

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

STATE OF WISCONSIN Plaintiff,  vs.  ANNAKA W TRUDELL ██████████ Fond Du Lac, WI 54935 DOB: ██████/2003 Sex/Race: F/W Alias: Also Known As Annaka Winter Trudell  Defendant.	DA Case No.: 2024FL000544 Assigned DA/ADA: Gordon Leech Agency Case No.: 24-1087 24-1089 Court Case No.: ATN: 20002402140059  <b>CRIMINAL COMPLAINT</b>
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*For Official Use*

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

**Count 1: FIRST DEGREE INTENTIONAL HOMICIDE, USE OF A DANGEROUS WEAPON**

The above-named defendant on or about Wednesday, February 14, 2024, Fond du Lac County, Wisconsin, did cause the death of VICTIM 1, with intent to kill that person, contrary to sec. 940.01(1)(a), 939.50(3)(a), 939.63(1)(b) Wis. Stats., a Class A Felony, and upon conviction shall be sentenced to imprisonment for life.

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: CONSPIRACY TO COMMIT ARMED ROBBERY WITH USE OF FORCE - PTAC, AS A PARTY TO A CRIME**

The above-named defendant on or about Wednesday, February 14, 2024, in the City of Fond du Lac, Fond du Lac County, Wisconsin, as a party to a crime, with intent to steal, conspired to take property from the person or presence of the owner, VICTIM 1, by use of force against the person of the owner, with intent thereby to overcome that person's physical resistance or physical power of resistance to the taking or carrying away of the property, and accomplished by use or threat of use of a dangerous weapon, contrary to sec. 943.32(1)(a) and (2), 939.50(3)(c), 939.31, 939.05 Wis. Stats., a Class C Felony, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than forty (40) years, or both.

**PROBABLE CAUSE:**

Complainant bases the allegations of this complaint upon the report and investigation of officer(s) Brandon C Meudt, of the Fond du Lac Police Department. Complainant and the officer(s) are reliable as sworn law enforcement officials.

On February 13, 2024, sometime around 6:00 pm and before 6:23 pm, Defendant Annaka Trudell ("Trudell") was fighting with Victim 1 as a result of a drug deal that went bad. Trudell stabbed Victim 1 with a kitchen style knife in the arm and the chest. The chest wound caused Victim 1's death shortly after being stabbed, with the time of death at approximately 6:51 pm on the 13th. Earlier in the day, Trudell and Defendant Dawson Miller ("Miller") together made a plan to steal drugs from Victim 1 by pretending to want to buy drugs from Victim 1. The two planned that Trudell would present herself, alone, to buy drugs from Victim 1, but instead of paying Victim 1, Trudell and Miller planned for Trudell to steal the drugs from Victim 1. Miller told Trudell to take a knife to the deal for her protection, so she did. Then, when Trudell returned to Miller shortly after stabbing Victim 1, Miller assisted Trudell in

fleeing from Fond du Lac and avoiding detection. The planning of the theft, the stabbing, and most of the post-stabbing conduct of fleeing and avoiding detection occurred on February 13 and 14, 2024, and took place in the City of Fond du Lac, Fond du Lac County, State of Wisconsin.

The following allegations are made from the investigation of the Fond du Lac Police Department ("FDLPD").

**1. Crash investigation on February 13, 2024, at 6:23 PM.**

*Officer Meudt reports in part as follows.*

On 2/13/24, Ofc. Meudt was dispatched at 6:23 pm to the back parking lot behind 222 N Main St, in the City of Fond du Lac for a crashed vehicle called in as "someone overdosing." It was reported that there was a child in the vehicle, the vehicle was up on the median, and the female driver was not conscious and not breathing. Upon arriving on scene, Ofc. Meudt saw Chief Goldstein performing chest compressions on a female laying in middle of roadway, later identified as the victim (Victim 1) herein. Ofc. Meudt observed a lot of blood in area where Victim 1 was lying. Witnesses said a child was removed from the vehicle and placed in a nearby bar because of the cold temperature outside.

There was a report of an individual fleeing from the scene of the accident.

Ofc. Meudt saw vehicle had a license plate number of "ARN5340," and he determined it was registered to Tania A. Clo-Tilson. However, the female in road was a lot younger than the age of the registered owner. From prior contact checks, Ofc. Meudt was able to identify the female in the road as Victim 1 from a photograph from dispatch and observing a distinctive neck tattoo.

Victim 1 was put in an ambulance. Ofc. Meudt rode along to SSM Health. In the ambulance, Victim 1's clothing was taken or cut off. Ofc. Meudt took possession of that clothing, and he noted that it was blood-soaked.

