

STATE OF WISCONSIN, CIRCUIT COURT, BROWN COUNTY

Brannon A. Vandert
Name of Arrested Person

2/12/97
Date of Birth

Probable Cause Statement

Agency Case No. 21-401292

Case No. _____

FILED
FEB - 8 2021
CLERK OF COURTS
BROWN COUNTY, WI

- I state as follows: a. I am the arresting officer in this case **OR**
 b. I am a law enforcement officer and make this statement on information and belief.
- The above-named person was arrested without a warrant on 2/6/21 at 1:22 a.m. p.m.
How identified: verbally WI D.L. Other: (Specify) _____
- I have probable cause to believe that the arrested person committed the following offense(s):

Offense(s)	Statute Number(s)	Offense(s)	Statute Number(s)
1. <u>Child Abuse - cause</u>	<u>948.03(2)(b)</u>	2. _____	_____
3. <u>harm</u>	_____	4. _____	_____
- Information for following summary provided by: Alleged Victim: Heber Jones
 Other: Officer D. Dering
- I believe the arrested person committed this offense(s) because the alleged victim(s) did did not consent to the above listed offense(s):
Summarize below and/or See documentation attached.
Arrested person punched the victim 5-6 times in the face with closed fists. The incident was captured on surveillance video. The victim was 16 years old at the time of the incident. Medical was sought, revealing a broken nose

State of: WISCONSIN
County of: BROWN
Subscribed and sworn to before me on: 2.6.21

Greg Engles
Notary Public, State of Wisconsin
Print or Type Name
My commission expires: 2.13.22

[Signature]
Signature of Person completing Affidavit
718
Name Printed or Typed
718 - Brown County Public Safety
Badge Number/Department
2/6/21 2:00 a.m. p.m.
Date Time

Telephone Conference Call Determining Probable Cause
The initial probable cause was determined by a telephone conference call. The judge/commissioner instructed me to affix the decision, his/her signature, and date and time in the appropriate location, to be countersigned later by the judge/commissioner.

Officer's Signature

Name Printed or Typed

Dated this 7th day of Feb, 2021

Phoebe A. Mix
Brown County Circuit Court Commissioner

STATE OF WISCONSIN, CIRCUIT COURT, Stout COUNTY

Berman A. Panketh
Name of Arrested Person

Judicial Determination of Probable Cause

7/12/97
Date of Birth

Agency Case No. 21-402
Case No. _____

The law enforcement officer in this case made the probable cause statement based on information and belief.

I have reviewed the probable cause statement dated 2-6-21.

Based on this statement:

1. I find probable cause to believe that the arrested person committed the offense(s) as listed on the probable cause statement.

OR

as follows: _____
 Bail is set as follows: _____

2. I do not find sufficient probable cause to have been presented and direct that the arrested person be released from this custody. Reason(s) probable cause not found: [Optional] _____

Time signed: 1:30 a.m. p.m.

DISTRIBUTION:

- 1. Court
- 2. Sheriff
- 3. Facility
- 4. Arrested Person/Counsel



ASHWAUBENON PUBLIC SAFETY

Case Number	Incident Number	Incident Type
21-401292	21-401292	DISTURBANCE

Narrative of Events (DERRIG, D. .)

On 1/31/21, at approximately 2238 hrs, I, Officer Derrig, was on marked patrol in the Village of Ashwaubenon, parked on the west side of Ashwaubenon High School. A black Chevy SUV pulled near my squad, and the male driver asked me to follow him to Wingstop, 2626 S. Oneida Street, in the Village of Ashwaubenon, County of Brown, Wisconsin. The male, later identified as Antonio (NMI) Torres, stated the manager just punched his 16-yo son, Hector A. Torres-Rodas, in the face. I advised dispatch, who had already started an incident from the call placed by Antonio's wife, Maria F. Rodas Maldonado. Officer J. Allen was also assigned to the call.

I arrived at Wingstop just behind Torres and Rodas Maldonado. Both were very upset and began approaching the front door. Both were advised to stop and not to create another disturbance. Their son, Hector, was near the entrance at this time. I noticed he had some blood on his lip, with no active bleeding. Hector stated his nose was also bleeding prior to my arrival. He stated his "manager" had punched him five times in the face. He stated the "manager" left shortly after the incident. He believed his name was Brennan. He was later identified by the store owner as Team Leader Brennan A. Danforth (07/12/1997). A third employee, Rachel A. Ninham, was also present in the restaurant at the time of the altercation. She appeared very upset and later became verbal with Hector's parents when she exited the restaurant. Officer J. Allen was able to gather some information on the history between Hector, Brennan and Rachael, but she refused to give a written statement. See Officer J. Allen's details for those details.

Hector stated he was willing to issue a written statement regarding the incident. He informed me that he has worked as a cook for approximately one year at Wingstop. At approximately 9:35PM, a customer came in and requested an order of wings. According to Hector, it is Wingstop practice to turn off the fryers at 9:30PM. Hector stated the customer was very insistent, so he went to discuss the issue with Team Leader Brennan. Hector mentioned that he normally does not deal with the customers, as that is normally handled by the cashier. When he explained the situation to Brennan, he assigned Hector to lift the fryers. He stated that wasn't his job and he wasn't going to do it. According to Hector, Brennan got up in his face then ultimately punched him in the face. Hector believed he was punched by Brennan five times. Hector stated he had no issues with Brennan in the past.

Hector and his parents reviewed the statement I had prepared using the information from the interview. Hector signed it without any changes. The family was also issued a victim information sheet. Hector's mother, Maria, stated Hector had a headache and was feeling dizzy. She stated they were going to transport him to St. Vincent's ED for evaluation. At this time, Hector had cleaned his face and there was no evidence of visible injury.

