



West Allis Police Department

Incident Report

Incident:
OWI/DWI-Liquor

Incident Report Number:
20-035943

Between: Date - Time

And/At: Date-Time

10/6/20

02:23

Incident Location:
1600BLK S 61 St, West Allis, WI, 53214

CFS Code-1:
5404

CFS Code-2:
ZJK2618

CFS Code-3:

Offense Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

PHL

Name (Last, First, Middle)
Barry, Bridget

DOB:

Race/Sex

W/F

Address (Address, City, State, Zip)

Phone 1

Employer

Phone 2

Employer Address

Work Phone #

RPA

Name (Last, First, Middle)
Grosskreutz, Janice A

DOB:

1951

Race/Sex

W/F

Address (Address, City, State, Zip)

Employer

Employer Address

Work Phone #

SUMMARY

Pto Lazaris reports...OWI 2nd Offense...

On 10/06/20 at 0223hrs., I conducted a traffic stop on a white Subaru Forester bearing WI Reg. #AJD3389. The driver of the vehicle, Gaige P. Grosskreutz (M/W 11/04/93) exhibited signs of impairment, refused to perform SFST's, and was arrested for OWI 2nd offense. Grosskreutz was provided with a Circuit Court date of 11/10/20 at 1330hrs. prior to his release.

Vehicle Information: (Year, Make, Model, Style, Color)

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Lazaris, Michael

Payroll Number :

ML2772

Report Date:

10/06/2020

Time Received:

02:23:53

Time Cleared:

05:28:32

Unit(s) Assigned:

314, 315, 324, 325

Pages:

1 Of 6

Reviewed by:

Clerical and Coding Manz, Tra

Payroll Number :

TM9656

Copy To

Date:
10/06/2020

CFS Code-1:
5404

Incident Report Number:

20-035943

West Allis Police Department**Continuation**

Incident Report Number 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020
-------------------------------------	--	------------------------------

NAMES**OWI Offender**

Grosskreutz, Gaige Paul W/M-26 of [REDACTED] WEST ALLIS, WI, 53227
 DOB: 11/04/1993
 HT: 511 WT: 170 Hair: Brown
 Eyes: Gray Complexion: Fair

Phone 1: (262) [REDACTED] Phone 2: (414) [REDACTED]

Passenger

Marshall, Jacob Daniel W/M-26 of [REDACTED] MILWAUKEE, WI, 53219
 DOB: 03/20/1994
 HT: 604 WT: 250 Hair: Blonde or Strawberry
 Eyes: Hazel Complexion: Fair

Phone 1: (262) 765-0355

=====

NARRATIVE

Officer was wearing WAPD issued AXON body camera at the time of the incident, and the camera was functional. See footage for full case details.

Squad Video System was operational.

REPORTING OFFICER: Lazaris, Michael

VEHICLE IN MOTION

On 10/06/20 at approximately 0223hrs., as I was traveling northbound in the 1400blk of S. 60 St., I observed a white Subaru Forester bearing WI Reg. #AJD3389 traveling eastbound in the 6000blk of W. Greenfield Ave. I continued to observe the vehicle as it conducted a southbound turn onto S. 60th St. The driver of the vehicle, later identified as Gaige P. Grosskreutz (M/W 11/04/93), conducted an improper turn by not utilizing a required turn signal. Additionally, I observed an unknown object suspended from the rear view mirror obstructing the driver's view through the front windshield. Based on these observations, I conducted a U-turn and increased my speed so that I was now traveling behind the vehicle southbound on S. 60th St. The vehicle conducted a westbound turn onto W. Lapham St. and I conducted a traffic stop on the vehicle by activating my emergency flashing lights. The driver of the vehicle conducted a southbound turn onto S. 61 St. pulled over. I proceeded to make contact with the driver, Gaige P. Grosskreutz (M/W 11/04/20) and front seat passenger, Jacob D Marshall (M/W 03/20/94).

Reporting Officer(s): Lazaris, Michael	Payroll Number : ML2772	Pages: 2 Of 6
---	----------------------------	------------------

Incident Report Number

20-035943

Incident Location:

1600BLK S 61 St, West Allis, WI, 53214

Incident Date:

10/06/2020

As I approached the front driver's side window, I observed the item suspended from the rear view mirror was an air freshener. I also observed both Grosskreutz and Marshall were not wearing seatbelts at the time of the traffic stop. I did not issue any citations for the obstructed view, or the seatbelt violations.

PERSONAL CONTACT

I identified myself as a police officer and advised Grosskreutz the reason for the traffic stop. I asked Grosskreutz if he had his ID on him and he stated it was behind the front passenger seat. I asked Grosskreutz to hand me his ID and he stated he did not want to reach around inside the vehicle. I asked Grosskreutz if there were any weapons inside of the vehicle and he stated there was not.

I asked Grosskreutz where he was coming from and he stated he does not answer questions. As I continued speaking with Grosskreutz, I detected a moderate odor of ingested intoxicants emitting from his breath and person. I also observed his eyes were red and glassy and his speech was slow and slurred. Based on these observations, I believed Grosskreutz was impaired.

I asked Grosskreutz if he had anything to drink this evening and he stated he did not. I asked Grosskreutz if he had a reason for not utilizing his turning signal while conducting a turn onto S. 60 St. and he shook his head left to right to indicate "no." Grosskreutz then stated he does not answer questions.

Based on my aforementioned observations that led me to believe Grosskreutz was impaired, along with Grosskreutz refusing to provide officers with his identity, I instructed Grosskreutz to turn the vehicle off and exit the vehicle which he did. After Grosskreutz exited the vehicle, I conducted a pat down of his person for weapons. I asked Grosskreutz if he would be willing to perform SFST's and he stated he would not answer questions without an attorney present. I advised Grosskreutz I believed he was impaired and I needed to make sure it was safe for him to be operating a motor vehicle. I asked Grosskreutz a second time if he would perform SFST's and he stated he would not answer questions without an attorney present. I asked Grosskreutz several more times if he would be willing to perform SFST's and he stated he wanted to speak with an attorney. I advised Grosskreutz I needed a "yes" or "no" answer regarding his willingness to perform SFST's and he again requested an attorney. I then considered Grosskreutz a refusal for SFST's.

PRE-ARREST SCREENING

Horizontal Gaze Nystagmus

Grosskreutz refused to perform this test.

WALK AND TURN

Reporting Officer(s):

Lazaris, Michael

Payroll Number:

ML2772

Pages:

3 of 6

Incident Report Number
20-035943

Incident Location:
1600BLK S 61 St, West Allis, WI, 53214

Incident Date:
10/06/2020

Grosskreutz refused to perform this test.

ONE LEG STAND

Grosskreutz refused to perform this test.

ARREST DECISION

Based on Grosskreutz' driving behavior, his red and glassy eyes, the moderate odor of ingested intoxicants emitting from his breath and person, his slow slurred speech, and his refusal to perform SFST's, I arrested Grosskreutz for OWI.

Grosskreutz was later handcuffed, searched and conveyed to the Aurora West Allis Medical Center by officers to complete the blood draw.

SEARCH OF VEHICLE

Officers conducted a search of the vehicle for evidence of OWI but did not locate any items of evidentiary value.

OTHER OCCUPANTS IN THE VEHICLE/DISPOSITION

The front seat passenger of the vehicle, Jacob D. Marshall (M/W 03/20/94) was released from the scene without any issues.

VEHICLE & KEYS DISPOSITION

N & S Towing responded to the scene and towed the vehicle for safe keeping. Officers remained on scene until the tow was complete.

DWI PROCESS

CITATION ISSUANCE

While in the booking room of the WAPD, I explained to Grosskreutz that he would be receiving citation #BE150336-4 for OWI 2nd offense.

INFORMING THE ACCUSED

I read the Informing the Accused form to Grosskreutz and Grosskreutz stated he wanted to speak with his attorney. I advised Grosskreutz I needed a "yes" or "no" answer or it would be considered a refusal. Grosskreutz requested his attorney and I advised him it would be considered a refusal.

SEARCH WARRANT

Incident Report Number 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020
-------------------------------------	--	------------------------------

I completed an OWI blood draw search warrant which was approved and signed on 10/06/20 by the Honorable Judge Rebecca Kiefer, Milwaukee County Circuit Court Judge.

Grosskreutz was read the face sheet of the affidavit and was provided a copy.

The search warrant return form and the original copy of the search warrant were turned over to DTC Officer to be forwarded to the Clerk of Courts.

BLOOD DRAW INFORMATION/OBSERVATIONS

On 10/06/20 at approximately 0434hrs., a blood sample was taken from Grosskreutz by Bridget Barry of Aurora West Allis Medical Center. The paperwork was completed and the blood sample was turned over to myself. The blood sample was transported to the West Allis Police Department and placed on property.