At SSM Health, doctors pronounced Victim 1 dead with a time of death at 1851.

SSM Health doctor(s) noted a "penetrating trauma wound to the left upper ribcage/chest area and two penetrating trauma wounds on the left elbow/arm.

*Det. Mikulec reports in part as follows.*

Det. Mikulec and Officers O'Donnell and Chevremont performed initial processing of the 2010 Dodge Caliber found on W. Follett St, about 100 feet west of N. Main Street, where Victim 1 was found.

An initial inventory of the interior contents of the car found:

- No keys in car.
- Blood on driver's seat back and driver's door arm rest.
- Backpack on passenger front seat.
- Rear seat had a child seat.

The white truck was towed to the FDLPD evidence cage for additional processing. Officers noted blood spatter swabs from truck's driver front tire and front bumper where it wraps into the driver's front wheel well. Det. Mikulec opined that based on the scene evidence, it appeared to be consistent with a fight.

*Ofc Willman reports in part as follows.*

Ofc. Willman was on the scene of the vehicle accident at 222 N Main St. He arrived and saw EMS personnel giving CPR. He saw a large amt of blood from victim's side. He was informed that a 3 year old child was in the Dog House Bar. The child was identified as Victim 2.

The child said his mother crashed the car and that there was another person in the car. A bar patron spoke with Ofc Schlosser, and the patron said he saw the accident. He said he saw a white male run from the accident, running south.

**2. Investigation in parking lot at Johnson St and N. Main St (Jimmy John's/Attitude Sports/Anytime Fitness/Walgreens) on February 13, 2024, at 6:39 pm.**

*Det. Mikulec reports in part as follows.*

On 2/13/24 at 6:39 pm Lt Bobo directed Det. Mikulec to respond to a death investigation regarding a possible homicide. Det. Mikulec learned that a Dodge Nitro was located at W. Follett St, just west of N Main Street in the City of Fond du Lac, where police and EMS were dispatched. He also learned that there was a second crime scene in the parking lot of Attitude Sports at 209 N Macy St, City of Fond du Lac.

Detective Mikulec responded as Evidence Custodian for the investigation, to work on evidence identification and collection with Officers O'Donnell and Chevremont of the FDLPD.

At Attitude Sports parking lot, Lt. Zauner, FDLPD, briefed Det. Mikulec that a member of Anytime Fitness came out of the club on the South side of the business and went to his white, F150 truck in the parking lot. Lt. Zauner reported that the witness said he saw:

- A large pool of blood next to his vehicle.
- A long with a knife, a coat and a yellow handled knife.
- A coat and a knife was under vehicle.
- A yellow handled knife was beside vehicle.

Mikulec saw that the white truck was parked on South side of parking log, backed into a stall, facing North. He noted the following items of evidence among others on the west side of the truck, along the driver's side near the front of the truck:

- Yellow parka with fur lining on hood, under truck.
- Yellow knife handle under driver's door
- Black handled serrated bread knife next to driver's front tire.
- Piece of the yellow knife handle in parking space west of the truck, next to an open stall.
- Large pool of blood near driver's rear tire. 3' long path of blood as it followed the slope of the parking lot.
- Several visual footwear impressions on asphalt made from the footwear having first stepped in blood. 6 visible impressions on lot west of the truck.

Officers processed the scene and collected evidence. Some of the evidence collected included a Tommy Hilfiger brand jacket, size Large. Blood stains were noted on the sleeve. Ofc. O'Donnell noted that the left jacket pocket had cash and a white lighter. Ofc. Chevremont found located in the right pocket a pack of Newport cigarettes. Inside the pack he found: cigarettes, a folded pink paper with white powder, and multiple bindles. Under jacket officers found a knife blade for the yellow handle found near the front of the truck. The blade was broken and was colored green with multi-colored designs. The portion of the blade facing up was clean. The portion of blade facing down had blood on it. There were blood stains near the hilt.

### 3. Witness 1 interview by Det. Hahn on 2/14/24.

*Det. Hahn interviewed Witness 1 on 2/14/24 and reports in part as follows.*

On 2/14/24 at 1:30 PM, Witness 1 contacted dispatch and wanted to talk about the homicide investigation. Lt Bobo, FDLPD, made arrangements for an officer to pick him up and bring him to the station for an interview. Witness 1 was not in handcuffs, and he had his cell phone in the room. Witness 1 meets with Dets. Hahn and Henning.

Det. Hahn notes Witness 1 is wearing the same green and purple tie-die shirt that he was seen wearing when running from the crash scene (Walgreens camera footage from the pharmacy drive through).

Det. Hahn Mirandized Witness 1. He waived his rights and agreed to talk.

