC saw that one of the males walked away from the situation. It looked like he probably got in the car by the dumpsters. JC then saw the short skinny male with the gun shoot at the shirtless male two times. JC didn't see the gun but she could see the flash from

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the gun. JC said the shirtless male didn't go down right away. He tried to get away, but the shooter shot him again two more times at close range and he went down.

After the shooting, the two other males separated from the shooter. JC said one of them cut through the yards behind a building and left to the west. The other two individuals left running Westbound on Western Ave. JC said the shooter stood by the deceased person looking at him and holding his phone and kept repeating "are you ok." JC stated after the shooting, the grey colored car left southbound on Perkins Ave at a high rate of speed and turned left on Western Ave. The other car by the dumpster left right after, but this car turned right on Western Ave. JC kept hearing shots fired coming from the west on Western Ave. JC said while the other shots were being fired, the shooter remained by the deceased person. JC wasn't sure if the people in both vehicles were shooting at each other as they left. JC said she counted seven more shots. JC stated she has never seen any of these people or their cars before.

4. The report of Detective Biller, which indicates that:

On Monday May 2, 2022 I traveled to the Medical Examiners in Madison Wisconsin to attend the Autopsy of RMD. The autopsy began promptly at 9:00AM with the external exam of the body. Clothing was removed including pants, underwear, socks, and shoes. Exterior trauma to RMD included scrapes on his knees, trauma to his torso including scratches and contusions, and abrasions on both hands around the knuckle area which would indicate he was in an altercation. RMD also had trauma to the front of his face and the sides of his face. Dr. Tranchita advised that the trauma to the front of his face was probably from the fall but the trauma to the side of his face would not be consistent with a fall. Dr. Tranchita advised this would be consistent with some sort of altercation. RMD also had scratches on his back as well as contusions. The scratches, according to Dr. Tranchita, were starting to scab so these may have been from earlier.

The remainder of the autopsy was completed, including the removal of the slug from RMD's skull which was lodged next to his left eye. Dr. Tranchita advised that the cause of death was Gunshot wound of Head and that the manner of death was Homicide (Shot by other with unknown caliber firearm).

5. The report of Detective Pakkala, which indicates in part that while investigating the homicide the following information was discovered:

I spoke to RMD's father, SD. According to SD, he transported RMD to the Marathon Gas Station at 610 E. Walnut St., around 5:00 PM on April 29, 2022. He stated he picked RMD up at a Walgreens, where RMD obtained a prescription. When SD dropped RMD off, RMD had on a sweatshirt jacket and was carrying a black back-pack. According to Detective Biller, RMD was observed on surveillance at the Shell Gas Station located at 2145 University Avenue at approximately 9:35PM on the evening preceding the homicide. RMD still had his black backpack at that time.

I received a telephone call from ELD, RMD's aunt. According to ELD, RMD was shot as a result of RMD stealing items from ELD's daughter's home at 1643 Mason Way, Green Bay. ELD identified her daughter as NRC. According to ELD, on April 19, 2022, ELD had gone to NRC's Mason Way address to get Gustavo CANTU (**Gustavo F. CANTU 08-23-82**) out of the home. NRC had been involved in a relationship with Gustavo, who was known to be a drug

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dealer and abusive. Also living in the home were **Alejandro P. CANTU 01-19-91** and his girlfriend, Larissa A. LUCAS. Alejandro and Larissa rent a room from NRC. The two, according to ELD, are also drug dealers. This fact later was found to be evident, as Brown County Drug Task Force Lt. Brester informed me that LUCAS was arrested on or around April 28, 2022 with a significant amount of Fentanyl.

On April 19, 2022, ELD stated she and RMD had gone to the home of NRC to remove Gustavo. After doing so, ELD stated RMD began to rummage through Gustavo and Alejandro's belongings. ELD stated RMD stole shoes, jewelry, handguns, and ELD would later learn a large amount of meth. ELD knows that RMD is a drug addict and told RMD to stop taking their items. ELD observed RMD handling the handguns and told RMD to not take anything. At the time, ELD stated she observed what she thought to be drugs at her daughter's home but did not know if RMD stole any. Following the shooting, and after speaking to NRC, ELD understands that RMD may have stolen 1 pound of meth from the Cantus. In addition, ELD now knows that Alejandro and Gustavo threatened NRC, telling her that our [ELD's] family had 24 hours to fix the problem. That threat was made on April 29th but apparently the drugs were not returned.

