

FILED
01-29-2024
Clerk of Circuit Court
Brown County, WI
2024CF000191
Honorable Tammy Jo
Hock
Branch 3

STATE OF WISCONSIN**CIRCUIT COURT****BROWN COUNTY**

STATE OF WISCONSIN

Plaintiff,

vs.

MAURICIO ANGEL POWLESS
3011 West Point Road
Green Bay, WI 54313
DOB: 07/08/2005
Sex/Race: M/I

Defendant.

DA Case No.: 2024BR000611
Assigned DA/ADA: Bryant M Dorsey
Agency Case No.: 24-204314
24-203462
24-203459
Court Case No.: 2024CF _____

CRIMINAL COMPLAINT*For Official Use*

Complainant, Bryant M. Dorsey, an Assistant District Attorney, being first duly sworn on oath, deposes and says that:

Count 1: ATTEMPTED 1ST DEGREE CHILD SEXUAL ASSAULT - SEXUAL CONTACT WITH A CHILD UNDER AGE 13

The above-named defendant, on or about Saturday, January 20, 2024, in the City of Green Bay, Brown County, Wisconsin, attempted to have sexual contact with a person who has not attained the age of thirteen, Victim 1, 10 years of age, contrary to sec. 948.02(1)(e), 939.32 Wis. Stats., an attempt to commit a Class B Felony, and upon conviction may be sentenced to a term of imprisonment not to exceed thirty (30) years.

Count 2: FALSE IMPRISONMENT

The above-named defendant, on or about Saturday, January 20, 2024, in the City of Green Bay, Brown County, Wisconsin, did intentionally confine Victim 1 and Victim 2, without their consent, and with the knowledge that he had no lawful authority to do so, contrary to sec. 940.30 Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 3: 2ND DEGREE SEXUAL ASSAULT OF A CHILD UNDER 16 YEARS OF AGE

The above-named defendant, on or about Saturday, January 20, 2024, in the City of Green Bay, Brown County, Wisconsin, did have sexual contact with a child under the age of sixteen, Victim 3, 13 years of age, contrary to sec. 948.02(2) Wis. Stats., a Class C Felony, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than forty (40) years, or both.

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Count 4: 2ND DEGREE SEXUAL ASSAULT OF A CHILD UNDER 16 YEARS OF AGE

The above-named defendant, on or about Thursday, January 25, 2024, in the City of Green Bay, Brown County, Wisconsin, did have sexual contact with a child under the age of sixteen, Victim 4, 13 years of age, contrary to sec. 948.02(2) Wis. Stats., a Class C Felony, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than forty (40) years, or both.

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 he has had the opportunity to review the police reports from officers 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.

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

1. Complainant's review of the report of Officer Brandon Eick of the Green Bay Police Department, which indicates the following:

On January 20, 2024, I, Officer B. Eick, was working for the Green Bay Police Department, in the City of Green Bay, Brown County. I was dispatched to a possible sexual assault at 865 Lombardi Ave., Tundra Lodge. Call notes indicated that an unknown individual wearing a red hoodie tried to pull down the pants of a juvenile and block them from getting out of an elevator.

Upon my arrival, I made contact with Victim 1, a 10 year old female, and her friend Victim 2, a 13 year old female. I also made contact with the complainant, Victim 2's mom, SVM.

Upon speaking with Victim 1 and Victim 2, they informed me that they were on the third floor of Tundra Lodge near their rooms when a male, who they described as a male possibly native or Latino wearing a red coat with a native design on it, pulled Victim 1's pants down. I asked Victim 1 if the male touched her anywhere else and she said that the male was unable to touch her anywhere else.

Upon gathering further information in regards to the description of the male, Victim 1 and Victim 2 told me that the male had a small mustache and a short beard. They also said he was wearing a dark colored baseball cap and possibly had a neck tattoo.

Victim 1 and Victim 2 said that after the male pulled down Victim 1's pants, he ran out of the elevator and into the stairwell but they did not know where he went after that. After gathering a

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description of the male, I asked SVM to take the kids back to their rooms while myself and other officers searched the property for the suspect.

