

STATE OF WISCONSIN

CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN

Plaintiff,

DA Case No.: 2020ML020367

Court Case No.:

vs.

CRIMINAL COMPLAINT

MCKEE, NILES
2218 N. MARTIN LUTHER KING DR,
#A21
MILWAUKEE, WI 53212
DOB: 07/25/1991

Defendant(s).

For Official Use

THE BELOW NAMED COMPLAINANT BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: HARBORING OR AIDING A FELON - PTAC, AS A PARTY TO A CRIME

The above-named defendant on or about Monday, August 10, 2020, at 2200 block of North Martin Luther King Drive, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, with intent to prevent the apprehension of a felon, did aid that person, and the offense committed by the felon being aided is a Class G felony, contrary to sec. 946.47(1)(a) and (2m)(b), 939.50(3)(i), 939.05 Wis. Stats.

Upon conviction for this offense, a Class I Felony, the defendant 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.

PROBABLE CAUSE

Complainant is a law enforcement officer employed by the Wauwatosa Police Department, and bases this complaint on official reports prepared by several Wauwatosa and Milwaukee Police Officers/Detectives, which are of the kind that complainant has used in the past and found to be accurate and reliable and which complainant knows are prepared in the regular course of that department's business.

Those reports reveal that on August 8, 2020, at approximately 8:17pm, Wauwatosa Officers were alerted to a caravan of citizens and vehicles that were at Mayfair Mall a few hours earlier, arriving at the residence of PLS, 3775 N. 100th St., in the City of Wauwatosa, County of Milwaukee, State of Wisconsin. Also present at that location was off duty law enforcement officer JAM. Officers were aware that the caravan was at that address as a result of previous actions taken by JAM when he was acting in an official capacity as a police officer. Investigation revealed that once the caravan arrived at the residence, numerous individuals engaged in a confrontation with PLS and JAM outside of the residence. During the confrontation, both PLS and JAM were assaulted by numerous individuals and sustained bodily harm. Neither PLS nor JAM consented to being harmed.

Detectives spoke with both PLS and JAM, who provided statements regarding the confrontation. In addition, Wauwatosa Detectives reviewed surveillance videos and cell phone videos of the confrontation. Based on witness statements and the review of the videos, an individual carrying a shotgun, who was later identified as Ronald Bell (charged in Milwaukee County case 20CF2826 with the felony offense of Battery to Law Enforcement Officer and Recklessly Endangering Safety-2nd

degree, a class G felony), joined the assault on JAM and PLS. During the assault, Bell was holding a shotgun and it discharged striking the doorframe to the residence with several people, including PLS and JAM, nearby. The crowd eventually dispersed and the scene was secured by officers.

As the crowd dispersed, surveillance video showed a black Yukon GMC driving by with a subject on the roof in the 10100 block of West Vienna Avenue, in the City of Wauwatosa, Milwaukee County, Wisconsin. This SUV stops to pick up another passenger, who was later confirmed to be Bell. In the process of stopping, the subject on the roof of the SUV falls forward and nearly strikes their face on the top of the roof. The video then shows Bell enter the SUV. The SUV then accelerates quickly from a complete stop with the individual unrestrained on the top of the vehicle creating a high level of danger for the individual on top of the SUV. The video showed that the SUV had a missing driver's side rear taillight.

Members of the State of Wisconsin Crime Lab responded and processed the scene. A hole consistent with a shotgun slug was located and photographed on the door frame of the back door to PLS' residence. On 08/10/20, officers recovered a copper jacket from what was believed to be a shotgun slug from the door frame of the rear door to the residence.

On 08/09/20 at approximately 12:40pm, detectives located the SUV with noticeable damage on the driver's side rear traveling northbound on N. Mayfair Rd. from W. North Ave. The SUV was missing the driver's side rear taillight. The vehicle entered the Mayfair Mall parking lot and parked in a parking stall. The detectives observed the driver of the Yukon was a black male with shoulder length dreads. The passenger in the Yukon was a black male, wearing a white t-shirt, black shorts that went below his knees and white high top shoes with a dark pattern on the bottom. The passenger had his left arm in a sling. The two occupants stayed at the mall for a period of time before leaving. The Yukon had the same damage as the SUV depicted in the surveillance video from the August 8, 2020, incident. A short time later, a traffic stop was conducted on the Yukon for an equipment violation and the driver was identified as William Lofton (charged in Milwaukee County Case 20CF2827) while the passenger was identified as Bell. Both subjects were released from the scene as the investigation was still ongoing.

