

STATE OF WISCONSIN - VS - Alexis Rae Webster

protection from exposure to the distribution or manufacture of controlled substances, as defined in s. 961.01 (4), or controlled substance analogs, as defined in s. 961.01 (4m), or to drug abuse, as defined in s. 46.973 (1) (b) so as to seriously endanger the physical, mental, or emotional health of the child, and the natural and probable consequences of this violation would be harm under 948.21(3) par (a), (b), (c) or (d), Wis. Stats., although the harm did not actually occur, and the child had not attained the age of six years when the violation was committed, contrary to sec. 948.21(2)&(3)(e), 939.62(1)(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.

And further, invoking the provisions of sec. 939.62(1)(b) Wis. Stats., because the defendant is a repeater, having been convicted of three misdemeanors on 09/16/2022, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased 2 years if the prior convictions were for misdemeanors.

Count 3: BAIL JUMPING, REPEATER

The above-named defendant on or about Friday, October 21, 2022, in the Village of Howard, Brown County, Wisconsin, having been charged with a felony in open and pending Shawano County Case 22CF475 and having been released from custody under Chapter 969 Wis. Stats., did intentionally fail to comply with the terms of her bond, contrary to sec. 946.49(1)(b), 939.62(1)(b) 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.

And further, invoking the provisions of sec. 939.62(1)(b) Wis. Stats., because the defendant is a repeater, having been convicted of three misdemeanors on 09/16/2022, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased 2 years if the prior convictions were for misdemeanors.

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 Joselyne Vivas of Brown County Child Protection, Sergeant Randy Lind of the Brown County Sheriff's Department and Jennifer Yates Children's Hospital/Child Advocacy, 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 Village of Howard, Brown County, Wisconsin.

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1. Complainant has reviewed the report of CPS Worker Joselyne Vivas who is the CPS case worker of Alexis Webster. That report indicates that Webster lives with her 5 year old son LS and 2 year old son JS at a residence on the 2700 block of S. Memorial Dr, Green Bay, Brown County, WI. That report further indicates October 19, 2022, a mandated reporter contacted Vivas with concerns about bruising observed on both LS and JS. A CPS investigation was initiated which included a urine drug screen of both LS and JS. The urine drug screen detected the presence of a cocaine metabolite in the urine of both children.

Complainant has reviewed the reports of Nurse Practitioner Jennifer Yates, who examined JS and reviewed test results, that report indicates the following:

“Urine drug investigation collected on 10/19/2022 was confirmed positive (not a false positive) for benzoylecgonine, a metabolite of cocaine. Cocaine is an illicit central nervous system stimulant that causes dose-dependent symptoms such as tachycardia (elevated heart rate), hypertension (high blood pressure), myocardial infarction (heart attack), rhabdomyolysis (elevation of creatine kinase and risk of kidney failure), agitation, focal neurologic symptoms, seizures, stroke, and coma. Cocaine is readily absorbed through mucous membranes, lungs, or the gastrointestinal tract. Any cocaine exposure is unexpected and has safety implications. Exposure to cocaine places a child at significant risk for great bodily harm, up to and including death.

Living in a drug-endangered environment negatively affects a child's health and well-being in several ways. Children are at particular risk from exposure to drugs because of their physical make-up. When compared to adults, children have higher rates of metabolism, developing central nervous systems, and increased surface-to-mass ratio. Thus, drugs and other toxic substances have a greater and more rapid effect on children compared to adults. Children also frequently engage in hand-to-mouth activity and have increased physical contact with their environment, making it easier for them to accidentally ingest or have contact with drugs. Children in a drug-endangered environment may be exposed to other drug users and dealers or potentially violent individuals who carry firearms. These children are also at increased risk for child abuse and neglect.

Per CAC staff, Brown County Social Worker Janelle Smith and Brown County Sheriffs Department Detective Randy Lind are doing an active investigation regarding concerns of physical abuse, neglect and drug endangerment. Investigators notified of results.”

2. Complainant has reviewed the reports of Nurse Practitioner Jennifer Yates, who examined LS and reviewed test results, that report indicates the following:

“Urine drug investigation collected on 10/19/2022 was confirmed positive (not a false positive) for benzoylecgonine, a metabolite of cocaine. Cocaine is an illicit central nervous system stimulant that causes dose-dependent symptoms such as tachycardia (elevated heart rate), hypertension (high blood pressure), myocardial infarction (heart attack), rhabdomyolysis (elevation of creatine kinase and risk of kidney failure), agitation, focal neurologic symptoms, seizures, stroke, and coma. Cocaine is readily absorbed through mucous membranes, lungs, or the gastrointestinal tract. Any cocaine exposure is unexpected and has safety implications. Exposure to cocaine places a child at significant risk for great bodily harm, up to and including death.

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Living in a drug-endangered environment negatively affects a child's health and well-being in several ways. Children are at particular risk from exposure to drugs because of their physical make-up. When compared to adults, children have higher rates of metabolism, developing central nervous systems, and increased surface-to-mass ratio. Thus, drugs and other toxic substances have a greater and more rapid effect on children compared to adults. Children also frequently engage in hand-to-mouth activity and have increased physical contact with their environment, making it easier for them to accidentally ingest or have contact with drugs. Children in a drug-endangered environment may be exposed to other drug users and dealers or potentially violent individuals who carry firearms. These children are also at increased risk for child abuse and neglect.

Per CAC staff, Brown County Social Worker Janelle Smith and Brown County Sheriffs Department Detective Randy Lind are doing an active investigation regarding concerns of physical abuse, neglect and drug endangerment. Investigators notified of results.”

3. Complainant has reviewed the report of Sgt. Lind, which states, in part:

“On 10/28/22, I, Sgt. R. Lind, was assigned the attached Brown County CPS report which alleged child neglect/abuse to LS and JS.

On 11/01/22 I was advised J. Smith from CPS was also involved and had a meeting set up with Alexis on 11/02/22 at 1:00 pm at Smith's office. On above date Smith, Koberstein, and myself met with Alexis in a meeting room at CPS. I introduced myself to Koberstein and Alexis and provided my card to both. Smith joined us shortly after and below is what Alexis stated to us.

Alexis was aware the boys had tested positive for cocaine. She admits to using cocaine and that she has a problem. She was unaware of the bruising on the boys and can't explain it. Luke [Cunningham] is her boyfriend and watches the boys also. She using every day and weekly, multiple times a day. She uses in her room, smoking drugs. She had THC in the foil Heidi saw. She smokes THC also. She is drinking alcohol once a week. The boys were sleeping when this all happens.”

Your complainant has reviewed the records of the Wisconsin Circuit Court Access Program (CCAP) website, which records are believed to be truthful and reliable as they are records kept in the ordinary course of departmental business. Said records indicate that on 09/16/2022, the defendant was convicted of two counts of child neglect and one count of disorderly conduct, misdemeanors in Brown County Case 22CF512. Said conviction(s) remain(s) of record and unreversed.

Your complainant has reviewed the records of the Wisconsin Circuit Court Access Program (CCAP) website, which records are believed to be truthful and reliable as they are records kept in the ordinary course of departmental business. Said records indicate that on the above date of offense, the defendant had been previously released on bond in open and pending

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Shawano County Case 22CF475. A standard condition of that bond is that the defendant commit no new crime.

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

Subscribed and sworn to before me on 11/30/22

Electronically Signed By:

Kimberly A Hardtke

Assistant District Attorney

State Bar #: 1087991

Electronically Signed By:

J. Foss Davis

Complainant