Shortly after my conversation with ELD, I contacted NRC and spoke to her by telephone. She was crying and scared. She told me she was scared to speak to me, as she suspected "they" were watching her house and may have the home "bugged." She was whispering and seemed to be moving locations. Before discontinuing the call, NRC told me what happened. When asked why RMD was shot and who shot him, she stated "he ripped a drug dealer." NRC said, "a white girl set him up (to get shot)." I again asked her if she knew who shot RMD. She was sobbing and stated, "Alexander Cantu and a guy above him." I asked if she knew their race and she said, "Hispanic, Native."

6. The report of Detective Pakkala, which indicates in part that on May 19, 2022, he and Detective Biller met with LD at the Brown County Jail. At the time of this interview, LD was thought to have more information regarding RMD's actions prior to his being murdered.

According to LD, he was not totally truthful with detectives when they first interviewed him. He stated he did, in fact, meet RMD on April 29, 2022, at the Shell Gas Station, around dusk. At the time, LD stated he was with DLD. They were driving a white Ford Focus, which was DLD's car. Detective Biller would later locate this vehicle on surveillance footage from the Shell Gas Station at N. Danz Ave. and University Ave.

LD stated the reason for their meet was for LD to trade RMD "down" (heroin) for "up" (meth). Following their meeting, LD stated they drove RMD to Wal-Mart West. LD believes it was sometime around 9:00 PM, as he recalled seeing what time the store closed. He said they dropped RMD off near the entrance to the "Home" section and that was the last time he saw them. On the night before, LD recalled RMD having a bag full of meth. RMD was carrying a back-pack, always had two phones on him, and his head-set.

7. The report of Detective Pakkala, which indicates that while investigating this homicide, the following was detailed:

On May 2, 2022, Detective J. Peters and I made contact with NRC. It was believed that she would have insight into those believed to be involved in the death of RMD, as she was in a

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relationship with Gustavo CANTU. NRC agreed to speak to us. According to NRC, on the night/early morning hours prior to RMD being killed, she was with GUSTAVO. She stated she had kicked Gustavo out of her home for cheating on her with Larissa LUCAS.

NRC stated RMD had been staying with her for a bit during that time. According to NRC, RMD stole "thousands" (of dollars), jewelry, and about a pound or more of meth. The items were those of Alejandro (Alex) CANTU and she stated Gustavo seemed more upset about it. She had called RMD to bring the items back but he did not.

This information was corroborated by Detective Kempf, who interviewed citizen witness DD. DD confirmed that RMD would have robbed both Gustavo and Alejandro because both males stayed/lived at NRC's house at the time of the theft. There had been a fight between NRC and Alejandro/Gustavo because he was cheating on NRC. NRC had kicked the Cantu brothers out of her house. According to DD, RMD went over to the house when NRC was kicking them out and cleaned out all of their shit. DD told Detective Kempf that RMD showed her (DD) some of the stuff that he had stolen on April 19th from the Cantus. This included two handguns. RMD had also taken \$350 dollars in cash. DD knew it was this amount because she helped RMD count the money. DD said that RMD told DD that he had also stolen a pound or 1/2 pound of meth from them. RMD also took some timberland boots, tennis shoes, clothing, 3 gift cards and some phone cards. There had been a bag of jewelry that had also been taken by RMD.

According to NRC, on the night before RMD was killed and during the early morning hours of the next day, Gustavo was driving a gold Malibu. NRC said she was with GUSTAVO until around 3:00 AM on the morning that RMD was shot. She said he had left driving the Gold Malibu, was supposed to come back, but did not.

8. Detective Brad Biller with the Green Bay Police Department was able to identify DR as the mother of Alejandro Cantu's children and located her residence at 983 Shawano Ave #2 in the City of Green Bay, Brown County WI. Detective Biller contacted the owner of the duplex and found that the owner had installed a video surveillance system. During a subsequent review of the video by Detective Biller, he observed that Alejandro Cantu leaves the building in a rush at 4:44 AM on April 30, 2022 in a PURPLE Dodge Challenger. At the time, Alejandro Cantu was observed to be on his phone, and it was later determined through phone records that he was speaking with Gustavo Cantu. The Challenger is then seen in the area of the homicide by Detective Biller on video surveillance obtained from a business in the area.

