

**FILED**  
**09-09-2024**  
**CIRCUIT COURT**  
**DANE COUNTY, WI**  
**2024CF002145**

PAM 9/09/24 1:30pm  
Assign to Branch

**STATE OF WISCONSIN                      CIRCUIT COURT                      DANE COUNTY**

STATE OF WISCONSIN  
Plaintiff,

vs.

**MARIO PAGUADA CRUZ**

2201 Cypress Way Apt 20  
Madison, WI 53713

DOB: 12/10/2002

Sex/Race: M/W

Eye Color: Brown

Hair Color: Black

Height: 5 ft 4 in

Weight: 120 lbs

Alias: Also Known As Mario Raul

Paguada Cruz

Also Known As Mario Raul Paguada

Defendant,

Ref. Agency: Stoughton Police  
Department

DA Case No.: 2024DA008769

Assigned DA/ADA:

Agency Case No.: STPD 24-392515

Court Case No.: **24CF**\_\_\_\_\_

ATN: 13056500917817

**CRIMINAL COMPLAINT**

*For Official Use*

**The below-named complaining witness being first duly sworn states the following:**

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

The above-named defendant on or about Thursday, September 5, 2024, in the City of Stoughton, Dane 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 elude, contrary to sec. 346.04(3), 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.

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.

**FACTS:**

City of Stoughton Prairie Police Officer Brendan Sukus reports on September 5, 2024, he was working in full uniform for the City of Stoughton Police Department located in the City of Stoughton, Dane County, Wisconsin. He was operating fully marked squad car 271 and working the 7:00 PM to 3:00 AM shift.

**DISPATCH INFORMATION**

Officer Sukus reports on September 5, 2024, at approximately 9:33 PM, Stoughton Dispatch was informed there was a white Toyota Corolla on STH 138 coming into Stoughton that was driving into oncoming lanes. The caller stated the vehicle was continually turning their lights on and off. The caller gave a license plate of ASP7878 which came back as a stolen vehicle out of

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the City of Madison and the driver, later fully identified by his Guatemalan passport as **MARIO PAGUADA CRUZ**, the defendant hereinafter, was marked as armed and dangerous.

The caller continued behind the vehicle and said it was traveling southbound on Hwy 51 towards downtown Stoughton, in the County of Dane, Wisconsin.

### **VEHICLE PURSUIT**

Officer Sukus reports he and City of Stoughton Police Officer Joseph Fitters left the police department and went westbound on Hwy 51. They continued on Hwy 51 looking for the suspect vehicle. Officer Sukus observed a white Toyota Corolla traveling eastbound on Hwy 51. He observed a license plate of ASP7878, which was the license plate provided by the caller.

Officer Sukus states he and Officer Fitters each performed a U-turn on the vehicle and followed it without their emergency lights and sirens activated and notes the suspect vehicle was traveling at normal speeds at that time. Officer Sukus reports as they approached W. Main Street and Division Street, City of Stoughton, County of Dane, Wisconsin, they activated their red and blue emergency lights and sirens at 9:37 PM. The vehicle continued eastbound on E. Main Street going approximately 40 MPH, and did not stop.

Officer Sukus reports City of Stoughton Police Officer Poole advised that he placed a tire deflation device on E. Main Street. The suspect vehicle quickly avoided the device and turned north on to S. Fifth Street. The vehicle travelled north on S. Fifth Street, failed to stop at the stop sign at S. Fifth Street and North Street, then turned west on to North Street.

Officer Sukus reports the vehicle continued west on North Street and failed to stop at the stop sign at North Street and S. Fourth Street. The vehicle turned south on to S. Forrest Street and failed to stop at the stop sign located at S. Forrest Street and E. Washington Street. The vehicle turned east back on E. Main Street towards Officer Poole, who still had the tire deflation device at the fire department. Officer Sukus states the vehicle noticed Officer Poole again and performed a U-turn on E. Main Street and went west on E. Main Street. While performing the U-turn, the vehicle struck the curb on the south side of the roadway.