Witness 1 said he was with "his friend," later identified as Victim 1, and she got out of the car to talk to his other friend, later identified as Trudell. They started arguing. He saw Trudell, as the attacker, start attacking Victim 1. He didn't realize that Trudell had a knife at this point. Witness 1 broke them up, and then he saw the knife. He then helped Victim 1 as much as he could.

Witness 1 says he and Victim 1 got to where they were by Victim 1 driving her car.

Trudell, who he identified as Annaka Winters, was his friend and his friend "Delow's" girlfriend. Det. Hahn later identified Delow as Miller.

Witness 1 said Victim 1 picked him up around six o'clock on 2/13/24. She had her daughter in the car. After Victim 1 picked him up, they went to Jimmy Johns, which is where "it" happened, in the parking lot. After Victim 1 got out of the car in Jimmy Johns parking lot, Witness 1 saw her arguing with Trudell. Witness 1 was sitting in the front passenger seat of Victim 1's car. Witness 1 got out of the car when Victim 1 was on the ground. He saw Trudell attack Victim 1. Det. Hahn asked Witness 1 if Trudell attacked Victim 1, and he responded, "Yes, definitely." Witness 1 said Trudell was on top of Victim 1.

Witness 1 helped Victim 1, and he didn't realize there was a knife involved at first. Witness 1 said he walked up when the two were fighting. Trudell was on top of Victim 1. Witness 1 pushed Trudell with his foot, and telling her to get off. Witness 1 and Victim 1 got back in the car, and Trudell ran off. He didn't see where Trudell went. Victim 1 and Witness 1 headed towards Main and Johnson. When Victim 1 and Witness 1 drove off, Victim 1 was driving. Then Victim 1 passed out and crashed.

Witness 1 noted that there was a white truck in the parking lot, on the left side of Victim 1's car, and it blocked his view of Victim 1 and Trudell initially. The two were on the other side of the truck. He saw them in the mirror of Victim 1's car when they walked from the front of the truck to behind it. He saw Victim 1 and Trudell wrestling. That's when he got out and got Trudell off Victim 1 and saw a knife. Witness 1 described the knife as a kitchen knife about 6-8 inches long.

When Witness 1 got out of the vehicle, Victim 1 asked him to help to get Trudell off of her.

Witness 1 didn't realize Victim 1 was stabbed. They then got in the car. Victim 1 said, "lets get out of here." Victim 1 may have said she hurt her rib, but it seemed to him like she didn't even know she was stabbed.

Witness 1 explained to Det. Hahn that he was just trying to help connect Trudell and Victim 1 for drugs. Witness 1 said that Trudell set the location to meet – at Jimmy Johns because she said she was already there. When Victim 1 picked him up, they went straight to Jimmy Johns. Witness 1 explained

how they parked facing Jimmy Johns, and the white truck next to them faced opposite towards Attitude Sports, with Victim 1's driver's door next to the passenger side of the truck.

Witness 1 said they met with Trudell earlier, and Trudell got in the car but she didn't have the money. So they drove Trudell to the corner of Main St/Follett St. Trudell left and came back to Jimmy Johns where they had agreed to meet again. Witness 1 and Victim 1 waited at Jimmy Johns for Trudell to come back with the money. Victim 1 got out of the car when they saw her waking from Kwik Trip / Jimmy Johns. Witness 1 didn't see Miller.

Witness 1 said the fight was between the truck and the car, in front of Victim 1's car.

Witness 1 says he was going to get some drugs from Victim 1 for his help setting up the deal.

Witness 1 says Victim 1 had blue fentanyl pills, and they were about \$10/per. The pills looked like blue percs. The pills were on the side of the car near Victim 1 in a baggie.

#### **4. 2/14/24 Arrest at the West Bend library.**

Det. Meilahn met with Witness 2 who on February 13 and 14, 2024, unwittingly gave Trudell and Miller shelter, clothing, food and transportation to West Bend, Wisconsin.

*Det. Meilahn reports in part as follows.*

On 2/14/23 Det. Meilahn spoke with Witness 2 at West Bend Police Department ("WBPD").

WBPD Officer Breanne Knutson took a 4 page written statement from Witness 2. Det. Meilahn summarized written statement and her interview for a summation of the events in the past 24 hours for Witness 2.

On 2/13/24 at about 9:22 pm, Miller rang at Witness 2's residence at a residence in the City of FDL. Miller had a black winter jacket on and a heart tattoo under his right eye. Trudell was not at door with him at first. He asked to stay in her basement, saying he was homeless and the former tenant used to let him sleep there. Witness 2 said he could sleep in her spare room. He said his girlfriend is also with him. Trudell appeared. Trudell wore a white tank top and sweatpants. No jacket or shoes. Miller said he was "Dawson" and Trudell said she was "Annaka." Witness 2 gave them a meal and room to stay that night.

