

STATE OF WISCONSIN

CIRCUIT COURT

FOND DU LAC COUNTY

In re the Commitment of Gerald M. Turner, Jr.:

STATE OF WISCONSIN,

Petitioner,

v.

Case No. 18 CI 001

GERALD M. TURNER, JR.,

Race/Gender: W/M,

DOB: 03/18/1949,

Respondent.

FILED

JAN 26 2018

RAMONA M. GEIB
FOND DU LAC COUNTY, WIS.
Clerk Of Circuit Court

CHAPTER 980 PETITION

The State of Wisconsin ("Petitioner"), by Assistant Attorney General Devra Ayala, pursuant to Wis. Stat. § 980.02(1)(a), petitions the Court for an order to detain Gerald M. Turner, Jr. ("Respondent") because Respondent is a "sexually violent person" within the meaning of Wis. Stat. § 980.01(7), stating upon information and belief that:

1. Respondent, born March 18, 1949, was convicted of one count of Sexual Morality, in violation of Wis. Stat. § 944.12 (1973-74) (Count 1); one count of Indecent Liberties with a Child Under Age 16 Years, in violation of Wis. Stat. § 944.11(1) (1973-74) (Count 2); one count of Abnormal Sexual Perversion, in violation of Wis. Stat. § 944.17(1) (1973-74) (Count 3); and one count of Second Degree Murder, in violation of Wis. Stat. § 940.02 (1973-74) (Count 4), in Fond du Lac County Case No. 3991 on February 4, 1975. These offenses are sexually violent offenses as defined in Wis. Stat. § 980.01(6)(am) and (bm). Respondent was committed to the Wisconsin State Prisons for an indeterminate term of not more than 9 years, 6 months on Count 1;

9 years, 6 months, concurrent with previous sentence, on Count 2; 4 years, 6 months, consecutive with the above sentences, on Count 3; and 24 years, 6 months, consecutive with the other sentences, on Count 4. Copies of the judgments of conviction for Fond du Lac County Case No. 3991 are attached as Exhibit 1 and hereby incorporated into this Petition.

2. Based upon records from the Department of Corrections, Respondent's maximum discharge date from Racine Correctional Institution for the sentence imposed in Fond du Lac County Case No. 3991 is February 1, 2018, with an actual release date of February 1, 2018. Respondent was incarcerated from the date of offense until October 13, 1992, and was placed on "intensive high risk community supervision." Respondent was returned to Dodge Correctional on December 2, 1993, due to a court decision challenging calculation of time. Respondent was released to parole on February 2, 1998. His parole was revoked in a report from the Administrative Law Judge (ALJ) dated April 25, 2003, for possession of pornography and theft of cable services and he was returned to prison.

3. Respondent suffers from mental disorders that are either congenital or acquired conditions affecting his emotional or volitional capacity and predispose him to engage in acts of sexual violence. Petitioner bases this claim upon a report prepared by Dawn M. Pflugrad, Psy.D., a licensed psychologist retained by the Wisconsin Department of Corrections. Dr. Pflugrad concludes that Respondent suffers from Other Specified Paraphilic Disorder and Pedophilic Disorder, Sexually attracted to females, Nonexclusive. Dr. Pflugrad further concludes that these mental disorders can be understood to be congenital or acquired conditions that affect Respondent's emotional or volitional capacity and predispose him to engage in sexually violent acts, as defined by ch. 980. Dr. Pflugrad reports:

