

STATE OF WISCONSIN

CIRCUIT COURT L

OUTAGAMIE COUNTY

STATE OF WISCONSIN,

Plaintiff,

-vs-

JASON L KING, D.O.B.: 7/23/76

3443 N Overland Road

Oneida WI 54155

Defendant.

CLERK OF CIRCUIT COURT
OUTAGAMIE COUNTY
Incident No. 02-0132-551/02-0140-538
Agency: Oneida Police Dept
FILED

OCT 22 2002

CRIMINAL COMPLAINT

AT _____ O'CLOCK
RUTH H JANSSEN

Case No.: 02 CF 87a

S/Sgt Coffey, being first duly sworn, on oath, on information and belief, states that on or about October 4, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: having been released from custody under Chapter 969 Wis. Stats., intentionally fail to comply with the terms of his bond, to wit: the defendant did commit another crime while on a \$1000.00 signature bond for Brown County Case. No. 02CF00658, contrary to Wis. Stats. §946.49(1)(b). For this Class D Felony offense, the Court may impose the penalty of a fine not to exceed \$10,000 or imprisonment not to exceed 10 years, or both, pursuant to §939.50(3)(d), Stats. and 1997 Wis. Act 283.

Further, upon a felony conviction, the Court shall order the defendant to provide a biological specimen to the State Crime Laboratory for DNA analysis and may impose a DNA surcharge pursuant to §§973.047(1f) and 973.046(1g), Stats.

COUNT 2: That on or about October 21, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: having been released from custody under Chapter 969 Wis. Stats., intentionally fail to comply with the terms of his bond, to wit: the defendant did commit another crime while on a \$1000.00 signature bond for Brown County Case. No. 02CF00658, contrary to Wis. Stats. §946.49(1)(b). For this Class D Felony offense, the Court may impose the penalty of a fine not to exceed \$10,000 or imprisonment not to exceed 10 years, or both, pursuant to §939.50(3)(d), Stats. and 1997 Wis. Act 283.

Further, upon a felony conviction, the Court shall order the defendant to provide a biological specimen to the State Crime Laboratory for DNA analysis and may impose a DNA surcharge pursuant to §§973.047(1f) and 973.046(1g), Stats.

COUNT 3: That on or about October 4, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: intentionally cause bodily harm to another person without that person's consent and with intent to cause bodily harm to that person or another, to wit: the defendant caused bodily harm to Angela Denny, contrary to Wis. Stats. §940.19(1). For this

Class A Misdemeanor offense, the Court may impose the penalty of a fine not exceed \$10,000.00 or imprisonment not to exceed nine months, or both, pursuant to Wis. Stats. §939.51(3)(a).

COUNT 4: That on or about October 21, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: intentionally cause bodily harm to another person without that person's consent and with intent to cause bodily harm to that person or another, to wit: the defendant caused bodily harm to Angela Denny, contrary to Wis. Stats. §940.19(1). For this Class A Misdemeanor offense, the Court may impose the penalty of a fine not exceed \$10,000.00 or imprisonment not to exceed nine months, or both, pursuant to Wis. Stats. §939.51(3)(a).

COUNT 5: That on or about October 4, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: in a private place, engage in violent, abusive, profane, boisterous, unreasonably loud or otherwise disorderly conduct, under circumstances in which such conduct tends to cause or provoke a disturbance, to wit: the defendant caused a disturbance at N6475 Deerpath Drive, contrary to Wis. Stats. §947.01. For this Class B Misdemeanor offense, the Court may impose the penalty of a fine not to exceed \$1,000.00 or imprisonment not to exceed 90 days, or both, pursuant to Wis. Stat. §939.51(3)(b).

COUNT 6: That on or about October 4, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: in a public place, engage in violent, abusive, profane, boisterous, unreasonably loud or otherwise disorderly conduct, under circumstances in which such conduct tends to cause or provoke a disturbance, to wit: the defendant caused a disturbance in the parking lot of Mike and Diane's Bar at 141 W. Service Road, contrary to Wis. Stats. §947.01. For this Class B Misdemeanor offense, the Court may impose the penalty of a fine not to exceed \$1,000.00 or imprisonment not to exceed 90 days, or both, pursuant to Wis. Stat. §939.51(3)(b).

