

STATE OF WISCONSIN

CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN

Plaintiff,

DA Case No.: 2023ML024282

Court Case No.:

vs.

CRIMINAL COMPLAINT

DAVIS, ANTWAN LADAE
1150 NORTH 50TH STREET
MILWAUKEE, WI 53208
DOB: 01/20/1988

GOODEN, RASHAD MARQUIS
3827 NORTH 10TH STREET
MILWAUKEE, WI 53206
DOB: 04/24/1995

Defendant(s).

For Official Use

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

Count 1: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, at the alley between the 3900 block of N. 22nd Street and N. 23rd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, attempted to cause the death of SA, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 2: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Rashad Marquis Gooden)

The above-named defendant on or about Friday, October 6, 2023, at the alley between the 3900 block of N. 22nd Street and N. 23rd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, attempted to cause the death of SA, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 3: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, at the alley between the 3900 block of N. 22nd Street and N. 23rd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, attempted to cause the death of NS, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 4: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Rashad Marquis Gooden)

The above-named defendant on or about Friday, October 6, 2023, at the alley between the 3900 block of N. 22nd Street and N. 23rd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, attempted to cause the death of NS, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 5: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, at from N. 22nd Street and W. Townsend to around S. 35th Street and W. National Avenue, Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, attempted to cause the death of CB, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 6: ATTEMPT FIRST DEGREE INTENTIONAL HOMICIDE - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Rashad Marquis Gooden)

The above-named defendant on or about Friday, October 6, 2023, at from N. 22nd Street and W. Townsend to around S. 35th Street and W. National Avenue, Milwaukee, Milwaukee County,

Wisconsin, as a party to a crime, attempted to cause the death of CB, another human being, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.32, 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class B Felony, the defendants may be sentenced to a term of imprisonment not to exceed sixty (60) years.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 7: FIRST DEGREE RECKLESSLY ENDANGERING SAFETY - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, at from N. 22nd Street and W. Townsend to around S. 35th Street and W. National Avenue, Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, did recklessly endanger the safety of RC, under circumstances which show utter disregard for human life, contrary to sec. 941.30(1), 939.50(3)(f), 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class F Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 8: FIRST DEGREE RECKLESSLY ENDANGERING SAFETY - PTAC, AS A PARTY TO A CRIME, USE OF A DANGEROUS WEAPON (As to defendant Rashad Marquis Gooden)

The above-named defendant on or about Friday, October 6, 2023, at from N. 22nd Street and W. Townsend to around S. 35th Street and W. National Avenue, Milwaukee, Milwaukee County, Wisconsin, as a party to a crime, did recklessly endanger the safety of RC, under circumstances which show utter disregard for human life, contrary to sec. 941.30(1), 939.50(3)(f), 939.05, 939.63(1)(b) Wis. Stats.

Upon conviction for this offense, a Class F Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And further, invoking the provisions of sec. 939.63(1)(b) Wis. Stats., because the defendant committed this offense while using a dangerous weapon, the maximum term of imprisonment for the felony may be increased by not more than 5 years.

Count 9: FLEE OR ELUDE AN OFFICER (As to defendant Rashad Marquis Gooden)

The above-named defendant on or about Friday, October 6, 2023, from the 3800 block of N. 22nd Street to the 1600 block of S. 33rd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, while operating a motor vehicle on a highway, after having received a visual or audible signal from a traffic officer, federal law enforcement officer, or marked or unmarked police vehicle that the operator knew or reasonably should have known was being operated by a law enforcement officer,

did knowingly flee or attempt to elude a traffic officer by increasing the speed of the vehicle in an attempt to flee, contrary to sec. 346.04(3), 939.50(3)(i) Wis. Stats.

Upon conviction for this offense, a Class I Felony, the defendants may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than three (3) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(d)1, upon conviction the department shall revoke the defendant's operating privileges for 6 months.

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 10: POSSESSION OF A FIREARM BY A FELON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, in the 1600 block of S. 33rd Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

Count 11: POSSESSION OF A FIREARM BY A FELON (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, in the 1600 block of S. 33rd Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

Count 12: POSSESSION WITH INTENT TO DELIVER COCAINE (>1 - 5G) (As to defendant Antwan Ladae Davis)

The above-named defendant on or about Friday, October 6, 2023, at 1617 S. 32nd Street, Milwaukee, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess with intent to deliver a controlled substance, to-wit: Cocaine, in an amount more than one gram but not more than 5 grams, contrary to sec. 961.41(1m)(cm)1r, 939.50(3)(f) Wis. Stats.

