

**STATE
OF WISCONSIN**

CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN

Plaintiff,

DA Case No.: 2023ML019730

Court Case No.:

vs.

CRIMINAL COMPLAINT

For Official Use

BAILEY, STEVEN A
2575 NORTH 37TH STREET #4
MILWAUKEE, WI 53210
DOB: 06/21/1984

GOOD, MARQWELL DEMETRI
3437 NORTH 13TH STREET
MILWAUKEE, WI 53206
DOB: 09/10/1996

LYONS, LORENZO CARVEYEA
5150 NORTH 84TH STREET
MILWAUKEE, WI 53225
DOB: 11/13/1989

CARDONA, CHRISTIAN J
1569 SOUTH 15TH STREET #UPPER
MILWAUKEE, WI 53204
DOB: 12/27/2000

GRIFFIN, LAWRENCE
3783 NORTH 9TH STREET
MILWAUKEE, WI 53206
DOB: 10/25/2005

MAYRAND, JORDAN ALAN
3142 SOUTH PINE AVENUE
MILWAUKEE, WI 53207
DOB: 12/18/1979

CARROLL, GERRY LEWIS
5511 NORTH 91ST STREET
MILWAUKEE, WI 53225
DOB: 05/31/1967

GROVER, DEVONTA RASHAD
2850 WEST HIGHLAND BOULEVARD
MILWAUKEE, WI 53208
DOB: 03/06/1993

PIRTLE, SIR BISHUP
7217 WEST SILVER SPRING DRIVE #2
MILWAUKEE, WI 53208
DOB: 08/23/1995

DAVIS, JAKOBIE M
4176 NORTH 17TH STREET
MILWAUKEE, WI 53209
DOB: 09/03/1999

HARRIS, RICKEY JEROME III
3062 NORTH 24TH PLACE
MILWAUKEE, WI 53206
DOB: 11/27/1994

ROY, MARQUAN S
3018 NORTH PALMER STREET
MILWAUKEE, WI 53212
DOB: 10/08/1998

DENT, DARRYL E
2914 NORTH 57TH STREET
MILWAUKEE, WI 53210
DOB: 07/23/1989

HERRERA, FRANCISCO J
2679 SOUTH 9TH STREET
MILWAUKEE, WI 53215
DOB: 09/14/1988

SMITH, ALAN ANTHONY
3525 NORTH 1ST STREET
MILWAUKEE, WI 53212
DOB: 03/21/1999

EDWARDS, MARLAND D
916 WEST MADISON STREET
MILWAUKEE, WI 53204
DOB: 02/24/1991

JACKSON, LARRY JERMAINE
5323 WEST LEON TERRACE
MILWAUKEE, WI 53216
DOB: 04/10/2002

TYLER, EDWARD DARELL
4349 NORTH 28TH STREET
MILWAUKEE, WI 53216
DOB: 01/08/2005

EVANS, KENTREAL T
3618 NORTH 14TH STREET
MILWAUKEE, WI 53206
DOB: 05/11/2001

JACKSON, RONNIE JR
4450 NORTH 25TH STREET
MILWAUKEE, WI 53209
DOB: 12/16/1999

WHEELER, ISAIAH J
4123 NORTH 49TH STREET
MILWAUKEE, WI 53216
DOB: 02/25/2004

EXUM, DEMETRIUS JAMAL
2530 NORTH 53RD STREET
MILWAUKEE, WI 53210
DB: 02/14/2001

JONES, CORTEZ ANTONIO
2824 NORTH 44TH STREET
MILWAUKEE, WI 53206
DOB: 08/26/1990

WHITE, SHAUN ANTONIO
3205 NORTH 14TH STREET
MILWAUKEE, WI 53206
DOB: 01/25/1995

FREDRICK, ANDRAE GERMONE II
949 NORTH 9TH STREET
MILWAUKEE, WI 53233
DOB: 08/02/2002

LEWIS, KENDRAY E
4302 NORTH 91ST STREET
MILWAUKEE, WI 53222
DOB: 04/09/1992

WILLIAMS, ANDRE LABRON
5807 WEST SHERIDAN AVENUE
MILWAUKEE, WI 53218
DOB: 10/10/1965

Defendant(s).