ADDITIONAL CITATIONS

While in the booking room of the WAPD, I completed and issued Grosskreutz Municipal Citation #BE150337-5 for Fail/Signal Unsafe Turn. Grosskreutz was provided with a Municipal Court date of 11/09/20 at 0800hrs. regarding this offense.

REFUSAL PAPERWORK

I completed and explained to Grosskreutz the Notice of Intent to Revoke Operating Privilege form and the Notice of Hearing form. Grosskreutz refused to sign the Notice of Hearing form and was provided copies of each.

Copies of the forms were turned over to DTC to be forwarded to the District Attorney's Office.

QUESTIONING

On 10/06/20 at approximately 0450hrs., I read Grosskreutz the Pre-Interrogation Warnings as they are written on the Alcohol/Drug Influence Report form. Grosskreutz stated he refused to answer questions, concerning this arrest and did not sign the Alcohol/Drug Influence Report form.

CASE DISPOSITION

According to DOT records, Grosskreutz was arrested for DWI on the following dates:

OWI #1 – Arrested on 05/09/15 by the City of Greenfield Police Department and Convicted on 08/14/15.

Therefore, this is considered to be Grosskreutz' 2nd offense for DWI. Grosskreutz was ordered to the Safety Building for Intake Court on 11/10/20.

Reporting Officer(s): Lazaris, Michael	Payroll Number: ML2772	Pages: 5 Of 6
---	---------------------------	------------------

West Allis Police Department

Continuation

Incident Report Number
20-035943

Incident Location:
1600BLK S 61 St, West Allis, WI, 53214

Incident Date:
10/06/2020

Grosskreutz was given a business card for N&S Towing, as to make arrangements for picking up his vehicle at a later date.

OFFENDERS RELEASE

On 10/06/20 at approximately 0523hrs., Grosskreutz was released to the care and supervision of Janice A. Grosskreutz (F/W 05/16/51), who read the release form, agreed to its provisions and signed the release form. A copy of the release form was supplied to Janice, prior to Grosskreutz' release.

Reporting Officer(s):
Lazaris, Michael

Payroll Number:
ML2772

Pages:
6 Of 6

West Allis Police Department**Supplemental Report**

Incident Report Number: 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020
New Incident:	Original CFS Code - 1: 9999	New CFS Code - 1 : New CFS Code - 2:

Item# Type Reason-----

20-005744 - 1 Article Evidence

Description: Blood Kit**Quan/Value:** 1.000 / \$0.00**Disposition:** Sent To Property Room

Reporting Officer(s): Lazaris, Michael	Payroll Number : ML2772	Report Date: 10/06/2020
Reviewed by: Fletcher, Jesse	Payroll Number : JF9963	Copy To: Page: 1 Of 1

West Allis Police Department**Supplemental Report**

Incident Report Number: 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020
New Incident:	Original CFS Code - 1: 5404	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

ADA REVIEW 10-09-20

Barwick reports:

ADA Potter is assigned to this case.

Reporting Officer(s): Barwick, Steven	Payroll Number : SB1805	Report Date: 10/09/2020
Reviewed by: Hibbard, Danielle	Payroll Number : DH1885	Copy To: Page: 1 Of 1

West Allis Police Department**Supplemental Report**

Incident Report Number: 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020
New Incident:	Original CFS Code - 1: 5404	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

Pto Lazaris reports...

ETHANOL ANALYSIS RESULTS

On 10/26/20, I, Ofc. Lazaris, received the ethanol analysis report for Gaige P. Grosskreutz (M/W 11/04/93). Ethanol Analyst Molly McManus #AP -#568 reported 0.212 g/100 mL detected in the blood sample, collected by Bridget Barry on 10/06/20 at 0434hrs.

CITATION ISSUANCE

Based on the ethanol results, I completed and issued Grosskreutz citation #BE149450-0 for Operate MV w/PAC 2nd Offense. Grosskreutz was mailed a copy of the citation on 10/27/20 and was provided with a Circuit Court date of 01/27/21 at 1300hrs.

END OF SUPPLEMENT

Reporting Officer(s): Lazaris, Michael	Payroll Number : ML2772	Report Date: 10/27/2020
Reviewed by: Kleinfeldt, John	Payroll Number : JK2618	Copy To: Page: 1 Of 1

West Allis Police Department

Supplemental Report

Incident Report Number: 20-035943	Incident Location: 1600BLK S 61 St, West Allis, WI, 53214	Incident Date: 10/06/2020	
New Incident:	Original CFS Code - 1: 5404	New CFS Code - 1 :	New CFS Code - 2:

NARRATIVE

Sgt. Noche reports:

On 01/07/2021, ADA Schoepp charged the defendant with DWI - 2nd Offense. I signed the criminal complaint and attached it to the case file.

Reporting Officer(s): Noche, Phillip A.	Payroll Number : PN9689	Report Date: 01/07/2021	
Reviewed by: Noche, Phillip A.	Payroll Number : PN9689	Copy To:	Page: 1 Of 1

West Allis Police Department

Property Report

Property Number: 20-005744	Case Number 20-035943	Location: 1600BLK S 61 St West Allis, WI, 53214	Incident Date: 10/06/2020 02:23:53
Name (Last, First, Middle)		DOB:	Race/Sex:
Address: (Address, City, State, Zip)			Home Phone Number:

Details of Recovery

Recovered Location: (Address, City, State, Zip)		Recovery Date: 10/06/2020 05:42:15
Found in Possession of:	Address: (Address, City, State, Zip)	
<input checked="" type="checkbox"/> Evidence	Place Retained: Sent to Property Room 10/06/2020 05:42:15	<input type="checkbox"/> Found Property

Item#	Type	Reason
20-005744 - 1	Article	Evidence
Description: Blood Kit		
Quan/Value: 1.000 / \$0.00		
Disposition: Sent To Property Room		

Reporting Officer: Lazaris, Michael	ML2772	Reviewed by: Fletcher, Jesse	JF9963	Report Date 10/06/2020
---	---------------	--	---------------	----------------------------------

Disposition of Property

Release Date:	Proof of Ownership:	Signature of Officer Authorizing Release:
Owner - Agent Printed Name:	Owner - Address:	
Signature of Owner - Agent:	Signature of Officer Releasing Property:	

You are Notified to Appear

Appearance Required: **YES** Date **JAN-27-2021** Time **01:00 PM**

MILWAUKEE COUNTY CIRCUIT COURT
821 W STATE STREET RM 221
MILWAUKEE, WI 53233
(414) 278-4538

Form No. **MV4017** Version CT **0901** CITATION NO. **BE149450-0**

Estimated Points **6** DEPOSIT **\$500.00** Cash- Card

Court Use: DA **Y**

Defendant (Last Name, First, Middle), Street Address, P.O. Box, City, State, Zip
GROSSKREUTZ, GAIGE PAUL
WEST ALLIS WI 53227

Birth Date **11/4/1993** Sex **M** Race **W**

HT WT Hair Eyes

Driver License/Identification Card Number	State	Exp. Yr.	OPERA
License Plate Number	Plate Type	State	Exp. Yr.
AJD3389	AUT	WI	2021
Vehicle Identification Number	US DOT No.	Hazmat No.	Vehicle Class
JF1SG63654H752538			D
Vehicle Year	Make	Type	Color
2004	SUBA	UT	WHI

Plaintiff	Ordinance Violated	Adopting State Statute
STATE OF WISCONSIN		346.63(1)(B)
Violation Description	BAC	Overweight
OPERATING W/PAC (2ND)	21	
Week Day Date Time Actual Speed Legal Over		
TUESDAY 10/06/2020	02:23 AM	
County	City/Village/Town	
MILWAUKEE - 40	WEST ALLIS - 60, CITY	
ON Hwy No. and/or Street Name	Estimate Distance	
S 61ST ST	271 FT NORTH	
From/AT Hwy No. and/or Street Name	GPS Coordinates	
W MITCHELL ST	43.013070 -87.988751	

Officer Name	Zone	RR	Utility	School	Const	Accident Severity
OFFICER M. LAZARIS		N	N	N	N	
Officer ID	Department	Date Citation Served,	Method			
2772	WEST ALLIS POLICE DEPARTMENT	10/27/2020	MAILED			

INSTRUCTIONS - READ CAREFULLY

COURT APPEARANCE REQUIRED - If your citation is checked 'yes' following 'Appearance Required,' you MUST appear in court. The 'Court Appearance Not Required' instructions do not apply to you.