While on scene officers were made aware of a second sexual call involving the same suspect, as the descriptions were the same. I also spoke to JJH who was the only person that had access to the cameras but he was out of town. JJH advised me that there were no cameras in the hallway nor the elevators.

I along with other officers began to knock on all the rooms located on the third floor. I checked the west side of the complex on the third floor but was unable to locate anyone matching the description of the male.

I eventually re-initiated contact with Victim 1, who agreed to provide a written statement. Victim 1's statement is summarized as follows:

Victim 1 and her friend Victim 2 were looking for their friend so they went to the elevator that was near their room. When they entered the elevator a male wearing a red zip sweater with a native design, silver or gold chain, a baseball cap, and had a short beard and small mustache entered the elevator.

When he was inside the elevator, Victim 1 said the male tried to close the door with his hands, but this caused the door to reopen. The male then began to get closer to Victim 1 and she was yelling at him to get away but the male didn't. The male then grabbed Victim 1's pajama bottoms and pulled them down. Victim 1 said that her underwear never came down with her pajama bottoms.

Victim 1 then said that when her bottoms were pulled down she began to scream. The man then put his hand in between the door of the elevator to stop it from closing. He then ran to the stairwell. Victim 1 then said they called Victim 2's mom and she was able to find them. Victim 1 also said that the man was standing in front of the door preventing her and Victim 2 from leaving.

2. Complainant's review of the report of Officer Thomas Buchmann of the Green Bay Police Department, which indicates the following:

On Saturday, January 20, 2024, at approximately 7:50 PM, I, Officer Buchmann, was dispatched to the Tundra Lodge Resort, 865 Lombardi Ave., Green Bay, Brown County, Wisconsin, to assist with the investigation into the multiple acts of sexual assault against children.

Upon arrival, I made contact with Victim 2, a 13 year old female, who agreed to provide a written statement. Victim 2's statement is summarized as follows:

Victim 2 advised that she was at the Tundra Lodge with her friends celebrating her birthday. Victim 2 was on the 3rd floor with her friend, Victim 1, when they went to go find some other friends. They entered the elevator and a male entered the elevator. When the elevator door closed, the male got closer to them and tried to grab and pull down Victim 1's pants. While doing so, the male said, "What's wrong?" Both girls started screaming and the male left the elevator (it never left the 3rd floor.) The male ran to the stairwell and ran down the stairs. Both

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girls left the elevator and ran screaming for Victim 2's mom. They found Victim 2's mom and told her what happened. Victim 2 was not touched by the male. Victim 2 has never seen this male before this event.

Victim 2 described the male as 5'9", beige baseball cap, short black hair, eyeglasses, dark eyes, red or blue Native American patterned pullover sweater, skinny, late teens to early 20s, less than a goatee, but some facial hair, a mole above his lip and a tattoo on his neck.

3. Complainant's review of the report of Officer Tessa Dimity of the Green Bay Police Department, which indicates the following:

On Saturday, January 20, 2024, I, Officer T. Dimity, was dispatched to the Tundra Lodge located at 865 Lombardi Avenue, in Green Bay, Brown County, Wisconsin, for a sexual assault call. Call notes indicated that a complainant was calling in stating that approximately five minutes ago, someone tried to assault her daughter and her daughter's friend. They stated that a male/white with a red hoodie had tried to pull down their pants and blocked them from getting out of the elevator.

Upon my arrival, Officer Eick was already on scene speaking with the complainant, who was identified as SVM. Officer Eick informed me that the incident had occurred in an elevator on the third floor and that the male had exited the elevator on the third floor. I responded to the front desk to attempt to speak to front desk staff to see if they had any video footage regarding the incident.

While I was at the front desk waiting to speak with their staff about their cameras, another female approached the front desk along with her two children. The female was identified as EKB. EKB informed me that just prior to her coming to the front desk, a male had sexually assaulted her daughter. Her daughter was identified as Victim 3. There was another child present with her during the assault. The two children described the male as a male/white with darker hair, a black baseball cap, and a red and blue sweater. Victim 3 stated that the male had grabbed her buttocks twice and ran from the scene as she knocked on the door to try to get her mom to let her into their room.