Officer Sukus reports the vehicle continued west on E. Main Street and turned south on S. Fourth Street. The vehicle turned west on to E. Jefferson Street. The vehicle turned north on S. Forrest Street and then east on E Main Street and failed to stop at the stop sign at the intersection. Again, the vehicle traveled towards Officer Poole but drove around him into the fire department parking lot. The vehicle drove into the grass in front of the fire department towards the roadway. The vehicle drove over the curb back on to E. Main Street and continued east reaching speeds of 60.2 MPH.

Officer Sukus reports City of Stoughton Police Sgt. Olson placed a tire deflation device at E. Main Street and Church Street. The suspect vehicle observed this and drove over the curb and onto the sidewalk and grass area. The vehicle went back on to E Main Street and operated in the westbound lane going eastbound.

Officer Sukus reports the suspect vehicle returned to the eastbound lane continuing east. While still in the city, the vehicle reached speeds of 60 MPH. The vehicle continued to flee and officers continued the pursuit into Dane County Jurisdiction.

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Officer Sukus reports he continued eastbound on Hwy 51, in the County of Dane, Wisconsin. While pursuing on Hwy 51, he observed the vehicle turn their headlights and taillights off. He states the suspect vehicle reached a top speed of 113.3 MPH during this portion of the pursuit.

Officer Sukus reports the pursuit continued to 1-90, County of Dane, Wisconsin. The vehicle entered the southbound 1-90 ramp. While pursuing on the interstate, the vehicle wove in and out of different lanes and around traffic. It reached a top speed of 114.7 MPH.

Officer Sukus reports as officers neared Edgerton; City of Stoughton Police Lt. O'Neil ordered him to terminate the pursuit. At 9:47 PM, he and Officer Fitters terminated the pursuit at exit 160 towards Edgerton on 1-90. They stayed in this position until 9:48 PM and then continued to make sure the vehicle did not crash.

### **FLEE/ELUDE**

Officer Sukas reports officers attempted to perform a traffic stop on the suspect vehicle. Officers used their red and blue emergency lights and sirens and were in clearly marked police vehicles. The defendant did not stop, increased speeds, turned off his headlights, drove erratically, and disobeyed multiple traffic laws. The defendant led officers on a pursuit that spanned 11 miles and reached a top speed of 116 MPH.

### **ARREST OF DEFENDANT**

Officer Poole reports on September 5, 2024, he was dispatched to this incident and was one of the officers involved in the pursuit of this stolen vehicle. After the pursuit was terminated, he returned to the Stoughton Police Department. Once there, he was notified that the defendant had been pulled over at mile marker 178.4, in Rock County, just south of State Highway 11 to the west.

Officer Poole proceeded to the Dane County Jail at approximately 11:17 PM on September 5, 2024. He arrived at the jail around the same time City of Madison arrived with the defendant. MAPD took the defendant out of the squad car and escorted him to the booking area. Officer Poole spoke with the Madison officer and asked how the defendant was identified. Officer Poole was shown a Guatemalan passport, which identified the suspect as MARIO R PAGUADA CRUZ, (M/H, DOB 12/10/2002).

Officer Poole reports the Madison officer showed him a black handled bread knife in an evidence bag, and was informed that the knife was used during the commission of MAPD's domestic crime.

### **ATTEMPTED INTERVIEW OF DEFENDANT**

Officer Poole made contact with the defendant. He gave the defendant his Miranda Warnings, two times, and asked the defendant if he wanted to answer any questions and the defendant stated he would. Officer Poole showed the defendant the Rights Waiver Form and asked if he understood his rights and the defendant checked the box that he did. The defendant marked that he wished to answer questions without an attorney present. Officer Poole informed the defendant that he needed to sign the form, which he did and Officer Poole dated it. He reports the defendant looked at him and stated, "I want my attorney." Officer Poole escorted the defendant back to the booking area.

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**FOLLOW UP WITH ROCK COUNTY SHERIFF'S DEPARTMENT**

City of Stoughton Police Lt. Cole Sargent reports on September 6, 2024, he made contact with Rock County Sheriff Deputy Matthew Michalski and requested that Deputy Michalski view their CAD notes from the incident on September 5, 2024. Deputy Michalski provided him with the following information:

The defendant hit the spike strips at approximately 10:01 PM on September 5, 2024. A high risk stop was setup at approximately 10:01 PM on September 5, 2024. The defendant was in custody at approximately 10:05 PM on September 5, 2024.