COURT APPEARANCE NOT REQUIRED - IF YOU WISH TO DISPUTE THE CITATION, you must either appear in court or enter a 'not guilty' plea by mail prior to your court date. Please include a photocopy of your ticket and your correct mailing address OR your correct name and mailing address, citation number, court appearance date listed on the citation, offense, and arresting police agency. These should be mailed to the court address.

You may demand a jury trial, rather than a trial before a judge, but must make that demand in writing and pay the proper fee within 10 days of entering a not guilty plea. Make check payable to the Clerk of Court and forward it to the address shown above. Jury demands in Municipal court can only be made for intoxicated driving charges.

If you have a disability and need help in court, please contact the above Clerk of Court's office.

IF YOU DO NOT WISH TO DISPUTE THE CITATION, mail the 'deposit' amount, by your court date, with a photocopy of your citation OR your correct name and address, citation number, court appearance date listed on the citation, offense and arresting police agency. Make check payable to the Clerk of Court and mail it to the court address. You do not need to appear. The court will find you guilty and keep the 'deposit' amount as payment for your citation.

IF YOU DO NOTHING, the court may issue a warrant for your arrest, or may find you guilty and suspend your driver license if you fail to pay your fine.

DEMERIT POINT, SUSPENSION AND REVOCATION INFORMATION
This charge may result in demerit points assessed against you. Accumulating 12 or more points within 12 consecutive months will be cause for suspending your driving privileges. **If you have a probationary license, points for the second and subsequent convictions may be doubled.** Depending on the circumstances and charge, conviction may result in a revocation or suspension of your driving privileges.


Traffic Safety School may be used to reduce points. For more information, contact the DMV.



You are Notified to Pay or Appear

Appearance Required: **NO** Date **NOV-09-2020** Time **08:00 AM**

WEST ALLIS CITY MUNICIPAL COURT
11301 W LINCOLN AVE
WEST ALLIS, WI 53227
(414) 302-8181 WWW.WESTALLISWI.GOV

Form No. Version CT CITATION NO. 
MV4017 0901 **BE150337-5**
Estimated Points DEPOSIT Cash- Card
3 **\$98.80**
Court Use: DA N

Defendant(Last Name, First, Middle), Street Address, P.O. Box, City, State, Zip Birth Date Sex Race
GROSSKREUTZ, GAIGE PAUL **11/4/1993** **M** **W**
Telephone Number HT WT Hair Eyes
WEST ALLIS WI 53227

Driver License/Identification Card Number State Exp. Yr.
[REDACTED]
Plate Type Exp. Yr.
AJD3389 AUT WI 2021
Vehicle Identification Number US DOT No. Hazmat No.
JF1SG63654H752538
Vehicle Year Make Type Color
2004 SUBA UT WHI

OPERATING AS:
DRIVER
Vehicle Class Vehicle Endorsements
D
Holds CDL CDL Waiver
N

Plaintiff Ordinance Violated Adopting State Statute
CITY OF WEST ALLIS **[REDACTED]** **346.34(1)**
Violation Description BAC Overweight
FAIL/SIGNAL TURN/UNSAFE TURN
Week Day Date Time Actual Speed Legal Over
TUESDAY 10/06/2020 02:23 AM
County City/Village/Town
MILWAUKEE - 40 WEST ALLIS - 60, CITY
ON Hwy No. and/or Street Name Estimate Distance
W GREENFIELD AVE 33 FT WEST
From/AT Hwy No. and/or Street Name GPS Coordinates
S 60TH ST 43.016763 -87.987586
Agency Space
20-035943
Minor Passenger
N

Officer Name Zone RR - Utility - School - Const Accident Severity
OFFICER M. LAZARIS N N N N
Officer ID Department Date Citation Served, Method
2772 WEST ALLIS POLICE DEPARTMENT 10/06/2020 IN PERSON

INSTRUCTIONS - READ CAREFULLY


COURT APPEARANCE REQUIRED - If your citation is checked 'yes' following 'Appearance Required,' you MUST appear in court. The 'Court Appearance Not Required' instructions do not apply to you.
COURT APPEARANCE NOT REQUIRED - IF YOU WISH TO DISPUTE THE CITATION, you must either appear in court or enter a 'not guilty' plea by mail prior to your court date. Please include a photocopy of your ticket and your correct mailing address OR your correct name and mailing address, citation number, court appearance date listed on the citation, offense, and arresting police agency. These should be mailed to the court address.
You may demand a jury trial, rather than a trial before a judge, but must make that demand in writing and pay the proper fee within 10 days of entering a not guilty plea. Make check payable to the Clerk of Court and forward it to the address shown above. Jury demands in Municipal court can only be made for intoxicated driving charges.
If you have a disability and need help in court, please contact the above Clerk of Court's office.

IF YOU DO NOT WISH TO DISPUTE THE CITATION, mail the 'deposit' amount, by your court date, with a photocopy of your citation OR your correct name and address, citation number, court appearance date listed on the citation, offense and arresting police agency. Make check payable to the Clerk of Court and mail it to the court address. You do not need to appear. The court will find you guilty and keep the 'deposit' amount as payment for your citation.
IF YOU DO NOTHING, the court may issue a warrant for your arrest, or may find you guilty and suspend your driver license if you fail to pay your fine.
DEMERIT POINT, SUSPENSION AND REVOCATION INFORMATION
This charge may result in demerit points assessed against you. Accumulating 12 or more points within 12 consecutive months will be cause for suspending your driving privileges. **If you have a probationary license, points for the second and subsequent convictions may be doubled.** Depending on the circumstances and charge, conviction may result in a revocation or suspension of your driving privileges.
Traffic Safety School may be used to reduce points. For more information, contact the DMV.

You are Notified to Appear

Appearance Required: **YES** Date **NOV-10-2020** Time **01:30 PM**

MILWAUKEE COUNTY CIRCUIT COURT
821 W STATE STREET RM 221
MILWAUKEE, WI 53233
(414) 278-4538

Form No. Version CT CITATION NO. 
MV4017 0901 BE150336-4
Estimated Points DEPOSIT Cash- Card
6 \$500.00
Court Use: DA Y

Defendant(Last Name, First, Middle), Street Address, P.O. Box, City, State, Zip
GROSSKREUTZ, GAIGE PAUL
Birth Date **11/4/1993** Sex **M** Race **W**
HT WT Hair Eyes
WEST ALLIS WI 53227 Telephone Number

Driver License/Identification Card Number	State	Exp. Yr.	OPER
[REDACTED]			DRIVER
License Plate Number	Plate Type	State	Exp. Yr.
AJD3389	AUT	WI	2021
Vehicle Identification Number	US DOT No.	Hazmat No.	Vehicle Class
JF1SG63654H752538			D
Vehicle Year	Make	Type	Color
2004	SUBA	UT	WHI
			Holds CDL
			N
			CDL Waiver

Plaintiff	Ordinance Violated	Adopting State Statute			
STATE OF WISCONSIN		346.63(1)(A)			
Violation Description	BAC	Overweight			
OPERATING WHILE UNDER THE INFLUENCE(2ND)					
Week Day	Date	Time	Actual Speed	Legal	Over
TUESDAY	10/06/2020	02:23 AM			
County	City/Village/Town		Estimate Distance	Agency Space	
MILWAUKEE - 40	WEST ALLIS - 60, CITY		33 FT WEST	20-035943	
ON Hwy No. and/or Street Name	GPS Coordinates		Minor Passenger		
W GREENFIELD AVE	43.016763		N		
From/AT Hwy No. and/or Street Name	-87.987586				
S 60TH ST					

Officer Name	Zone	RR	Utility	School	Const	Accident Severity
OFFICER M. LAZARIS	N	N	N	N		
Officer ID	Department	Date Citation Served,	Method			
2772	WEST ALLIS POLICE DEPARTMENT	10/06/2020	IN PERSON			

INSTRUCTIONS - READ CAREFULLY

COURT APPEARANCE REQUIRED - If your citation is checked 'yes' following 'Appearance Required,' you MUST appear in court. The 'Court Appearance Not Required' instructions do not apply to you.
COURT APPEARANCE NOT REQUIRED - IF YOU WISH TO DISPUTE THE CITATION, you must either appear in court or enter a 'not guilty' plea by mail prior to your court date. Please include a photocopy of your ticket and your correct mailing address OR your correct name and mailing address, citation number, court appearance date listed on the citation, offense, and arresting police agency. These should be mailed to the court address.
You may demand a jury trial, rather than a trial before a judge, but must make that demand in writing and pay the proper fee within 10 days of entering a not guilty plea. Make check payable to the Clerk of Court and forward it to the address shown above. Jury demands in Municipal court can only be made for intoxicated driving charges.
If you have a disability and need help in court, please contact the above Clerk of Court's office.

