

CRIMINAL COMPLAINT

FILE NO. 01-CM-

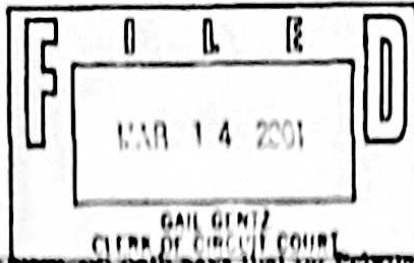
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Plaintiff,

vs.

MONTENIA C. NELSON
1917-61st Street
Kenosha, WI 53140
M/B DOB: 05/17/79

Defendant.



Hon. Bruce E. Schroeder

KPD: 01-017009

Detective Al Aiello, being first duly sworn, on oath says that on February 11, 2001, in the City of Kenosha, in Kenosha County, the defendant knowingly obstruct a law enforcement officer while such officer was acting in an official capacity and with lawful authority, contrary to Sections 939.62(1)(a) and 946.41(1), Wis. Stats., **OBSTRUCTING AN OFFICER AS A REPEAT OFFENDER**, for which the penalty upon conviction is a fine not to exceed \$10,000.00 and/or imprisonment not to exceed three years.

The defendant is a repeat offender having been convicted of a felony within the last five years. The defendant was convicted of Manufacture/Delivery of Cocaine in the Kenosha County Circuit Case No. 99-CF-1001 on February 3, 2000 in front of Honorable David M. Bastianelli. This conviction is of record and unreversed.

On February 11, 2001, at approximately 2:25 a.m., Sgt. Rombalski was at a disturbance call at Marina Gardens, 50th Street and 7th Avenue, in the City and County of Kenosha. Sgt. Rombalski reported that a white Mustang with no displayed license plate, abruptly left the scene and could have been involved in the disturbance. Sgt. Rombalski stopped the vehicle in the 4900 block of 7th Avenue, City and County of Kenosha and asked the driver, the defendant, for identification. The defendant stated that he did not have a valid Driver's License or Identification card with him and verbally identified himself as Darrin D. Walls, dob: 03/06/82. Sgt. Rombalski reported that the information came back "not on file," and he again asked the defendant for his information. The defendant again gave the Darrin Walls information. Sgt. Rombalski called the owner of the vehicle to verify that it was not taken without permission, and the owner of the vehicle stated that her brother, Montenia Nelson, sob: 05/17/79, had her car. Sgt. Rombalski confronted the defendant with this information and he stated that he was Montenia Nelson, dob: 05/17/99 and he lied in an attempt to stay out of trouble because he was on probation.

Your complainant is an officer with the Kenosha Police Department and has knowledge of the facts set forth above after having reviewed a report prepared by Sgt. Rombalski which is presumed to be reliable because it was prepared during the normal course of his duties as a law enforcement officer.

Subscribed and sworn to before me and approved for filing on March 13, 2001

Al Aiello
Complainant

Charles A. Miller
(Assistant) District Attorney

I find that probable cause (exists) (does not exist) that the crime was committed by the defendant and order that he be (held to answer thereto) (released forthwith).

Date: *March 14, 2001*



Carl M. Greco
(Court Commissioner)