

STATE OF WISCONSIN	CIRCUIT COURT	WASHINGTON COUNTY
STATE OF WISCONSIN	Plaintiff,	DA Case No.: 2022WA000406 Assigned DA/ADA: Alyssa M. Schaller Agency Case No.: 22-5528WCSD Court Case No.:
vs.		
John Joseph Norman III 7462 Werner Rd West Bend, WI 53090 DOB: 09/23/1989 Sex/Race: M/W		
Defendant,	<b>CRIMINAL COMPLAINT</b>	
		<i>For Official Use</i>

The undersigned, being first duly sworn, states that:

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

The above-named defendant on Wednesday, February 16, 2022, in the Town of Barton, Washington County, Wisconsin, did recklessly endanger the safety of ASBD, under circumstances which show utter disregard for human life, contrary to sec. 941.30(1), 939.50(3)(f), 939.63(1)(b) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, 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: FELONY BAIL JUMPING**

The above-named defendant on Wednesday, February 16, 2022, in the Town of Barton, Washington County, Wisconsin, having been charged with a felony and having been released from custody under Chapter 969 Wis. Stats., did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(b), 939.50(3)(h) 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.

**PROBABLE CAUSE:**

Complainant prays that said defendant be dealt with according to law. The basis for the complainant's charge of such offense is he is a sworn officer with the Washington County Sheriff's Department and bases his information upon review of fellow Washington County Sheriff's Deputies which are of the kind complainant has used in the past and found to be accurate and reliable.

Deputy Thomas Boisvert stated that on February 16, 2022, Officers were dispatched to 7462 Werner Road in the Town of Barton, Washington County, Wisconsin. While en route dispatch

was advised that a DoorDash employee was in the process of delivering food to this residence when the front door made of glass shattered in her face. Upon arrival in the area of North Salisbury Road and Loretta Lane, Deputy Boisvert made contact with ASBD. ASBD appeared to be in severe distress as she was shaking feverishly and crying hysterically at what she just witnessed. ASBD stated she was okay and agreed to stay in her vehicle at that location.

Deputy Boisvert stated he approached the front of 7462 Werner Road and observed the front glass storm door shattered completely with glass pieces from the door all over the front porch. On closer observation, Deputy Boisvert noticed that the main inner door had a large hole in it which indicated something had come from inside the residence at a high velocity causing damage to the door and leaving what appeared to be a large exit hole in the door with pieces blown out from the inside. There were what appeared to be metal and wood fragments protruding outward in the middle of the doorway approximately four to feet from the bottom.

Deputy Boisvert announced himself and knocked on the door frame. Deputy Boisvert immediately heard a male voice respond to his call and Deputy Boisvert asked the male party to exit the residence with his hands up. At first the person refused and told deputies to come inside. Due to the damage in the door looking like it had been a gunshot and the suspicious nature coupled with the dark interior of the house, Deputy Boisvert continued to order the male outside.

Eventually the male resident exited the household and was identified as the above named defendant. The defendant was then detained on scene for safety while officers determined what had occurred prior to their arrival. The defendant had numerous small lacerations on his legs due to the glass shards and an ambulance was requested on scene. The defendant refused any further treatment.

While having contact with the defendant, Deputy Boisvert stated the defendant's eyes appeared to be very watery in appearance and severely bloodshot. The defendant's speech was slurred and drawn out and he was unbalanced while walking. While the defendant was in Deputy Boisvert's squad car, he could detect a strong odor of intoxicants coming from the inside of the vehicle.

Deputy Boisvert stated while seated in his squad car, the defendant had requested to drive to Kwik Trip because he could really go for a cigarette. After multiple attempts of asking Deputy Boisvert to do this, and multiple denials by Deputy Boisvert, the defendant stated "just DoorDash it to your squad." When asked what DoorDash was, the defendant explained it was a food and item delivery service for many retailers in the community and he continued to say he had "DoorDash'd pizzas earlier" in the evening.