IF YOU DO NOT WISH TO DISPUTE THE CITATION, mail the 'deposit' amount, by your court date, with a photocopy of your citation OR your correct name and address, citation number, court appearance date listed on the citation, offense and arresting police agency. Make check payable to the Clerk of Court and mail it to the court address. You do not need to appear. The court will find you guilty and keep the 'deposit' amount as payment for your citation.
IF YOU DO NOTHING, the court may issue a warrant for your arrest, or may find you guilty and suspend your driver license if you fail to pay your fine.
DEMERIT POINT, SUSPENSION AND REVOCATION INFORMATION
This charge may result in demerit points assessed against you. Accumulating 12 or more points within 12 consecutive months will be cause for suspending your driving privileges. **If you have a probationary license, points for the second and subsequent convictions may be doubled.** Depending on the circumstances and charge, conviction may result in a revocation or suspension of your driving privileges.
Traffic Safety School may be used to reduce points. For more information, contact the DMV.

WISCONSIN UNIFORM CITATION



10/27/2020 0:18

** For official use only **

WEST ALLIS POLICE DEPARTMENT

11301 W LINCOLN AVE | WEST ALLIS, WI 53227 | (414) 302-8000



OWI REPORT

20-035943

Offense Date: 10/06/20 Offense Time: 0223 Refusal: Yes
 Location: S. 60th St./W. Greenfield Ave. Grant: No
 Arresting Officer: Lazaris, Michael Offense No: Second
 Assisting Officer: N/A If more than four: N/A
 Intoximeter Officer: N/A
 Other Officer: N/A

Operator's Name: Grosskreutz Gaige P

Address: [Redacted] City: West Allis State: WI Zip: 53227 D.L. [Redacted]

Sex: Male Race: White/Middle Easterner D.O.B.: 11/04/93

VEHICLE INFORMATION:

2004 / Subaru / Forester / Utility / White
 Plate No: AJD3389 VIN: JF1SG63654H752538
 Weather: Clear/Dry

Crash Type: N/A Blood Property: 20-005744
 Crash No: Blood Results: 0.212 g/100 mL DWI Citation #: BE150336-4
 Intoximeter Results: N/A Drug Results: N/A Other Citations: BE150337-5, BE149450-0

PRE-ARREST SCREENING

Refused to Perform: Yes

HORIZONTAL GAZE NYSTAGMUS

Unable to Perform: No Glasses: No

Refusal Lack of smooth pursuit: Refusal Nystagmus onset prior to 45 degrees:
 Refusal Distinct Nystagmus at maximum deviation: N/A Vertical Nystagmus:

WALK AND TURN

Unable to Perform: No

Refusal	Starts too soon:	Refusal	Cannot keep balance:
Refusal	Misses heel-toe:	Refusal	Stops walking:
Refusal	Steps off line:	Refusal	Raises arms:
Refusal	Improper Turn:	Refusal	Improper number of steps:

ONE LEG STAND

Unable to Perform: No

Refusal Sways: Refusal Hops: Refusal Raises Arms: Refusa Foot Down:

INFORMING THE ACCUSED

Wisconsin Department of Transportation
SP4197 9/2019 s.343.305(4) Wis. Stats.

ORIGINAL

Police Number
20-035943



Under Wisconsin's Implied Consent Law, I am required to read this notice to you:

You have either been arrested for an offense that involves driving or operating a motor vehicle while under the influence of alcohol or drugs, or both, or you are the operator of a vehicle that was involved in an accident that caused the death of, great bodily harm to, or substantial bodily harm to a person, or you are suspected of driving or being on duty time with respect to a commercial motor vehicle after consuming an intoxicating beverage.

This law enforcement agency now wants to test one or more samples of your breath, blood or urine to determine the concentration of alcohol or drugs in your system. If any test shows more alcohol in your system than the law permits while driving, your operating privilege will be suspended. If you refuse to take any test that this agency requests, your operating privilege will be revoked and you will be subject to other penalties. The test results or the fact that you refused testing can be used against you in court.

If you take all the requested tests, you may choose to take further tests. You may take the alternative test that this law enforcement agency provides free of charge. You also may have a test conducted by a qualified person of your choice at your expense. You, however, will have to make your own arrangements for that test.

If you have a commercial driver license or were operating a commercial motor vehicle, other consequences may result from positive test results or from refusing testing, such as being placed out of service or disqualified.

In addition, your operating privileges will also be suspended if a detectable amount of a restricted controlled substance is in your blood.

Will you submit to an evidentiary chemical test of your **BLOOD?**

Accused's Response: **NO**

I certify that I have read the above information to **GAIGE PAUL GROSSKREUTZ**, who has been arrested for a violation of **346.63(1)(a)**, and have provided him/her a copy of this form. He/She was identified by **DRIVER LICENSE**.

BE150336
Citation Number

10/6/20 0250 a.m./p.m.
(DATE/TIME SIGNED)

WEST ALLIS POLICE DEPARTMENT
Agency

X
OFFICER M. LAZARIS

OWI SEARCH WARRANT – SECTION 968.12, WISCONSIN STATUTES
IN THE CIRCUIT COURT OF MILWAUKEE, WISCONSIN
BEFORE THE HONORABLE Rebecca Kiefer
MILWAUKEE COUNTY CIRCUIT COURT JUDGE
THE STATE OF WISCONSIN, TO THE SHERIFF OR ANY PEACE OFFICER OF SAID COUNTY:

WHEREAS, the Court has reviewed the affidavit of Michael Lazaris, of the West Allis Police Department in support of this search warrant.

WHEREAS, The Officer described herein has this day complained to said Court upon oath that the following subject is in police custody, following an arrest for Operating a Motor Vehicle While Intoxicated or Impaired by an unknown substance, and is currently in custody at the following location:

Arresting Officer: Michael Lazaris ; Agency: West Allis Police Department
Name of Driver: Gaige P. Grosskreutz (M/W 11/04/93)
Description/Gender: Male/White
Location of Police Custody: West Allis Police Department, Milwaukee County, Wisconsin

WHEREAS the Court has further found that the blood of this driver may constitute evidence of a crime of Operating While Under the Influence of Intoxicant or Drug and/or Operating a Motor Vehicle with a Prohibited Alcohol Concentration/Restricted Controlled Substance in violation of Wis. Stats. Chapter 346.63:

NOW, THEREFORE, the Court now finds probable cause that there is to be found in the blood of this person, the driver, that may constitute evidence of the crime of Operating While Under the Influence of Intoxicant or Drug and/or Operating a Motor Vehicle with a Prohibited Alcohol Concentration/Restricted Controlled Substance in violation of Wis. Stats. Chapter 346.63


NOW, THEREFORE, IN THE NAME OF THE STATE OF WISCONSIN, IT IS ORDERED:

1. That a search warrant for the taking of a blood sample from the body of the above named driver is hereby issued by the court..
2. That the arresting officer above named, or other law enforcement officers from the same department are commanded forthwith to seize the driver to obtain a blood sample and take the driver, using any necessary and appropriate force, to a medical facility including any Aurora Facility;
3. That the arresting officer, or other law enforcement officers from the same department, shall secure the assistance of trained medical personnel to obtain a blood specimen from the person of the above named driver, which shall be done using medically acceptable means, and shall be done under the supervision of a law enforcement officer.
4. That the persons executing this search warrant are hereby authorized to use reasonable force to accomplish the execution of this search warrant.
5. That if this warrant and attached application were sent to me by facsimile or email, the arresting officer above named, or other law enforcement officers from the same department are commanded to obtain the original signed warrant from me, on the next business day, following this order.

You are further commanded to within 24 hours to execute this search warrant, and return this warrant within 48 hours after its execution, along with an inventory or description of any property taken, to the Clerk of Court for Milwaukee County, Wisconsin.

Dated this 6th day of October, 2020

TIME: 4:06 AM



Circuit Court Judge *Rebecca Kiefer*
Milw. Cty. Cr. 29

Endorsement on Warrant

Received by _____, on _____ at _____ o'clock ____M.

