

Case Report: 15-1331

Kenosha OID/March 14th, 2015

On Saturday, March 14, 2015 at 10:29am, SAC David Klabunde received a call from the Time system control desk advising that the Kenosha Police Department was requesting DCI to respond for an Officer involved shooting (OIS).

SAC Klabunde contacted Captain Larsen of the Kenosha PD who advised that they were involved in an OIS-death and requested that the Wisconsin Department of Justice, Division of Criminal Investigation (DCI) respond in compliance with State law to conduct the investigation. Captain Larsen advised that Kenosha Police Department responded to a call of a man wanted on a felony warrant that resulted in a vehicle chase and crash, which led to a foot chase that ended in an open garage located at the rear of 2103 56th St, Kenosha, Wisconsin. A confrontation occurred between the suspect and an officer resulting in the officer discharging his weapon, striking and killing the suspect, who was later identified as Aaron SILER.

DCI responded to the shooting incident with 2 Special Agents in Charge (SACs) and 12 Special Agents (SAs) and immediately identified two separate and involved scene locations: the conclusion of the vehicle pursuit and initiation of a foot pursuit, and the scene of the shooting. DCI, assisted by Officers and Detectives from the Kenosha PD, canvassed the surrounding area of both scene locations conducting multiple witness interviews who recounted what they observed of either one or both events. DCI conducted critical witness interviews of two persons who were present at the scene of the shooting, 2103 56th St. Kenosha WI and witnessed the shooting event; both witnesses were interviewed on the afternoon of March 14th, 2015, and again on March 15th, 2015.

DCI Agents conducted interviews of all involved Kenosha Police Officers, including Officer Torres who discharged his weapon, and authored all reports associated with those interviews. In addition DCI made notification to the suspect's next of kin.

Special Agents Brian Liethen and James Sielehr, in conjunction with the Wisconsin State Crime Lab, and the Wisconsin State Patrol Accident Reconstruction Unit were assigned to and collected evidence from crime scenes at 2100 55th St. Kenosha, WI (conclusion of vehicle pursuit), and at 2103 56th St. Kenosha, WI (scene of the shooting), as well as the area in between which comprised the path of the foot pursuit.

The Wisconsin Crime Lab response team was made up of Nicole Hinton, Chris Johnson, Troy Chadwick, and Julie Avila. The Wisconsin State Patrol response team consisted of Trooper Michael Smith, Trooper Ryan Zukowski and Trooper Pete Moe. The State Patrol utilized their Total Station reconstruction equipment at both scene locations and the path of the foot pursuit.

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DCI Special Agent in Charge David Klabunde accompanied the body of Aaron SILER to the Milwaukee County Medical Examiner's Office (MCMEO) on March 14th, 2015, until the body was secured at the MCMEO by authorized personnel.

On March 16th, 2015, an autopsy was conducted by Milwaukee County Medical Examiner, Dr. Brian Peterson. In attendance were SA Jake Jansky, a photography officer and a Detective from the Milwaukee Police Department, and an evidence technician and Detective from the Kenosha Police Department.

As a result of the critical witness interviews, the initial scene investigation, autopsy, canvass interviews, and review of all Kenosha Police records of events, the following factual information was learned:

Request for Police Service:

On March 14th, 2015, at approximately 9:27AM, a caller contacted the Kenosha Police Department indicating that Aaron SILER had taken a purple vehicle, and was heading towards the Plasma Center. The caller indicated SILER had a warrant for his arrest through probation and parole.

Officer P. Torres responded to the call at approximately 9:36AM.

Vehicle Pursuit:

At approximately 9:40AM, Officer Torres attempted a traffic stop on the purple vehicle, which did not stop and a vehicle pursuit began.

At approximately 9:43AM, the purple vehicle turned onto 55th St off of 22nd Ave. where it crashed into a parked vehicle. Officer Torres went past the intersection, and turned into a vacant lot, and continued pursuit to the location of where the purple vehicle was disabled. As Officer Torres approached in his squad, he observed a white male had exited the purple vehicle and was running south towards 56th St.

Foot Pursuit:

Officer Torres stopped his squad in the driveway of a residence on 55th St, and then exited his squad in foot pursuit of the suspect, also heading south towards 56th St. The foot pursuit travelled through the yard of a residence on 55th St, over a fence, and behind

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a business on 22nd Ave. The suspect continued running south across 56th St, and travelled to the rear of 2103 56th St and into the open garage door of that building.