9. During a review of surveillance video recorded at the approximate time of the homicide, collected from HJ Martin, which is located in close proximity to the area where the homicide took place, Detective Biller observed two vehicles arrive at the crime scene just prior to the homicide. Those vehicles included a Gold Malibu arriving at approximately 4:47AM and a Purple Challenger arriving at approximately 4:49AM. Detective Biller knows through various sources of information, including interviews with N.R.C. and corroborative surveillance footage, that the Gold Malibu observed on surveillance around the time of the homicide is consistent with the Gold Malibu that Gustavo Cantu is known to drive. Detective Biller collected surveillance footage that confirms that Alejandro Cantu is known to drive the Purple Challenger. Detective Biller also reviewed surveillance footage from HJ Martin immediately following the shooting and observed both the Purple Challenger and Gold Malibu leaving the scene of the shooting at approximately 5:03AM, heading eastbound on Western Avenue. Detective Biller then observed, through additional surveillance, Alejandro Cantu arrive back at

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the Shawano Ave address referenced in paragraph 8 at 5:07 AM, run into apartment 2, and then leave at 5:08 AM. These times are consistent with the time of the homicide that occurred at approximately 5:00 AM on April 30, 2022.

10. Detective Leick also reviewed surveillance from HJ Martin and Son that was captured on April 30, 2022 as it concerns the movements of the Gold Malibu and Purple Challenger. Leick observed that the Gold Malibu arrived at the scene of the homicide first, and then turned off its lights. The Purple Challenger arrived very soon after and is first observed driving by the location of the stationary Malibu. At this point in time, the driver of the Malibu signals to the Purple Challenger by flashing its headlights on and off. The Purple Challenger is then soon after observed backing in and turning off its lights. The Malibu and Challenger are parked very close to one another at this point in the surveillance.

11. The report of Detective Biller, which indicates in part that:

On May 9, 2022, Detective Pakkala and I traveled to the Delta County jail in Escanaba Michigan to speak to NATASHA POLAR. POLAR had been arrested on Saturday with **JACOB VENTURA DOB: 1/27/87** who was being named as the shooting suspect in this Homicide and who is the known significant other of POLAR. Also with the pair and arrested was RICHARD M DOXTATER.

We spoke with POLAR in an interview room and introduced ourselves. We explained to her that we were there to speak to her in regards to the death of RMD. Detective Pakkala read her *Miranda* rights and she agreed to speak with us.

POLAR indicated that on the morning of the homicide, GUSTAVO was at her house at 2215 Imperial Lane and that GUSTAVO and NRC were arguing over the phone. POLAR said that she and VENTURA were also fighting, and that VENTURA eventually told POLAR that he was going for a ride with GUSTAVO. POLAR said that GUSTAVO and VENTURA got in the car but they never went anywhere. She said they sat on the street.

Eventually she said that VENTURA came back inside. She said GUSTAVO never left after the incident in the car. She said the only time GUSTAVO left was around 10 pm and that he was only gone for an hour. She said after he came back he never left. Detective Pakkala and I questioned her on this. She continued to stick to the story that no one left, even though I confronted her with the fact that I had GUSTAVO on video well after the time she said he returned. POLAR then changed her story and said that GUSTAVO may have left but she wasn't sure, but she knew that VENTURA never left.

POLAR said that both GUSTAVO and ALEX returned to Imperial Lane around 4 am and were in a rush and told them they had to go. She said that they grabbed some items and fled. She said they went to Bonduel and stopped at a Kwik Trip to switch drivers. They then went to Tigerton and stayed for several days with a female named CC. POLAR said that CC was with them when they went to Michigan but she disappeared before they got arrested.

I told POLAR that I didn't want her to dig a hole for herself because I thought she knew more she was telling. I told her that there were too many people involved in this and we would eventually get the true story. I told her when that happened and we found out she lied to us

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today there was a chance that she could be roped into the situation. She said that she understood.