AFFIDAVIT IN SUPPORT OF OWI SEARCH WARRANT

Michael Lazaris, after being first duly sworn on oath does state as follows:

- I. I am a law enforcement officer employed by an agency with jurisdiction within Milwaukee County. I have had police academy training as well as periodic in service training to learn how to do my job as a law enforcement officer, and that said duties include the investigations of crimes. I have also had particular training in the investigation of cases where drivers are suspected to be operating motor vehicles under the influence of alcohol or controlled substances, that I have been trained to administer field sobriety tests, which are also known as divided attention tasks, and that I have been certified to use these tests in the investigation of cases where I encounter possibly intoxicated or impaired drivers. I have used these field sobriety tests in the field in the investigation of impaired driving cases, and I have participated in numerous arrests for, or investigations of, operating while intoxicated or impaired cases during my career.
- II. Affiant has personal knowledge that the contents of this application and supporting affidavit, together with the statements made therein, are true. Affiant knows that this Affidavit references the reports and conclusions of fellow peace officers whose reports Affiant believes to be truthful and reliable.
- III. Affiant knows that blood samples can be analyzed by the State Crime Laboratory, or the Wisconsin State Laboratory of Hygiene or other laboratory for the quantity and presence of an intoxicant, (including alcohol), a controlled substance, a controlled substance analog and/or the presence of restricted controlled substances as defined under Wisconsin Statutes section 340.01(50m) substances. Affiant knows that these substances can have an impairing or intoxicating effect on human beings. Affiant knows that blood samples can be drawn in a antiseptic manner and that those samples are commonly drawn in a hospital or clinical setting by registered nurses, or medical technologists and/or phlebotomists acting under a medical doctor's orders or supervision. Affiant also knows that the Wisconsin Hygiene Lab has also provided officers with sample collection kits, which are packaged with sterile blood collection tubes and disinfecting pads for the purpose of antiseptic collection of blood specimens, are capable of preserving the blood samples, and transmitting them to one of the official state laboratories for testing.

IV. Probable Cause Section:

1. Affiant further reports that

- a. the arresting officer is Michael Lazaris;
- b. from the agency of: West Allis Police Department;
- c. date and time of arrest 10/06/20 at 0240hrs;
- d. The driver's name is Gaige P. Grosskreutz;
- e. driver's DOB 11/04/93;
- f. The vehicle was reported to have been driven/operated in West Allis, Milwaukee County, Wisconsin;
- g. The driver is currently located in the custody of law enforcement in Milwaukee County, Wisconsin.

And that on the above date, the arresting officer arrested the person named above for a crime of operating a motor vehicle while under the influence of an intoxicant and/or drugs and that during the investigation, learned the following:

Place an X for all that apply:

- 2. X The person was read the informing the accused form pursuant to the Wisconsin Implied Consent law and refused to submit to the blood test requested by the police officer.
- 3. X The person exhibited an odor of intoxicants emitted from the person.
- 4. X The person had bloodshot eyes.
- 5. X The person had glassy eyes.
- 6. X The person had slurred speech.
- 7. The person had difficulty keeping his balance.
- 8. _ The person admitted to ingesting drugs (describe) _____.
- 9. Officer Michael Lazaris reports observing the driver fail to utilize a required turn signal.
 - a. _ cross the center line
 - b. _ weave within the lane
 - c. _ travelling _ mph in a _ zone.
 - d. _ was involved in an accident.
- 10. The person refused to perform the HGN field test.

	Left	Right
Lack of Smooth Pursuit	___	___
Distinct Nystagmus at Maximum Deviation	___	___
Onset of Nystagmus Prior to 45 Degrees	___	___
- 11. The person refused to perform the walk and turn test.

Cannot Keep Balance	___	Starts Too Soon	___
Stops Walking	___	Misses Heel to Toe	___
Steps Off Line	___	Wrong Number of Steps	___
Raises Arms	___	Improper Turn	___
- 12. The person refused to perform the one leg stand test and exhibited.

Sways While Balancing	___	Uses Arms for Balance	___
-----------------------	-----	-----------------------	-----

Hops _____ Puts Foot Down _____

- 13. X The person refused to perform standardized field sobriety test(s).
- 14. X The person refused to submit to a PBT
- 15. The person is subject to a 0.02 alcohol restriction pursuant to section 340.01(46m) either because of the number of prior convictions, suspensions or revocations or because the driver was subject to an ignition interlock order pursuant to 343.301.
- 16. X The person has 1 prior convictions for OWI/PAC/OII since 2015.
- 17. X The person was arrested by the Greenfield Police Department on 05/09/15 and convicted on 08/24/16 for OWI 1st offense.
- 18. On 10/06/20, I observed a white Subaru Forester bearing WI Reg. #AJD3389 traveling eastbound in the 6000blk of W. Greenfield Ave. The driver of the vehicle conducted a southbound turn onto S. 60th St. from W. Greenfield Ave. and failed to utilize a required turning signal. I conducted a traffic stop on the vehicle and made contact with the driver, Gaige P. Grosskreutz (M/W 11/04/93). During my contact with Grosskreutz, I detected a moderate odor of ingested intoxicants emitting from his breath and person. I also observed his eyes were red and glassy and his speech was slurred. Grosskreutz refused to perform SFST's and was placed under arrest for OWI 2nd Offense.

WHEREFORE, affiant prays that a search warrant be issued to search the arrested person for blood and obtain a sample of the person's blood for chemical analysis.

Affiant: _____

Print Name: Michael Lazaris

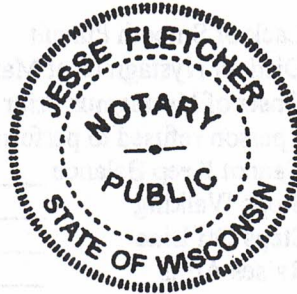
SUBSCRIBED AND SWORN to before me

this 6th day of October, 2020.

Notary Public

My commission is permanent/expires 4-4-23.

Notary Seal.

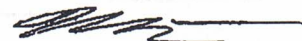


CIRCUIT COURT
COUNTY OF MILWAUKEE } ss.

Dated at Milwaukee County, Wis., October 06, 2020.

I hereby certify that by virtue of the within writ, samples of blood were drawn from Gaige P. Grosskreutz on 10/06/20 at 0434hrs. at Aurora West Allis Memorial located at 8901 W. Lincoln Ave. and those samples are in the possession of the West Allis Police Department and will be sent to the Wisconsin Laboratory of Hygiene for the purpose of testing to determine whether there are any, and the quantity of any intoxicants present in said blood. Portions of the samples of blood not consumed in testing will be maintained a minimum of 6-months by either the laboratory or in the custody of the law enforcement agency, unless otherwise directed by the Circuit Court. Absent any direction from the court or the named individual, the blood samples will be destroyed after 6-months after final testing.

Police Officer
Michael Lazaris





STATE OF WISCONSIN

BLOOD / URINE ANALYSIS



1S10JKHWSS

IC-2 01/2019

A. AGENCY INFORMATION

B. SUBJECT INFORMATION

Officer Name OFFICER M. LAZARIS	Driver Name - Last, First, MI GROSSKREUTZ, GAIGE PAUL	
Agency Name WEST ALLIS POLICE DEPARTMENT 11301 WEST LINCOLN AVENUE WEST ALLIS, WI 53227 (414) 302-8000	[REDACTED] WEST ALLIS, WI 53227	
	Date of Birth 11/04/1993	Sex MALE

C. INCIDENT INFORMATION

Driver License Number [REDACTED]	DL State WI	Traffic Related? Yes <input checked="" type="radio"/> No <input type="radio"/>	Statute Number
Violation Date 10/06/2020	Violation Time 02:23 AM	Crash Severity <input type="checkbox"/> Fatal <input type="checkbox"/> Injury <input type="checkbox"/> Property Damage	346.63(1)(a)
Citation Number BE150336-4	Case Number 20-035943		
County of Incident MILWAUKEE - 41			
Comments			

D. ANALYSIS REQUEST(S)

All specimens will be analyzed for Ethanol. Please complete the following for additional drug test request.

Drug Test Requested ALCOHOL & DRUG TEST	Suspected Drugs
Cancel Drug Test if BAC is Over: .10	

E. SPECIMEN COLLECTION

Was specimen collected after medical treatment (EMT care, surgery, etc...)?		Yes <input type="radio"/> No <input checked="" type="radio"/>
Specimen Type <input checked="" type="checkbox"/> Blood <input type="checkbox"/> Urine	Collection Date 10/06/20	Collection Time 04:34
Specimen Collected by: <input type="checkbox"/> Physician <input type="checkbox"/> Registered Nurse <input type="checkbox"/> Other medical professional who is authorized to draw blood	<input type="checkbox"/> Medical Technologist <input type="checkbox"/> Physician Assistant <input type="checkbox"/> Person acting under the direction of a Physician	<input checked="" type="checkbox"/> Phlebotomist <input type="checkbox"/> Officer
Name Bridget Barry	Signature <i>[Signature]</i>	

F. DRE INFORMATION

DRE Officer Name	DRE Officer Number
------------------	--------------------

G. LABORATORY INFORMATION

Received by _____ Date _____ Time _____

Number of Specimens _____ Condition: Labeled / Sealed

Comments _____

Analysis Number

Analyst Verification

Date _____ Init _____



Department of Police

Patrick S. Mitchell
Chief of Police

Robert Fletcher
Deputy Chief of Police

Christopher Marks
Deputy Chief of Police


REQUEST FOR REIMBURSEMENT OF BLOOD DRAW COSTS

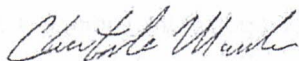
To Whom It May Concern:

On 10/6, 2020, the West Allis Police Department took Gaige P. Grosskreutz, defendant, to AWAMC Hospital for a blood draw pursuant to an arrest for a violation of Wisconsin Statute section 346.63. The cost for that blood draw, billed to the West Allis Police Department is \$17.50

The West Allis Police Department respectfully requests the reimbursement for the cost of the above referenced blood draw.