Witness Accounts:

- RQ indicated that she heard what she described as two crashes. RQ looked out her window, she observed what she thought was a Dodge Stratus type vehicle crash into a vehicle parked on the south side of 55th St. The vehicle then slid north, across the road way, and collided into the north side curb on 55th St. RQ observed a tall and “big” white male exit the vehicle. The subject then ran south across 55th St. RQ stated that as the subject began to run from the vehicle, he used one hand to pull up his hood over his head, and the other hand to pull up his pants.

RQ stated she observed nothing in his hands, and that she thought he was wearing white shoes, blue jeans, a red shirt, and a blue or black “hoodie”. Once the subject ran across the street, he proceeded south bound, running along the east side of the residence at 2113-55th St. After losing sight of the subject, RQ heard a fence shaking. RQ is familiar with the property across the street, and is aware of a fence on that property. Once the subject was out of RQ’s view, she observed a Kenosha patrol vehicle park to the west of her residence, on 55th St.

The officer exited his vehicle, ran around the vehicle, and began to run south across 55th St., in the same general direction of the subject. RQ stated the subject would have had a good lead on the chasing officer. RQ stated that after the first responding officer ran south, out of view, she heard someone state “stop, get down”. RQ estimated that approximately 5 minutes had passed from the time she saw the first responding officer arrive on scene, until the point when she heard the gunshots.

- CC indicated that she observed a male/white police officer wearing black pants, black shirt with duty belt and holster run past her window yelling either "stop" or "halt". She observed the officer maneuver through the vehicles parked to the rear of 2103 56th and seemed to go around to the back of that building. Shortly after she observed the officer respond to the rear of the business, she heard at least 3 gunshots.

Witness Accounts from 2103 56th St. Kenosha, WI

Two citizen witnesses were located from the scene of this incident and conveyed to the Kenosha Police Department where they were interviewed by WI DOJ-DCI Agents on the date of this incident. Both witnesses were further interviewed on the following day at the scene of the incident.

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- **JS first interview** - JS stated that he and AJ were both working on various vehicles in the garage when all of a sudden this big white guy (later identified as Aaron SILER) ran into the garage and into the back room. JS stated that they both started to yell at SILER telling him to get out and SILER kept telling them: "No!" JS believes that they told SILER to get out at least four (4) times. JS stated that SILER started coming towards his brother (AJ) aggressively and his brother (AJ) reached in the back and picked up a baseball bat that he (AJ) kept there for security and threatened SILER with it.

JS stated a Police Officer arrived and confronted SILER and started giving SILER commands to get down on the ground. JS stated that he believes the Police Officer told SILER to get down at least 5-6 times. JS stated that SILER yelled numerous times at the Police Officer: "Shoot me! Shoot me!" SILER picked up a 12"-14" metal pipe and threatened the Police Officer while he (SILER) moved aggressively towards the Police Officer while still screaming to the Police Officer: "Shoot me! Shoot me!" JS stated that SILER was approximately six (6) feet away from the Police Officer when he started to move towards the Police Officer and the Police Officer shot him.

JS stated that after the Police Officer shot at SILER, SILER went down and the Police Officer looked to be in shock and moved towards the front entrance of the garage.

JS second interview at the scene - JS stated that he observed SILER grabbing something from the floor near the front quarter panel of the vehicle and the Officer started yelling: "Drop it! Drop it! Get on the ground!" JS stated that SILER kept replying to the Officer: "NO! NO! SHOOT ME! SHOOT ME!" JS stated that at that time SILER started coming around the front corner of the vehicle towards the Officer in a very aggressive way. JS stated that both the Officer and SILER kept screaming things at each other and at this time the Officer shot at SILER and he (SILER) went down. JS stated that he was not sure what SILER was holding but they have all kinds of stuff lying around the garage. JS stated that SILER was moving forward yelling: "SHOOT ME! SHOOT ME!" at the Officer and it appeared to him (JS) that SILER was going to throw something at the Officer. JS was asked what he thought SILER was intending to do as he (SILER) started to come around the front of the car. JS stated that he saw SILER's eyes and it was clear to him (JS) that SILER wanted to hurt the Officer.

JS stated that he learned after talking to his brother that SILER was holding a bucket, adding when the incident occurred and from his point of view, which was similar to the P.O.'s point of view, he had no idea what SILER was holding as he moved towards the P.O.

