

**FILED**  
**08-22-2023**  
**Clerk of Courts**  
**Fond du Lac County WI**  
**2023CF000721**

**STATE OF WISCONSIN      CIRCUIT COURT      FOND DU LAC COUNTY**

<p>STATE OF WISCONSIN Plaintiff,</p> <p>vs.</p> <p>OMAR JABBAR SIMPSON 650970 C/O Kettle Moraine Correctional W9071 Forest Dr PO Box 31 Plymouth, WI 53073 DOB: 04/22/1980 Sex/Race: M/B Alias: Also Known As Omar J Simpson Defendant.</p>	<p><b>CRIMINAL COMPLAINT</b></p>	<p>DA Case No.: 2022FL002133 Assigned DA/ADA: Eric J. Toney Agency Case No.: 22-1540 Court Case No.: ATN:</p>
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*For Official Use*

The undersigned law enforcement officer of the Fond du Lac Police Department, being first duly sworn, states that:

**Count 1: FIRST DEGREE RECKLESS HOMICIDE, REPEATER**

The above-named defendant on or about Saturday, March 5, 2022, in the City of Fond du Lac, Fond du Lac County, Wisconsin, did cause the death of Victim 1, by the delivery or manufacture of a Schedule I or II controlled substance, fentanyl, in violation of sec. 961.41 Wis. Stats., which Victim 1 used, dying as a result of that use, contrary to sec. 940.02(2)(a), 939.50(3)(c), 939.62(1)(c) Wis. Stats., a Class C Felony, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than forty (40) years, or both.

And further, invoking the provisions of sec. 939.62(1)(c) Wis. Stats., because the defendant is a repeater, having been convicted of Felony theft from person/corpse in violation of Wis. Stat. 943.20(1)(a) on or about March 15, 20219 in Fond du Lac County Case No. 18CF591, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 6 years if the prior conviction was for a felony.

**PROBABLE CAUSE:**

Complainant is a officer with the City of Fond du Lac Police Department and basis this complaint upon the report and investigation of Officer(s) Henning and Sprangers, of the same agency with whom your complainant has worked with and knows to be competent and reliable.

On March 5, 2022 at 1214 hours Officer Sprangers was dispatched to Muentner Av. for a female that had overdosed and was not breathing. The caller believed that the subject was deceased.

Upon arrival Officer Sprangers was met inside by the paramedics who advised that the female was beyond life saving measures. I was directed to the back bedroom of the residence where I saw what appeared to be a white female that was hunched over on the side of the bed. She was not breathing and I could see that the side of her face had started to change color, she was stiff and cold to the touch. Once Officer Tuttle arrived, I asked that he remain in the bedroom.

Officer Sprangers made contact with WITNESS 1, who was verbally identified. WITNESS 1 stated that the female who she identified as VICTIM 1 that was located deceased in the bedroom. WITNESS 1 said that it was normal for VICTIM 1 to sleep late, so she went to wake her up around noon because she was going to help with some cleaning. When she went into the bedroom, WITNESS 1 saw that VICTIM 1 was bent over on the side of the bed and couldn't wake her and knew she was deceased.

WITNESS 1 asked if paramedics used Narcan on her. Officer Sprangers asked why she would ask that and she said that she has used crack and heroin in the past and she regularly drug tested VICTIM 1. WITNESS 1 also mentioned that VICTIM 1 was recently released from prison as well.

WITNESS 1 informed Detective Vance Henning that two months ago VICTIM 1 was using heroin regularly. WITNESS 1 said that an agreement she made with VICTIM 1 to stay in the house was when WITNESS 1 thought VICTIM 1 was under the influence of drugs she had to submit to WITNESS 1 a drug test. WITNESS 1 said she had purchased drug kits at the store to test VICTIM 1 if she needed to. WITNESS 1 stated that four days ago VICTIM 1 appeared to be under the influence of some sort of drug so WITNESS 1 had VICTIM 1 perform a drug test. WITNESS 1 said that the drug test resulted positive for the presence of heroin and a bunch of other drugs in VICTIM 1's system.

WITNESS 1 said that VICTIM 1 worked yesterday from 4pm to 8pm. WITNESS 1 said that VICTIM 1 got home yesterday around 8:30pm or 8:45pm. WITNESS 1 said that she and VICTIM 1 talked when she got home from work and nothing out of the ordinary was observed. I asked WITNESS 1 if it looked like VICTIM 1 was under the influence of any drugs when she got home from work and she stated she did not.