Respectfully submitted,


(Signature of Arresting Officer)



Christopher Marks
Deputy Chief of Police
Operations Division

ADMINWAPDFORMS/REQUEST FOR REIMBURSEMENT.....



Submitted By: WEST ALLIS POLICE DEPARTMENT [403310]
ATTN:

Report Date:
10/20/2020

WEST ALLIS POLICE DEPARTMENT
ATTN TRAFFIC BUREAU
11301 W LINCOLN AVE
WEST ALLIS WI 53227-1037

Subject: Grosskreutz, Gaige P
Address: [REDACTED]
WEST ALLIS WI 53227

DOB: 11/4/1993 **Sex:** Male

Specimen Details

	Collected	Type	Collector
20FX016402	10/6/2020 0434	Blood, Whole	BARRY, BRIDGET

Date Received: 10/12/2020

Label/Seal: LABELED AND SEALED

Alcohol Analysis Date: 10/15/2020

Subject Number:

Case Number: 20-035943

	Result	Units
Ethanol	0.212	g/100 mL


Comments:

Drug analysis request canceled per submitter.

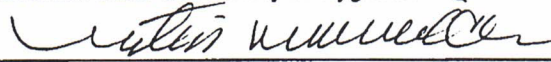
Lab Comments

Specimen(s) are retained for six months from the date that testing is reported unless otherwise requested by agency or subject.

ETHANOL ANALYST:


Molly McManus, #AP-568

As designee of the Director, I do hereby certify this document to be a true and correct report of the findings of the Wisconsin State Laboratory of Hygiene.


Kristin M. Drewieck, Advanced Chemist

END OF REPORT



STATE OF WISCONSIN

BLOOD / URINE ANALYSIS



1S10JKHWSS

IC-2 01/2019

A. AGENCY INFORMATION

B. SUBJECT INFORMATION

Officer Name OFFICER M. LAZARIS	Driver Name - Last, First, MI GROSSKREUTZ, GAIGE PAUL	
Agency Name WEST ALLIS POLICE DEPARTMENT 11301 WEST LINCOLN AVENUE WEST ALLIS, WI 53227 (414) 302-8000	WEST ALLIS, WI 53227	
	Date of Birth 11/04/1993	Sex MALE

C. INCIDENT INFORMATION

[Redacted]		DL State WI	Traffic Related? <input checked="" type="radio"/> Yes <input type="radio"/> No	Statute Number
Violation Date 10/06/2020	Violation Time 02:23 AM	Crash Severity		346.63(1)(a)
Citation Number BE150336-4	Case Number 20-035943	<input type="checkbox"/> Fatal		
County of Incident MILWAUKEE - 41	<input type="checkbox"/> Injury			
Comments	<input type="checkbox"/> Property Damage			

D. ANALYSIS REQUEST(S)

All specimens will be analyzed for Ethanol. Please complete the following for additional drug test request.

Drug Test Requested ALCOHOL & DRUG TEST	Suspected Drugs
Cancel Drug Test if BAC is Over: .10	

E. SPECIMEN COLLECTION

Was specimen collected after medical treatment (EMT care, surgery, etc...)?		Yes <input type="radio"/>	No <input checked="" type="radio"/>
Specimen Type <input checked="" type="checkbox"/> Blood <input type="checkbox"/> Urine	Collection Date 10/14/20	Collection Time 0434	
Specimen Collected by: <input type="checkbox"/> Physician <input type="checkbox"/> Registered Nurse <input type="checkbox"/> Other medical professional who is authorized to draw blood	<input type="checkbox"/> Medical Technologist <input type="checkbox"/> Physician Assistant <input type="checkbox"/> Person acting under the direction of a Physician	<input checked="" type="checkbox"/> Phlebotomist <input type="checkbox"/> Officer	
Name Bridget Barry	Signature <i>[Signature]</i>		

F. DRE INFORMATION

DRE Officer Name	DRE Officer Number
------------------	--------------------

G. LABORATORY INFORMATION

Received by ANNORBORES Date 10-12-20 Time 10:03 AM

Number of Specimens 2 Condition: labeled / sealed

Comments RED EVIDENCE TAPE

Analysis Number

20FX016402



Analyst Verification

Date 10/14/20

Init

[Signature]

Law Enforcement Agency Name
WEST ALLIS POLICE DEPARTMENT

NOTICE OF INTENT TO REVOKE OPERATING PRIVILEGE

WISCONSIN DEPARTMENT OF TRANSPORTATION
 MV3396T 3/2020

Date/Time of Notice	10/06/2020 3:45 AM
Date/Time of Arrest	10/06/2020 2:40 AM
Date of Refusal if Different	10/06/2020

Name Last, First, Middle Initial GROSSKREUTZ , GAIGE PAUL				Birth Date 11/04/1993	Gender MALE	20-035943 Police Number
Address [REDACTED]			City, State, Zip WEST ALLIS WI 53227			
Driver License Number [REDACTED]	State of License WI	Expires 2022	Citation Number BE150336-4	Criminal Complaint Issued YES		
Vehicle Class D CLASS			Vehicle Endorsement			
Vehicle Year 2004	Vehicle Make SUBARU	Plate Number AJD3389	Vehicle Identification Number JF1SG63654H752538			

I, a law enforcement officer, requested you, the above-named person, to submit to one or more chemical tests under s.343.305(9) Wisconsin Statutes. Unless s.346.63(7) is displayed below, prior to the request, an officer placed you under arrest for a violation of the following Wisconsin state statute or a local ordinance conforming to that statute:

Statute Number 346.63(1)(A)	Statute Description OPERATING WHILE UNDER THE INFLUENCE(2ND)
---------------------------------------	--

Commercial Motor Vehicle Violations **YES** This box indicates if I issued an out-of-service order to you, which specified the date and time it was issued, for the 24 hours after you refused the test.

I complied with s.343.305(4) Wis. Stats., by reading you form SP4197, the Informing the Accused form, and provided a copy of that form to you. You refused a request to submit to a test or tests under 343.305(3) Wis. Stats. Because of this refusal, your operating privilege may be revoked.

You have 10 days from the date of this notice to file a request in writing for a hearing on the revocation **with the municipal or circuit court named below**. (See page 2 of this form for details regarding hearings.) If you do not request a hearing, the court must revoke your operating privileges 30 days from the date of this notice. Address any hearing request to:

Municipal or Circuit Court Name MILWAUKEE COUNTY CIRCUIT COURT
Court Street Address 821 W STATE STREET RM 221
City, State, ZIP Code MILWAUKEE, WI 53233

Distribution

One Copy: Court

One Copy: WDOT DSP Chemical Test
 3502 Kinsman Blvd.
 Madison, WI 53704-2549

One Copy: Person Refusing Test

One Copy: District Attorney

Enforcement Officer Name
OFFICER M. LAZARIS

Additional Information About Your Chemical Test Refusal

If it is determined that you refused a test you will be ordered to comply with assessment and a driver safety plan unless you were arrested for a violation of s.346.63(2m) or (7), Wis. Stats. See s.343.305(10)(em), Wis. Stats.

Commercial Motor Vehicle Absolute Sobriety Violation Provisions

If you refused chemical tests and I have indicated on the front side of this notice that you were suspected of violating s.346.63(7), Wis. Stats., at the time you were asked to submit to a test, I was not required to place you under arrest before asking you to submit to a chemical test. See s.343.305(3)(am), Wis. Stats. In that case, the issues at a court hearing on your refusal revocation are limited to the following:

- a. Whether an officer detected any presence of alcohol, controlled substance, controlled substance analog or other drug, or a combination thereof, on you or had reason to believe that you were violating or had violated s.346.63(7), Wis. Stats.
- b. Whether an officer complied with s.343.305(4), Wis. Stats.
- c. Whether you refused to permit the test. You shall not be considered to have refused the test if it is shown by a preponderance of evidence that the refusal was due to a physical inability to submit to the test due to a physical disability or disease unrelated to the use of alcohol, controlled substances, controlled substance analogs or other drugs.