POLAR said that ALEX and GUSTAVO were talking about getting rid of something. I asked her what she thought they were talking about. She said "A Gun!" and said she wasn't stupid. I asked her if she had ever seen any of them with a gun. She said she had not. I asked her if VENTURA ever had a gun. She told me that she didn't allow it in the house and he never had a gun. I again stressed to her about what she knew. I explained to her she needed to be truthful.

I asked POLAR if she thought they had killed RMD. She said she thought they were just going to beat RMD up because he stole some "UP" from them. POLAR said she figured it out when she saw reports of RMD's death on the news. I told her she needed to be truthful with me and if she was just someone who knew the story she needed to tell me. She blurted out "OK it was GOOSE, it was GUSTAVO, It was GUSTAVO!" She put her head down and began to cry.

POLAR said that RMD came up and ran up on GUSTAVO from behind. POLAR said GUSTAVO wasn't supposed to do it. POLAR said that ALEX and VENTURA came walking up and GUSTAVO had already shot RMD. I asked her if she knew these details because she was there when the shooting took place. POLAR said no, that she knew these details because they told her those details.

I asked POLAR who brought RMD there (to the scene of the homicide). She told me she didn't know. I asked her how the men knew RMD was there. She said she didn't know that part of it. She said all she knew is that RMD came running at GUSTAVO and that he was already on the ground when ALEX came running up. She said ALEX said "What the fuck? What did you do?" POLAR then changed her story and said that VENTURA wasn't with them. I told POLAR that she just told me that VENTURA was there. POLAR denied this and said VENTURA was with her. I asked POLAR whose gun was used. She said she didn't know whose gun it was. I asked her if she knew what kind of a gun it was. She said she didn't know. POLAR said that VENTURA told her that the gun they had didn't aim very good. POLAR said VENTURA told her you could aim at something, and it would hit somewhere else. I asked her if VENTURA saw this happen or did GUSTAVO tell him. She said VENTURA told her that GUSTAVO told VENTURA that, because VENTURA wasn't there. She said GUSTAVO and ALEX must have already beat RMD up prior to the shooting. POLAR said she didn't even know if ALEX saw GUSTAVO shoot RMD.

It appeared at this point of the conversation that POLAR was now trying to distance ALEX from the situation as she kept saying he walked up after the shooting and that he might have been walking away when GUSTAVO shot RMD. She said she had no knowledge of why RMD was at the location he was killed and didn't know anyone that stayed there. She said that there was talk that morning before the Homicide that they were going to kick his ass, but that was all.

I questioned her again about her earlier statement that GUSTAVO never left 2215 Imperial Lane. She said GUSTAVO must have left, which contradicted what she said earlier. We questioned her again about when they left to go to Tigerton. She said that they stopped in Bonduel and switched drivers. She said she and VENTURA went inside to go to the bathroom. She said that after they switched drivers they went right to Tigerton. She said they stayed at CC's the entire week. CC is a friend of POLAR'S.

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POLAR described to Detective Biller that Gustavo Cantu, Alejandro Cantu, and Jacob Ventura physically fought victim R.M.D. prior to the shooting. POLAR stated that Gustavo Cantu eventually shot R.M.D. after R.M.D. allegedly reinitiated confrontation with Gustavo Cantu. POLAR indicated to Detective Biller that following the homicide, Alejandro Cantu and Gustavo Cantu fled the scene in vehicles. POLAR indicated that shortly following the homicide, she, VENTURA, Gustavo Cantu, and Alejandro Cantu traveled in two cars to the area of Bonduel, Wisconsin, and eventually ended up in Tigerton.

12. Detective Biller reviewed surveillance footage from Kwik-Trip located in Bonduel, Wisconsin and observed the Purple Challenger arriving and being quickly followed by the Gold Malibu at approximately 6:05AM on April 30, 2022. The Purple Challenger parks by the pumps at the Kwik Trip, while the Gold Malibu parks off screen. Surveillance footage confirms that Alejandro Cantu was the driver of the Purple Challenger and that Gustavo Cantu was the driver of the Gold Malibu. POLAR and VENTURA are seen exiting the Purple Challenger. The parties switch drivers and VENTURA drives the Gold Malibu with GUSTAVO as a passenger, while POLAR drives the Purple Challenger with Alejandro as a passenger.