The next day, 2/14/24, she woke them around 10 am as she was leaving for West Bend book club. Miller and Trudell wanted to with. She agreed. During ride, they asked to stay another night, but Witness 2 said no because Miller didn't have any identification.

Miller called Witness 2 around 12:43 pm and asked if she would pick them up. Witness 2 bought them clothes and a suitcase at Goodwill, gave Trudell \$20 at Walmart to buy underwear, and bought them lunch. Witness 2 took them to DMV and paid for Miller to get a replacement ID card.

Witness 2 went to a knitting club while Miller and Trudell waited at library. Witness 2 called her daughter and told her of the situation. Her daughter figured out that Miller and Trudell were wanted for the investigation. Witness 2 called 911. West Bend police came to library and took Miller and Trudell into custody.

*Det. Meilahn further reports in part as follows.*

Property was recovered from West Bend Police Department taken from Trudell and Miller and in secure storage at the FDLPD. Det. Meilahn was then brought back to the West Bend Police

Department's booking area, where another officer was standing by with personal items located on the person of Miller, when he was brought into the Police Department after his arrest. Of note, was the Wisconsin driver's license for Victim 1, Capital One credit card for Victim 1, a Visa debit card for Victim 1, and a receipt for West Bend Nails, located at 1225 W. Paradise Dr., West Bend, WI, with the customer being Victim 1. Two cellular telephones were also amongst the property collected from Miller.

#### **5. 2/14/24 Interview of Trudell.**

*Dets. Hahn and Henning interviewed Trudell on 2/14/24 and Det. Hahn reports in part as follows.*

On 2/14/24, Dets. Hahn and Henning interviewed Miller.

After Miller, Dets. Hahn and Henning interviewed Trudell after providing Miranda rights and Trudell agreeing to talk.

In response to Det. Hahn telling Trudell they want to talk about what happened on 2/13/24 in the Walgreens/Jimmy Johns parking lot, Trudell said that "the girl" was selling some drugs to her, and they met up. Trudell claims the girl started getting physical with her, so Trudell pulled "something out of my pocket and I did it to her a few times and then I just ran." She claimed she didn't know what happened after that. Trudell stated something about someone being tackled and the girl jumped on top of her.

Trudell claimed she didn't know the girl. She just knew the guy in the front seat because he was her friend. Trudell said the guy was Witness 1, who the police know to be Witness 1. Trudell said that Miller knew Witness 1 before she did.

Trudell said things got set up for her and the girl to meet. She didn't recall who reached out to who to set up the meeting. But she and Miller shared a phone, and Miller got everything set up. Trudell says they planned to meet in the Jimmy Johns parking lot. Trudell said that she and Miller met the girl and Witness 1 earlier in the day, and they were in the car with them, but didn't conduct a transaction at that time. The girl and Witness 1 dropped them off at a Kwik Trip. Trudell said she planned on taking the drugs without paying for them.

When Det. Hahn asked Trudell where the knives came from, Trudell said Miller told her to take them with her for protection incase anything happened and she was being stabbed or something. The knives came from a friend's house where Trudell and Miller were staying for a couple of hours. Trudell said the knives were kitchen knives.

Trudell said the deal was to be for the purchase of 57 Percocet pills "percs" for \$250, but she planned on taking the pills without paying. Trudell said though that the girl tried to rip her and Miller off.

Trudell later said that she didn't know how much the drugs were to cost or how many pills she was to buy, as Miller set it up. It could have been \$500, but she thought it was \$250.

Trudell said Miller set the transaction up with Witness 1 after Witness 1 and Victim 1 dropped them off earlier in the day. Miller told Witness 1 that they had the money and to meet them. Trudell said that Miller told her that she should go to the deal alone.

When in the parking lot of Jimmy Johns, Trudell said she met up with Victim 1 alone. Victim 1 was standing in the parking lot. Victim 1 asked her for \$20. Trudell said Victim 1 told her she was "making this weird," so Trudell told Victim 1 that she was trying to not make it obvious that she was buying stuff because police were nearby. Trudell said there was an officer in the Jimmy Johns parking lot.

When Det. Hahn told Trudell that Victim 1 is dead, Trudell responded by sobbing and saying, "I didn't mean to do that" or, "I didn't mean to kill her." She further said, "I didn't want that to happen."

**6. 2/14/24 interview of Miller.**

Detectives Henning, Hahn and Meilahn go to the West Bend Police Department where WBPB had arrested Trudell and Miller and held them for FDLPD.