All Other Persons

If you were arrested for a violation of s.346.63(1), (2m), or (5), Wis. Stats., or a local ordinance in conformity therewith, or for a violation of s.346.63(2) or (6), 940.09 or 940.25, Wis. Stats., the issues at a court hearing on your refusal revocation are limited to the following:

- a. Whether an officer had probable cause to believe you were driving or operating a motor vehicle while under the influence of alcohol, a controlled substance or a controlled substance analog or any combination of alcohol, a controlled substance and a controlled substance analog, under the influence of any other drug to a degree which renders you incapable of safely driving, or under the combined influence of alcohol and any other drug to a degree which renders you incapable of safely driving, having a restricted controlled substance in your blood, or having a prohibited alcohol concentration or, if you were driving or operating a commercial motor vehicle, an alcohol concentration of 0.04 or more and whether you were lawfully placed under arrest for violation of s.346.63(1), (2m) or (5), Wis. Stats., or a local ordinance in conformity therewith or s.346.63(2) or (6), 940.09(1) or 940.25, Wis. Stats.
- b. Whether an officer complied with s.343.305(4), Wis. Stats.
- c. Whether you refused to permit the test. You shall not be considered to have refused the test if it is shown by a preponderance of evidence that the refusal was due to a physical inability to submit to the test due to a physical disability or disease unrelated to the use of alcohol, controlled substances, controlled substance analogs or other drugs.

Beginning June 1, 2010 no person may operate a motor vehicle in this State unless the owner or driver of the vehicle has liability insurance in effect for the vehicle being operated and carry proof of insurance whenever driving. Law Enforcement may ask for proof of insurance at any traffic stop or accident. Failure to have insurance could result in up to a \$500 fine. Failure to have proof, when requested could result in a \$10 fine. You do not need proof of insurance when registering a vehicle or obtaining a driver license, unless DMV specifically requested proof of financial responsibility (SR-22) after a revocation or suspension. Refer to Wis Stat 344.61-344.65 for full detail.

NOTICE OF HEARING

COPY

Name of Defendant: Gaige P. Grosskreutz Case #: 20-035943

Voluntary Court Appearance

Date: _____ Time: 1:30 PM

Traffic Intake Court – Room 221 (Criminal OWI)

Milwaukee County Safety Building

821 W. State St.

Milwaukee, Wisconsin 53223

Note: Dates to be selected for the above hearing will be 35 days out (Monday-Friday), matching citation date.

You are hereby informed that in addition to any and all court appearances you are required to make, you may appear in court at that time, place, and location indicated above on this sheet if you wish.

The purpose of this appearance is for the court to determine if you have made a written request for a refusal hearing within the 10-day period required under Wisconsin law. If you do not appear in court, the court may revoke your operator's license. If you make a written request for a refusal hearing, the court appearance listed above will be the first appearance on your request for a refusal hearing.

.....
I certify that I have received a copy of this notice.

Signature of Defendant: Refusal

Refused/Unable to sign

.....
I certify that I gave a copy of this notice to the above-named defendant on the date indicated.

Date: 10/6/20

Signature of Officer: [Signature]

1S70JKHWSD

ALCOHOL/DRUG INFLUENCE REPORT

WEST ALLIS POLICE DEPARTMENT
11301 WEST LINCOLN AVENUE
WEST ALLIS, WI 53227
(414) 302-8000

20-035943

Wisconsin Department of Transportation
eSP4005 1/2010

Name: GROSSKREUTZ, GAIGE PAUL; DOB: 11/04/1993; Sex: M; Citation #: BE150336; Arrest Time: 05:07 AM; Arrest Date: 10/06/2020; Incident Time: 02:23 AM; Incident Date: 10/06/2020; Department: WEST ALLIS POLICE DEPARTMENT; Names of Other Occupants in Vehicle: JACOB MARSHALL; Condition of Other Occupants: ALCOHOL IMPAIRED

Describe Clothing: Type, Color, Condition: BLUE JEANS, BLUE COAT

Breath, Odor of Alcohol Beverage: MODERATE; Attitude: UNCOOPERATIVE; Speech: SLOW AND SLURRED

Signs or Complaints of Illness or Injury: N/A

What first led you to suspect alcohol or drug influence?

DRIVING BEHAVIOR, ODOR OF INGESTED INTOXICANTS EMITTING FROM BREATH AND PERSON

Opinions: Is the subject under the influence of intoxicants? YES; Is the subject's ability to operate a motor vehicle impaired? YES

Witness(es)

Pre-Interrogation Warning: Before we ask you any questions, you must understand your rights. You have the right to remain silent. Anything you say can and will be used against you in court.

Waiver of Rights: I have read, or have had read to me this statement of my rights. I understand what my rights are. I am willing to answer questions at this time. I do not want a lawyer at this time.

Date: 10/06/2020 Time: 04:50

Signature

Refused

Notes:

Witness:

1. Were you operating a motor vehicle?
2. What street or highway were you on?
3. Where were you going?
4. Where were you coming from?
5. What is Today's date?
6. Time?
7. When did you sleep last?
8. How much sleep did you have?
9. Is that your normal amount?
10. Are you under doctor's care?
11. For What?
12. Have you taken any prescription medication/drugs in the last 24 hours?
13. What Type?
14. Time of last use?
15. Have you been to a dentist in the past 24 hours?
16. What time?
17. What kind of dental care did you receive?
18. Do you have GERD?
19. Do you have diabetes?
20. Are you taking insulin?
21. Last dose?
22. Were you injured recently?
23. Describe:
24. Do you have any physical defects?
25. Describe:
26. Have you been drinking?
27. How much?
28. Time Started?
29. Time Stopped?

31. Where were you drinking?

1S70JKHWS

ALCOHOL/DRUG INFLUENCE REPORT

WEST ALLIS POLICE DEPARTMENT
11301 WEST LINCOLN AVENUE
WEST ALLIS, WI 53227
(414) 302-8000

20-035943

Wisconsin Department of Transportation
eSP4005 1/2010

30. What have you been drinking?		
32. With whom were you drinking?		
33. Have you been using drugs?	34. What type?	
35. From the last time you operated a motor vehicle, have you been drinking or using drugs?		
36. What type?		
37. Are you under the influence of alcohol or drugs at this time?	38. Were you involved in a crash today?	39. Have you been drinking or using drugs since then?
40. What and how much?		
Report Compiled By OFFICER M. LAZARIS		Date Compiled

COMMENTS

DEFENDANT REFUSED TO ANSWER QUESTIONS CONCERNING THIS ARREST

City of West Allis
Police Department

Case number: 20-035943
Citation number: BE150336-4

AGREEMENT TO UNDERTAKE RESPONSIBILITY FOR THE CARE OF A PERSON ARRESTED FOR OPERATING A
MOTOR VEHICLE WHILE IMPAIRED

I, the undersigned, do hereby agree to undertake the responsibility for the care of Garage Grosskrentz

(Hereafter referred to as "detainee"), a person arrested for operating a motor vehicle while impaired
(Intoxicated) In consideration of the release of the detainee to my care, I certify and agree that:

1. My physical and mental ability is not now impaired by the use of alcohol, drugs, or other intoxicants, or medication, prescription, or otherwise.
2. I am physically and otherwise able to exercise responsibility for the care of the detainee.
3. I will exercise such responsibility for the care of the detainee in a diligent manner and with due regard for the safety of the detainee, members of the general public, and myself.
4. I will not allow the detainee to operate a motor vehicle so long as he/she displays any evidence of impaired ability and in any event, I will not allow such operation at any time during the next twelve hours.
5. I will indemnify, defend, and hold harmless the City of West Allis police officers, and employees, against any and all liability, loss, damage, cost or expenses which they or any of them sustain, incur, or pay by reason of the acts of the detainee while under my care, pursuant to his/her release to my care.

DATED THIS 6 DAY OF October 2020

SIGNATURE Janice Grosskrentz

PRINT NAME AND DATE OF BIRTH Janice A. Grosskrentz [REDACTED] SI

ADDRESS [REDACTED]

CITY, STATE, ZIP W. A. WI

PHONE NUMBER 414 736 6928

PURSUANT TO SECTION 345.24 of the Wisconsin statutes and in consideration of the above agreement, I do hereby release the above named detainee to the person executing said agreement.