Other Specified Paraphilic Disorder applies to presentations in which symptoms characteristic of a paraphilic disorder cause clinically significant distress or impairment in social, occupational or other important areas of functioning. These symptoms predominate but do not meet the full criteria for any of the disorders in the paraphilic disorder diagnostic class. The other specified paraphilic disorder category is used in situations in which the clinician chooses to communicate the specific reason(s) why the presentation does not meet the criteria for any specific paraphilic disorder. According to records, Mr. Turner demonstrated a pattern of deviant sexual interests or preferences as manifested by deviant behavior, thoughts and fantasies. Additionally, his offense behaviors and patterns are indicative of deviant sexual arousal to non-consent and coercion. He has been convicted of a coercive sexual assault against an adolescent female and a violent sexual assault that resulted in the death of a female pre-pubescent child. He self-reported an attempted and completed sexual assault against two women during separate incidents that he picked up at different times on the highway in Milwaukee and Brothertown (001419 DCC). Moreover, results from a penile plethysmograph (PPG) indicate that Mr. Turner, "clearly evidenced deviant sexual arousal (i.e., arousal to stimuli depicting images of prepubescent females and images of forced sexual interactions) as measured by the penile plethysmograph and by his subjective estimates" (Mendota Mental Health Institute, Evaluation of Sexual Arousal, 06/06/01). His documented sexual behavior indicates that his sexual arousal was not inhibited by victim distress or the use of force. Mr. Turner's sexual behaviors occurred over multiple years and continued despite being sanctioned for the 1972 sexual assault. In addition, records indicate that Mr. Turner derived sexual pleasure from and became aroused to fantasies which included dominating his victims, engaging in power and control over his victims and forcibly sexually assaulting female adults and children (001399 DCC; 001401 DCC; 001403 DCC).

SPE 4-5. Dr. Pflugradt further reports:

Pedophilic Disorder is a disorder that causes clinically significant distress or impairment in social, occupational or other important areas of functioning. A person with Pedophilic Disorder experiences recurrent and intense sexual fantasies, urges and/or behavior involving sexual arousal to minor children (generally age 13 and younger). According to available records, Mr. Turner was convicted for the assault and murder of a pre-pubescent female. In addition, records indicate that Mr. Turner self-disclosed placing his penis on the mouth of the three-year-old [...] (001416 DCC), inappropriately touching the vaginal area of [...] eight-year-old [...] and rubbing his penis on the vagina of a two-year-old

female child (001447 DCC). He also self-reported utilizing pornography of girls younger than their teenage years (001416 DCC; 001425 DCC). As previously stated, Mr. Turner also described engaging in sexual fantasies that involve pre-pubescent children (001401 DCC; 001408 DCC; 001409 DCC; 001410 DCC). Further, results from a PPG indicated the Mr. Turner "clearly evidenced deviant sexual arousal (i.e., arousal to stimuli depicting images of prepubescent females and images of forced sexual interactions) as measured by the penile plethysmograph and by his subjective estimates" (Mendota Mental Health Institute, Evaluation of Sexual Arousal, 06/06/01). Mr. Turner's sexual behaviors continued despite being sanctioned. His behavior also resulted in confinement and other psychosocial difficulties. The specifier "Sexually attracted to females" is given because objective assessment and Mr. Turner's self-reports indicate sexual arousal to female children. He denied being aroused to placing his penis on the mouth of the male child. The specifier "Nonexclusive type" is given because Mr. Turner's sexual arousal is not limited to pre-pubescent children; he also had adult female sexual partners.

SPE 5.

4. As evidence of Respondent's mental disorders of Other Specified Paraphilic Disorder and Pedophilic Disorder, Sexually attracted to females, Nonexclusive, Petitioner alleges, based on Dr. Pflugradt's evaluation and on the information and records provided to date, that:

a. On February 4, 1975, Respondent was convicted of one count of Sexual Morality, in violation of Wis. Stat. § 944.12 (Count 1); one count of Indecent Liberties with a Child Under Age 16 Years, in violation of Wis. Stat. § 944.11(1) (Count 2); one count of Abnormal Sexual Perversion, in violation of Wis. Stat. § 944.17(1) (Count 3); and one count of Second Degree Murder, in violation of Wis. Stat. § 940.02 (Count 4), in Fond du Lac County Case No. 3991. Respondent was committed to the Wisconsin State Prisons for an indeterminate term of not more than 9 years, 6 months on Count 1; 9 years, 6 months, concurrent with previous sentence, on Count 2; 4 years, 6 months, consecutive with the above

sentences, on Count 3; and 24 years, 6 months, consecutive with the other sentences, on Count 4. According to Dr. Pflugradt, on October 31, 1973, Respondent sexually assaulted and murdered a 9-year-old female, who was his previous neighbor. Dr. Pflugradt reports that Dr. Cynthia Marsh's SPE, dated November 13, 2017, describes the offense further:

He took her to a bedroom and placed her face down on a bed and removed her clothes. He performed anal intercourse on the victim. He discovered the child was no longer breathing following the assault. The subject placed the victim's body in one garbage bag and her clothes in another. He drove to a secluded area, carried the bags to a ditch and dropped them over a barbed wire fence.