COUNT 7: That on or about October 21, 2002, in the Town of Oneida, Outagamie County, Wisconsin, the defendant did: in a private place, engage in violent, abusive, profane, boisterous, unreasonably loud or otherwise disorderly conduct, under circumstances in which such conduct tends to cause or provoke a disturbance, to wit: the defendant caused a disturbance at N6475 Deerpath Drive, contrary to Wis. Stats. §947.01. For this Class B Misdemeanor offense, the Court may impose the penalty of a fine not to exceed \$1,000.00 or imprisonment not to exceed 90 days, or both, pursuant to Wis. Stat. §939.51(3)(b).

AND FURTHER ADVISING THAT if the Court imposes a fine and makes a finding that the criminal conduct involved "Domestic Abuse" as defined in Wis. Stats. §968.075, the Court shall

impose in addition to the fine and other costs, a domestic abuse surcharge of \$50.00 for each offense, pursuant to Wis. Stats. §973.055(1).

REPEATER PROVISION: it is alleged that the defendant is a repeater as defined in Wis. Stats. §939.62 in that he has been convicted of at least a misdemeanor on three separate occasions in the past five years and/or has been convicted of at least one felony in the last five year period, to-wit:

<u>OFFENSE</u>	<u>DATE OF CONVICTION</u>	<u>MISDEMEANOR/FELONY</u>
Criminal Damage to Property	11/4/99	Misdemeanor
Criminal Damage to Property	11/4/99	Misdemeanor
Criminal Damage to Property	11/4/99	Misdemeanor

and that the above convictions remain on record and unreversed, and therefore the defendant is a repeater under the provision of §939.62, and subject to an increased maximum possible penalty.

MAXIMUM POSSIBLE PENALTY: The maximum possible penalty for Counts One and Two may be increased by not more than two years for each count. The maximum possible penalty for Counts Three, Four, Five, Six and Seven may be increased to not more than three years for each count.

AND PRAYS SAID DEFENDANT BE DEALT WITH ACCORDING TO LAW; AND THAT THE BASIS FOR THE COMPLAINANT'S CHARGE OF SUCH OFFENSE IS AS FOLLOWS:

Complainant states that he is an officer with the Outagamie County Sheriff's Department and bases this complaint upon the reports and investigations of Officer Matthew Ninham, Officer House, Officer Maxam and Officer Drew-Skenandore of the Oneida Police department, as well as the statements of Angela Denny, Charlotte Matthews, Theresa Romero and Michelle Paider. The statements of complainant, Officer Matthew Ninham, Officer House, Officer Maxam and Officer Drew-Skenandore are presumed truthful and reliable as sworn law enforcement officers. The statements of Angela Denny are presumed truthful and reliable as an adult citizen witness and victim of a crime. The statements of Charlotte Matthews, Theresa Romero and Michelle Paider are presumed truthful and reliable as adult citizen witnesses.

Complainant reports that Officer Matthew Ninham and Sgt House were dispatched on October 4, 2002, to 141 W. Service Road in the Town of Oneida for a disturbance report. Upon arrival, officers met with Theresa Romero, DOB: 4/20/54, an employee from Hilltop Shell, which is located next door to where the incident occurred. Romero stated that when she went outside, a beer bottle was thrown from the parking lot of Mike and Diane's Bar and landed near her. Romero stated that she saw a man yelling at a girl stating, "Go ahead! You wanna hit me with that bottle!" Romero stated that the woman was wearing a dark blue sweatshirt and had long brown hair that was pulled back in a pony tail. Romero stated that some other

women came out of Mike and Diane's Bar and brought the woman inside.

Officer Ninham reports that he and Officer House then went to Mike and Diane's Bar located 141 W. Service Road in the Town of Oneida, Outagamie County, Wisconsin. Officer Ninham spoke with the female subject involved in the incident who was identified as Angela Denny, DOB: 5/25/74. Denny stated that she began to argue with her boyfriend, Jason King, DOB: 7/23/76, at her home located at N6475 Deerpath Drive in the Town of Oneida, Outagamie County, Wisconsin. Denny stated that her roommate, Charlotte Matthews, DOB: 7/13/75, came home and King began to yell at her. Denny stated that King was using vulgar language towards Matthews, calling her a fucking bitch and a bitch friend. Denny stated that King was yelling very loudly at her calling her a fucking bitch also. Denny stated that on the way out, King flicked a lit cigarette at Matthews, who was sitting at the kitchen table. Denny stated that she and King then went to Mike and Diane's Bar and they continued to argue in the car. Denny stated that when they arrived at the bar, she attempted to get out of the car but King grabbed her by her shirt and pulled her back in. Denny attempted to get out of the car again and King tried to pull her back in. Denny stated that she pulled away and began walking towards the gas station next door when King threw a Bud Light beer bottle at her. Denny stated that she tried to walk back over to her car and get in but King ran after her and opened up the passenger door. Denny stated that she closed the door and ran over to Beavers Bar and he pursued her, calling her a bitch. Denny stated that King caught her and held her against a truck in the parking lot, by wrapping his arms around hers. Denny stated that she told him to let her go several times but he would not. Denny stated that she began to yell at him to let her go but he still would not let her go free. Denny stated that she then bit King in the chest in an attempt to get away from him. Denny stated that King let her go after that and she attempted to run to her car but he caught her and pushed her up against the trunk of the vehicle. Denny stated that she tried to get away from him but he ran after her and pushed her to the ground. Denny stated that when she hit the ground, she hit the back of her head on the pavement and scraped her back up. This is when the women from the bar came outside and brought Denny inside of the bar. Denny stated that at no time did she give Jason King permission to harm her in anyway. Denny indicated that the physical contact did cause her to suffer pain.