*Dets. Henning, Hahn and Meilahn interview Miller on 2/14/24 and Det. Henning reports in part as follows.*

On 2/14/24 FDLPD detectives interviewed Miller at West Bend PD in an interview room.

Det. Hahn told Miller that he was arrested on an open FDL warrant, but they were there to talk to him about something else. Det. Hahn Mirandized Miller and he agreed to talk.

Det. Hahn told Miller that he wanted to talk to him about "stuff that happened yesterday (2/13/24) because some crazy stuff went down." Miller talked about his day on 2/13/24.

Miller said he got up in the morning, but didn't know what time or where he was.

Miller said he was sleeping in the truck belonging to a guy that Trudell did tattoos on. Trudell slept at a friend's house.

Miller said Trudell was hooked on crack cocaine, and he didn't want to live that way lifestyle anymore. He claimed he can't be around her when she is using drugs. Miller said he is an ex-heroin addict, but doesn't use anymore.

Miller said he had been trying to get ahold of Trudell around 3 am on 2/13/24 by calling from various phones like at Kwik Trip at S. Main and 12th Street because he didn't have a phone, but she wasn't answering.

He met up with Trudell, and she snuck him over to her friend's house. They may have gone to the YMCA, but he isn't sure. He couldn't remember because the whole day was "fucked up" because he found out that she is back to using drugs.

Miller said "random guys" picked him and Trudell up, but then they ditched him. Trudell was with this guy for "like 12 hours." Could have been yesterday or the day before.

Miller said they next met up at the library. Trudell was in the parking lot with the guy she left in the car with. He pleaded with Trudell to go with him, but he knew she would not because she would do whatever she needed to get drugs. She left with the two guys and said she would be back in 30 minutes, but she was gone for "hours." He called her 50 to 60 times with no answer. Trudell finally answered his call, and she said she was at a friend's house. She gave him her location. Miller walked to where she was, but he didn't know where the house was or what time he went. But he knew it was light out. Trudell and Miller then left that house after "a little bit." They then walked to Jimmy Johns to get food. Miller didn't know the time. They both used the bathroom.

Miller said a friend of his pulled up, and they left with him. They went to Kwik Trip and then drove around town. They got dropped off "somewhere in town." Miller said his buddy is [Witness 1]. Someone else was driving, and Witness 1 was a passenger. The belonged to whomever was driving. A girl was driving, and she had her son in the car. Witness 1 was in the front passenger seat, and the son was in the rear passenger-side seat. Trudell sat in the rear, middle seat. Miller sat behind the driver. They dropped him and Trudell off at Trudell's friend's house where they got kicked out earlier.

While at Trudell's friend's house, Miller said Trudell said she had to leave. Miller stayed behind, handing out with Trudell's friend. The friend is a guy who Miller said he does not know.

Miller said Trudell came back and her shoes were "all bloody," and she has blood all over herself. Miller said that he asked her what happened, and Trudell said she "fell." He said he told Trudell that was too much blood for falling, but Trudell would not tell him what happened. Miller said he accepted her answer because she doesn't tell him much. Miller saw a mark on Trudell's chin, so he thought that maybe she did fall.

Miller said they left the friend's house, though he offered that they could stay in his car. It was too cold, Miller said, so then they went to the lady's house that brought them to West Bend where they got arrested. Miller hid Trudell's bloody shoes because "something was telling him" to do so, so he hid them in his jacket. They went to this lady's house because that is where his friend's aunt use to live, and she had helped them out before.

Miller said they went to the lady's house, they told the lady that they had nowhere to go, and it was cold out. So the lady let them in and gave them a place to sleep for the night and food. In the morning, the lady offered to take them to West Bend, so they went. Miller said the lady then bought them clothes, food, Valentine's Day cards and "stuff like that." They were then arrested in West Bend.

Miller told detectives that he wanted them to know that Trudell gave him some cards to hold onto like a Discover car, cash app card, and others. He claimed he didn't look at them, and he just put them in his pocket. She gave him the cards "right before they were arrested," he said. Miller claimed he didn't realize that the cards weren't Trudell's until he got arrested and officers questioned him about them. Det. Hahn was told by West Bend Police Officers that Miller was in possession of a Wisconsin ID card and credit cards with the victim's name on them. Miller claimed he did not know if Trudell stole the cards and that he didn't see her use them.

Miller told Det. Hahn that he hid Trudell's shoes in his jacket the night before by putting the shoes inside his jacket, by the stomach area, and the zippering up the jacket to conceal them. Trudell asked the lady for some new shoes, and then Trudell put the bloody shoes "in a bag somewhere." Miller didn't know exactly where the shoes were now, and the last place he saw them was the lady's house. The shoes were white and blue. He didn't know the brand. He said they were "all bloody" and "he was shocked."

