

For Official Use

**STATE OF WISCONSIN                      CIRCUIT COURT                      DODGE COUNTY**

STATE OF WISCONSIN  
Plaintiff,  
  
Vs.

DA Case No.: 2020DD000543  
Assigned DA/ADA:  
Agency Case No.: 20-08755  
20-08422

Timothy L Jones  
103 E Maple Ave; Hotel Rogers; # 50  
Beaver Dam, WI 53916  
DOB: 12/03/1966  
Sex/Race: M/B  
Eye Color: Brown  
Hair Color: Black  
Height: 5 ft 09 in  
Weight: 170 lbs  
Alias: Also Known As Timothy Lamont  
Jones

**CRIMINAL COMPLAINT**

Defendant,

**FILED**  
**04-03-2020**  
**Clerk of Circuit Court**  
**Dodge County, WI.**  
**2020CF000081**  
**Honorable Steven G.**  
**Bauer**  
**Branch 4**

The undersigned, being first duly sworn, states that:

**Count 1: ATTEMPTING TO FLEE OR ELUDE AN OFFICER**

The above-named defendant on or about Friday, April 3, 2020, in the City of Beaver Dam, Dodge County, Wisconsin, while operating a motor vehicle on a highway, after having received a visual or audible signal from a traffic officer, federal law enforcement officer, or marked or unmarked police vehicle that the operator knew or reasonably should have known was being operated by a law enforcement officer, did knowingly flee or attempt to elude a traffic officer by increasing the speed of the vehicle in an attempt to flee, contrary to sec. 346.04(3), 939.50(3)(i) 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 furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(d)1, upon conviction the department shall revoke the defendant's operating privileges for 6 months.

**Count 2: OBSTRUCTING AN OFFICER**

The above-named defendant on or about Friday, April 3, 2020, at N Spring Street & E Burnett Street, Beaver Dam WI, in the City of Beaver Dam, Dodge County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, by failing to follow lawful commands to stop and running from the police on foot, contrary to sec. 946.41(1), 939.51(3)(a) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

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### **Count 3: OPERATE MOTOR VEHICLE WHILE REVOKED**

The above-named defendant on or about Friday, April 3, 2020, in the City of Beaver Dam, Dodge County, Wisconsin, while being a person whose operating privileges had been revoked pursuant to the Laws of the State of Wisconsin did operate a motor vehicle on a highway during such revocation or thereafter, and the revocation resulted from an offense that may be counted under s. 343.307(2) Wis. Stats., contrary to sec. 343.44(1)(b), 343.44(2)(ar)2 Wis. Stats., a Misdemeanor, and upon conviction shall be fined not more than \$2,500 or imprisoned for not more than one year in the county jail or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.30(1g)(a), upon conviction, the court may suspend the defendant's operating privilege not more than six (6) months.

### **Count 4: POSSESSION OF DRUG PARAPHERNALIA**

The above-named defendant on or about Friday, April 3, 2020, at N Spring Street & E Burnett Street, Beaver Dam WI, in the City of Beaver Dam, Dodge County, Wisconsin, did knowingly possess with primary intent to use, a pipe to inhale a controlled substance, contrary to sec. 961.573(1) Wis. Stats., a Misdemeanor, and upon conviction may be fined not more than Five Hundred Dollars (\$500), or imprisoned for not more than thirty (30) days, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

### **PROBABLE CAUSE:**

The undersigned has reviewed the reports of the law enforcement officers referenced below and believes them to be true and correct as these reports were created by law enforcement officers while they were acting in their official capacity.

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From the report of DEPUTY SCOTT ANDERSON

### **SUMMARY OF INCIDENT**

On 04/03/2020 at approximately 1:44 a.m., I, Deputy Scott Anderson of the Dodge County Sheriff's Office, attempted to stop a vehicle that was traveling southbound on N. Spring Street, City of Beaver Dam, Dodge County, Wisconsin as the registered owner, Timothy L. Jones (M/B DOB 12/03/1966), had no driver's license issued to him. Timothy fled when I attempted to stop him and when he stopped, he took off on foot. I arrested

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Timothy for eluding, resist/obstructing, possession of drug paraphernalia, operating after revocation due to OWI, and a probation hold. I issued Timothy citations for speed, fail to stop at stop sign, fail to stop for a flashing red light, and operating left of center. I released Timothy to the Dodge County Jail without incident. Timothy's vehicle was towed by Johnnie's Towing

There were no injuries or property damage as a result of this incident.

## TRAFFIC STOP

On 04/03/2020 at approximately 1:44 a.m., I was operating a fully marked Dodge County Sheriff's Office squad car when I saw a gray 2008 Chevrolet Impala with a Wisconsin license plate of AJH5530 traveling southbound on N. Spring Street near Industrial Drive in the City of Beaver Dam. I saw that the driver appeared to be a male when passing my location. I conducted a DOT records check on the vehicle and the registered owner, Timothy Jones. DOT records showed Timothy did not have a driver's license issued to him as his status was revoked.