Upon conviction for this offense, a Class F Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

Probable Cause:

Complainant, Cedric McFadden, is a Detective with the City of Milwaukee Police Department and bases this complaint on his own knowledge of this investigation and on reports drafted by fellow members of the Milwaukee Police Department, which he has relied upon in the past.

On October 6, 2023, MPD Officer SA was operating a fully marked MPD squad car, along with his partner, Officer NS, who was seated in the front passenger seat. Officer SA stated that they were traveling northbound on N. 27th Street approaching flashing red lights at the intersection of N. 27th Street and W. Hopkins Street when he observed a dark colored Chevy Tahoe coming west on Hopkins Street at a high rate of speed. Officer SA stated that as the Tahoe approached the intersection, it traveled into the bike lane, disregarding the flashing red light and turned north on N. 27th Street. Officer SA stated that as they approached the intersection, a ShotSpotter alert came over the radio from the area of N. 24th Street and W. Hopkins Street. This was the same direction that the Tahoe had come from. Officer SA stated that they caught up to the Tahoe and conducted a registration check of the license plate and learned that the plate did not list to the Tahoe.

Officer SA stated that the Tahoe then turned east of W. Vienna Avenue and then turned north onto N. 22nd Street. In the 3800 block of N. 22nd Street, at approximately 2:39 am, Officer SA activated the lights and siren on his squad. The driver of the Tahoe, later identified as Rashad Gooden, refused to pull over and accelerated at a high rate of speed. The Tahoe turned onto the 3900 block of N. 22nd Street and then onto W. Capitol Drive, at which time the Tahoe turned west into the eastbound lane with oncoming traffic. The Tahoe drove southbound in the alley between N. 22nd and N. 23rd Street. When the Tahoe was halfway through the alley, Officer SA observed the back windshield of the Tahoe shatter and could see muzzle flashes coming from the Tahoe. Officer SA stated that he heard gunshots striking their squad. Officer SA stated that he heard approximately 6-8 gunshots. Officer NS fired one shot in return. Officer SA stated that the Tahoe then exited the t-alley and went back onto N. 22nd Street where a second squad took over the pursuit. Officer SA lost sight of the Tahoe.

The squad that took over the pursuit from Officers SA and NS was driven by Officer CB, along with his partner, Officer RC, who was seated in the front passenger seat. Officer RC indicated that they were responding to a ShotSpotter call in the area of N. 24th Street and W. Hopkins Street. That ShotSpotter call consisted of 13 rounds detected. Officer RC stated that as they arrived, Officers SA and NS broadcasted over the radio that they were in pursuit of a blue Chevy that was shooting at them. Officer RC stated that Officers SA and NS lost sight of the Chevy traveling southbound on N. 22nd Street towards W. Townsend. Officer RC stated that they responded to the area and observed the Chevy traveling southbound on N. 22nd Street and they initiated a pursuit.

Officer RC stated that the Chevy immediately began shooting at them. Officer RC stated that their squad was struck at least 2 times, once on the roof just above the windshield, which entered into the passenger compartment and struck the shotgun mount, and once to the hood on the passenger side. The route of the pursuit was as follows: south on N. 22nd Street to W. Garfield Avenue; west on W. Garfield Avenue to N. 35th Street; south on N. 35th Street to W. Mitchell Street; east on W. Mitchell Street to S. 33rd Street. Officer RC stated that when they turned north onto S. 33rd Street, the Chevy was parked on the east side of the street. Officer RC stated that when they stopped the driver's door was open and the driver, identified as Gooden, was halfway out of the vehicle. Gooden was ordered, at gunpoint, to put his hands up and eventually to get on the ground, where he was taken into custody.