Miller described the car that he and Trudell got in with the girl that gave them a ride with her child in the back. Miller said the car was tan or silver, and it was a hatchback "like a Dodge." Det. Hahn knew from investigation that Victim's car was a light gold Dodge Caliber hatchback.

Det. Hahn goes over Miller's remarks about when Miller and Trudell got in the car with Witness 1 and Trudell. Miller said they went to the Kwik Trip Tobacco Outlet gas station by Salty's Restaurant. Det. Hahn knows this to be Kwik Trip Tobacco Outlet Plus, 471 N. Park Ave, in the city and county of Fond du Lac, Wisconsin. Miller said he didn't know why they went to the Kwik Trip.

Miller discussed again the time he and Trudell were at the house from which Trudell left for a period of time. Miller said Trudell was gone "30 minutes max." He said the house was close to Marquette St and Johnson St, that he house is on Johnson Street, and there is an alley in the back he had to go through to get to the side door which lead right to the basement.

Miller spoke again about what happened when Trudell came back with blood on her shoes. Miller said that with Trudell having blood on her shoes yesterday and then giving him cards with someone else's name on them, it seems to him like Trudell killed someone. Miller did say Trudell also had "a little" blood on her pants.

Miller denied leaving any details out from the time they left that house to getting to the lady's house where they stayed last night.

Det. Hahn asked Miller about a scrape on his face. Miller said he got it in a "tussle" with Trudell where he fell into the stairs of the basement.

When questioned again about meeting up with Witness 1, Miller said the first meeting with Matbey wasn't for drugs, but he thinks that's what the second meeting was for with Trudell, specifically he mentioned "percs." He claimed he saw a text on Trudell's phone that mentioned the percs. They had gone to the Tobacco Outlet the first time to get cash. Miller said "they" told him to go in to get cash, and said he was the only one to go into the store. He tried to get the money out of an app on his phone, but wasn't successful when he went to the cashier.

Miller said he knows that Matbey is a drug addict and the girl Witness 1 was with is either a user or a dealer, but Miller said he never met her before.

Miller claimed he had no intentions to get drugs, but he just intended to hang out with Witness 1. Miller said he didn't know that he was meeting Witness 1 and Victim to buy drugs. He claimed the others didn't talk about drugs around him.

When Det. Hahn told Miller that Victim was dead, Det. Hahn saw that Miller was not overly concerned or shocked.

Miller said Trudell left her phone with him the second time she met up with Witness 1. He claimed that messages were missing on her phone when she left it with him.

Det. Hahn asked Miller what Trudell would have had to do to get that much blood on her that he saw. Miller said she would have to use a sword or knife. Miller said he didn't think Trudell had anything on her. He didn't see her with a knife that night. He remembered giving her a hug, and he felt something on her front waist area, pointing to his waistband. He didn't ask her what it was. Miller said it felt like a flashlight, not a knife. He didn't think anything of it.

Dawson said that Trudell keeps everything to a "bare minimum" with him, and the last two weeks she has been using drugs really bad.

Det. Hahn told Miller they found blue shoes in the lady's car, the one that drove them to West Bend. Miller denied that they would be his shoes, and if they were, the blood would be his blood.

When told that the victim's phone was found in the apartment building closet, Miller said his DNA might be on it because there was a phone and case left on a ladder in the storage room. Miller said the notice the phone there about 30 minutes after he got there. Miller said the phone had a nice leather case. Miller also said he thinks Trudell changed her pants in that storage room.

Detectives ended Miller's interview. Detectives then interviewed Trudell. After the Trudell interview, they had follow up with Miller. Detectives reviewed with Miller his Miranda rights from before. Miller then asked for a lawyer when challenged on questions about how many percs they were going to buy.

## **7. 2/14/24 interview of Miller.**

*Det. Hahn interviewed Miller again on 2/14/24 at Miller's request, and Det. Hahn reports in part as follows.*

On 2/14/24, Miller asked to speak to detectives.

Det. Hahn met with Miller. They Mirandized Miller and agreed to speak with them.

Miller now says he saw text messages on Trudell's phone before she left the house on Johnson St for 30 minutes. The text messages said, "can I get two knives." He saw these messages, he claimed, after she already left the house and had left her phone with him. Miller says he didn't realize what Trudell did until at the library in West Bend, about 5 minutes before they were arrested when he read the Facebook posts.

Miller denies knowing that Trudell intended to rip Victim 1 off, saying he thought she had the money. Miller admitted that he used Matlbey before to buy drugs. Miller said Witness 1 is a middle man and addict.