WITNESS 1 said that VICTIM 1 went into her bedroom for the night and then WITNESS 1 went to bed. WITNESS 1 said that VICTIM 1's bedroom door was closed this morning but she didn't think anything of it because VICTIM 1 usually sleeps in. WITNESS 1 said that around noon VICTIM 1 wasn't up yet so she went into her room to check on her and found her deceased on her bed.

Detective Henning asked WITNESS 1 if it was possible that VICTIM 1 could have left the house any time after she got home from work. WITNESS 1 stated no. WITNESS 1 said that she has motion sensor cameras on the front of the residence so if VICTIM 1 would have left the house through any door it would have activated the cameras.

WITNESS 1 said she checked and the cameras were not activated by VICTIM 1 leaving. WITNESS 1 said that VICTIM 1 told her that VICTIM 1 has gotten drugs in the past at work. WITNESS 1 said that VICTIM 1 told her that people have brought her drugs to work in the past. Detective Henning asked WITNESS 1 if VICTIM 1 told her who brought her the drugs in the past and she stated VICTIM 1 didn't tell her.

Detective Henning asked WITNESS 1 how VICTIM 1 got to and from work. WITNESS 1 said that VICTIM 1 drove her blue Dodge Durango SUV which was parked on the road in front of the residence. Detective Henning asked WITNESS 1 if she had any information as to who VICTIM 1 would have gotten drugs from and she said that VICTIM 1 knows WITNESS 3 Pauliot and Pauliot is a drug user. WITNESS 1 said she thinks it's possible that VICTIM 1 got drugs from WITNESS 3 in the past.

Detective Henning went into the room and found the Dodge Durango keys in VICTIM 1's purse. Detective Henning went outside and photographed the blue Dodge Durango. Detective Henning unlocked the vehicle and completed a search of the vehicle. Detective Henning photographed the inside of the vehicle and items I located. Under the front driver's side floor mat Detective Henning observed a white bottle cap with a cotton ball inside it. Based on Detective Henning's training and experience, this is commonly used to place illegal drugs, particularly heroin, in and mix with water before being drawn into a syringe for injection.

In the glove box Detective Henning observed "Chore boy" copper pads, which is commonly used as a filter that is placed in a crack cocaine pipe before use. Those two items were collected as evidence. Detective Henning also located Narcan nasal spray in the center arm rest of the vehicle. Detective Henning photographed the Narcan nasal spray but did not collect it as evidence. Detective Henning completed the search of the vehicle and no other items of evidentiary value was located.

While the Medical Examiner was searching VICTIM 1 she located a folded piece of white paper and folded piece of aluminum foil in the bra of VICTIM 1. Detective Mikulec collected those two items as evidence. After the search of Cassandra's person was completed, Cassandra's body was turned over to the Fond du Lac County Medical Examiner's Office for an autopsy.

Detective Henning contacted Michael Kampschroer from Kohls Communication in attempts to obtain store surveillance footage of VICTIM 1 while at work to see if she met with anyone in the store or in the parking lot. I

provided Michael the date of 3/4/2022 and the time frame of 3pm to 9pm. I provided Michael a physical description of VICTIM 1. Michael contacted me back and stated that while reviewing the footage he did not see VICTIM 1 arrive at Kohls on that day.

I then spoke with Katie Boehm who is the Assistant Store Manager at Kohls in Fond du Lac, WI. Katie stated that she was working the night of 3/4/2022 and did not see VICTIM 1. Katie said that she knows what VICTIM 1 looks like and when VICTIM 1 is there cleaning she usually crosses paths with her. Katie said that she knows that she didn't see VICTIM 1 at all that night.

Detective Henning reviewed a data from a cell phone extraction performed on VICTIM 1's cell phone and observed the following: 3/4/2022 at 11:06pm outgoing call to XXX-XXX-3465 (Opy) with no duration. Detective Henning knows that the defendant Omar Simpson has the nickname "Opy."

On March 29, 2022 Detective Henning attempted to interview Omar Simpson at the Fond du Lac County Jail. Simpson refused to leave his cell telling jail staff "they can go fuck themselves."

During the course of the investigation Detective Henning was made aware that WITNESS 2 had information as to who VICTIM 1 was with the night before she was found deceased and had information as to who may have supplied the illegal drugs to her. On 3/31/2022 Detective Henning received a phone call from WITNESS 2, who stated the information WITNESS 2 had was coming from other people.

WITNESS 2 stated that WITNESS 3 was with VICTIM 1 and a black male known as Opy Jones. WITNESS 2 said that WITNESS 3 stated that VICTIM 1 got the stuff from Opy Jones. WITNESS 2 said that VICTIM 1 and Opy have known each other for quite a few years.