On 08/11/20 Wauwatosa and Milwaukee Police located the same GMC Yukon and conducted a traffic stop on the vehicle. The driver of the Yukon was identified as Lofton, while the passenger was identified as Bell Bell. Both individuals were taken into custody.

On August 11, 2020 and August 12, 2020, Wauwatosa detectives conducted Mirandized interviews with Bell. Bell admitted that he was the individual with the shotgun during the August 8 incident at PLS's residence. Bell also stated that the gun discharged while he was holding it, striking the residence, while he was confronting JAM and PLS. Bell agreed that his behavior was reckless and dangerous when he physically confronted JAM while holding a loaded shotgun and that he put several people in danger when the shotgun discharged. Bell also acknowledged that he was striking JAM and that he knew JAM was a police officer. Bell was aware that the group was at the location due to actions JAM had previously taken while performing duties as a police officer and Bell stated that he has been at several other events regarding JAM's actions with the same group of people. Bell apologized for his actions.

Bell also identified himself in the various videos and identified the Yukon captured in various videos as the same vehicle he was arrested in. Bell stated that defendant Lofton drove the vehicle to the residence where the confrontation occurred. Bell stated that after the shotgun discharged, he went back to the Yukon. Bell stated that the driver of the Yukon was once again Lofton and that an individual was on top of the Yukon. Bell stated that he got into the Yukon and they then accelerated away from the scene. Bell also stated he received the shotgun from a fellow protester he knew as "Niles". After the shotgun was discharged and the crowd began to disperse, Bell gave the shotgun back to Niles. Bell stated that Niles then put the shotgun in a black case and left the scene with the shotgun. Detectives

were able to identify Niles as defendant Nikes McKee from their investigation. In addition, Bell provided an address for Niles and it was discovered that address was defendant's McKee.

On August 14, 2020, a search warrant was executed at the residence of defendant McKee, 2218 N Martin Luther King Dr, in the City and County of Milwaukee, Wisconsin. McKee was located in the residence and taken into custody. The shotgun was not located during the search at McKee's residence. Later on the same day, a Mirandized interview was conducted with McKee. McKee acknowledged that he provided the shotgun used at the residence of JAM and PLS. McKee stated that he placed the shotgun inside of the vehicle being driven by Lofton, which was also occupied by Bell. McKee got back into the vehicle of another protester who then followed the group to the home of JM and PLS. Once McKee arrived there, he saw that Bell had removed his (McKee's) shotgun from its case and was carrying it via its attached sling. McKee also stated that Lofton informed him that Bell had already loaded the shotgun.

McKee stated that after several people confronted JM and PLS, a smaller group gave chase and continued accosting JAM and PLS. McKee stated that during a struggle on the stoop of the residence, McKee heard the shotgun discharge. McKee stated that after the crowd began to disperse, Bell approached McKee and gave him back the shotgun. McKee then placed the shotgun back inside of its case and placed it back inside Lofton's vehicle. McKee stated that he then got on top of Lofton's vehicle to look at the crowd and Lofton began to drive away. Lofton then stopped the vehicle to pick up Bell. McKee stated that the manner in which he stopped caused McKee to fall forward and nearly strike the front windshield of the vehicle.

McKee described the shotgun as being black in color with a pump action. It also had a sling attached. After several days, McKee stated that he became concerned that the police would be looking for the shotgun. On either Monday (08/10/2020) or Tuesday (08/11/2020), McKee stated that he contacted a member of the group he knows, whom was later identified as JJH, via Facebook messenger asking him to "hide the shotgun for a minute". McKee stated that he knew the shotgun that Bell gave back to him was the gun that was discharged during the confrontation with JAM and PLS. McKee stated that JJH responded, "okay". Later, on the same day of his request, McKee stated that JJH picked him up so they could go to a protest. McKee stated that after that was concluded JJH dropped him off at his residence on Martin Luther King Drive. McKee stated that JJH told McKee to go up and get the gun. McKee stated that he went and got the gun and provided it to JJH. JJH then told McKee that he would keep the gun at his house "until this blows over".

The State will be seeking a no firearms order and no contact order with witnesses/victims and co actors.

****End of Complaint****

Electronic Filing Notice:

This case was electronically filed with the Milwaukee County Clerk of Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases. Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov/> and may withdraw as an electronic party at any time. There is a \$ 20.00 fee to register as an electronic party. If you are not represented by an attorney and would like to register an electronic party, you will need to contact the Clerk of Circuit Court office at 414-278-4120. Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Subscribed and sworn to before me on 08/18/20
Electronically Signed By:
Francesco G. Mineo
Assistant District Attorney
State Bar #: 1038329

Electronically Signed By:
Detective Joseph Lewandowski
Complainant