**DOT STATUS**

Your complainant has reviewed the defendant's driver license abstract and notes the defendant's status is suspended. The defendant was never been issued a driver's license in Wisconsin.

**\*\*THIS COMPLAINT IS BASED ON** the information and belief of your complainant, who is a Court Officer for the City of Stoughton Police Department, and who learned of the above offense from the reports of City of Stoughton Police Officers Brendan Sucus, Sean Poole, and Lt. Cole Sargent, which report(s) your complainant believes to be truthful and reliable inasmuch as they were prepared during the course of the officer(s) official duties.

Further, your complainant believes the information furnished by witnesses to be truthful and reliable inasmuch as they are citizen informant(s) and witnessed the events described.

Your complainant believes the statements of the Defendant to be truthful and reliable insofar as they are admissions against penal interest.

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Driver Record



Certified Driver Status

Save XML File

MARIO RAUL PAGUADA CRUZ

Recorded Name:

Record Details

Drivers License or ID Card # [REDACTED]
SUS NON No License Issued

Real ID Indicator: No
Product Description: No License Issued

PERSON DATA:

Male 12/10/2002
Organ Donor: N
21 O'Brien Ct
Madison, WI 53714 USAC county: Dane
Address Updated: 08/04/2021

INSURANCE FILING PERIOD TERMINATION DATE 08/22/2031

Record Details

Notation: 03/18/2022 Right-Of-Way Required To Rsm
Notation: 02/02/2022 Right OfWay R eminder Letter
Notation: 09/17/2021 Right OfWay Threat Letter

- 06/22/2023 Withdrawal Suspended 5 Year DJN Damage Judgment Case #:S813241 Court:Dane County Circuit Court Court Case #:23CV271 Accident # 210710001 Eligible For Reinstatement 06/21/2028 Mailed 12/05/2023
03/17/2022 Withdrawal Dot Action Suspended 5 Year FCC Failure To Complete Right-Of-Way Course Case #:S270149 Eligible For Reinstatement:03/17/2027 Mailed 03/21/2022
09/17/2021 Withdrawal Dot Action Suspended 6 Month D R Driver Record Case #:S116978 Eligible For Reinstatement03/18/2022 Mailed:09/17/2021
07/29/2021 Accident # 210710001 Injury Class D County Dane S813241
07/29/2021 09/15/2021 Violation Guilty CSR(C hild Safety Restraint 347.48(4)(Am) ) Points:0 Court:Dane County Circuit Court Class:D UTC Citation #:BF235230-2 Court Case # 2021TR009406
07/29/2021 09/15/2021 Violation Guilty DWL(Operating Without Driver License 343.05(3)(A) ) Points:3 Court:Dane County Circuit Court Class:D UTC Citation #:BF235227-6 Court Case # 2021TR009409 See File # S116978
07/29/2021 09/15/2021 Violation Guilty TPV(Transport Person Or Vehicle Illegally 346.92(1) ) Points:4 Court:Dane County Circuit Court Class:D UTC Citation #:BF235229-1 Court Case # 2021TR009407 See File # S116978
07/29/2021 09/15/2021 Violation Guilty FOS(Failure To Obey Traffic Sign Or Signal 346.46(1) ) Points:6 Court:Dane County Circuit Court Class:D UTC Citation #:BF235228-0 Court Case # 2021TR009408 See File # S116978 S270149

Work Request

User ID: Meekepa992 Interface Identifier: 5000
Agency Information: WID13013A Initiator Identifier: 1342724840
EBC Message Identifier: 53460361 Response Identifier: 1584199575
Date & Time: 09/06/2024 16:20:42
Primary Name: paguada cruz, mario Birth Date: 12/10/2002
Sex: Male

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Subscribed and sworn to before me on 09/09/24

Electronically Signed By:

Will R. Davis

Assistant District Attorney

State Bar #: 1116115

Electronically Signed By:  
Detective Cole Sargent  
Complainant