Miller confirmed that Trudell had a dark blue purse with gold writing, Michael Kors purse. Det. Hahn believed this to match the purse found at the Parish School Apartments. Miller said Trudell had got from Victim a phone in a leather "think" that was set on top of the ladder in the Parish Street Apartment storage room, and it was left at the apartments. It was at the apartments that they emptied Trudell's pockets, and the leather phone case had a bunch of credit cards. Miller confirmed that they left stuff behind in the storage room of the apartments like some pants, a phone and her purse. Miller said Witness 3 was with them at the apartment building.

Miller says he didn't think Trudell was going to rob Victim. Miller than admits that Trudell told him she was going to get the pills, that he didn't it was a good idea because it seemed like a setup. He didn't know Trudell was going to kill anyone. Miller says he thought Trudell had the money and was just going to buy the pills. Miller said the Trudell was high and he thinks it is all a mistake.

Miller denied telling Trudell to take a knife. Miller admitted that he knew Trudell was meeting up with Victim and Witness 1 for a drug deal, to buy drugs. Miller admits that he told Trudell to bring something for her protection, but he didn't think he said anything about knives. He never intended for Trudell to rob or kill Victim. Miller said he thinks Trudell was high on crack, got the money and grabbed something for protection while she was in the house. Miller said Trudell had been up for 3-4 days before this incident.

#### **8. 2/14/24 interview of Trudell**

*Det. Hahn interviewed Trudell again on 2/14/24 at her request, and Det. Hahn reports in part as follows.*

On 2/14/24, Trudell requested to talk to detectives again.

Det. Hahn reviewed Miranda rights with Trudell, and she agreed to talk.

Det. Han went through text messages with Trudell. One includes a msg Trudell says Miller sent her when at the house on Johnson St telling her to "grab 2 knives," "Just in case", "Gotta hurry." Trudell confirmed that is when she grabbed 2 knives from the house. Miller was using "Witness 3's" phone.

Trudell said that after she grabbed the knives, she came back downstairs to Miller. Miller told her to take the knives just in case anything happens because she's going to be stealing the pills and she's probably going to get beat up. Miller pointed out that they don't know Victim 1, and don't know what she is capable of. After they talked, she then went to the drug deal.

Trudell said Miller said they needed to get the pills and they had to figure out a plan, and Miller told her to get the pills because she looked the most innocent. This was while they were in "Mike's" basement on Johnson Street.

Trudell said that after the deal went bad, she returned to the house on Johnson St to "Miller and Witness 3." She told them she didn't have the pills and things went bad, and she said she thinks she hurt Victim 1 but didn't know if she hurt her or not. She said she didn't know what had happened. Miller said to her, "Look at your shoes" and "What did you do?"

Trudell believed she grabbed Victim 1's phone during the fight, and she gave it to Miller. Trudell didn't realize she had it until she got back. Trudell said Victim had yelled for Witness 1, and he came and tackled Trudell. She stood up, grabbed a phone and ran.

Initially, Trudell tried to grab the pills from Victim 1 while Victim was sitting in the car. Then the struggle occurred outside the car. Victim 1 had the pills, less than what Trudell wanted to buy, on her lap in a bag while seated in the car.

Trudell says she gave Miller the phone from Victim 1, but she didn't know all that was with it.

Trudell says Victim 1 was on top of her. The fight comes out of the car, and the fight is on. Trudell tried to grab the pills. Victim 1 then got physical, grabbed Trudell, and then Trudell didn't know what to do and grabbed the knife out of her pocket and "she went like that.," with Trudell showing Det. Hahn she held the knife in front of her and made a thrusting motion with it. Trudell says she didn't know what she was doing. Victim 1 was still in the car at the time. Victim 1 jumped up and tried getting on top of her, and that's when she yelled for Witness 1. Witness 1 came over and tackled Victim 1 on top of Trudell. They both fell. Trudell grabbed her phone and ran. Trudell didn't think she got Victim 1 with anything.

Trudell says Miller told her to give him her shoes when at Parish Street Apartments. She didn't know why. She doesn't know what happened to her shoes.

Trudell said that Miller stole a phone from Walmart just prior to their arrest. Before that, Miller would use her phone.

#### **9. 2/19/24 interview of Miller.**

On 2/19/24, Det. Henning interviewed Miller again with Det. Hahn present. Det. Hahn read Miller his Miranda rights, and Miller agreed to talk.

Miller said that it didn't go as planned, nothing went as planned. Miller said that Trudell was supposed to go to the car, get the pills, and come back, not kill somebody. Dawson said that he does know that there was \$500 on a cash app account and Trudell wanted to spend like \$400 of it because it was a better deal and that's what they agreed upon. Miller said that he was going to stay back at the house and let Trudell go do the deal because she was the one with the money.