13. The report of Detective Biller, which indicates in part that:

On May 17, 2022, I traveled with Detective Pakkala to the Delta County Jail in Escanaba Michigan to speak with NATASHA POLAR. She had reached out via one of the Corporals at that facility and requested that we come and talk to her again. She had told the Corporal that she could possibly tell us where the weapon used in the Homicide was now located.

We arrived in Escanaba and met with her in the same interview room of the Delta County Jail. She was again read her rights and agreed to speak to us. She first told us that we needed to look in the garage of CC's house. She said that ALEJANDRO and GUSTAVO were burning things in the garage. She then began to tell us about the connections that ALEJANDRO and GUSTAVO have to the Cartel and how VENTURA is a Latin King. She said that VENTURA and his brother have ties to Chicago.

She said she believed the gun might be in a pond near CC's home. She said that she and GUSTAVO had a conversation about where he could get rid of the gun. She said they were looking at maps on their phones and she was pointing out various ponds or bodies of water that he could dispose of it in. We asked her what happened the morning RMD was shot. She said that she remembered ALEJANDRO running into the house on Imperial and saying they had to go. She wasn't sure where GUSTAVO and VENTURA were at that time. She said that ALEJANDRO wanted to go to her friend CC's house in Tigerton. She said they left the house on Imperial and got on Highway 43 and then took Highway 172 to Highway 41 to 29. She said they switched drivers at the Kwik Trip in Bonduel and then took Leopolis Road to Tigerton. She said that they went to the gas station in Tigerton prior to arriving at CC's house. She said CC had no issues with them staying and allowed them to park the cars in the garage. POLAR said she went inside with CC while GUSTAVO, ALEJANDRO and VENTURA stayed in the garage.

POLAR said she went out into the garage and saw ALEJANDRO and GUSTAVO burning items in the corner back by the steps to the upstairs. She said that ALEJANDRO went up the stairs and into the upper area and put something in the rafters. She didn't know if it was the

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gun or something else. She said that after they cleaned up in the garage they ended up going into the house and finally went to bed.

The next day, POLAR said that VENTURA was worried that the cars might have ON STAR on them because they were newer vehicles. She said that they made her go out into the garage to check and see if the Malibu had ON STAR. She said she checked and the Malibu did have ON STAR but it wasn't activated. VENTURA told them it didn't matter and the car could still be tracked. GUSTAVO told her that ALEJANDRO had told their mom what had happened and that he was going soft.

POLAR then mentioned that there was a second gun that VENTURA had put in POLAR'S purse. She said that VENTURA told her this was not the murder weapon. She later told us that VENTURA got rid of this gun in Shawano when he sold it to someone, along with some power tools. POLAR said she and CC went with VENTURA to Shawano and he left them at a gas station while he went and sold the gun and tools. She said he wasn't dumb enough to pawn the items and that he was meeting with someone.

14. The report of Detective Pakkala, which indicates that on May 10, 2022, while with Detective Biller in Escanaba, Michigan, the two interviewed RICHARD M DOXTATER in relation to any information he may be aware of regarding the homicide of RMD. According to DOXTATER, he didn't know who was involved and no one was talking about it. DOXTATER stated he was friends with the two individuals he was arrested with, JACOB VENTURA and NATASHA POLAR. He knew that VENTURA was a "fugitive," as that is what VENTURA said when they were driving up. DOXTATER indicated that VENTURA said he (VENTURA) was involved in a homicide with Gustavo and Alex.

15. The report of Detective Pakkala, which indicates that:

On May 18, 2022, I contacted CC. I obtained her current phone number via the Extraction Report done on POLAR'S cell phone. When I called, a female answered. I asked if I was speaking to "[C]" and she said it was. I identified myself as a Detective with the Green Bay Police Department. I told her the nature of my call was to obtain information regarding the murder of RMD. CC stated, "I am not involved in that." I went on to tell her that I did not believe she was a suspect in his death. However, I knew that the suspects were, in fact, at her home.

