

CRIMINAL COMPLAINT

STATE OF WISCONSIN

DA Case No.:2012ML026136

Plaintiff,

vs.

Complaining Witness:

Fish, Duane Joseph
3885 N. Humboldt Blvd,#10
Milwaukee, WI 53212
DOB: 05/13/1971

Court Case No.:

Defendant,

THE ABOVE NAMED COMPLAINING WITNESS BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: FOURTH DEGREE SEXUAL ASSAULT

The above-named defendant on or about Monday, October 29, 2012, in the 1300 block of East Locust Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did have sexual contact with EAG, without consent, contrary to sec. 940.225(3m), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

Count 2: FOURTH DEGREE SEXUAL ASSAULT

The above-named defendant on or about Wednesday, November 14, 2012, in the 2700 block of North Lincoln Memorial Drive, in the City of Milwaukee, Milwaukee County, Wisconsin, did have sexual contact with CLF, without consent, contrary to sec. 940.225(3m), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

Count 3: FOURTH DEGREE SEXUAL ASSAULT

The above-named defendant on or about Saturday, November 17, 2012, at 3232 North Lincoln Memorial Drive, in the City of Milwaukee, Milwaukee County, Wisconsin, did have sexual contact with DMS, without consent, contrary to sec. 940.225(3m), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

Complainant is a Milwaukee Police Officer and bases this complaint upon information and belief.

Upon the statement of EAG. EAG states that on October 29, 2012, she and a friend, and the friend's dog, were jogging near Riverside High School. They were crossing the Locust Ave. bridge, running westbound, when a man, riding a bike, approached them. The man was travelling eastbound. The man got off of his bike as he neared them and as he passed them he said "Oh, Spandex." She and her friend continued running west, entered Gordon Park, and then began running south on the trail. After a short time her friend told her to look out. She then felt a hand squeeze her buttocks, move between her legs, and feel her vagina. She then realized it was the same man who had made the spandex comment. She yelled at the man and he continued to ride his bike. She stated that this happened without her consent.

Upon the statement of CLF. CLF states that on the morning of November 14, 2012, she ran from her house to the stairs behind Lake Park Bistro (2700 block of North Lincoln Memorial Drive) where she was going to run the stairs. She arrived at about 8:30 to 8:45. Before running down the stairs she noticed a white male sitting on a picnic table. She ran down the stairs and then ran back up. As she got to the top she felt someone grab her around the waist and his hands then rubbed against her vagina. She also felt a face against her buttocks. She started to scream and somehow she and the person, the same man who had been sitting on the table were turned so that he was now facing her. She then felt the man squeeze her buttocks and his face was against her vagina. She stated that this happened without her consent.

Upon the statement of DMS. DMS states that on the morning of November 17, 2012, she was jogging. She stated that she had run eastbound on Kenwood to N. Lake Drive and she was then running down the hill, on N Lincoln Memorial Drive, towards the lake. A man on a bike came up from behind her and as he passed her he grabbed her buttocks. She states that he continued riding away. She states that this happened without her consent.

Complainant states that on November 17, 2012, CLF viewed a photo array that contained a known picture of defendant Duane Fish. After viewing this array she identified the known picture of Duane Fish as being the man who attacked as described above.

Complainant states that on November 17, 2012, Duane Fish was interviewed. During that interview he stated that he remembers an incident in late October. He stated that he did not remember much, just two girls jogging and a dog. He stated that he remembers saying nice Spandex and he remembers grabbing the butt of one of the girls. During this interview Duane Fish was asked what happened that morning. One of the interviewing detectives informed the defendant that that morning a girl was jogging and you rode past her and grabbed her butt. The detective asked Fish if it happened the way she said it happened. While discussing that incident, Fish stated that he knows he did something and it was due to alcohol. Fish stated "It is just like she said." The interviewing detective said to Fish "You were riding your bike" and in response, Fish stated, that he had a few drinks and I grabbed or groped her around the buttocks.

****End of Complaint****

Subscribed and sworn to before me and approved for filing this 21st day of November, 2012.

Paul L. Tiffin
Assistant District Attorney
1017260

Complaining Witness