Officer CB stated that he and Officer RC were investigating a ShotSpotter call at 2437 W. Hopkins Street and that he located a spent casing at the mouth of the alley on Hopkins between N. 24th and N. 25th Street. Officer CB stated that they heard Officer SA and Officer NS broadcast that they observed a Chevy and then shots were fired. Officer CB stated that they drove to the area of W. Townsend and N. 22nd Street and observed the Chevy go past them on N. 22nd Street at approximately 60 mph. Officer CB turned the squad and activated their lights and siren to pursue. Officer CB stated that after a block or so, the Chevy began firing at them through the broken out rear window. Officer CB believed that three rounds were fired at this time. Officer CB stated that he fell back one block for safety but continued to pursue. Officer CB stated that he began swerving side to side while in pursuit so they were not a stationary target. Officer CB stated that while traveling towards W. Center Street on N. 22nd Street they were shot at again. Officer CB stated that his squad was struck on top of the windshield by the roofline and that the bullet hit the shotgun holder above his head. Officer CB stated that he felt something hit him on the right side above his ear, behind his temple.

Officer CB stated that they continued to pursue the Chevy and sustained gunfire on at least one other occasion. The Chevy traveled eastbound onto W. Fond du Lac Avenue and then onto what Officer CB believes was W. North Avenue, eventually turning onto N. 35th Street and driving over the viaduct onto S. 35th Street. The Chevy travelled eastbound onto W. Mitchell Street and the onto S. 33rd Street where it was located pulled over. The driver was ordered out of the vehicle and onto the ground at which time, the driver stated, "I was not the one shooting at you." No one else was located in the vehicle. Officer CB stated that he believes that the second subject fled eastbound between residences since that is where he recovered a firearm magazine.

Gooden was taken into custody from the driver's seat of the Tahoe in the 1600 block of S. 33rd Street at approximately 2:48 am. There was no one else in the Tahoe at the time.

The scene around the 1600 block of S. 33rd Street was processed. A black Ruger brand 9mm 17 round capacity handgun magazine containing 3 unspent cartridges was recovered on the east sidewalk of S. 33rd Street in front of the address of 1638 S. 33rd Street.

At approximately 3:10 am, officers utilized a K9 handler team and tracked the passenger of the Tahoe between S. 33rd Street and S. 32nd Street and W. Mitchell and W. Lapham Street until approximately 3:50 am. Law enforcement was unable to locate the suspect passenger. Law enforcement held containment in that area. Officers Nicholas Gallert and Antwan Powell participated in holding containment and while doing so, at approximately 5:21 am, observed a black male, wearing a black t-shirt, dark colored pants that appeared to be soiled with dirt, and carrying a black and grey backpack emerge from the backyard of 1617 S. 32nd Street. This individual was identified as Antwan Davis. When asked if he lived at the residence, Davis ignored the officer's question and said he was heading to work. When asked again if he lived there, Davis began looking around and then pointed back at 1617 S. 32nd Street. At the same time, the front door of that opened and the resident, later identified as JC, exited and indicated that Davis does not live there. Davis was arrested. During a search incident to arrest, a clear plastic sandwich bag containing cocaine base was found in Davis' right front pants pocket.

The cocaine was later field tested and tested positive for the presence of cocaine with a total weight of 4.9 grams. The cocaine was divided into 19 individually packaged corner cuts. Complainant knows that quantity is consistent with distribution.

In a subsequent interview, JC reported that as he left his house to go to work, he was approached by a black male who told JC that he needed to hide him. JC told the subject that he wasn't going to do that and the subject then stated that if he did not help hide him, that he was going to get shot if he went into the front yard. JC stated that the subject tried to follow him back inside his house. JC threw his backpack at the subject and then the subject picked it up and acted like it was his, heading into the front yard. JC then heard law enforcement out front and answered their questions about whether the individual they were with (Davis) lived there.

Around the same time, law enforcement received information from a civilian at 1619 S. 32nd Street that a black male was hiding under her back porch. The civilian indicated that she let her dogs out and they began barking at something under her porch and then a person emerged. Law enforcement searched the rear porch of the residence located at 1619 S. 32nd Street and located a green/brown camouflage Bushmaster XM15-E2S 223/556 rifle under the porch. That rifle contained no live rounds in either the chamber or magazine. Also recovered was a black Ruger 9E 9mm semi-automatic pistol with one round in the chamber. Law enforcement also located a black hooded sweatshirt and a black balaclava style mask.

The MPD squad car that Officers SA and NS were driving was located at the corner of 2000 W. Center Street. This is a fully marked MPD squad with red and blue emergency lights and siren. The following bullet strikes were located:

- One bullet strike to the passenger side windshield – this was caused when Officer NS returned fire;
- One bullet strike to the push bumper located on the front of the squad and entered the engine compartment;
- Two bullet strikes to the front grill and entered the engine compartment of the squad;
- Two bullet strikes to the vehicle's radiator.

