

CRIMINAL COMPLAINT

COPY

STATE OF WISCONSIN

Plaintiff,

DA Case No.: 2009DA012677

Agency Case No.: CCSO 09-7730

-vs-

ANTHONY P VANDERSCHUREN

10 Coronado Ct Apt 4

Madison, WI 53711

DOB: 11/05/1985

Sex/Race: M/W

Eye Color: Blue

Hair Color: Brown

Height: 5 ft 9 in

Weight: 215 lbs

Court Case No. 2009 CF _____

ATN: 13010909170460

Defendant,

COMPLAINING WITNESS

Jennifer Price

The above-named complaining witness being first duly sworn states the following:

Count 1: USE OF A COMPUTER TO FACILITATE A CHILD SEX CRIME

The above-named defendant on and between 09/02/2009 and 09/17/2009, in the City of Madison, Dane County, Wisconsin, did use a computerized communication system to communicate with an individual who the actor believed or had reason to believe had not attained the age of 16 years with intent to have sexual contact or sexual intercourse with the individual in violation of s. 948.02 (1) or (2), contrary to sec. 948.075(1r), 939.50(3)(c) 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.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least five years. The Court may impose a sentence less than five years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

FACTS:

Your complainant is a special agent with the Department of Justice DCI and for this complaint is relying on the reports of Clark County Detective Jeffrey Baumgarten and City of Madison Police Detective Daniel Nale.

Det. Baumgarten reports that on September 2, 2009, he posed undercover as a 15 year old female in an adult online chat room using Yahoo Messenger. He joined a Wisconsin chat room with user ID "sunni_15". At 3:10 p.m., he received a private message from "damihibasia85" stating, "hi there, how are you doing today?" followed by "my name is Tony, what's your's?" Det. Baumgarten reports that he told him his name was Sunni.

Damihibasias85 then asked where Sunni was from and stated he was from Madison.

Damihibasias85 then asked how old Sunni was and Det. Baumgarten replied "15."

DAmihibasias85 responded, "cool, I'm 23."

Det. Baumgarten reports that a feature of the chat window is the ability to "drag and drop" photos in order to share photos with each other. He reports that Damihibasias85 displayed three photos of what appeared to be the same male and Det. Baumgarten then displayed a photo of an underage female. Damihibasias85 replied, "nice, you're really cute" and went on to comment several times during the conversation how "cute" she was.

Det. Baumgarten reports that he informed Damihibasias85 he was having trouble viewing his photos and asked him to email them to him. Damihibasias85 asked for Sunni's email and at 3:14 pm, Detective Baumgarten received an email from "Anthony Paul Vanderscheuren" (vanderscheur@wisc.edu), the defendant herein, which is the email address he gave to Det. Baumgarten. Attached were four photos of the same male Det. Baumgarten observed in the chat window.

Det. Baumgarten reports that the defendant asked if Sunni had a boyfriend and if she wanted to be his girlfriend. He told the defendant that guys older than Sunni aren't interested and the defendant stated he was. The defendant reminded Sunni that he lived a "ways" away and that "people generally don't like the idea of older guys dating teenagers." The defendant asked if Sunni had ever been on a date with a guy and if she really wanted to be with a guy. Det. Baumgarten asked what he meant and the defendant replied, "take any meaning you want, being in a committed relationship, casual relationship, just a physical relationship, what are you craving right now?"

The defendant told Sunni, "pretty girls like you will always make any guy think about physical things." He asked Sunni if she wanted to do physical things and if it turned her on talking about it. The defendant stated, "I get turned on looking at your pics." He said, "I'd really love to run my hand up your legs. They look so soft and smooth." Det. Baumgarten asked if he was serious and the defendant stated, "I would if you'd let me." Det. Baumgarten asked when he would do those things and the defendant said, "when we met after we had hung out for awhile," "I would put my arm around you and start rubbing your thighs moving my hand between your legs getting close to your pussy then squeezing your boobs reaching under your shirt to squeeze them and touch your nipples." The defendant asked, "is this getting too hot for you?" Det. Baumgarten replied it was fine but wanted to know if the defendant was for real or just messing around, to which the defendant replied, "I'm for real."