- **AJ first interview** - AJ stated that sometime later in the morning he heard sirens and a few minutes later he saw a guy (later identified as Aaron Siler) going into their garage. AJ stated that he and his brother (JS) started yelling at the guy to get out of the garage. AJ

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stated that SILER started telling them: "No! No!" AJ stated that SILER then went into the back room and they continued to tell him to get out and SILER started to make an aggressive motion towards him (AJ) at which time he (AJ) picked up a bat that he keeps in the back for security and threatened to hit SILER with it. SILER then took a step back. At that moment the Police Officer entered the garage.

AJ stated that the Police Officer started yelling something at SILER but he was not sure what the Police Officer was saying to him. AJ stated that SILER started yelling at the Police Officer: "Shoot me! Shoot me!" When they were both in the front of the Blazer SILER tried to pick up a metal pipe that is attached to a car jack, but it was so heavy that SILER only got it off the floor but could not detach it from the jack. AJ stated that SILER tried to pick up the pipe twice and when he could not do it SILER looked behind him and found a bucket that was against the wall, picked it up and moved towards the Police Officer in an attempt to throw the bucket at the Police Officer. AJ stated that as SILER moved around the front of the Blazer the Police Officer fired maybe 4-5 shots at SILER and SILER went down. AJ stated that the Police Officer looked to be in shock and he moved towards the entrance of the garage.

AJ second interview at the scene - AJ stated that he observed SILER attempting to grab a black pipe that was attached to a red floor jack. AJ further stated that SILER lifted it off the floor but since it was attached to the jack it became too heavy and SILER dropped it. AJ stated that after SILER dropped the pipe (still attached to the floor jack), he then quickly turned and grabbed a white plastic bucket and started moving forward towards the officer in a threatening manner.

AJ stated that the Police officer continued to yell at SILER: "Get down! Get down! Drop it! Drop it! Get on the ground!" AJ stated that SILER kept yelling: "No! No! Shoot me! Shoot me!" at the Police Officer as he moved forward. AJ stated that SILER kept screaming to the Police Officer: "NO! NO! SHOOT ME! SHOOT ME!" as he (SILER) came around the front corner of the vehicle towards the Police Officer in a very aggressive way. AJ stated that both the Police Officer and SILER kept screaming things at each other and at this time the Police Officer shot at SILER and he (SILER) went down. AJ was asked what he thought SILER was intending to do as he (SILER) started to come around the front of the car. AJ stated that he saw SILER's eyes and it was clear to him (AJ) that SILER was going to hurt the Police Officer.

Officer Torres' Account of Incident:

On March 14th, 2015, Officer Torres' duty firearm was inspected by SA Gil Hernandez who found that 7 rounds of ammunition were missing/fired.

Officer Torres was not scheduled to work on March 14th, 2015, indicating that it was a day off for him, adding his first day back was to be March 15th, 2015. Officer Torres was contacted on March 13th, 2015 in the evening by the Kenosha Police Department about a

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shortage for the following day and Officer Torres was asked if he was available to work. Officer Torres indicated he would come in.

Officer Torres stated a call regarding a subject with a warrant came across, and Officer Torres volunteered to take the call. The information regarding the call was that an Aaron SILER was to be driving a purple vehicle heading towards the Plasma Center in Kenosha, which Officer Torres believed the address to be approximately 2100 22nd Ave. The information provided indicated the license plate on the vehicle was something identifiable, but Officer Torres could not remember exactly what it was.

While heading to the area of that location, Officer Torres observed the purple vehicle at the intersection of 22nd Ave and 35th St in Kenosha, WI. Officer Torres had pulled up a booking photo on his squad computer of SILER to attempt to get a positive ID. Officer Torres was also informed the warrant the subject had was for suffocation and strangulation. Officer Torres knew that to be a felony. Officer Torres was also informed by the dispatch center that SILER had "violent tendencies", and that he was over 6' tall and approximately 200lbs. In viewing the vehicle, Officer Torres could not see the driver due to the amount of items packed inside the vehicle.

Officer Torres informed dispatch he had a visual of the vehicle, and attempted to stop the vehicle by activating his emergency lights as he believed the subject with the warrant to be operating, or in the vehicle. The vehicle turned onto 34th St, but did not stop, at which time, Officer Torres activated his emergency siren. The purple vehicle continued on 34th St. accelerating to high rates of speed. The vehicle made two left turns and was then heading westbound. Officer Torres was asked about speeds by a supervisor over the radio, as they crossed 22nd Ave. and Officer Torres replied 50-55 MPH. The vehicle made another left turn southbound, then left onto 35th St. heading east, then turned onto 22nd Ave heading south. The vehicle continued to accelerate to high rates of speed. Officer Torres remembers saying on the radio to the other squads that if the subject pulls over and begins to run on foot, to stay back as he was going to release his dog.