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

Count 1: OBSTRUCTING AN OFFICER - PTAC, AS A PARTY TO A CRIME (As to defendants Steven A Bailey and Christian J Cardona and Gerry Lewis Carroll and Jakobie M Davis and Darryl E Dent and Marland D Edwards and Kentreal T Evans and Demetrius Jamal Exum and Andrae Germone Fredrick II and Marqwell Demetri Good and Lawrence Griffin and Devonta Rashad Grover and Rickey Jerome Harris III and Francisco J Herrera and Larry Jermaine Jackson and Ronnie Jackson Jr and Cortez Antonio Jones and Kendray E Lewis and Lorenzo Carveyea Lyons and Jordan Alan Mayrand and Sir Bishop Pirtle and Marquan S Roy and Alan Anthony Smith and Edward Darell Tyler and Isaiah J Wheeler and Shaun Antonio White and Andre Labron Williams)

The above-named defendants on or about Saturday, August 12, 2023, at 949 North 9th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, contrary to sec. 946.41(1), 939.51(3)(a), 939.05 Wis. Stats.

Upon conviction for this offense, a Class A Misdemeanor, the defendants may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

Count 2: DISORDERLY CONDUCT - PTAC, AS A PARTY TO A CRIME (As to defendants Steven A Bailey and Christian J Cardona and Gerry Lewis Carroll and Jakobie M Davis and Darryl E Dent and Marland D Edwards and Kentreal T Evans and Demetrius Jamal Exum and Andrae Germone Fredrick II and Marqwell Demetri Good and Lawrence Griffin and Devonta Rashad Grover and Rickey Jerome Harris III and Francisco J Herrera and Larry Jermaine Jackson and Ronnie Jackson Jr and Cortez Antonio Jones and Kendray E Lewis and Lorenzo Carveyea Lyons and Jordan Alan Mayrand and Sir Bishop Pirtle and Marquan S Roy and Alan Anthony Smith and Edward Darell Tyler and Isaiah J Wheeler and Shaun Antonio White and Andre Labron Williams)

The above-named defendants on or about Saturday, August 12, 2023, at 949 North 9th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, in a public or private place, engages in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct under circumstances in which the conduct tends to cause or provoke a disturbance, contrary to sec. 947.01(1), 939.51(3)(b), 939.05 Wis. Stats.

Upon conviction for this offense, a Class B Misdemeanor, the defendants may be fined not more than One Thousand Dollars (\$1,000), or imprisoned not more than ninety (90) days, or both.

Probable Cause:

Complainant is a Milwaukee County Sheriff's Deputy and bases this complaint upon the following:

As to the Configuration of Pod 6C

1. The statement of Milwaukee County Sheriff's Office Detective Matthew Vandertie, that he is aware of the configuration of Pod 6C of the Milwaukee County Criminal Justice Facility, located at 949 N. 9th Street, in the City and County of Milwaukee. Detective Vandertie is aware that at any given time, this pod, like others in the Facility, contains inmates being held on open criminal cases, awaiting either future court dates, or transportation to other institutions.

2. The continuing statement of Detective Vandertie, that the pod has two levels of cells, with two staircases connecting the first and second levels. The first level contains a correctional officer's desk, as well as chairs and tables for use by inmates. The second level contains another common room,

known as the “library.” The library is located at the top of one of the staircases and has a door for access and glass windows that look out into the pod.

3. The continuing statement of Detective Vandertie, that Pod 6C contains multiple surveillance cameras which cover the common areas of the pod, excepting the interior of the library, and other areas on the 6th Floor of the Criminal Justice Facility. On Saturday, 12 August 2023 and at all times relevant to this complaint, all of the above-named twenty-seven (27) co-Defendants were housed in Pod 6C. Also housed in Pod 6C were thirty-four (34) other inmates that did not participate in the below-described events.

As to the Initial Events

4. The statement of Milwaukee County Sheriff’s Office Sergeant Randall Wilborn, that on Saturday, 12 August 2023, he was working in his capacity at the Milwaukee County Criminal Justice Facility. At approximately 1300 hours, Sergeant Wilbourn was notified that a large number of inmates, subsequently identified as the above-described twenty-seven (27) co-Defendants, had barricaded themselves inside the Pod 6C Library, closed the door, and were refusing to come out.