SPE 2.

b. In 1972 Respondent received a fine only for unlawfully having sexual intercourse with a female he knows is not his wife in Fond du Lac County. According to Dr. Pflugradt, Respondent forced penis to vagina sexual intercourse on his girlfriend's 15-year-old female babysitter. Dr. Pflugradt reports the offense took place in Respondent's vehicle after he offered the victim a ride home. Respondent offered the victim money to keep the sexual assault a secret.

c. According to Dr. Pflugradt, Respondent's records describe additional allegations of sexual assaults. Dr. Pflugradt reports that Respondent's ex-wife, a female acquaintance, and a former girlfriend provided statements to law enforcement or testified in regards to Respondent's sexual assaults against them. Dr. Pflugradt further reports that the Department of Community Corrections records indicate Respondent disclosed additional sexual assaults on adults and children for which he was not charged.

d. Respondent's non-sexual criminal history consists of an unknown disposition for parking on private property; jailed for non-support with the formal charge being dismissed; and a self-report of being fined for breaking a woman's glasses.

5. Respondent is dangerous to others because his mental disorders make it more likely than not that he will engage in acts of sexual violence in the future. As evidence that his mental disorders make it more likely than not that he will engage in acts of sexual violence, Petitioner relies on paragraphs 4a. through d. above and further, based upon review of Dr. Pflugradt's evaluation report and Respondent's Department of Corrections file, alleges the following:

a. The State acknowledges that Dr. Pflugradt indicates that Respondent possesses mental illnesses which predispose him to commit acts of sexual violence; however, she is unable to conclude that Respondent is more likely than not to commit another sexually violent offense. Dr. Pflugradt states:

To summarize, Mr. Turner has a STATIC-99R score of 2 that corresponds to a 10-year rate of 19.1%. He has participated in some programming to address criminogenic needs; however, he also has dynamic risk factors that are still active. After taking into account programming participation, current dynamic risk factors, his lifetime risk and undetected offenses, his risk probability *does not exceed* the legal threshold.

SPE 14.

b. Despite Dr. Pflugradt being unable to conclude Respondent is more likely than not to commit a further act of sexual violence, the State believes the facts listed below and inferences that can be drawn from those facts establish probable cause to believe that Respondent is more likely than not to commit another act of sexual violence. Dr. Cynthia Marsh was assigned by the Department of

Corrections to do an initial Special Purpose Evaluation of the Respondent. Dr. Marsh concluded that the respondent did not have a qualifying mental illness and was not more likely than not to commit a future act of sexual violence. Dr. Marsh's report did not all address the factors listed at paragraphs 4 through 6. The Department of Corrections then retained Dr. Pflugradt to conduct a second special purpose evaluation. In *In re the Commitment of Kienitz*, 227 Wis. 2d 423, 440, 597 N.W.2d 712 (1999), the court held that a trier of fact is free to accept or reject in part or in total, opinions rendered by experts in determining whether a person is likely to commit future acts of sexual violence. *Id.* at 440. The court concluded that:

the circuit court, as the trier of fact, "was free to weigh the expert's testimony when it conflicted and decide which was more reliable; to accept or reject the testimony of any expert, including accepting only parts of an expert's testimony; and to consider all of the non-expert testimony in deciding whether [there] was [a substantial probability] that Kienitz would commit future acts of violence." (Citation omitted).

Id. at 441.

c. The opinion of Dr. Pflugradt relied in part on the STATIC-99R actuarial instrument. Dr. Pflugradt acknowledges that this instrument may not accurately measure the risk of recidivism. Dr. Pflugradt notes that the re-arrest or reconviction statistics underestimate "true" reoffending risks over a sexually violent person's lifetime (Respondent's lifetime is estimated to be approximately 10 years.) To illustrate this point, the State asserts that according to Dr. Pflugradt, after Respondent sexually assaulted the 15-year-old victim in 1972, his STATIC-99R score would have been a "2." In spite of the fact that he was a low risk to reoffend, according to the STATIC-99R, within one year after the 1972 assault,