Officer Torres also indicated that the driver of the vehicle violated several traffic violations during the pursuit. Officer Torres also added that he believed, based on the totality of the circumstances, that the driver was the individual who had the active felony warrant (SILER). In the 5400 block of 22nd Ave, the vehicle made a very wide turn on 55th St. Officer Torres indicated he went past 55th St as he was unable to make the turn with the purple vehicle. Officer Torres turned into an open lot and headed back towards where the vehicle came to a stop. In doing this, Officer Torres saw the driver's side door of the purple vehicle open and a "huge" person got out, and began to run. Officer Torres followed the subject in his squad as far as he could, then stopped his squad and began to chase the fleeing subject on foot. Officer Torres described the subject as approximately 6'4, 200 lbs wearing a black hooded sweatshirt with the hood up. Officer Torres attempted to release his K-9 partner "Chico". Officer Torres

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realized Chico was not with him after the first fence that he jumped, adding he lost focus of the dog during the foot pursuit.

Officer Torres pursued the subject over a fence in the yard of 2107 55th St where his squad was stopped. Officer Torres was yelling "stop police" and "get on the ground", adding the subject was not stopping. Officer Torres observed the subject jump a second fence which he described as having barbs on it, which he indicated would have been to the rear of 2107 55th St. Officer Torres stated the subject made it over the fence with ease, while it took him much (Officer Torres) longer to scale. In doing this, Officer Torres lost sight of the subject.

Officer Torres remembered going over a set of railroad tracks and seeing a large shoe print in the mud heading towards 56th St. Officer Torres continued south near the corner of 56th St and 22nd Ave and observed the subject turn between 2013 56th St and a white house to the east. Officer Torres pursued the subject continuing to yell, "Police, stop" and "get on the ground", adding, that he observed the subject look back at him. At this time, Officer Torres was on the north side of 56th Street and the subject was along the east side of 2103 56th St, running past a vehicle that was parked along the east side of 2103 56th St. The subject turned the corner behind 2103 56th St. and Officer Torres no longer had a visual of the subject. Officer Torres also indicated that during the foot chase he never saw the subject's hands which caused Officer Torres to believe the subject may have had a weapon, as it is not normal when a subject is running that their hands aren't visible alongside their body. Officer Torres further felt the suspect was desperate based on the things he was doing, causing Officer Torres to fear for his own safety.

Officer Torres pursued the subject to the back of 2103 56th St where he encountered several parked vehicles. Officer Torres indicated that he slowed down as he was concerned the subject could have hid himself amongst the cars. Officer Torres indicated that he went to the east of the cars and is unsure if he had his weapon out during this time. Officer Torres indicated he proceeded slowly through the parked vehicles as he feared the subject may be hiding, adding that it would have been a good location for an "ambush".

While walking through the cars, Officer Torres observed a Hispanic male standing in an open garage door to the rear of 2103 56th St. It appeared to Officer Torres that the Hispanic male was pointing or gesturing to someone inside the garage. Officer Torres demonstrated by showing that the Hispanic male was facing north / had his back to Officer Torres and motioning with his hand raised and moving it from front / north to back / south. Officer Torres indicated that he could not see into the garage due to the amount of sunlight, going from an outside environment to an interior mainly enclosed environment. Officer Torres asked the Hispanic male where the subject went, and the person did not answer.

Officer Torres stated that he entered the garage and observed a second Hispanic male on the north side of the garage near a door way. This Hispanic male was holding a baseball bat held up in a batter type stance as if he is going to swing. The second Hispanic male was facing

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south with the baseball bat over his right shoulder looking towards the front of the SUV. Officer Torres believed that the second Hispanic male felt threatened by whatever was in front of the SUV and was attempting to defend himself. Officer Torres approached the rear of the SUV and looked through the rear window towards the front and observed a figure wearing what appeared to be a dark hooded sweatshirt crouching down in front of the hood. Officer Torres indicated that this subject was wearing a hoodie similar to what he had seen on the suspect during the foot pursuit, and believed it was the same person.

