

FILED
07-28-2020
John Barrett
Clerk of Circuit Court
2020CF002550
Honorable Michelle A.
Havas-10
Branch 10

STATE OF WISCONSIN CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2020ML018372
Court Case No.:

vs.

CRIMINAL COMPLAINT

BROOKS, DARRELL EDWARD JR
4014 NORTH 19TH STREET
MILWAUKEE, WI 53209
DOB: 02/21/1982

Defendant(s).

For Official Use

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

Count 1: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY, USE OF A DANGEROUS WEAPON

The above-named defendant on or about Friday, July 24, 2020, at 4014 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of ADB, contrary to sec. 941.30(2), 939.50(3)(g), 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 2: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY, USE OF A DANGEROUS WEAPON

The above-named defendant on or about Friday, July 24, 2020, at 4014 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of TCM, contrary to sec. 941.30(2), 939.50(3)(g), 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 3: POSSESSION OF A FIREARM BY A FELON

The above-named defendant on or about Saturday, July 25, 2020, at 4014 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

PROBABLE CAUSE

Complainant is a law enforcement officer employed by the Milwaukee Police, and bases this complaint on official reports prepared by Officer Joseph Saric, 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 July 24, 2020, at approximately 1:25 p.m., Milwaukee Police were dispatched to 4014 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin for a shotspotter activation. While on scene, officers spoke to DLW who stated that her grandson, the defendant, was involved in a physical fight with ADB, his nephew. DLW stated that after the fight was over, ADB was leaving the residence when she heard one gunshot from outside.

ADB returned to the scene and spoke to officers. ADB stated that he confronted the defendant about having his old cell phone. ADB stated that the dispute began the day before and spilled over to the 24th. ADB stated that he and the defendant engaged in a mutual fight in the backyard of the residence. ADB stated that he was not injured after the fight ended. ADB stated that he then went with his friend, TCM, and entered their vehicle to drive away. ADB stated that as they were about to drive away, the defendant walked into the front yard with a gun and fired one shot at them. ADB stated that they took off and he feared for his safety.

TCM was also interviewed and stated that she was with ADB at the residence when the fight occurred. TCM stated that when the fight was over, she and ADB entered her vehicle, a Ford Escape. TCM stated that she observed the defendant exit the residence armed with a pistol at his side. TCM stated that the defendant appeared nervous and began looking around as though he was checking to see if anyone was in the area. TCM stated that the defendant then raised the gun and fired it at their vehicle. TCM stated that she accelerated quickly away from the scene to prevent being shot. TCM stated that she was scared for her safety. The defendant was no longer on scene when police arrived.

On July 25, 2020, at approximately 3:11 p.m., officers were dispatched back to 4014 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, as the defendant had returned. Officers Jacob Bryant-Povletich and Joshua Ryan arrived at the scene, where DLW was standing outside. DLW informed the officers that the defendant was inside the residence. DLW gave officers permission to enter the residence and search. Officers located the defendant in the living room sitting on an air mattress. The defendant was taken into custody without incident.

Once the defendant was taken into custody, Officer Bryan Povletich, located a Beretta 9mm handgun loaded with seven rounds on the air mattress only a few feet from where the defendant was arrested. A check of the firearm revealed that it was listed as stolen out of Greenfield. In addition, Officer Bryan-Povletich located a clear plastic baggie containing three multi colored pills on the air mattress. The pills tested presumptively positive for the presence of Methamphetamines using a Field Nark test by Officer Melissa Jacobs, who is familiar with and has used the test in the past, to determine the presence of Methamphetamines.

Complainant has also reviewed records in Milwaukee County Case 1999CF4470 in which the defendant was convicted of the felony offense of Substantial Battery in violation of Wisconsin Statute 940.19(2) on December 22, 1999. That conviction remains of record and unreversed. The State will be seeking a no contact order with the witnesses/victims.

****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.

Criminal Complaint prepared by Francesco G. Mineo.

Subscribed and sworn to before me on 07/28/20

Electronically Signed By:

Francesco G. Mineo

Assistant District Attorney

State Bar #: 1038329

Electronically Signed By:

Det. Daniel Wilcox

Complainant