According to CC, "Tasha" (POLAR) came to the house with "Jake" (VENTURA), "Alex" (ALEJANDRO), and Gustavo, who she said they were calling by some nickname. CC stated they came over and wanted to hide out for a while. I asked about vehicles they drove and where they parked. We had previously been told by POLAR that the gold Malibu and purple Challenger were parked in CC's garage upon their arrival at the home. CC stated they parked in her garage. According to CC, they were in the garage for a long time. CC stated she overheard VENTURA and his cousin Alex talking about getting rid of a gun. While inside the garage, CC saw that they were cleaning out the cars and may have been taking the plates off. From what she recalled, Gustavo left during the night, taking the purple Challenger. The next day, a girl arrived in a white 4-door car. This girl picked up Alex and they left together. CC stated she has not seen Gustavo or Alex since that time.

According to CC, VENTURA traded the other car, a white Lexis she thought (believed to actually be the gold Malibu) for a SUV with someone in Shawano. This was later confirmed by

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citizen witness DP, who indicated in an interview that VENTURA, who DP knows through prior contacts, arrived to her Shawano residence in a gold Malibu with POLAR. VENTURA loaned the gold Malibu to DP in exchange for use of her gray Santa Fe. CC, VENTURA, POLAR, and "Rick" (believed to be RICHARD M DOXTATER) would later go to the Island Resort Casino in the SUV. When CC started to hear what happened to RMD in Green Bay, CC left the Casino on her own. Shortly thereafter is when VENTURA, POLAR, AND DOXTATER were arrested.

I asked CC if we could meet her at her home, as we wished to search her garage. I reminded her that the suspects involved in the murder had used her garage to conceal their cars. In addition, by her own account, they cleaned out the cars. POLAR also provided information on the suspects burning something inside the garage, near the steps in the back. CC provided her consent for us to search her garage.

I photographed the garage at CC's residence, located at Picnic St. in Tigerton. The garage is white in color and consists of two levels. Access to the garage is limited to the two front, north facing garage doors and a second story access opening. Inside, there is a set of stairs leading to the second level. The steps are in the back, east side corner of the garage.

Detectives Biller, Scanlan, Peters, and I conducted the search. I photographed the interior of the garage and Detective Peters collected pictures in the upper level. Near the bottom of the steps, there was a spot where it appeared as though someone had lit a small fire. However, the garage appeared to be recently cleaned. Detective Peters, upon beginning his search of the second level, immediately observed a black, leather type backpack and black t-shirt. These two items were on the floor of the second level, near the stairwell opening, opposite of the south wall side. These two items, and the contents of the back-pack were collected as evidence. Detectives Peters and Scanlan transported the items of evidence to the Green Bay Police Department, where they were turned over to me.

At the scene, items from the back-pack were taken out and photographed. At that time, we noted a pair of glasses and headphone set, both items which RMD was known to possess. In addition, an amount of suspected methamphetamine was also located. I photographed the contents, back-pack, and t-shirt at the scene, as well as at the police department.

While en route to the Green Bay Police, I contacted ELD, asking if she had any images of RMD wearing glasses and/or if he in fact wore glasses. According to ELD, RMD did wear glasses. ELD later sent me a picture of RMD, captured on April 19, 2022. The image depicts RMD wearing identical glasses to the ones that we recovered as evidence in CC's garage. At the Green Bay Police Department, items of evidence were secured in individual bags. The following are items of interest related to RMD or this investigation:

Exhibit 003 Black T-Shirt (RMD was seen on April 29th wearing a black t-shirt)

Exhibit 004 Black Back-Pack (RMD was captured on April 29th video wearing this back-pack)

Exhibit 007 Toshiba Wireless Headphones (RMD is see on April 29th wearing these and is known to own them)

Exhibit 018 69.46 of Cloudy White Rock/Glass Substance (Field tested positive as meth. RMD is said to have stolen a large amount of meth from the suspects)

16. The reports of Detective Biller, which indicate that:

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On May 18, 2022, I reviewed video from the Marathon Station located at 610 E. Walnut Street. We had information that our victim RMD had been at the gas station the day prior to his Homicide. Detective Leick had reviewed the video and found RMD in the business at approximately 6:00PM.