Detective Henning obtained social media records for VICTIM 1 and observed communication between VICTIM 1 and Opy Jones.

Based on Detective Henning's training and experience, it appears that on 3/4/2022 at 20:34UTC VICTIM 1 talks to "Opy Jones" inquiring about purchasing heroin. On 3/4/2022 at 21:46UTC VICTIM 1 says she's leaving Kohls and Opy Jones provided the address of 44 South St for her to meet him. Detective Henning know through prior investigation that Omar J. Simpson, M/B, 4/22/1980 resides at 44 South St, located in the city and county of Fond du Lac, WI. Detective Henning also know that based off photographs posted on Opy Jones Facebook page that it appears that Omar Simpson is the subject utilizing that page.

Based on Detective Henning's training and experience, it appears that on 3/5/2022 at 00:27 UTC VICTIM 1 is talking to WITNESS 3 and WITNESS 3 asks VICTIM 1 if they want to do a "trade on dope." VICTIM 1 asks WITNESS 3 if she has "hard" and WITNESS 3 says that she does. Based off the following conversations it looks like VICTIM 1 then meets up with WITNESS 3 and possible trades heroin for crack cocaine. Detective Henning observed other conversation after VICTIM 1 met with Omar Simpson where she tells another person that she has "super good down" which, based on Detective Henning's training and experience, is a street term for heroin.

Detective Henning reviewed data for the social media account used by Omar Simpson that that was communicating with VICTIM 1's social media account. Based on Detective Henning's training and experience, it appeared that Omar Simpson was selling marijuana, heroin, methamphetamine, and crack cocaine. Detective Henning also observed that Omar was in contact with VICTIM 1 on 3/5/2022 at 01:36UTC. Detective Henning also noticed that the drug related conversations that he observed while reviewing VICTIM 1's social media account was not on Omar Simpson's account. Detective Henning observed other drug related conversations on Omar Simpson's social media account, but the drug related conversations between Omar and VICTIM 1 were deleted. Based on Detective Henning's experience in past investigations, suspects in crimes will commonly delete conversations that may be considered evidence against them.

On May 4, 2022 Detective Henning reviewed the autopsy protocol report from autopsy performed on VICTIM 1 by Fond du Lac County Medical Examiner Dr. Adam Covach. The autopsy report stated the cause of death to be cocaine, fentanyl, and methamphetamine toxicity.

On 6/21/2022 Detective Henning met with WITNESS 4 regarding the death of VICTIM 1. VICTIM 1 was at WITNESS 4's house the night before VICTIM 1 died. WITNESS 4 said that VICTIM 1 reached out asking if WITNESS 4 had a plunger for a syringe WITNESS 4 told VICTIM 1 yes. WITNESS 4 said that around 8:00pm VICTIM 1 came to WITNESS 4's residence located in the City and County of Fond du Lac, WI. WITNESS 4 stated that VICTIM 1 was alone and drove a blue SUV to WITNESS 4's house. WITNESS 4 supplied VICTIM 1 the plunger.

WITNESS 4 then observed VICTIM 1 injected herself with heroin. WITNESS 4 said that VICTIM 1 stated that the heroin VICTIM 1 currently came from "Opy." Detective Henning know through the course of the investigation that "Opy" is Omar J. Simpson, M/B, 4/22/1980. Detective Hennings asked WITNESS 4 if VICTIM 1 stated where she was and who she was with before she came over and WITNESS 4 said that the only thing VICTIM 1 said was that she came from "Opy's" place after she had bought heroin.

Detective Henning asked WITNESS 4 if VICTIM 1 stated where she was going after she left WITNESS 4's and was told that VICTIM 1 was heading to her house. WITNESS 4 said that VICTIM 1 had an ankle monitor and had a curfew so she had to be home at a certain time. WITNESS 4 said that VICTIM 1 left the residence in her vehicle and then didn't hear from VICTIM 1 after that. Detective Henning asked WITNESS 4 how the heroin was packaged and WITNESS 4 stated it was in plastic baggie corner. WITNESS 4 learned that VICTIM 1 passed away the next day.

On June 29, 2022 Detective Henning spoke with WITNESS 3. The night before VICTIM 1 passed away WITNESS 3 said that it was just starting to get dark out and she messaged VICTIM 1 for a ride. WITNESS 3 said that James Albertz was at her house and was looking for some heroin. WITNESS 3 said that she asked VICTIM 1 for a ride to the "bricks" so that she could help James get some heroin. I know through prior investigations that the "bricks" is a street slang for the Maplewood Commons Apartment Complex located in the city and county of Fond du Lac, WI.