The gunfire rendered the squad inoperable.

Detectives examined the MPD squad occupied by Officers CB and RC. The squad car is a fully marked black 2021 Ford Explorer SUV with red and blue emergency lights. The following bullet strikes were located:

- Bullet strike to the right side hood near the fender;
- Bullet strike to the passenger side mirror with the bullet having traveled through the mirror. This bullet strike is consistent with the bullet hitting the hood and then striking the middle of the mirror;
- Bullet strike to the front roof. The bullet appears to have traveled through the roof, through the headliner and into the inside of the squad where it struck the shotgun mount that is affixed directly above where Officers CB and RC were sitting. The mount that was struck was closest to the driver's seat and located very close to where Officer CB's head would have been.

The shotgun mount was removed and detectives located bullet jacketing above the mount. The shotgun also had a bullet strike to it.

The Chevy Tahoe was towed, processed and searched. The Tahoe's entire rear window was broken out. There were two bullet holes in the rear, consistent with bullets being fired from inside the vehicle. A search revealed an empty 30 round 5.56 rifle magazine located behind the driver's seat next to rifle casings. There was a child's car seat in the middle row seat, right next to the rear passenger side door. There was a child's booster seat on the floorboard by the rear passenger side door. The majority of the casings (30) were located behind the driver's seat area. There were rifle casings on the driver's side floorboard and in the map pocket. A total of **47 fired 5.56 casings recovered** inside the Chevy Tahoe. There was a 9mm extended magazine on the center console.

The empty 30 round 5.56 rifle magazine was processed for fingerprints. Davis' left thumb print was located on the left side of the magazine. The capacity of the rifle and the empty magazine, along with the number of shots fired, is consistent with the shooter having re-loaded.

Officer CB, while responding to the initial ShotSpotter complaint at 2463 W. Hopkins Street, located 1 9mm casing.

The Ruger 9mm handgun, the Bushmaster .223/5.56 rifle, the 5.56 casings recovered in the Tahoe and the one 9mm casing recovered at 2436 W. Hopkins Street were analyzed through the National Integrated Ballistic Information Network (NIBIN). The single 9mm casing found at 2463 W. Hopkins Street was found to have been fired in the Ruger 9mm handgun found in front of 1638 S. 33rd Street. Further, at the time of the drafting of this complaint, at least 1 of the 47 casings recovered in the Tahoe was found to have been fired through the Bushmaster .223/5.56 rifle found under the porch.

Detectives spoke with BB, who is in a relationship with Gooden, and who owns the Chevy Tahoe. BB stated that night she was with Gooden, having driven herself to meet him at a bar. BB stated that they stayed at the bar until close. BB stated that she wanted to go to a party after the bar and that she drove the Tahoe there. BB stated that Gooden then took the Tahoe to the gas station to get drinks and a blunt. BB stated that she got worried when he didn't come back and called him but he didn't answer the phone. BB stated that she then saw that her Tahoe was on the news. BB reviewed photos of the inside of her car and indicated that the casings, the rifle magazine and the handgun magazine are not hers and were not in there when she had been driving earlier.

This complaint is further based on *Mirandized* interview of Gooden. Gooden told detectives that he went to a bar and meet his friend, Brittany. Gooden stated that they left the bar in Brittany's blue Chevy Tahoe and that he drove to get gas. Gooden stated that Brittany was talking to some other people in another car and that a black male, only known as "T" hopped in the front passenger seat of the Tahoe. Gooden said that he's only known "T" for a few months and has seen him 4-5 times. Gooden stated that "T" asked him for a ride and gave him directions. Gooden said that he was speeding and that a squad got behind the car and turned on its lights and siren. Gooden stated that "T" demanded that he flee and told him where to drive. Gooden stated that "T" told him to drive down the alley and that "T" had a long gun and started shooting at the squad. Gooden claimed that "T" threatened him to keep driving and continued to shoot at squads. Gooden stated that he fled to the southside where "T" bailed out of the car. Gooden claimed that he didn't see "T" armed with the rifle until after he was firing it. Gooden was shown a photo array that included Davis and he did not make an identification.