As I was catching up to the Impala, I activated radar 94 in same lane mode and it showed the vehicle was traveling at 28 mph in a posted 25 mph zone. I activated my squad's emergency lights to conduct a traffic stop with the Impala. When I activated my squad's emergency lights, the Impala increased its speed. I then activated my squad's emergency siren. The Impala continued to travel southbound on S. Spring Street, so I notified dispatch of the situation and the pursuit. There was no other traffic on N. Spring Street at this time and the roadway was dry. I activated radar 94 in same lane mode and it showed a top speed for the Impala to be 57 mph with a clear and steady tone. I verified the patrol speed with my squad's speedometer and there were no other vehicles in the area. The Impala approached the intersection of N. Spring Street and E. Maple Avenue. The intersection was controlled with a flashing red stop light. The Impala failed to stop at the stop light and turned to travel eastbound on E. Maple Avenue. The Impala then approached the intersection of E. Maple Avenue and N. Lincoln Street. The intersection was controlled with a stop sign on E. Maple Avenue. The Impala again failed to stop at the stop sign and turned to travel southbound on N. Lincoln Avenue. The Impala then approached the intersection of N. Lincoln Avenue and Park Avenue. The intersection was controlled with a stop sign on N. Lincoln Avenue. The Impala failed to stop at the stop sign and turned to travel westbound on Park Avenue. While the Impala was traveling westbound on Park Avenue, it crossed the solid yellow center line and drove in the eastbound lane for a short distance and then corrected itself. The Impala then approached the intersection of Park Avenue and N. Spring Street. The intersection was controlled with a flashing red stop light and the Impala failed to stop at the stop light and turned to travel northbound on N. Spring Street. The Impala then approached the intersection of N. Spring Street and E. Maple Avenue again. The intersection was controlled with a flashing red stop light and the Impala failed to stop at the stop light and turned to travel eastbound on E. Maple Avenue. The Impala then turned into the Hotel Rogers' parking lot and the driver failed to signal its left turn into the parking lot. The Impala then came to a stop in the rear of the parking lot and the driver, who I later identified with his photo Wisconsin ID card as Timothy Jones, got out of the car and fled on foot. The vehicle pursuit lasted for about two minutes and was

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about 1.3 miles long. During this time, I was operating a fully marked squad car and had its emergency lights and siren activated.

Timothy exited his car and ran westbound towards N. Spring Street and I pursued him on foot, along with Officer Borchart of the Beaver Dam Police Department. When Timothy reached N. Spring Street, he ran southbound. Timothy then ran around the Hotel Rogers' building and two Beaver Dam Police Officer took Timothy into custody in the vestibule area of the hotel at approximately 1:48 a.m. The Beaver Dam Officers secured Timothy's hands behind his back with handcuffs and they then turned custody of Timothy over to me. I completed a search incident to arrest of Timothy's person and I did not locate any contraband. I then secured Timothy in the rear of my squad car and seat belted him in. I transported Timothy back to the location of his vehicle.

#### CONTACT WITH TIMOTHY

I read Timothy his constitutional rights and he said he was willing to answer some questions. Timothy said he had gotten done with work at Richelieu Foods at 1:30 a.m. and was trying to get home. Timothy said he did not stop for me because he did not have a valid license and he was just trying to get home. He lives at Hotel Rogers. Timothy then said he did not see my squad's emergency lights or hear my squad's siren. Timothy then said he sped up when I turned my squad's lights on because he wanted to get home. Timothy said he thought he stopped at every stop sign and red light. Timothy said he did not think he was going over 50 mph.

#### DEPARTMENT OF TRANSPORTATION RECORDS CHECK

I completed a DOT records check on Timothy. DOT records showed Timothy did not have a driver's license issued to him and his status was revoked due to implied consent on 09/26/1991; he has never been reinstated.

I also saw Timothy was on parole for first degree murder, endangering safety with a weapon, and felon in possession of a firearm. Dispatched contacted parole and advised them of the events that occurred. Parole said they were going to place a hold on Timothy.

#### SEARCH OF VEHICLE

Deputy Waas of the Dodge County Sheriff's Office told me he was able to smell an odor of marijuana coming from the inside of the vehicle. When I approached the car I also was able to smell an odor of marijuana, so I completed a search of the vehicle. In a black bag I located a multi-colored smoking device that had an odor of burn marijuana coming from it. I did not locate any other contraband inside the car.

Deputy Waas and Deputy Luther walked the path Timothy ran and they did not locate any contraband.

#### SECOND CONTACT WITH TIMOTHY

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I spoke with Timothy again and he said he used the smoking device to smoke marijuana in the past. Timothy said he did not throw anything when he was running from me.

Timothy said he did not have a valid license because he did not complete an alcohol assessment after he was arrested for an OWI.

Timothy complained the handcuffs were too tight, so I adjusted them. I checked them for fit and safety locked them. When I was adjusting the handcuffs, I was able to see what appeared to be marijuana in Timothy's left sleeve. Timothy continued to deny he had any marijuana. I secured Timothy in the rear seat of my squad car and seat belted him in.

## TRANSPORT

At approximately 2:53 a.m. I transported Timothy to the Dodge County Jail. We arrived at 3:06 a.m. The transport went without incident. Timothy was booked into the jail for felony eluding, restricting/obstructing, operating after revocation, possession of drug paraphernalia, and a parole violation.

## OAR Basis

A review of the defendant's driving record maintained by the Wisconsin Department of Transportation in the normal course of official activities reveals that the defendant had a revoked driver's license at the time of the offense in this complaint. That revocation stemmed from a conviction for OWI or a related offense.

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

Subscribed and Sworn to me on 04/03/20

Electronically Signed By:

Kurt F. Klomberg

District Attorney

State Bar #: 1042159

Electronically Signed By:

Det. Michael Willmann 208

Complainant