Respondent self-reported that he touched the vaginal area of an 8-year-child; put his mouth on the penis of a 3 year-old-child; rubbed his penis on the vagina of a 2-year-old child; and sodomized and killed the 9-year-old victim.

d. According to Dr. Pflugrad, Respondent engaged in sexually deviant activities which "became integrated into a way of life from which he derived sexual gratification, power and control and excitement." SPE 8. These activities include:

- "[E]ngaging in sexually deviant thoughts of forcing sexual contact on women and female children." SPE 8.
- Excessive use of pornography while on community supervision which resulted in his revocation of parole. SPE 8.
- Sexual compulsivity including masturbating so often as a teen that his penis became sore. His former girlfriend reported that Respondent "had an extremely high sex appetite and wanted sex four and five times a day during the weekend as well as two to three times during the week" (Evaluation by P.E. Dietz, M.D., Ph.D., 11/15/96). SPE 8. Respondent admitted to masturbating in movie theaters, vehicles, public restrooms, schools and at work. 001456 DCC. He self-reported masturbating in the library while watching the librarian and the girls in school. (001477 DCC.)
- Respondent has self-reported engaging in sexual activity with a dog at age 11 or 12 on three or four occasions. (001451 DCC.) He also self-reported twisting the tail and squeezing the testicles of a cat belonging to friend. (001461 DCC.)
- The Respondent has self-reported, stealing women's underwear from inside homes and clothes lines to use when masturbating. (001452 DCC.)
- Respondent self-reported that at age 12 or 13, on 30 occasions looking into windows and through vent holes of women's bathrooms in an attempt to see women or girl undressed. (001454 DCC and 001470 DCC.)

e. According to Dr. Pflugradt, Respondent's sexual offenses involved planning and "mental rehearsal (through sexual fantasies) of Mr. Turner placing himself in a position to secure victims (e.g., driving around, offering to be alone or take care of people, etc.)." SPE 8.

f. Respondent's history of sexual offending is extensive. Respondent self-reported the following offenses to children:

- In 1962, at age 13, he pulled down the pants and touched the penis of a 4 or 5-year-old child.
- In 1973, at age 22, he touched the vagina of an 8-year-old child.
- In 1973, at age 22, he put his penis on the mouth of a 3-year-old child.
- In 1973, at age 22, he rubbed his penis on the vagina of a 2-year-old child.
- In 1973, at age 22, he had vaginal intercourse with a 15-year-old child
- In 1973, at age 23, he sodomized and killed a 9-year-old child.

(001447 DCC.)

g. Respondent self-reported forcing sex with adults on 14 separate occasions.

- At age 23 or 24 against a woman in her late 30s in secluded place in the country.
- At age 23 or 24 against a 30-year-old woman in his residence.
- At age 23 or 24 against a 35-year-old woman while restraining her in his car.

- At age 23 or 24 against a woman in her 30s while restraining her.
- At age 24 against a 25-year-old woman by using an implied threat.
- At age 24 against a 23-year-old woman by using an implied threat.
- At age 22 or 23 against a 21-year-old woman while holding her down.
- At age 22 or 23 against a 20-year-old woman after taking her to a secluded area.
- At age 22 or 23 against a 21-year-old woman after taking her to a secluded area.
- At age 22 or 23 against an 18-year-old woman in his residence.
- At age 22 or 23 against a 20-year-old woman in a secluded area.
- At age 21 or 22 against a 40-year-old woman in a secluded area.
- At age 21 against a 20-year-old woman in an abandoned barn.
- At age 21 attempted sexual assault against a 20-year-old woman in his car.

(001457 DCC.)

h. In 2001, Respondent self-reported examples of one attempted sexual assault and one completed sexual assault that he committed. Respondent reported:

There were on at least two occasion in which I either tried to or did assault someone that I picked up on the highway. One of these was a girl I picked up early one morning in Milwaukee. I tried to force her to undress when I got her alone on a dark street, but she jumped out of the car and ran away[...] The second incident happened when

my wife and I lived in Brothertown, and she had left to go home to her mother. I picked up a woman in the rain and started to drive her home. We started talking about things in general and she mentioned that she was a dancer, and had been working in a club that I knew of. [...] She tried to get out of the car, but I stopped her as she was not very big. When I told her to take her off her pants, she complied and I raped her.