I then met with Officer Eick to discuss with him who this possible suspect was. It was discovered that the suspects were most likely the same person, and I asked dispatch to send a few more officers to the scene to assist in sweeping the premises to ensure that the male was no longer on scene. A sweep of the common areas of the hotel was done on each floor by several officers. After the sweep was done, I responded to the third floor with other officers to start knocking on all of the doors on the third floor. Officers knocked on every door on the third floor in an attempt to make contact with anybody that may have seen the male. Officers spoke to two occupants of a third floor room who stated that they witnessed a male matching our suspect's description exit out of "Door 6" and headed north on foot. Officer Rager attempted a track with K-9 Mattie, but the track was contaminated.

Officers were provided with a list of all of the current guests at the hotel. All of the bars in the area were checked by several different officers as well as businesses, hotels, and gas stations to see if anybody had seen the male.

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4. Complainant's review of the report of Officer Colton Moore of the Green Bay Police Department, which indicates the following:

On Saturday, January 20th , 2024, at approximately 7:48 PM, I, Officer Colton Moore, responded to the Tundra Lodge to assist with the sexual assault investigation. Call notes stated that about five minutes prior, an approximate 20-year-old white male with a red hoodie had tried to assault the complainant's daughter and her friend by trying to pull down their pants and had also blocked them from getting out of the elevator. Incident #24-203462 was created shortly after officers arrived on scene where another family reported a sexual assault by the same male to their daughter. For #24-203462, the female juvenile that was sexually assault by the male was verbally identified as Victim 3.

I discovered that the Tundra Lodge employee who saw the male was verbally identified as TMS. I was advised that TMS had let the male into the building about 30-45 minutes prior through stairwell door #2. TMS described the male as having long black hair tied in a ponytail with a red jacket that resembled a spring jacket or windbreaker, and looked to be more of the homeless type. I went with TMS through the following vacant rooms, #319, #322, and #325, and they were all clear.

Prior to going to the rooms with TMS, I called and spoke to a Kwik Trip manager at the 935 Lombardi Ave. location around 20:09 hours where they stated they had seen a male that matched that description possibly about 45 minutes to me calling.

I eventually made contact with Victim 3, a 13 year old female, who agreed to provide a written statement. Victim 3's statement is summarized as follows:

Victim 3 and her minor brother were walking down the hall from the water park to their room on between 7:15 PM and 8:00 PM on January 20th. When we were near their room, a male walked by them, and her brother whispered to Victim 3 that the male looked sketchy. This male was speedwalking towards them and came through the same staircase door that he later ran out of, which was near our room. They thought he looked sketchy because of how he was walking and looked. He looked to be a darker white male with glasses, a thin long sleeved red/blue sweatshirt, black baseball cap, dark brown hair, dark colored sweatpants, possibly with a shaved face except he had a brown goatee, and had a pale look on his face like he was scared to do something.

They walked to the door to their room and were standing outside knocking on the door trying to get their mother to open the door for them. The male must have turned around at one point after he walked by them because as they were standing by the door, the male suspect grabbed Victim 3's right butt cheek with two hard squeezes and said "Hee Hee " in a deep male voice. After the male grabbed Victim 3's butt, it took her a second to process what just happened. Victim 3 looked and saw the male was running away from them. Victim 3 started knocking harder, screaming, and crying loud for her mother saying, "Mom! Someone just grabbed my butt! " Victim 3's mother opened the door and bolted to the right after leaving our room due to the male running that direction and leaving through the same stairwell door he had entered through. Victim 3 stated she did not give this male consent to do what he did to her.

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5. Complainant's review of the report of Officer Lucy Elfman of the Green Bay Police Department, which indicates the following:

On January 25, 2024, I, Officer Lucy Elfman, was dispatched to a sexual assault report at the Tundra Lodge located at 865 Lombardi Avenue, Green Bay, Brown County, Wisconsin. Call notes stated a girl was groped by an adult male in the elevators.