Deputy Boisvert stated that he had the defendant submit to Standardized Field Sobriety Tests (SFST) where he showed six of six clues on the HGN. On the Walk and Turn the defendant was unable to maintain the instructional position, stepped offline on two of the nine steps and had his arms out to the side much like that of an airplane to help maintain his balance. The defendant did not complete the turn as instructed and stepped off line in the second sequence of steps. The defendant asked to do the test again as he did not do that test well. The defendant attempted the test again but was unable to walk as instructed and then stated "I'm done." During the One Leg Stand, the defendant had his arms out to his side much like that of an airplane to assist in keeping his balance. The defendant began to hop on his foot to avoid

placing his elevated foot on the ground. The defendant then ended the test by putting his foot down as he was struggling to maintain his balance.

Due to the defendant's possible level of intoxication, a search warrant was drafted and signed by the Honorable James K Muehlbauer to collect a sample of the defendant's blood. The defendant was transported to Froedtert West Bend Hospital where a legal blood draw was conducted. The results of that analysis are still pending.

Detective Tarra Ball stated that a search warrant was executed on the defendant's residence. Detective Ball stated that as she entered the living room, which is just to the left of the front door when walking into the residence, she observed a 12 gauge shotgun on the floor in front of the couch to the right. There were several blankets on the center and left portion of the couch. On top of the blankets was a spent shotgun shell, as well as a cell phone located on a brown leather recliner to the right of the couch. In the kitchen officers located a sealed Evan Williams Bourbon as well as an open Tito's Vodka container on the counter that was only 1/4 full. In the dining room, officers located a cardboard box containing an empty Glock case. On the second floor at the top of the stairs officers located a shotgun wadding. Inside the master bedroom officers located a safe on the nightstand and two shotgun shells on the dresser. Upon receiving the safe code, officers recovered a loaded Glock handgun and three loaded magazines. In the basement area officers located a green Cabelas box which contained ammunition. Next to another safe was a shelf which also contained ammunition and empty gun cases.

Detective Ashley Glamann stated that she arrived on scene to interview ASBD. ASBD was visibly shaken up and emotional when speaking about this incident. ASBD stated she had been a DoorDash delivery driver for approximately one year. ASBD explained the DoorDash process by stating that the person ordering the food has no idea who will be picking up their order and that the person requesting the order is notified that "[First name] picked up your order" and that the app tracks the delivery driver so the person who ordered the food is able to tell where their driver is. The person then gets notified when they are approaching with the order and after the order is dropped off.

ASBD stated that the delivery this evening was for a "Jack N" and that it was a Little Caesars order of two pizzas and a "bag with four sauces in it." ASBD showed Detective Glamann her DoorDash app which had very limited information about this delivery as ASBD stated once the delivery has been made, some or most information is removed. Detective Glamann stated that the "time ordered" showed 7:43 pm which is when ASBD accepted the order and she states she didn't leave the house immediately. The "time picked up" was 8:51 pm with an "end time" 9:02 pm, which ASBD stated she was already on the phone with 911 at this time.

ASBD stated that the total dollar amount for the order was \$6.75 and the "active time" is listed as 21 minutes as the "Dash time" was listed as one hour and nineteen minutes. ASBD stated that the only information that she is provided for the person she is delivering to is the first name and last name initial as well as the address that she is to make the delivery.

ASBD stated that she pulled into the residence at 7462 Werner Road and she had her high beam (brights) on in an attempt to illuminate the residence as it appeared as if no one was home and there were no lights on. ASBD stated she pulled up the driveway all the way and pretty close to the garage and left her vehicle and the high beams on. ASBD stated that she

had two pizza boxes and the bag of four sauces on top of them in one hand and her phone in the other hand.

ASBD stated she was looking at the house as she was walking up and noticed that there were no lights on in the windows from her walk from the garage area to the front door. ASBD described the front door as having glass in the middle and two narrow panels of vertical glass on both sides. To the left of the front door, ASBD observed what she thinks was a glow from a TV and stated "I thought to myself, oh they are watching a movie and I'm here with their pizza." ASBD stated as she lifted her foot up onto the step that leads to the front door, she stated that the front door just exploded and glass was flying everywhere and she didn't even know what was happening. ASBD stated she screamed at the top of her lungs "What the fuck?" and threw the pizzas and ran to her car. ASBD started backing out of the driveway and called 911 as she was backing out. When asked if ASBD had ever delivered to that address before, she stated she had not and she had never been to that neighborhood.