(001479 DCC.)

i. Between 1998 and 2003, Respondent engaged in sex offender treatment for a period of time. According to Dr. Pflugradt, during this treatment, in spite of the fact that nearly 30 years had elapsed since his conviction and in spite of the fact that Respondent was over 50-years-old, Respondent continued to show:

[A] clear pattern of sexual interests or preferences for deviant sexual stimuli, including deviant thoughts and fantasies. Deviant sexual stimuli include arousal to non-consent/ coercion and pre-pubescent children. Results from a penile plethysmograph indicate that Mr. Turner, "clearly evidenced deviant sexual arousal (i.e., arousal to stimuli depicting images of prepubescent females and images of forced sexual interactions) as measured by the penile plethysmograph and by his subjective estimates" (Mendota Mental Health Institute, Evaluation of Sexual Arousal, 06/06/01). SPE 8.

In fact, on October 17, 2002, Respondent stated to Agents Schohl and Merrill that he believes it would be possible for him to commit an offense like this again (000522 DCC). Respondent further reported that approximately a year and a half prior to October 17, 2002, he began masturbating to sexual fantasies of children and last did so approximately four months prior to October 17, 2002. (000522 DCC).

j. Dr. Pflugradt describes Respondent's progress in this treatment program as follows:

As reported, Mr. Turner tended to maintain a distorted view regarding his offending and his victims. His cognitive distortions included excuses, justifications or rationalizations, blaming and minimization of the seriousness of his offenses. In treatment, Mr. Turner was sometimes quick to discount alternative viewpoints and was reluctant to consider information or evidence that contradicted his viewpoints (Attic Correctional Services-Sex Offender Unit-Report Summary, 10/08/99). To his credit, while in community based treatment and on supervision, he showed a willingness to address his cognitive distortions; however, it is unknown to what extent these distortions still exist. As for insight, Mr. Turner displayed no insight into the precipitating factors related to his sexual offending behaviors. This is evidenced by his denial of responsibility, blaming others (including his 15-year-old victim and his significant other), avoiding discussing details of his offending behaviors/patterns and refusing to address his sexual offending through treatment. During community based programming and supervision, Mr. Turner completed a number of assignments indicating that he has gained insight into his offending. However, given that he has continued to refuse institutional SOT, it is unknown if he maintained this insight and/or gained additional insight into his offending behaviors/patterns.

SPE 10.

k. According to Dr. Pflugradt, Respondent has two distinct mental illnesses, both of which predispose him to commit acts of sexual violence. Pedophilic Disorder which causes him to be attracted to prepubescent females and Other Specified Paraphilic Disorder which causes him to be aroused to non-consent and coercion. In spite of the fact that sex offender treatment was recommended, Respondent did not complete a treatment program. According to Dr. Pflugradt, Respondent did not participate in sex offender treatment during his first period of incarceration. Dr. Pflugradt reports that Respondent participated in a denier's program and individual sex offender treatment while in the community between 1998 and 2003. After his re-incarceration, Dr. Pflugradt reports that the Respondent

had treatment needs in multiple areas including residential sex offender treatment (SO-4); however, Respondent has chosen not to participate in recommended sex offender treatment programming.

1. Dr. Pflugradt reports that Respondent did not participate in institutional Sex Offender Treatment (SOT) or other programming that would assist him in developing strategies to avoid or adequately manage his risk factors in the community. According to Dr. Pflugradt's knowledge, Respondent has not developed a comprehensive and detailed release plan and release documents list him as "homeless."

m. Given Respondent's long history of sexual deviancy, history of violent offending, his inability to complete his first term of parole and his failure to participate in recommended treatment during his lengthy periods of incarceration, there is probable cause to believe that Respondent is more likely than not to engage in a further act of sexual violence.