While conducting follow up at the listed Department of Corrections address for Davis, detectives made contact with VD, who indicated that she received a phone call at 5:49 am from her sister, "Kathy

Davis,” who told her that Antwan Davis was on S. 33rd and W. Mitchell Street. VD is Antwan Davis’ sister. VD stated that on her way to work, she stopped in the area of S. 33rd Street and W. Mitchell Street and saw police towing the blue Chevy Tahoe. VD indicated that she knows “Rasheed” to drive this blue Chevy Tahoe and that she’s seen Antwan in the car with him. VD stated that both Rasheed and Antwan hang out in the area of N. 5th Street and W. Center Street. VD stated that she recently moved to the 2200 block of W. Mitchell Street and that Antwan keeps some of his belongings at her house. VD identified a photo of Gooden as the person she was referring to as Rasheed.

Both squads described in this complaint were equipped with dash cameras. The following is a synopsis of the dash camera located on Officer SA’s squad:

- The video begins with the squad mid turn at a stop sign. In front of the squad, there is a dark colored SUV. As the squad completes the turn, the SUV continues to travel in front of the squad and it approaches a stop sign. The SUV signals and completes a right turn without making a complete stop. The squad follows. The SUV comes to another stop sign, taps the breaks without making a complete stop and continues through the intersection. The squad’s lights and siren are activated.
- The SUV approaches another stop sign and signals to make a left turn, completing that turn. The SUV then accelerates, creating distance between it and the squad. The SUV comes to a stop sign on W. Capitol and N. 22nd Street and drives into oncoming traffic in the eastbound lane traveling west. The SUV then makes a left turn into an alley. It appears that the SUV enters the alley and slows, allowing the squad to catch up. As soon as the squad enters the mouth of the alley, gunfire erupts from the back of the SUV. Muzzle flashes can be seen and gunshots can be heard coming from the interior of the SUV, directed at the squad. The back window of the SUV is shot out and falls onto the ground. As the gunfire continues, the SUV accelerates down the alley creating distance with the squad, which has slowed down.
- Officers SA and NS make a broadcast stating: “They’re shooting at us, shots fired, shots fired, they’re shooting at us, shots fired, shots fired!”
- The SUV continues through the alley and the tail lights come on as the SUV slows as the squad continues to approach. More muzzle flashes can be seen and gunshots heard coming from the SUV as it turns left down the t-alley towards N. 22nd Street. The windshield of the squad then breaks as Officer NS fires a single round. As the squad continues, there is no longer a visual of the SUV.
- The squad eventually comes to a complete stop in the 2000 block of W. Center Street, rendered inoperable after being struck by gunfire.

Further, Officer SA was driving a standard Milwaukee Police Department squad car, with Officer NS in the front seat as the passenger. The interior of these standard squad cars is illuminated by a combination of the vehicle’s dashboard lights and the centrally mounted police computer. This standard squad features 360 degree clear glass windows without tint. Prior to the first shot being fired at the squad, the officers followed and pursued the Tahoe for over one minute. During the initial 17 seconds of the recorded squad footage, the squad closed the distance gap and passed under numerous streetlights,

which would have illuminated the interior of the squad as both officers. Additionally, the squad passed numerous residential homes, several of which had well-lit front areas.

At one point, the Tahoe approached a stop sign and its brake lights appeared to illuminate the squad's interior from a distance of approximately 10 feet. Upon completing the turn, a southbound vehicle stopped at the intersection had its headlights facing directly towards the squad, further illuminating the interior compartment where both officers were sitting. Before Officer SA activated the squad's emergency lights, it passed under several more streetlights. Furthermore, during the pursuit, the squad would have been consistently back-illuminated by its own emergency lights as it passed residences and businesses along the flight route.

The following is a synopsis of the dash camera located on Officer CB's squad:

- The squad car is in the 2400 block of W. Hopkins Street, facing eastbound, and immediately conducts a U-Turn to travel west. They turn north onto N. 24th Place and then east onto W. Townsend Street. They continue east to the intersection of 22nd Street and Townsend and stop at the stop sign. The squad's emergency lights are activated, and at the same time, the suspect vehicle - an older model blue Chevrolet Tahoe - crosses in front of the squad, traveling southbound on N. 22nd Street at a high rate of speed. The squad turns after the suspect vehicle and almost immediately gun shots can be heard. Approximately six shots are heard, and at least five muzzle flashes can be seen coming from inside the suspect vehicle, as the squad pursues the suspect vehicle south on N. 22nd Street. Both officers inside the squad can be heard reacting to the shots, checking each other's welfare and broadcasting they are being shot at on the radio.
- The suspect vehicle turns east onto Hopkins Street and then south onto N. 21st Street, as the squad pursues. The suspect vehicle continues south on 21st Street and while traveling between Burleigh and Chambers an additional four to five shots can be heard, muzzle flashes seen from the suspect vehicle and rounds can be seen striking and ricocheting off the ground in front of the squad. The squad continues in pursuit of the vehicle with emergency lights and sirens activated south on 21st Street. The suspect vehicle turns westbound on Garfield Avenue from 21st Street, as the squad pursues from a distance.
- Officer CB says that he thinks he may have been struck by shrapnel. The suspect vehicle continues west on Garfield until turning southbound on N. 28th Street. As the squad car makes the turn south onto N. 28th Street the suspect vehicle can be seen approximately a block ahead. Two more gunshots can be heard and at least one muzzle flash is seen coming from the suspect vehicle. The suspect vehicle continues south on N. 28th Street and the squad remains in pursuit with lights and siren activated.
- As the suspect vehicle is approaching the intersection of 28th and Vliet the driver applies the brakes and the vehicle slows, allowing the squad to gain a little bit of ground (back to within approximately one city block). As the suspect vehicle travels past Vliet Street another six to seven gun shots can be heard and the corresponding muzzle flashes can be seen coming from inside the vehicle. The suspect vehicle turns westbound onto Juneau Avenue. The squad turns west onto Juneau and almost immediately begins taking gunfire again. Another six to seven shots are heard and more muzzle flashes seen coming from the vehicle. The suspect vehicle continues west on Juneau, with the squad in pursuit.

- The suspect vehicle turn southbound onto N. 35th Street from Juneau. The squad continues in pursuit and turns on 35th Street, now approximately a half a block behind the suspect vehicle. As the squad completes the turn onto 35th Street a gunshot is heard, followed by the sound of the squad being struck with gunfire and the officers reacting. Another seven to eight shots are heard immediately after and again you can see the muzzle flashes coming from inside the suspect vehicle. The squad slows briefly and takes evasive action to avoid the gunfire as the suspect vehicle accelerates south on 35th Street, gaining distance from the squad. The suspect vehicle and squad continues south on 35th Street and over the 35th Street Viaduct. Officer Clementz broadcasts to other squads that they have been shot at multiple times and their squad has been struck multiple times.
- An additional marked squad turns south onto 35th Street from National Avenue and takes over primary in the pursuit. The squads continue in pursuit of the suspect vehicle south on 35th Street. Both squads turn east bound onto Mitchell Street from S. 35th Street. The squad that had taken over primary turns north onto S. 34th Street and Officer CB continues east on Mitchell. The squad turns north on S. 33rd Street and the suspect vehicle can be seen stopping on the east side of the street approximately mid-block. The vehicle comes to a stop and the squad stops approximately 50 feet behind. As the squad is coming to a stop the driver door of the suspect vehicle opens and the driver extends both his hands out of the doorway into the air. Additional officers respond and conduct a “high-risk stop” and order the driver out of the vehicle. Officers take the driver into custody and then approach the vehicle but do not appear to locate any additional occupants.

The approximate length of the active vehicle pursuit is **six minutes** with a total length of approximately **six miles**. A total of approximately **thirty six (36) gun shots** can be heard on the video, however additional shots may have been unable to be heard due to vehicle and other ambient noise captured.

All events described in this complaint took place in the City and County of Milwaukee.

This complaint is further based on a review of the Wisconsin Circuit Court Access Program (CCAP) which reveals that Antwan Davis was convicted in 21CF133 on May 21, 2021, of the felony offense of Felon in Possession of a Firearm. CCAP indicates that this conviction is of record and unreversed. On May 21, 2021, Davis received a sentence in the Wisconsin State Prison system of 2 years of initial confinement and 2 years of extended supervision. According to the Department of Corrections, Davis was released onto extended supervision on January 3, 2023.

****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 Megan M. Newport.
ADA Assigned Email Address: megan.newport@da.wi.gov

Subscribed and sworn to before me on 10/10/23
Electronically Signed By:
Megan M. Newport
Deputy District Attorney
State Bar #: 1064837

Electronically Signed By:
Detective Cedric McFadden
Complainant