Officer Ninham reports that Charlotte Matthews, DOB: 7/13/75, provided a written statement regarding this incident. Matthews stated that Denny let her in and went back in the bedroom. Matthews stated that she could hear Jason King calling Denny a bitch and also stated, "You bitch you better bring me home." Matthews stated that King was also calling Matthews the bitch friend. Matthews stated that King also flicked a cigarette at her and called Matthews a fucking bitch as she was sitting at the table in the kitchen.

Officer Ninham spoke to the bartender, Michelle Paider, DOB: 6/25/66. Paider stated that she saw two people through the window running back and forth. Paider stated that she saw the male push Denny up against the back of a car. Paider stated that she went outside and saw

Denny lying on the ground crying. Paider stated that the male walked by and stated, "Fucking bitch."

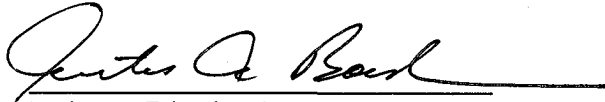
On October 21, 2002, Officer Drew-Skenandore reports that she and Officer Maxam were dispatched to N6475 Deerpath Drive in the Town of Oneida, Outagamie County, Wisconsin, for a domestic abuse complaint. Upon arrival, Officer Drew-Skenandore spoke with Angela Denny, DOB: 5/25/74. Officer Drew-Skenandore reports that Denny was upset and crying. Denny stated that her boyfriend, Jason King, DOB: 7/23/76, had been drinking since 2:00 pm that day and began to instigate an argument with her. Denny stated that King started to argue with her regarding a letter she received from one of King's male friends. Denny stated that King continuously tried to provoke an argument with her. Denny stated that at one point, King pushed Denny while she was walking down the hallway and then pushed her on the bed and held her down, preventing her from getting up. Denny stated that King held her down by placing his arms across her neck area. Denny stated that King did cause her pain at the time he was holding her down. Denny stated that in no way did she give King permission to harm her.

Complainant reports that he has reviewed the records of the Brown County Clerk of Courts office, which records are presumed truthful and reliable as kept in the normal and ordinary course of business. Complainant reports that he has specifically reviewed a copy of a bond form in Brown County Case No. 02CF00658, State of Wisconsin vs. Jason King, DOB: 7/23/76. Complainant reports that this bond form is a \$1000.00 signature bond which was signed by Jason King on August 16, 2002. Complainant reports this bond form indicates that Jason King is to have no further violations of the law and is not allowed to have contact with Angela Denny. Complainant reports that as of October 4, 2002 and October 21, 2002, this bond was still in effect.

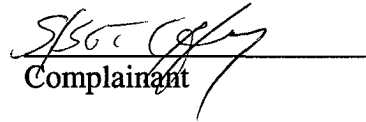
Complainant also bases this complaint upon the records of the Circuit Court Automation Program (CCAP). Complainant states that he believes these records to be truthful and reliable as they are records kept in the everyday course of work. Complainant states that these records indicate that Jason L. King, DOB: 7/23/76, was convicted of the three misdemeanor offenses of Party to Criminal Damage to Property as a Repeat Offender, pursuant to Wis. Stats. §§943.01(1), 939.05 and 939.62 on November 4, 1999 in Brown County Case No. 99CM01611. Complainant states that these convictions remain on the record and unreversed.

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Criminal Complaint
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Subscribed and sworn to before
me and approved for filing this
22 day of October 02.



Assistant District Attorney
Assigned Attorney: Kimberly A. Tenerelli


Complainant

king.kat/jms