Store owner, Chiragkumar "Charlie" D. Patel, was contacted and responded to the scene. He was advised of the incident and the request was made to obtain a copy of the video surveillance. Contact information for Brennan Danforth was obtained at this time.

As my assigned road shift concluded, Officer J. Allen responded to St. Vincent's Hospital to obtain a medical release for Hector. The signed release is attached to this report.

END.



ASHWAUBENON PUBLIC SAFETY

Case Number	Incident Number	Incident Type
21-401292	21-401292	DISTURBANCE

Narrative of Events (DERRIG, D. .)

On 2/3/21, at approximately 1500 hrs, I began to follow up with the disturbance that took place at Wingstop. Maria Rodas Maldonado left a voicemail earlier in the day and was checking the status of the case. I made contact with Charlie Patel and asked that he forward any video footage of the incident. I obtained several short video clips via email, but they were not viewable. The footage was blurred, upside down and choppy. Patel was later able to send me a cell phone video of the incident that was clear and viewable. He was advised to save the original footage for future download.

At approximately 1745 hrs, I contacted subject Brennan Danforth by phone. I advised him that I would like to discuss the incident that occurred at Wingstop on the evening of 1/31/21. He stated he was currently at Planet Fitness and would call me back in approximately 30 mins.

At approximately 1815 hrs, Danforth called me back. I again explained that I would like to meet up and discuss how and why this incident occurred. Danforth stated he was not able to meet tonight, but did state he did want to explain what happened. Without questioning, Danforth stated he felt threatened after Hector "put his hands on Rachael" and got in his face. Danforth stated he was acting in self-defense. I explained that my next shift would be Saturday evening and Danforth agreed to meet at this time.

I contacted Maria, who advised me that Hector was diagnosed with a broken nose. She stated X-rays were taken at St. Vincent's and the medical records should be available. Maria still seemed upset regarding the status of the case. At this time, I had not received a viewable copy of the surveillance video. Maria stated Hector had swelling and bruising of his face and was having difficulty sleeping. Maria was advised to make contact with the investigative unit on 2/4/21 to make arrangements to obtain photos of Hector's injuries. She assured me she would be in contact after 2PM.

Shortly after ending my conversation with Maria, I received a copy of the video footage from Charlie via email. The video shows Hector, Rachael and the male who is believed to be Brennan. Brennan is seated, and Rachael is standing between Hector and Brennan. There is no audio with the video, but it appears the conversation is between Hector and Brennan. After approximately 45 seconds, Rachael abruptly begins to walk away and Brennan stands up quickly and approaches Hector. Within 5 seconds, Brennan begins to punch Hector in the face. Brennan swings six times total with both hands and appears to land five strikes to Hector's face. Rachael appears to continue to walk away and begins to type something into the till. A customer is in the restaurant at this time. After the strikes, Brennan continues to confront Hector and Hector backs away. Ultimately, Hector appears to use his phone for a minutes, then begin to clean off his face.

After reviewing the video, I called Brennan in an attempt to meet up on this evening. I received no answer and the mailbox was full.

i made contact with Maria and informed her that I did obtain a viewable copy of the video surveillance.

A DVD copy of the video was created and logged into evidence.

END.



ASHWAUBENON PUBLIC SAFETY

Case Number: 21-401292 Incident Number: 21-401292 Incident Type: DISTURBANCE

Written Statement

Statement Details

Last Name TORRES-RODAS	Suffix	First Name HECTOR	Middle Name ANTONIO	DOB 09/14/04	Home Phone	
Home Address 1354 LINDALE LN		Apt/Suite	City ASHWAUBENON	State WI	Zip 54313	
Statement Address 2626 S ONEIDA ST		Apt/Suite 3	City ASHWAUBENON	State WI	Zip 54304	
Statement Taken From 01/31/2021 10:04 PM		Statement Taken Until 01/31/2021 10:17 PM		Officer Name DERRIG, D.		

I, Hector Torres, have worked at Wing Stop, 2626 S. Oneida Street, in the Village of Ashwaubenon, for a approximately one year. I work as a cook and also handle the cleaning duties. Today, at approximately, 9:35PM, a customer came in requesting bone in chicken wings. It has been the practice to shut down the fryers at 9:30PM for clean-up. Usually the cashier would handle speaking with the customers, but I was out front sweeping. Rachael was the cashier this evening. I told the customer that the fryers were getting turned off, but I would speak with my team leader. Tonight, the team leader was Brennan. I have not had any problems with Brennan in the past. I told him about the customer's request and the fryers being shut down. I informed him that he was very insistent on getting his wings. At this time, Brennan was sitting down back in the kitchen area. Brennan told me to go by the fryers and to start lifting them. I told him that wasn't my job and I wasn't going to do it. He got pissed off and got up in my face. Shortly after, he hit me in the face. I believe he hit me approximately five times. My nose and lip were bleeding. During this time, Rachael was swearing and telling me to shut up. I informed my mother and father, who called the police. Brennan left shortly after and prior to the arrival of officers and my parents. I did not give permission for Brennan to hit me in the face. It did hurt when he hit me, but at this time, there are no visible injuries since I cleaned up.

I have read the above statement and it is true to the best of my knowledge. I have not been promised or threatened in any way by the police, and I sign of my own free will.

<i>Hector Torres</i>	<i>1/31/21</i>	<i>10:22 PM</i>	<i>[Signature]</i>	<i>713</i>
Signature	Date	Time	Officer Signature	ID #