5. The continuing statement of Sergeant Wilborn, that he arrived at Pod 6C, confirmed that the inmates had barricaded themselves in the Library, and had put paper over the windows preventing sheriff’s deputies and correctional officers from observing what was occurring inside the library. The inmates were ignoring commands from staff, including sheriff’s deputies and correctional officers, to exit the library and return to their cells.

6. The continuing statement of Sergeant Wilborn, that at approximately 1305 hours, Milwaukee County Sheriff’s Office Lieutenant Mary Sawczuk ordered a full facility lockdown and activated the Jail’s Correctional Emergency Response Team (CERT). As part of the lockdown, thirty-four (34) inmates of Pod 6C that had *not* barricaded themselves in the library were evacuated from the pod to a different location.

7. The continuing statement of Detective Vandertie, that he observed surveillance video of the entire incident, and observed none of the inmates that entered and barricaded themselves in the library being carried or dragged into the library or under any other circumstances that could be interpreted as involuntary.

As to the Law Enforcement Response

8. The continuing statement of Sergeant Wilborn, that at 1347 hours, the CERT arrived. Jail staff continued to negotiate with the barricaded inmates in an attempt to get them to leave the library and return to their cells voluntarily and peacefully, but none of the barricaded inmates complied, despite continuing commands from correctional officers and sheriff’s deputies. Included in those attempting to negotiate were Lieutenant Noel Ybarra and facility Director Joshua Briggs. The barricaded inmates refused all commands, refused to open the door, refused to uncover the windows, and threatened jail staff. None of the barricading inmates exited the Library in compliance with the orders and negotiations, including after orders from correctional officers and sheriff’s deputies.

9. The continuing statement of Sergeant Wilborn, that at 1430 hours, after all other inmates in the pod had been evacuated, Milwaukee County Sheriff’s Office Deputy Brendt VanWagoner deployed oleoresin capsicum (OC) spray underneath the door of the Library. The barricading inmates again failed to comply with commands to exit the Library, and unknown inmate or inmates responded by damaging the sprinkler head system inside the Library, causing water to flood the room.

10. The continuing statement of Sergeant Wilborn, that at 1445 hours, Director Briggs ordered the barricaded inmates be removed. Deputy VanWagoner then punched a hole in the window to the library, and OC spray was sprayed into the library, all while still giving commands for the barricading inmates to exit the Library peacefully. The CERT then entered the library, and secured the twenty-seven (27) inmates inside. Those inmates were subsequently identified as the above-named co-Defendants. The above-named co-Defendants were removed from the library and were treated for exposure to OC spray. The CERT was de-activated at 1822 hours.

11. The statement of Milwaukee County Sheriff's Office Deputy Andrew Sullivan, that he was part of the CERT, and prior to making entry, observed that a table had been pushed against the door to the library, and that all of the barricaded inmates were wearing coverings over their faces. Upon the window being broken by Deputy VanWagoner, Deputy Sullivan deployed OC spray inside the library in an attempt to cease the inmates' actions. When Deputy Sullivan entered Library with the CERT, he observed an unidentified inmate, who was one of the above-named Defendants, turn towards him with a closed fist. Deputy Sullivan responded by delivering multiple baton strikes to the lower part of the inmate's body and ordering the inmate to, "Stop resisting." That particular inmate complied and lay down on the ground.

12. The continuing statement of Lieutenant Ybarra, that four responding staff members suffered injuries as part of the extraction. Correctional Officer Jordan Taylor was transported to a hospital for treatment for a soft-tissue injury. Other responding officers and deputies were treated for exposure to the OC spray.

As to the Identification of the Co-Defendants

13. The statement of Milwaukee County Sheriff's Office Detective Mathew Vandertie, that he reviewed security video of the above events, including video of the twenty-seven (27) inmates being removed from the library. Detective Vandertie identified each of the twenty-seven by comparing the video to each inmate's current booking photo and confirmed that every one of the above-named co-Defendants participated in the above-described events by entering the library, refusing to exit, and refusing to comply with other commands from law enforcement officers, as described above.

****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 Stephan Eduard Nolten.
ADA Assigned Email Address: thomas.potter@da.wi.gov

Subscribed and sworn to before me on 08/30/23
Electronically Signed By:
Stephan Eduard Nolten
Assistant District Attorney
State Bar #: 1029106

Electronically Signed By:
Kevin Jones
Complainant