Earlier in the day Detective Pakkala and I obtained consent to search the garage belonging to CC at Picnic Street in Tigerton, Wisconsin. We received information from NATASHA POLAR that after RMD was killed, she traveled to Tigerton with JACOB VENTURA, GUSTAVO (GOOSE) CANTU, and ALEJANDRO (ALEX) CANTU. In speaking to POLAR, she revealed that once the group arrived in Tigerton, GUSTAVO, ALEJANDRO and JACOB stayed inside the un-attached garage and cleaned out the vehicles. POLAR also revealed that Gustavo, Alejandro, and Jacob burned items inside the garage near a staircase that leads to the upper level of the garage. POLAR revealed that ALEJANDRO went up the stairs and concealed something in that area. She eluded that it may have been the gun or other items related to the crime.

We traveled to Picnic in the village of Tigerton and entered the garage. In the back southeast corner there was a set of stairs going to the upper level of the garage. Near those stairs on the cement floor was a two foot by two foot burn mark. It appeared that something was burned and then swept up in that area.

Detective Peters who was assisting us climbed the stairs and located a black T-shirt, along with a dark back pack, on the floor just to the north of the opening. Upon retrieving the back pack and T-shirt we did not locate anything with a name on it inside. We did, however, retrieve a set of headphones inside the backpack which were similar to the ones we had seen RMD wearing in other surveillance videos on the evening preceding the homicide, specifically the Shell Station.

My purpose of reviewing the Marathon video was to compare the T-shirt, Backpack and headphones seen in other videos prior to RMD's death with the items we had just retrieved in CC's garage. I viewed the video from Marathon and found an angle facing east in the lot. At approximately 6:00PM I was able to see RMD exiting the lot walking east. He was wearing a similar black T-shirt, the headphones, and the backpack. In viewing the video the headphones we found are wireless and I can see no wires that come from the headphones in the Marathon video. I also noted that the brand is brandished on the side of the ear pieces (Toshiba). In the Marathon video I cannot read the brand name but the ear pieces have a brand on them which appears to be the same size and length in characters brandished on the ear pieces. The black T-shirt is significant as RMD was found deceased *without* a shirt on. It is possible that his T-shirt was removed in the altercation before he was shot.

In looking at the backpack we recovered I compared it to the video from Marathon and it is the same general color and shape. It also had the zippers and buckles in the same place when compared.

Detective Biller was able to obtain video surveillance from Walmart West located at 2440 W. Mason Street in the City of Green Bay. Loss prevention was able to obtain video footage that depicted RMD on the evening of April 29, 2022. RMD was dropped off at approximately 9:54PM by a vehicle that is the same as the one RMD entered at the University Shell station earlier in the evening. RMD exited the vehicle and entered Walmart where he remained for

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some time. While in Walmart, RMD was observed purchasing two polo shirts that he subsequently transferred into his backpack. RMD is observed leaving Walmart at approximately 11:12PM.

Detective Biller further indicates that the two polo shirts RMD purchased appeared to be the same two shirts that detectives had located in the backpack found in the rafters of CC's garage in Tigerton. I checked the two shirts out in evidence and took photos of the sales tags that were still on them. I then traveled to Walmart West where I made contact with the Customer Service Desk. They were able to use their scanner on the photos that I took and verified that the polos were Walmart products. I then spoke to CRYSTAL who was able to locate a copy of the receipt from RMD's purchase. The two polo shirts located in the backpack in Tigerton are the same shirts purchased by RMD on April 29, 2022 at 11:03 PM at Walmart West. This shows that the backpack found in the rafters of the garage that was placed there by ALEJANDRO CANTU is RMD's.

17. On May 24, 2022, Detective Biller traveled with Detective Pakkala to the Oconto County Jail to interview CC, who had been picked up on unrelated warrants. During the course of the interview, CC indicated that she saw Ventura, Gustavo, and Alejandro switching plates and cleaning out the cars. CC said she asked POLAR if the cars were stolen and POLAR said that they weren't. I asked CC if any of them mentioned a gun. CC said the three men were talking about how to get rid of a gun. CC said she didn't hear any specifics about how they would dispose of a gun.

