

# Stalking

## Summary of Course of Conduct

see §940.32 for complete list

### Apply to Elements of Statute

(Acts by suspect or person aiding suspect)

1. Visual or physical proximity
2. Approaching or confronting victim (V)
3. Appearing at the V's workplace or contacting the employer or coworkers (E/CO)
4. Appear at the V's home or contacting neighbors
5. Entering property owned, leased, or occupied by the V
6. Contacting the victim by telephone or causing a phone to ring repeatedly or continuously. 6m. Through any other electronic means, monitoring or recording the activities of the victim (including cyberstalking)
7. Sending material to the V, or, to obtain or disseminate information communicate with V or others (including cyberstalking)
8. Place or deliver an object to property owned, leased, or occupied by the victim.
9. Deliver or place an object to a member of the V's family/household or E/CO or friend

**Continuity of Purpose—Requires Only Two Acts  
No Time Requirement for Acts**

# Stalking

## Summary of Elements

see §940.32 for complete statute

1. Intentional course of conduct directed at V that would cause a reasonable person under the same circumstances to suffer serious emotional distress OR to fear bodily injury to or the death of V or a member of V's family or household;
2. Suspect knows or should know that at least one of the acts will cause V to suffer the distress or fear in element 1;
3. Acts cause V the distress or fear in element 1

Is suspect violating no contact orders? 72 hour, TRO, injunction, bail or probation conditions, family court orders?

Safety plan with victim

Refer victim to local advocacy program

Use stalking warning letters after conferring w/ V

Collect evidence of all communications

Collect complete history to establish distress/fear

Ask if stalking has affected the victim's daily life?  
(i.e. quit school/job, not sleeping, changed where V goes, etc.)

Consider tactics to stalk the stalker

### **Stalking is a Red Flag for Lethality**