DATED THIS 6 DAY OF October 2020

OFFICER'S SIGNATURE [Signature] an Officer of the West Allis Police Department

TIME OF ARREST 0240 HOURS

TIME OF RELEASE 0523 HOURS

11301 W. Lincoln Ave West Allis, WI 53227

Telephone:(414) 302-8000 Fax:(414)302-8099 TTY:(414)302-8000



WEST ALLIS POLICE DEPARTMENT

Patrick S. Mitchell
Chief of Police

Robert Fletcher
Deputy Chief of Police

Christopher Marks
Deputy Chief of Police

May 21, 2021

Re: Requested documents

To Whom It May Concern:

This letter is in response to your request for records for the above listed matter. Since you are making your request under the public records law, my response to your request will be framed under the provisions of those statutes and the case law interpreting them.

I have been mindful in preparing these records for release that the purpose of the Wisconsin public records law is to shed light on the workings of government and the acts of public officers and employees in their official capacities. Wis. Stat. § 19.31 declares: "*In recognition of the fact that a representative government is dependent upon an informed electorate, it is declared to be the public policy of this state that all persons are entitled to the greatest possible information regarding the affairs of government and the official acts of those officers and employees who represent them.*" In addition to Wis. Stat. § 19.31, see *Building and Constr. Trades Council v. Waukakee Comm. Sch. Dist.*, 221 Wis. 2d 575, 582, 585 N.W.2d 726 (Ct. App. 1998).

In considering your request, I initially determined whether there is a statute or case law requiring disclosure or creating a blanket disclosure exception. Thereafter, I performed the balancing test to decide whether the strong presumption favoring disclosure is overcome by some even stronger presumption favoring limited access or non-disclosure. For the reasons set forth below, I have decided to partially deny your request for records, specifically:

The birth date(s) of a specific law enforcement officer(s) has been redacted from records.

- In performing the balancing test, I determined that the public interest in avoiding unnecessary intrusion into the personal lives of law enforcement officers mentioned in a law enforcement report outweighs any legitimate public interest in information about the conduct of governmental affairs. See *Hempel*, 284 Wis. 2d 162, ¶128, *Linzmeier*, 254 Wis. 2d 306, ¶38
- This information has also been redacted to protect against identity theft or other unauthorized use.

A driver's license number(s) has been redacted from records.

- The Federal Driver's Privacy Protection Act (DPPA) (18 USC Wis. State Statute 2721) prohibits the disclosure of certain "personal information" or "highly restricted personal information" which originates from a State motor vehicle record. Under current controlling law, disclosure of each item "personal information" or "highly restricted personal information" must be justified by the specific permissible use identified below. Failure to provide such justification may result in redaction of the record requested. Such information shall not knowingly be disclosed or otherwise made available without the



WEST ALLIS POLICE DEPARTMENT

Patrick S. Mitchell
Chief of Police

Robert Fletcher
Deputy Chief of Police

Christopher Marks
Deputy Chief of Police

express consent of the person to whom the information pertains or unless specifically permitted by the DPPA.

Other requested records are being made available.

Wis. Stat. § 19.35(4)(b) requires that you be informed this determination is subject to review under Wis. Stat. § 19.37(1). You may bring an action for mandamus asking for a court to order release of the records or request the District Attorney or Attorney General to bring an action for mandamus asking a court to order a release of the records. The Milwaukee County District Attorney's office is located at 949 North 9th Street, Milwaukee, WI, 53233. The Milwaukee County Children's Court Center is located at 10201 West Watertown Plank Road, Wauwatosa, WI, 53226. The State Attorney General's office is located at Wisconsin Department of Justice, 114 East State Capitol, P.O. Box 7857, Madison, WI 53707-7857.

Sincerely,

Steven Beyer
Captain of Police
Administrative Services Bureau



Call Detail with Officers

Case#: 20-035943 1600BLK S 61 St OWI
Call#: 20.035943

Reported 10/06/2020 2:23:53 **Dispatcher** AL2753

Comments

- 10/6/20 2:23 New Plate Added : AJD3389
- 10/6/20 2:40 CFS from -> TS to OWI
- 10/6/20 2:40 Case created - 20-035943
- 10/6/20 2:41 Update reviewed by dispatcher- Jackson, Keswana-2934
- 10/6/20 2:43 Tow request for Plate# AJD3389-WI by N & S Towing at 06/10/20 02:43:00
- 10/6/20 2:43 Plate# AJD3389-WI is towed by N & S Towing at 06/10/20 02:43:00
- 10/6/20 2:45 Refusal
- 10/6/20 3:06 Update reviewed by dispatcher- Jackson, Keswana-2934



Call Detail with Officers

Case#: 20-035943 1600BLK S 61 St OWI
Call#: 20.035943

Officers Assigned

Table with columns: Officer Name, Date/Time, Code, Action. Includes entries for Jeffrey C. Dufek and Michael Lazaris.



Call Detail with Officers

Case#: 20-035943 1600BLK S 61 St OWI
Call#: 20.035943

324	Lazaris, Michael	10/06/20 02:36	NC	NCIC Check
324	Lazaris, Michael	10/06/20 02:36	NC	NCIC Check
324	Lazaris, Michael	10/06/20 02:43	TW	Tow
324	Lazaris, Michael	10/06/20 02:43	TW	Tow
324	Lazaris, Michael	10/06/20 02:43	TW	Tow
324	Lazaris, Michael	10/06/20 02:45	EN	Enroute
324	Lazaris, Michael	10/06/20 02:45	EN	Enroute
324	Lazaris, Michael	10/06/20 02:45	EN	Enroute
324	Lazaris, Michael	10/06/20 02:53	OS	On-Scene
324	Lazaris, Michael	10/06/20 02:53	OS	On-Scene
324	Lazaris, Michael	10/06/20 02:53	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:14	EN	Enroute
324	Lazaris, Michael	10/06/20 04:14	EN	Enroute
324	Lazaris, Michael	10/06/20 04:14	EN	Enroute
324	Lazaris, Michael	10/06/20 04:18	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:18	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:18	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:42	EN	Enroute
324	Lazaris, Michael	10/06/20 04:42	EN	Enroute
324	Lazaris, Michael	10/06/20 04:42	EN	Enroute
324	Lazaris, Michael	10/06/20 04:48	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:48	OS	On-Scene
324	Lazaris, Michael	10/06/20 04:48	OS	On-Scene
324	Lazaris, Michael	10/06/20 05:28	FI	Finish
324	Lazaris, Michael	10/06/20 05:28	FI	Finish
324	Lazaris, Michael	10/06/20 05:28	FI	Finish
325	French, Eric	10/06/20 04:14	DI	Dispatch
325	French, Eric	10/06/20 04:14	DI	Dispatch
325	French, Eric	10/06/20 04:14	DI	Dispatch
325	French, Eric	10/06/20 04:14	EN	Enroute
325	French, Eric	10/06/20 04:14	EN	Enroute
325	French, Eric	10/06/20 04:14	EN	Enroute
325	French, Eric	10/06/20 04:18	OS	On-Scene
325	French, Eric	10/06/20 04:18	OS	On-Scene
325	French, Eric	10/06/20 04:18	OS	On-Scene
325	French, Eric	10/06/20 04:42	FI	Finish
325	French, Eric	10/06/20 04:42	FI	Finish
325	French, Eric	10/06/20 04:42	FI	Finish
325	French, Eric	10/06/20 04:42	FI	Finish
325	French, Eric	10/06/20 04:42	FI	Finish
325	French, Eric	10/06/20 04:42	FI	Finish

Short Narrative

Pto Lazaris reports...OWI 2nd Offense...

On 10/06/20 at 0223hrs., I conducted a traffic stop on a white Subaru Forester bearing WI Reg. #AJD3389. The driver of the vehicle, Gaige P. Grosskreutz (M/W 11/04/93) exhibited signs of impairment, refused to perform SFST's, and was arrested for OWI 2nd offense. Grosskreutz was provided with a Circuit Court date of 11/10/20 at 1330hrs. prior to his release.



** For official use only **

Call Detail with Officers

Case#: 20-035943 1600BLK S 61 St OWI
Call#: 20.035943

Names

Arrest Grosskreutz, Gaige Paul [Redacted] 11/04/1993
Citation Grosskreutz, Gaige Paul [Redacted] 11/04/1993
OWI Offender Grosskreutz, Gaige Paul [Redacted] 11/04/1993
Phlebotomist Barry, Bridget
Police Officer Lazaris, Michael [Redacted]
Property Status Wisconsin State Lab Of Hygiene
Responsible Party Grosskreutz, Janice A [Redacted]
Citation Grosskreutz, Gaige Paul [Redacted]
Passenger Marshall, Jacob Daniel [Redacted]

Property

1 10/6/20 2:23 1 EVI