Det. Baumgarten reports that they talked about when they would meet. The defendant stated he was busy that weekend but free the following weekend and would be free on Friday, the 11th in the evening. The defendant told Sunni this would be a one time and that she couldn't tell. He said, "I don't want to get in trouble." The defendant said, "you just really want to feel what it's like huh?" and asked Sunni if she ever touched herself.

Det. Baumgarten reports that on September 8, 2009, at 12:33 p.m., Damihibasias85 initiated a conversation with Sunni again by asking, "hi Sunni, how's it going?" The defendant asked, "so did you talk to your friend about coming to Madison this Friday?" Det. Baumgarten replied, "yep it's all set." The defendant said, "cool, so when do you think you'll be able to meet me?" The defendant suggested meeting on Friday afternoon or evening or on Saturday.

Det. Baumgarten reports that Sunni asked the defendant if she should tell her friend about him and the defendant said, "no, absolutely not" followed with "unless you think she would want to get together and do physical things too." The defendant stated he had a car and could meet anywhere in Madison, but he lived on the west side.

Det. Baumgarten reports that on September 15, 2009, at 3:11 p.m., he told the defendant in a message that Sunni's friend lived by Elver Park in Madison and the defendant and Sunni arranged to meet there at 11:30 a.m. on Thursday, September 17, 2009. The defendant asked Sunni if she was sure she wanted to do this. Sunni replied, "ya I am if u r. y not. only live 1 right?" and the defendant said, "I am but I want to make sure you are, you're still young. you will have lots of opportunities with guys in the future, you might not want your first time to be with a stranger much older than you." He asked if she promised she had not told anyone and she replied she "never will." Sunni asked if he had told anyone and he replied, "no, I'd get in big time trouble" and "big time, I'd be a sex offender then."

Det. Baumgarten reports that he checked the header information of the email the defendant sent and obtained the IP address, which he found was used by the University of Wisconsin Madison. He learned that their internet service is routed through Restech Services. On September 14, 2009, he contacted Ian Franklin at Restech Services, who advised that the IP address was used by their customer, Anthony Vanderscheuren, the defendant, at 10 Coronado Court, #4, in Madison, Dane County, Wisconsin.

Det. Nale reports that on September 17, 2009, at approximately 11:35 a.m., he and Detective Baumgarten were at Elver Park at 1250 McKenna Boulevard in the City of Madison, Dane County, Wisconsin, when they observed the defendant pull into the parking lot. The defendant exited and walked towards the shelter. He was subsequently contacted by the officers, identified by means of a Wisconsin photo driver's license and taken into custody.

Det. Baumgarten reports that the defendant admitted that he had initiated a conversation with a girl named Sunni online about two weeks earlier via Yahoo Messenger. The defendant stated Sunni was 15 years old. The defendant stated his username is "damihibasia85" which is Latin for "give me a kiss." The defendant stated his emails addresses are vanderscheuren@yahoo.com and vanderscheur@wisc.edu. The defendant stated he and Sunni chatted and shared pictures and he thought she was pretty. He admitted telling her he would like to hug her and touch her legs. The defendant admitted that he would start the sexual conversations with Sunni and asked her if she wanted to lose her virginity. When asked if he intended to date her or just have sex with her, the defendant stated, "just sex."

****THIS COMPLAINT IS BASED ON** the information and belief of your complainant, who is a special agent for the Department of Justice DCI, and who learned of the above offense from the reports of Clark County Detective Jeffrey Baumgarten and City of Madison Detective Daniel Nale, which reports your complainant believes to be truthful and reliable inasmuch as they were prepared during the course of the officers' official duties.

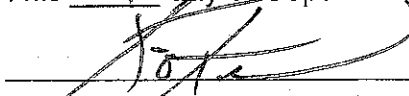
Further, your complainant believes the information furnished by Ian Franklin to be truthful and reliable inasmuch as he is an eyewitness/citizen informant to the events reported.

STATE OF WISCONSIN - VS - Anthony P Vanderscheuren


Your complainant believes the statements of the Defendant to be truthful and reliable insofar as they are admissions against penal interest.

Subscribed and sworn to before me,
and approved for filing on:

This 4 day of September, 2009.



ASSISTANT/DEP DISTRICT ATTORNEY
DANE COUNTY, WISCONSIN



COMPLAINANT