Officer Brenteson spoke to Victim 4, a 13 year old female, who indicated that the assault took place around 19:45 hours on January 25th. The male suspect was described as having glasses with a beard, disheveled hair, and wearing dark clothing. The suspect description and nature and location of the incident sounded similar to the other sexual assault in the elevator at Tundra Lodge from earlier in the week. I was able to review surveillance footage at the hotel. Some cameras are nonfunctional, such as Doors 2-6. I found footage of interest below:

19:31 hours: A male wearing dark clothing and eyeglasses enters the conference center entrance. The male appears to have either prominent sideburns and/or facial hair. He is on the phone and appears to have a ponytail. The male also appears to have possible lanyard on his person. Male appears to be average build.

19:41 hours: The same male is now seen on the first floor on the employee entrance camera. The male enters the bathroom and remains there for approximately one minute before exiting to the right.

19:47:43 hours: The same male is again seen on the first floor employee entrance camera. The male does not enter the bathroom and again exits to the right.

19:47:52 hours: The same male's lower body is seen again on the employee entrance camera, this time walking to the left towards the elevator where the assault took place. The male's gait and clothing matches that of the full body camera views.

19:48:03 hours: The victim's lower body can be seen walking to the left on the employee entrance camera towards the elevator where the assault took place. The victim's gait and clothing matches that of when I saw her in person.

19:48:32 hours: The victim is quickly running to the right on the employee entrance camera.

19:49 hours: The victim and her family members walk to the left towards the elevator where the assault took place on the employee entrance camera.

I reviewed the employee entrance, main entrance, and conference room entrance cameras until 2000 but did not see the male exit. It is possible the suspect male exited out an area where there were no cameras.

6. Complainant's review of the report of Officer Jacob Brenteson of the Green Bay Police Department, which indicates the following:

On January 25, 2024, at approximately 2000 hours, Victim 4, a 13 year old female, was waiting by the elevator next to the pool on the lower level. As she was waiting, a male white in his 40s, approximately 6', skinnier build, wearing a black jacket and black glasses, with a long black

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beard came up behind Victim 4 and said, "kiss me", and then the male pinched Victim 4's buttock. Victim 4 did not give anyone permission to touch her like that.

7. Complainant's review of the report of Officer Thomas Conley of the Green Bay Police Department, which indicates the following:

On Friday, January 26, 2024, at approximately 3:15 PM, I, Officer Conley, was working in full uniform for the Green Bay Police Department. While doing so, I was looking for a Kia with WI plate #AVM-2595 where the male suspect, identified as Mauricio A. Powless, dob: 07/08/2005, was wanted for sexual assaults that had occurred at Tundra Lodge. At this time, I was checking Ashland Ave. due to this vehicle hitting on FLOCK camera near Lombardi/Ashland northbound minutes before. I later received another FLOCK alert that the vehicle was now southbound from University/Irwin, and I re-routed in that direction.

When I passed Main/Webster eastbound looking for the vehicle, Officer Strojny called out with the vehicle south on Webster at Doty. I made a U-turn and began to try and catch up to help with conducting a traffic stop as the male had made mention of self-harm prior to leaving his residence at 3011 West Point Rd. Officer Strojny advised the vehicle was now west over the Mason St. Bridge.

I caught up and observed the Kia was in the inside lanes of westbound traffic with a civilian vehicle behind it, open lanes to the north, and no vehicle around him to the front. At this point, officers had the opportunity to box Powless in, and Officer Dimity moved out in front of him as I moved up alongside the passenger side of his vehicle. I activated my emergency lights and stayed alongside him to prevent an escape route. I got on the air and advised Officer Dimity to slow down as there had been a large enough gap for Powless to flee if he had attempted to flee. Officer Dimity slowed down, which caused Powless to slow to a stop. Powless' vehicle did not come into contact with Officer Dimity's squad car, or my squad car.

I exited my driver's door and drew my service weapon as I began to order the occupants to keep their hands up. At approximately 3:19 PM, I ordered the passenger to roll the window down. He complied and I ordered Powless to turn the vehicle off, and then throw the keys out the passenger side window which he also complied with. I ordered the passenger out when I opened the door and directed him back towards officers where he was detained without incident. I maintained visual on Powless and advised him to keep his hands up until I was asked to order him out to officers behind his vehicle. I advised him to open the driver's door and keep his hands up. I also advised him that if he ran, he was going to be bit by the dog. Once Powless exited, other officers took over commands and called him back where he was taken into custody without incident. The remainder of the vehicle was cleared without locating anyone else inside.

