

FILED
01-21-2021
John Barrett
Clerk of Circuit Court
2021CT000032
Honorable Jack L. Davila-01
Branch 1

STATE OF WISCONSIN CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2020ML025512
Court Case No.:

vs.

CRIMINAL COMPLAINT

GROSSKREUTZ, GAIGE PAUL
[REDACTED]
WEST ALLIS, WI 53227
DOB: 11/04/1993

Defendant(s).

For Official Use

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

Count 1: OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE - 2ND OFFENSE

The above-named defendant on or about Tuesday, October 6, 2020, at 1600 Block of South 61st Street, in the City of West Allis, Milwaukee County, Wisconsin, did operate a motor vehicle while under the influence of an intoxicant, contrary to sec. 346.63(1)(a), 346.65(2)(am)2 Wis. Stats.

Upon conviction for this offense, a Misdemeanor, the defendant shall, for the second offense counted under s. 343.307(1) within ten (10) years, be fined not less than Three Hundred and Fifty Dollars (\$350) nor more than Eleven Hundred Dollars (\$1,100), and imprisoned for not less than five (5) days nor more than six (6) months.

And furthermore, invoking the provisions of Wisconsin Statute 343.301(1g), the court shall order a person's operating privilege for the operation of "Class D" vehicles be restricted to operating vehicles that are equipped with an ignition interlock device and, except as provided in 343.301(1m), shall order that each motor vehicle for which the person's name appears on the vehicle's certificate of title or registration be equipped with an ignition interlock device.

And furthermore, invoking the provisions of sec. 343.30(1q)(b)3 and (1q)(c) Wis. Stats., upon conviction, the court shall revoke the defendant's operating privilege for not less than one (1) year nor more than eighteen (18) months, and shall order the defendant to submit to an alcohol and drug abuse assessment and to comply with treatment as a condition of reinstatement.

And the defendant may also be subject to additional collateral consequences upon conviction, including revocation of operating privileges, assessment and treatment requirements, and future restrictions on operation of motor vehicles under Wisconsin Statute 343.31(1m).

Count 2: OPERATING WITH PROHIBITED ALCOHOL CONCENTRATION - 2ND OFFENSE

The above-named defendant on or about Tuesday, October 6, 2020, at 1600 Block of South 61st Street, in the City of West Allis, Milwaukee County, Wisconsin, did operate a motor vehicle with a prohibited alcohol concentration of 0.08 or more, to-wit: did have a blood alcohol level of .212, contrary to sec. 346.63(1)(b), 346.65(2)(am)2 Wis. Stats.

Upon conviction for this offense, a Misdemeanor, the defendant shall, for the second offense counted under s. 343.307(1) within ten (10) years, be fined not less than Three Hundred and Fifty Dollars (\$350) nor more than Eleven Hundred Dollars (\$1,100), and imprisoned for not less than five (5) days nor more than six (6) months.

And furthermore, invoking the provisions of Wisconsin Statute 343.301(1g), the court shall order a person's operating privilege for the operation of "Class D" vehicles be restricted to operating vehicles that are equipped with an ignition interlock device and, except as provided in 343.301(1m), shall order that each motor vehicle for which the person's name appears on the vehicle's certificate of title or registration be equipped with an ignition interlock device.

And furthermore, invoking the provisions of sec. 343.30(1q)(b)3 and (1q)(c) Wis. Stats., upon conviction, the court shall revoke the defendant's operating privilege for not less than one (1) year nor more than eighteen (18) months, and shall order the defendant to submit to an alcohol and drug abuse assessment and to comply with treatment as a condition of reinstatement.

And the defendant may also be subject to additional collateral consequences upon conviction, including revocation of operating privileges, assessment and treatment requirements, and future restrictions on operation of motor vehicles under Wisconsin Statute 343.31(1m).

Probable Cause:

Complainant is a law enforcement officer employed by the City of West Allis and bases this complaint upon official reports prepared by Officer Lazaris and on information and belief as follows:

On October 6, 2020 at approximately 2:23am, Officer Lazaris conducted a traffic stop of a white Subaru Forester in the area of 1600 block of S. 61st Street for failure to use a turn signal. Officer Lazaris then made contact with the driver, identified on scene as the above-defendant. While speaking to the defendant, Officer Lazaris smelled a moderate odor of alcohol coming from the defendant. He also had red, glassy eyes and slurred speech. The defendant refused to tell Officer Lazaris where he was coming from or going to. The defendant refused to participate in any of the Field Sobriety tests. Based on the physical signs of the defendant including the moderate smell of alcohol, the time of night and his refusal to participate in any test to determine his potential impairment, Officer Lazaris believed the defendant was intoxicated.

The defendant was conveyed to West Allis Medical Center where (after obtaining a warrant since the defendant refused), BB drew a sample of the defendant's blood for chemical analysis. Analyst Molly McManus then tested the defendant's sample and determined his blood contained .212 g/100mL of ethanol.

This complaint is further based upon complainant's review of records from the Wisconsin Department of Transportation which complainant has used in the past and found to be accurate and reliable. Those records indicate that the defendant has been convicted of or revoked for an OWI related offense as counted under Wis. Stat. 343.307(1) on one prior occasion as documented below:

Arrest Date:	Conviction Date:	County/State:	Offense:
05/09/2015	08/24/2016	Milwaukee/WI	OWI

****End of Complaint****

Electronic Filing Notice:

This case was electronically filed with the Milwaukee County Clerk of Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases. Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov/> and may withdraw as an electronic party at any time. There is a \$ 20.00 fee to register as an electronic party. If you are not represented by an attorney and would like to register an electronic party, you will need to contact the Clerk of Circuit Court office at 414-278-4120. Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Criminal Complaint prepared by Kimberly D. Schoepp.

Subscribed and sworn to before me on 01/21/21

Electronically Signed By:

Kimberly D. Schoepp

Assistant District Attorney

State Bar #: 1056780

Electronically Signed By:

Pto. Anthony Zingale

Complainant

Kenosha County Eye