Officer Torres stated that he slowly travelled towards the front of the SUV on the driver's side yelling numerous times, "Police, get down on the ground". Officer Torres indicated that before getting to the hood area of the vehicle on the driver's side, he went back towards the driver's side rear again as he lost sight of the subject and believed the subject may have run back towards the open garage door. Officer Torres discovered that the subject had not run towards the door. Officer Torres then slowly approached the front of the vehicle again yelling commands to "get down on the ground", adding, he knows at this time he had his firearm out.

Officer Torres believed the subject was going to run as he had a clear path to the door, but the subject did not run. Officer Torres indicated that the subject's head came up from behind the passenger side of the vehicle, and the subject then stood up. Officer Torres described him as a huge person. Officer Torres stated the subject was standing near the passenger side front tire across the vehicle from Officer Torres, who was positioned by the driver's side front tire. The subject's jacket hood was down when he stood up at which time Officer Torres was able to identify him as Aaron SILER.

Officer Torres stated SILER stood up tall, in a threatening posture. Officer Torres indicated that SILER appeared "pissed off" saying over and over, "fuck you shoot me". Officer Torres stated that he ordered SILER to get down on the ground, while SILER was aggressively yelling back "shoot me", "kill me" over and over. Officer Torres stated that he further ordered SILER to show his hands, due to the fact that SILER was continually looking down and quickly scanning the area around him as if he had dropped something. Officer Torres indicated he could not see SILER's hands as they were down below the side of the vehicle. Officer Torres indicated that SILER then reached for something by bending down and his shoulders dipped. As SILER began to stand back up, Officer Torres saw what appeared to be a black cylindrical pipe described as 2" in diameter in what Officer Torres thought was SILER's right hand. Officer Torres stated he still could not see SILER's hands, but saw the pipe sticking up past the hood.

Officer Torres stated that he again yelled "drop it, get on the ground" over and over. SILER responded by yelling "shoot me". Officer Torres indicated he did not advance towards the SILER as he was using the vehicle as an obstacle between him and SILER. Officer Torres indicated SILER, while still holding the black pipe, leaned down again, with both shoulders dropping beneath the hood line of the vehicle, and SILER appeared to be attempting to arm

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himself a second time. Officer Torres stated since SILER leaned down, he could no longer see the pipe, or either hand. Officer Torres continued to yell "drop it" and "get on the ground". Officer Torres indicated SILER never stood back upright from the second time he leaned down. Officer Torres indicated SILER took a stance as if he was going to walk towards the front of the vehicle. SILER then made a sudden aggressive lunge forward, heading around the front corner of the vehicle in what Officer Torres described as a threatening move, at which time Officer Torres fired his weapon. Officer Torres stated he fired because he believed that SILER had armed himself and that if he made it across the hood, he would have hurt or killed Officer Torres or the Hispanic male that Officer Torres believed was still standing behind him.

Officer Torres stated he was scared for his own life and that of the Hispanic male's not only due to SILER arming himself, but based on his overall stature compared to Officer Torres's, and SILER's actions leading up to that point. Officer Torres further stated he did not retreat due to the fact that he did not know the layout of the building, adding, he knew there was a wall behind him and Officer Torres believed the Hispanic male was behind him. Officer Torres indicated he did not believe he could protect the Hispanic male if he retreated. Officer Torres further added that he did not deploy his Taser due to the fact that it appeared to Officer Torres that SILER was not solely non-compliant, but had escalated to arming himself with a weapon. Officer Torres felt he had to escalate within the Force Option Continuum to stop the imminent threat of great bodily harm or death to Officer Torres and the Hispanic male that was posed by SILER.

Officer Torres stated he was not sure how many times he fired, but stated when he did fire, he heard something drop. Officer Torres stated SILER then fell backwards at which time Officer Torres lost sight of him. Officer Torres stated he never changed magazines after firing, and added he believed he fired 3 times. Officer Torres stated he never approached the front of the vehicle. He stated he walked back around the rear and observed one of the Hispanic males who had been positioned along the west wall of the garage appeared to motion to the other like they needed to leave. Officer Torres indicated he spoke to one of them telling them they needed to stay where they were.