6. The State attempted to have Respondent committed under Wisconsin's Sexually Violent Person (SVP) law in 1998. On January 29, 1998, a jury found that Respondent did not meet criteria for commitment as a SVP.

a. In 1998, the law required that a person be "substantially probable" to engage in acts of sexual violence in the future. The law now only requires that a person be "likely" to engage in acts of sexual violence in the future.

b. According to the Revocation Summary, in 2002, for the first time, Respondent admitted that he intended to kill his 9-year-old victim by covering his hand over her face in the 1973 sexual assault and homicide. In a statement by

Respondent on October 10, 2002, Respondent stated, "I fully intended to kill her when I put my hands on her face." "In truth, I planned to kill her even if the plan was only put into place the moment that I put her on the bed." (000524 DCC). This was unknown in 1998. Respondent had previously denied involvement and later indicated her death was accidental.

c. In 2002, Respondent self-reported 10 juvenile victims and 14 adult victims. Aside from the 9-year-old victim and the 15-year-old victim, the remaining victims were unknown in 1998. Respondent had previously denied any victims.

7. In reaching her conclusions, Dr. Pflugradt relied upon files kept in the regular and ordinary course of the various agencies and treatment facilities that cared for Respondent. These records are of the type that Dr. Pflugradt has used in the past and found to be accurate and reliable. The records and information relied upon by Dr. Pflugradt, when formulating her opinion, are of the same type as that commonly relied upon by experts in these matters.

WHEREFORE, Petitioner respectfully requests that this Court:

1. Find probable cause to believe that Respondent is eligible for commitment under Wis. Stat. § 980.05(5), as contemplated in Wis. Stat. § 980.04(1).
2. Find probable cause to believe that Respondent is a "sexually violent person" within the meaning of Wis. Stat. §§ 980.01(7) and 980.02(3).
3. Issue an order directing the Department of Health Services to detain Respondent in a detention facility approved by the Department of Health Services as required by Wis. Stat. § 980.04(1).
4. Schedule and hold a hearing no later than ten days after Respondent's scheduled release date of February 1, 2018, excluding weekends and holidays, to determine whether there is

probable cause to believe that Respondent is a “sexually violent person” as required by Wis. Stat. § 980.04(2)(b)2.

5. Issue an order directing the Sheriff of Fond du Lac County to transport Respondent to Fond du Lac County Circuit Court for appearance at this probable cause hearing.

6. Issue an order directing the Clerk of Circuit Court for Fond du Lac County to forward a copy of the **Findings and Orders** by facsimile transmission to the institution where Respondent is currently being detained.

7. Issue an order directing the Clerk of Circuit Court for Fond du Lac County to notify the State Public Defender's Office servicing Fond du Lac County of the nature, date, time, and place of the probable cause hearing and provide the public defender with copies of the **Petition** and the attached **Findings and Orders** so that Respondent may have counsel at the probable cause hearing if Respondent is indigent and requests their services as provided in Wis. Stat. § 980.03(2)(a).

Dated this 26 day of January, 2018.

Respectfully submitted,

BRAD D. SCHIMEL
Wisconsin Attorney General



DEVRA AYALA
Assistant Attorney General
State Bar #1055270

Attorneys for Petitioner

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State of Wisconsin, County Court

BRANCH II

Fond du Lac County

STATE OF WISCONSIN,

Plaintiff,

CRIMINAL COMPLAINT AND WARRANT

vs.

FILED

SEP 19 1974

GERALD M. TURNER, JR. D.O.B. 3/18/1939

FILED

File No.

54 E. Second Street

Fond du Lac, Wisconsin, Defendant.

Address

MAR 29 1976

GEORGE E. McCONAHEY
CLERK OF CIRCUIT COURT
FOND DU LAC COUNTY WIS.

ROBERT O. UEHLING
CLERK OF SUPREME COURT
POLICE Department

Capt. Melvin E. Heller, City of Fond du Lac, Wisconsin, being first duly sworn, on oath says that he is informed and believes that GERALD M. TURNER, JR. on October 31, 1973, at City of Fond du Lac

in said County, the defendant did:

Feloniously, intentionally, and with intent to kill, murder Lisa Ann French a human being;