Detective Pakkala asked what vehicle that VENTURA and NATASHA used when they eventually left Tigerton. CC said they used the white vehicle. Detective Pakkala asked CC if she was confident that it was a Lexus. CC said she rode with GUSTAVO to the gas station and she believed it was. I asked her if I showed her a photo if she could identify the car. I showed CC the photo of the Gold Malibu that we had from HJ MARTIN and CC identified the vehicle as the one she rode in with GUSTAVO.

Detective Pakkala asked CC if she was with VENTURA and NATASHA when they traded the same car (the gold Malibu) for the SUV (DP's gray Santa Fe). CC admitted that she was, and that VENTURA had dropped them off at a Kwik Trip and had left with the car and returned with a silver SUV. CC indicated that this trade took place in Shawano.

CC further indicated to Detective Biller that VENTURA and NATASHA were observed in possession of cell phones upon their initial arrival in Tigerton. CC indicated that VENTURA and NATASHA got new phones after they subsequently went to Michigan. CC indicated that after she (CC) came back to Tigerton, she found the two phones that she saw VENTURA and NATASHA initially using (while in Tigerton and prior to going to Michigan) hidden under the bed in the room they stayed in at CC's home. These two cell phones were later collected by law enforcement.

I again clarified with CC that when NATASHA, Gustavo, Alejandro, and VENTURA first came to the house on the morning of the 30th, that NATASHA told CC that ALEX, GUSTAVO and VENTURA had been involved in something that you don't want to be. I asked about any drugs that CC saw. CC said VENTURA bought Heroin and Meth on the way up.

18. The report of Detective Pakkala, which indicates that:

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On June 1, 2022, Computer Forensic Examiner K. Danelski informed me that the Extraction Report was completed on Evidence #22-221174370025, which was Ventura's cell phone. The Extraction Report was done via a search warrant, applied for by myself. On June 2, 2022, I completed the attached Return of a Search Warrant form. The search warrant and return were turned in to the Clerk of Courts Office on June 2, 2022.

On June 2, 2022, Detective Biller and I reviewed the Extraction Report. The phone had an identifying cell number of (920) 327-3678. This number, as mentioned, has been identified as one of VENTURA'S phone numbers at the time of the homicide. The number was listed in POLAR'S contacts as "My Sexi Nerd" (VENTURA) and was also provided by NRC as being VENTURA'S.

Computer Forensic Examiner K. Danelski advised Detective Biller and I of images she located in a deleted items file. The images were screen shots of a conversation VENTURA, or the person using the phone, had with a subject named "Jackie." Per the Contact Section of the Extraction Report, "Jackie" was "Jackie Brown," at (715) XXX-5455. The images showed a 9mm handgun and tools, with a message pertaining to the sale of these items. In addition, the presumed buyer, "Jackie," provided his or her address, Riverside Dr., Shawano.

In addition to the images located by Computer Forensic Examiner Danelski, Detective Biller and I located a series of calls in the Call Log of the Extraction Report to "Jackie Brown." These calls, along with the images, were on May 4, 2022, which was consistent with VENTURA and POLAR being in Shawano, WI. It was around this date that VENTURA exchanged GUSTAVO'S gold Malibu for DP's Santa Fe. Of interest, on May 5, 2022, DP sends VENTURA the text, "You guys are safe right." This message, along with those located on POLAR'S cell phone Extraction Report, suggest DP was aware of some type of situation POLAR and VENTURA were involved in.

As mentioned, POLAR was aware that VENTURA had a handgun when they were in Shawano. She also informed us, and CC confirmed, that while in Shawano, VENTURA left to sell tools and the gun to a subject. These statements, as well as the information found on the Extraction Report, lead us to believe that VENTURA, who is a convicted felon, was in possession of a handgun.

Another item of interest located on the Extraction Report, were messages sent to VENTURA from "JPC." We know "JPC" to be the CANTU'S father, Jose P. CANTU. On May 7, 2022, the day that VENTURA and POLAR were arrested, Jose CANTU attempted to warn them that someone posted their whereabouts. CANTU stated, "Up north to get you" and "For what happened to that feg (fag) [R] ([RMD])".

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

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Subscribed and sworn to before me on
06/23/22

Electronically Signed By:

Meranda J Hillmann

Assistant District Attorney

State Bar #: 1102495

Electronically Signed By:

Hannah N Schuchart

Complainant