8. Complainant's review of the report of Detective Craig Brey of the Green Bay Police Department, which indicates the following:

I, Detective Brey, of the Green Bay Police Department, was assigned to investigate three sexual assaults that occurred at the Tundra Lodge, located at 865 Lombardi Avenue. After reviewing the reports, and looking at some video surveillance, I was able to locate an individual on video surveillance from the Tundra Lodge that matched the description that the two victims from 24-203459 had described and what the victim from 24-203462 had described. I did

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contact the victims' parents of 24-203459, which would be Victim 2 and Victim 1 and the parent of Victim 3 from 24-203462. I provided them pictures of the subject that I located on the video surveillance and was advised by Victim 3's parents and Victim 2's parents that that was indeed the suspect that had assaulted Victim 3 and Victim 2. I was also notified of the additional case that came in on 01/25/2024, which was 24-204314. This individual seemed to match the description of the other two reports. Based on this information, I requested that an immediate release be put out immediately in an attempt to identify this individual.

On January 26, 2024, I received a phone call to my work cell from an individual who identified himself as BSM. BSM stated that he knew who the person was in the press release and stated it was his son, Mauricio A. Powless, dob: 07/08/2005. I asked BSM how he knew it was his son and he stated because his son was laughing about it, and he wasn't sure what he was laughing about, but he also knew that it was him just by looking at the video surveillance. BSM had advised me that he was not sure where Mauricio was; however, he did state that Mauricio was riding around in his gray SUV.

Officers were able to locate Mauricio and take him into custody without incident and brought him to the Green Bay Police Department where he was placed in interview room #1. I responded to the Green Bay Police Department and asked Mauricio if he wanted his parents in the interview room and he stated, "Fuck no." After talking to Mauricio about that, I read Mauricio his Miranda Rights.

On January 26th at approximately 4:11 p.m., Mauricio stated he understood his rights and that he was willing to answer questions and/or make a statement.

I explained to Mauricio the reason I wanted to talk with him and he advised that he kind of knew what it was about and I explained to him that it was about some incidents that occurred at the Tundra Lodge. Mauricio confirmed that he did some stuff at the Tundra Lodge and he was willing to tell me everything that happened. I did note that Mauricio appeared to be lucid, was not under the influence of any drugs or alcohol. Mauricio had informed me that he graduated high school and he held a job. Mauricio then provided the following statement:

Mauricio stated about a week ago he went to the Tundra Lodge with his Kia Sorento SUV, which is gray in color. Mauricio said he was by himself and he was wearing a blue Pendleton jacket. He said he parked by a side door and a person left him in the side door. Mauricio said once he was inside the Tundra Lodge, he walked around until he saw somebody.

Mauricio stated the first incident occurred with two girls in the elevator. He said he went into the elevator with the two girls. The elevator door did not shut. Mauricio said he pulled the one girls pants down and he walked out. Mauricio said the girl was wearing a long shirt and he was not sure if her underwear came down.

Mauricio stated the second incident occurred on the same night. He stated he came across a girl who was with her little brother and they were knocking on a room door. Mauricio stated he walked up behind the girl and he grabbed her butt and he took off running. Mauricio stated this was the only two incidents that occurred that night.

Mauricio stated last night, which would have been January 25th, he again drove to the Tundra Lodge. He went inside via a sliding door. Mauricio stated once he was inside he walked past

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the pool area and he saw a girl trying to get into the elevator. Mauricio said he walked up to the girl, grabbed her butt and asked her for a kiss and the girl said no. Mauricio said he then ran to his car and left.

Mauricio said on today's date, January 26th, in the early afternoon hours he met with his friend Simon and told Simon everything that he had done. Mauricio stated he was sorry for what he did. He started to cry. He stated he's never done anything like this in the past and he's not sure why he did what he did. Mauricio stated he has not been diagnosed with any mental health issues, but stated he feels he should be tested.

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

Subscribed and sworn to before me on 01/29/24 Electronically Signed By:

Electronically Signed By:

Claire E Lamal

Assistant District Attorney

State Bar #: 1126815

Bryant Dorsey

Complainant