Miller confirmed that he was using Witness 3's phone on 2/13/24. Det. Hahn reads one message from Witness 3's phone to Trudell's phone saying, "Please do it alone. I have trust in you." Trudell responds with, "Just walk behind me slowly. I need someone too but they gotta duck in case some shit happened." Miller said that Trudell asked him to walk behind her in case something happened but he didn't know she was going to rob someone. Det. Hahn confirms that Miller didn't go with Trudell and he said he did not. Miller said that he didn't expect Trudell to go murder someone and he said, "that was not my intention." Miller denied that he sent Trudell to rob Victim 1. He said he told Trudell to take two knives for protection, not to rob anyone. Miller admitted to setting up the deal.

## 10. Autopsy

*Det. Mikulec attended the autopsy that occurred on 2/14/24 and reports in part as follows.*

On February 14, 2024, Det. Mikulec attended an autopsy of Victim 1 performed by Fond du Lac County coroner Forensic Pathologist Adam Covach. Mikulec identified Victim 1 with photos and identifying tattoos.

Dr. Covach noted:

- A stab wound to the victim (Victim 1)'s left side, under her armpit. There as n incision near the stab wound on left side and on right side which Dr. Covach noted was made by hospital staff during life-saving attempts.
- A pair of stab wounds to the victim (Victim 1)'s left arm, near her elbow. A trajectory rod showed that the blade whet in one side and exited the other side of the arm.
- Fresh abrasions on the victim (Victim 1)'s knuckles of her left hand, on all four fingers.
- In chest cavity, left side, a large amt of blood, 1650ml.
- Left lung "through-and-through" stab wound. Dr. Covach noted that the blade went through the lung and continued, stabbing into the left ventricle of the heart.

Dr. Covach collected urine and tested for drugs. Tere was a positive result for the presence of Fentanyl, Cocaine, THC, Methamphetamine, and Amphetamine.

Dr. Covach made the following provisional findings at the time:

- I) Multiple stab wounds (2)
  - A) Through and Through injury to posterior L arm near elbow
    - 1) Only soft tissue involved
  - B) Stab wound to L lateral chest
    - 1) L lower lung lobe and L ventricle injured
    - 2) Associated Findings
      - A) 1650ml L hemothorax
      - B) 2 1/2" epicardial hemorrhage on posterior L ventricle
- II) Abrasions and contusions throughout body
- III) Status post resuscitation
- IV) Urine drug screen positive for fentanyl, methamphetamines, amphetamine, cocaine and THC
  - A) Final toxicology pending

## 11. Bail Jumping as to Miller.

At the time of this incident, Miller had been arrested and charged with crimes and then released from custody on bond in the cases noted below. Bond conditions in each case include that the defendant not commit any new crimes. Defendant intentionally failed to comply with the terms of each bond.

- Fond du Lac County 22CF793. Miller is charged with: Possess w/ Intent-Amphetamine/Methamphetamine/etc. (>3-10g), Repeater, PTAC, a Class E Felony, Possess w/ Intent-THC (<=200 grams), Repeater, PTAC, a Class I Felony, Possess Drug Paraphernalia, Repeater, PTAC, an Unclassified Misdemeanor, Criminal Damage to Property, Repeater, PTAC, a Class A Misdemeanor, Resisting or Obstructing an Officer, Repeater, a Class A Misdemeanor, Resisting/Failing to Stop, Repeater, PTAC, an Unclassified Misdemeanor, and Carry Concealed Weapon, Repeater, a Class A Misdemeanor.
- Fond du Lac County 23CF855, Miller is charged with: 5 counts of Bail Jumping-Felony, Repeater, Class H Felonies, Possession of Narcotic Drugs, Repeater, a Class I Felony, Possess Amphetamine/LSD/Psilocin, Repeater, an Unclassified Misdemeanor, Possess/Illegally Obtained Prescription, Repeater, an Unclassified Misdemeanor, and Possess Drug Paraphernalia, Repeater, an Unclassified Misdemeanor.

## **12. Habitual Criminal Repeater for Miller.**

On November 12, 2021, in Fond du Lac County Case Number 19CF817, Miller was convicted of Battery, a Class A Misdemeanor, Criminal Damage to Property, a Class A Misdemeanor, and Disorderly Conduct, a Class B Misdemeanor. These convictions remain of record and unreversed.

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

Subscribed and sworn to before me on 02/28/24

Electronically Signed By:

Barry J. Braatz

Deputy District Attorney

State Bar #: 1098312

Electronically Signed By:

Detective Vance Henning

Complainant