COUNT #2: FURTHER, said defendant did on October 31, 1973, at the City of Fond du Lac, in said County, feloniously, intentionally, commit an abnormal act of sexual gratification involving the sex organ of one person and the anus of another, to-wit: Lisa Ann French,

contrary to Section 940.01 (1) & 944.17 (1), Wis. Stats., and the perjury for

such charge or charges is - shall be sentence to life imprisonment, as to Count #1; may be fined not more than \$500 or imprisoned not more than 5 years or both, as to Count #2,

and prays that said defendant be dealt with according to law, and that the basis for the complainant's charge of such offense is: Upon information furnished to the Office of the District Attorney by State and local Law Enforcement Authorities, that on October 31, 1973, at approx. 5:45 p.m., Lisa Ann French, age 9 years, left her home at 192 Amory Street, in the City of Fond du Lac, Fond du Lac County, Wis., dressed as a hobo to go trick or treating in the neighborhood. Lisa was never seen or heard of by her parents again until her body was discovered by a farmer on Nov. 3, 1973, in a field near Peebles, Wisconsin, approx. 4 miles northeast of Fond du Lac, Wisconsin. The events of Lisa French's disappearance and subsequent murder, were reconstructed and an investigation followed. The defendant herein came to the Safety Building voluntarily, was given his rights, and he waived said rights, whereupon, he gave a signed, voluntary statement, witnessed by Special Agent Louis Tomaselli, Wisconsin Department of Criminal Investigation, admitting to causing the death of Lisa Ann French, and prior to her death did comit an act of sodomy with Lisa Ann French.

* Subscribed and sworn to before me on

August 8, 1974

Melvin E. Heller
Complainant

[Signature]
District Attorney
[Signature]
Judge
[Signature]
District Attorney

** Approved for filing

GEORGE E. McCONAHEY
Clerk of County Court Branch 2

WARRANT

AUG 8 - 1974

STATE OF WISCONSIN, CIRCUIT COURT, FOND DU LAC COUNTY

STATE OF WISCONSIN,
Plaintiff,
v.
Gerald M. Turner, Jr.,
Defendant.

Case No. 3991
JUDGMENT OF CONVICTION
SENTENCE TO CONFINEMENT

Upon all the files, records, and proceedings, it is adjudged that the defendant has been convicted upon his plea of ~~(Guilty)~~ (Not Guilty and a Verdict of Guilty) (~~Not Guilty and a Verdict of Guilty, Not Guilty~~) on the 4th day of Feb., 1975, of the crime(s) of Ct. #1: Sexual Morality - Ct. #2: Indecent Liberties With Child Under Age of 16 yrs: - Ct. #3: Abnormal Sexual Perversion Ct. #4: Second Degree Murder in violation of s. 944.12, 944.11(1), 944.17(1), 940.02 committed on Oct. 31, 1973.

IT IS ADJUDGED that the defendant is guilty as convicted.

*IT IS ADJUDGED that the defendant is hereby committed to the Wisconsin State Prisons for an indeterminate term of not more than 9 yrs. 6 mo., (Ct.#1). The Wisconsin State Prison at 9 yrs. 6 mo., (Ct.#2) to run concurrent with previous sentence * Waupun, Wi. is designated as the Reception Center to which the said defendant shall be delivered by the Sheriff.

~~IT IS ADJUDGED that the defendant is hereby committed to the Wisconsin State Prisons for an indeterminate term of not more than 9 yrs. 6 mo., (Ct.#1) The Wisconsin State Prison at 9 yrs. 6 mo., (Ct.#2) to run concurrent with previous sentence * Waupun, Wi. is designated as the Reception Center to which the said defendant shall be delivered by the Sheriff.~~

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*IT IS ORDERED that the Clerk deliver a Duplicate Original of this Judgment to the Sheriff who shall forthwith execute the same (and deliver it to the Warden).
* 4 yrs. 6 mo. (Ct.#3), to run consecutive with above sentences
24 yrs. 6 mo. (Ct.#4), to run consecutive with the other sentences.

Dated February 4, 1975.

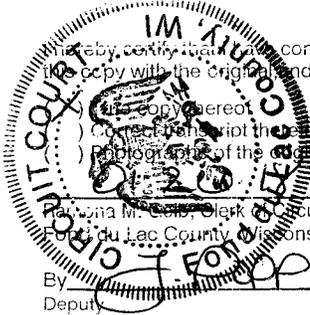
BY THE COURT:

George E. McConahey
Clerk of Courts

Judge Hon. Milton L. Meister

Defense Attorney Henry Buslee

District Attorney Alexander P. Semenas



FILED
FEB 4 1975
GEORGE E. McCONAHEY
CLERK OF CIRCUIT COURT
FOND DU LAC COUNTY WIS