WITNESS 3 said that James was the one looking to buy the heroin and she was trying to help him out so that she could get a little for free. WITNESS 3 said that James lives around the corner from her so he walked to her house and VICTIM 1 picked her and James up there. WITNESS 3 said that they went to the "bricks" and her friend that had the heroin there had already left so she couldn't get James anything there.

WITNESS 3 said that when VICTIM 1 realized that James was looking for heroin and couldn't get any at the "bricks," VICTIM 1 sold some of her heroin to James. Detective Henning asked WITNESS 3 how much VICTIM 1 sold to James and she said only a bindle or two. Detective Henning asked WITNESS 3 how much James paid VICTIM 1 and she said \$20 or \$40. WITNESS 3 said that VICTIM 1 stated that the stuff she had was really good stuff.

WITNESS 3 said that VICTIM 1 told her that she got the heroin she had that night from "Opy." WITNESS 3 clarified with me that the stuff that VICTIM 1 had on her and sold to James was from "Opy" and that was the stuff that VICTIM 1 said was really good stuff. WITNESS 3 stated that VICTIM 1 did have heroin left over after she sold some to James.

WITNESS 3 said that she knows that VICTIM 1 has a curfew and VICTIM 1 made a comment that she needed to hurry up and get home. WITNESS 3 said that VICTIM 1 didn't have a lot of heroin left after she sold some to James so she thinks that VICTIM 1 went to do a trick to get more money and probably went back to "Opy" to get more heroin since it was so good. WITNESS 3 said that VICTIM 1 sold the heroin to James in the parking lot of the "bricks" and then VICTIM 1 gave James and her a ride back to WITNESS 3's house and that was the last time she saw VICTIM 1.

WITNESS 3 said it was dark outside when VICTIM 1 dropped her and James off. WITNESS 3 said that James then walked back to his house because he stays with his mom which if right around the corner from her house. I asked WITNESS 3 if she talked to VICTIM 1 after that and she stated that VICTIM 1 sent her a message asking her if she wanted to do a trick, but WITNESS 3 said she doesn't do that stuff so she didn't know if she even responded to VICTIM 1 or not.

Detective Henning asked WITNESS 3 if there was conversation from that night between her and VICTIM 1 where WITNESS 3 was going to trade drugs with VICTIM 1. WITNESS 3 said that she had a little bit of crack cocaine and she was going to trade some crack cocaine to VICTIM 1 for heroin so she could give it to James and get a little of it. Detective Henning asked WITNESS 3 if she sold VICTIM 1 any crack cocaine and WITNESS 3 said she just gave some crack cocaine to VICTIM 1 for giving her and James a ride to the "bricks."

On June 30, 2022 Detective Henning contacted Fond du Lac County Chief Medical Examiner Dr. Adam Covach via phone call. I spoke with Dr. Covach reference the autopsy report he completed for VICTIM 1. Detective Henning asked Dr. Covach if any of the drugs by themselves would have caused the death of VICTIM 1. Dr. Covach stated that the cocaine levels by themselves in VICTIM 1's system were high enough to cause the death of VICTIM 1.

Dr. Covach stated that the cocaine levels were twice the lethal dose. Dr. Covach stated that the Fentanyl levels by themselves in VICTIM 1's system were definitely high enough to cause the death of VICTIM 1. Dr. Covach stated that the lethal Fentanyl levels is around 7ng/mL and in VICTIM 1's system she had 82 ng/mL. Dr. Covach stated that this level would have killed VICTIM 1 seven times over. Dr. Covach didn't mention anything about the Methamphetamine levels being high enough where they could have been fatal by themselves.

Based on the Fentanyl located on VICTIM 1's person, along with the social media conversations between VICTIM 1 and Omar Simpson, interviews with James Albertz and WITNESS 3, and Dr. Covach's confirmation that the Fentanyl levels in VICTIM 1's body at time of death would have killed her seven times over, I believed that the Fentanyl that caused the overdose death of VICTIM 1 was sold to her by Omar J. Simpson (DOB: 4/22/1980).

Complainant is aware that invoking the provisions of sec. 939.62(1)(c) Wis. Stats., because the defendant is a repeater, having been convicted of Felony theft from person/corpse in violation of Wis. Stat. 943.20(1)(a) on or about March 15, 20219 in Fond du Lac County Case No. 18CF591, which conviction(s) remain of record and unreversed.

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

Subscribed and sworn to before me on 08/22/23

Electronically Signed By:

Michael E. O'Rourke

Assistant District Attorney

State Bar #: 1020124

Electronically Signed By:

Det. Nicholas J. Hahn #137

Complainant