Detective Glamann asked ASBD what she saw after the explosion and ASBD stated she saw a hole in the glass on the door. ASBD stated she never heard anyone shouting anything. ASBD stated when she returned to her vehicle and was backing out of the residence, she saw red lights by the door which really freaked her out. Detective Glamann asked ASBD to elaborate further on this and ASBD stated it looked like one of those red lights that you use with your cat, like a red beam, so I was thinking "that's a gun" and that's what I said to the lady on the phone when she called 911. ASBD stated as she looked back at the house, while she was on the phone with 911, she thought she saw what looked like a man that came outside and was picking up the pizzas. ASBD did not hear any other loud bangs or explosions, nor any shouting or any other noise. The instructions from the DoorDash app were to leave the order "at my door step" and when she gets that instruction, she just sets the food down by the front door and never rings the doorbell.

Detective Glamann stated that ASBD was sitting with her friend, EMS, before police arrived. EMS told Detective Glamann that while they were sitting in ASBD's vehicle waiting for police, she was picking all of the glass off of ASBD stating it was all over her hair and in the hood of her sweatshirt. Detective Glamann took photos of ASBD and ASBD stated something was "poking her" in her bra area. ASBD proceeded to pull multiple shards of glass out of her bra which were photographed.

Detective Glamann stated that ASBD texted her later and explained a little bit more about how on the DoorDash app, you can see exactly where your driver is and that the defendant knew when ASBD pulled onto his block and arrived in his driveway. ASBD hit "arrive" on the app and was sure the defendant could see her headlights as well. ASBD stated she felt like he was sitting there just waiting for her.

Detective James Frankow stated that on February 16, 2022 he conducted a mirandized interview with the defendant who stated that his shotgun accidentally discharged which caused the front door glass to break. The defendant denied having any knowledge of a delivery person at his residence and does not know how the shotgun was discharged. The defendant stated he didn't mean to do anything and when asked about specifics of the discharged the defendant stated "You saw what happened to the house, you can figure it out." Detective Frankow stated that while speaking with the defendant he could smell the odor of intoxicants coming from his

breath, his eyes were red and bloodshot, and at times the defendant forgot what question he was asked.

Complainant further bases this complaint upon review of Wisconsin Circuit Court Access records in Washington County Case number 21CF389, *State of Wisconsin vs John J Norman III*. In that case the defendant is charged with Vehicle Operator Fleeing/Eluding an Officer contrary to Wisconsin Statute 346.04(3), Operating While Intoxicated- 3<sup>rd</sup> Offense contrary to Wisconsin Statute 346.63(1)(a) and 2<sup>nd</sup> Degree Recklessly Endangering Safety contrary to Wisconsin Statute 941.30(2). In that case, the above named defendant had his initial appearance on September 20, 2021 where a \$3000 signature bond was set as well as the conditions that the defendant not commit any new crimes and maintain absolute sobriety. Those conditions of bond were in full force and effect on the above mentioned date.

Complainant further bases this complaint upon review of Wisconsin Circuit Court Access records in Washington County Case number 22CF55, *State of Wisconsin vs John Joseph Norman III*. In that case the defendant has been charged with Felony Bail Jumping contrary to Wisconsin Statute 946.49(1)(b) and Resisting/Obstructing an Officer contrary to Wisconsin Statute 946.41(1). The defendant has an initial appearance on that case set for March 10, 2022 in front of the Honorable Todd K Martens.

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

**Subscribed and sworn to before me on 02/18/22**

**Electronically Signed By:**

**Mandy A Schepper**

**Assistant District Attorney**

**State Bar #: 1052580**

**Electronically Signed By:**

**Lieutenant Tim Kemps**

**Complainant**