Officer Torres stated his intention was to approach SILER, but stated he did not want the Hispanic males leaving the scene and was distracted by their actions. At some point during this time, Officer Torres observed both Hispanic males now standing along the west wall of the garage. From near the garage door, Officer Torres indicated he saw something white near SILER's feet. He described SILER as lying on his back, adding that from the garage door, he could not see anything in SILER's right hand. While talking with the two Hispanic males in the garage, Officer Torres was attempting to tell dispatch his location and that shots were fired. Officer Torres could hear other squad car sirens in the area, but no one knew his location. Officer Torres asked one of the Hispanic males what the address was, and they responded "2103". Officer Torres knew he was on 56th St, so he related the address over the air. Officer Torres stated that he could hear other officers yelling his name and asking where

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he was. Officer Torres yelled the address again, and then saw Officer Galley come out near a fence. Officer Greenfield and Officer Chase came next to the scene. Officer Torres informed the other Officers to make sure the two male Hispanics did not leave. Officer Torres estimated that the entire incident in the garage lasted less than 30 seconds.

Officer Torres was then approached by Sgt Ausse, who told Officer Torres to holster his weapon. Officer Torres indicated he began to get nauseous on the drive over to his vehicle thinking to himself, “10 days”, meaning the time that had elapsed since the first incident he was involved in.

Responding Officers Statement:

- Officer Greenfield: Officer Torres appeared shaken and had his duty handgun drawn and at his side. Officer Greenfield asked Officer Torres if the subject had a gun and Officer Torres responded in the negative. Officer Torres mentioned something about the subject having a pipe and a bucket.
- Officer Chase: Officer Chase reported that he got to the front door of the “Flat Iron Building” when Officer Chase heard five rapid gun shots. Officer Chase reported that the gunfire was coming south of Officer Chase’s location. Officer Chase reported running toward the sound of shots, which was a vacant lot on the east side of 2023 56th Street. Officer Chase reported that Officer Torres’ voice, via radio, sounded like Officer Torres was in distress. Officer Chase reported that Officer Galley was now in the same lot with Officer Chase. Officer Chase indicated that on the south end of that lot was a fence. Officer Chase indicated that he looked over the fence and was unable to locate Officer Torres. Officer Chase reported on the west side of the lot was a second fence. Officer Galley was able to climb over this fence. Officer Chase reported that Officer Torres’ voice via radio was still in distress. Officer Chase reported that he ran out of the lot and ran to the rear of 2103 56th Street.

Officer Chase located Officer Torres standing at the threshold of the overhead garage door. Officer Chase indicated that Officer Torres still had his pistol out. Officer Chase reported that Officer Torres had a blank look on his face. Officer Chase asked Officer Torres if he was ok. Officer Torres did not respond. Officer Chase questioned Officer Torres again if he was ok. Officer Torres responded the second time that he (Torres) was ok. Officer Chase reported that Officer Torres made reference to the suspect having a pipe.

- Officer Galley: Both Officer Chase and Officer Galley were verbally yelling (not into the police radio at this time) for Officer Torres, and for Officer Torres to identify his exact location. When they located Officer Torres, he had his gun drawn from the holster, and had a look of “panic” on his face. Officer Torres stated to Officer Galley “He’s in there, I

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shot him”. Officer Torres told Officer Galley that the subject on the ground had grabbed a pipe, and came at him.

- Sergeant Ausse: After pulling up in front of the building, Sgt. Ausse observed Officer Torres appear along the west side of the building and walk along the west driveway. Torres still had his duty pistol in his hand and Sgt. Ausse told Officer Torres to holster his pistol. Initially it did not appear that Officer Torres was understanding or wasn't hearing Sgt. Ausse. Sgt. Ausse told Officer Torres two more times to holster his pistol. Officer Torres then looked down at his hand and holstered his pistol.

Review of Kenosha PD Squad Video:

SA Jake Jansky and other agents from the Wisconsin Department of Justice-Division of Criminal Investigation reviewed numerous discs of squad video turned over by the Kenosha Police Department. In two of the videos, from Officer Chase's squad and Officer Larsen's squad, what appears to be rapid successive gunfire, can be heard. In both videos, 2-3 seconds after the gunfire is heard, Officer Torres can be heard over the radio indicating "Shots fired", then requesting a medical response.

Review of Kenosha Police Department Computer Aided Dispatch Log

On March 24th, 2015, SA Jake Jansky examined the Computer Aided Dispatch (CAD) log from March 14th, 2015. The CAD log appears to begin on March 14th, 2015 at 9:35AM with the information about a caller indicating SILER was headed for a Plasma Center in Kenosha, WI. According to the log, at 9:41AM, directions appear to be entered in being broadcast by the officer, listed as unit 336 and unit 397. At 9:43AM, the transmission of 10-50 (vehicle accident) is entered in the log by unit 397. At 9:46AM, the transmission of "shots fired" is listed by unit 397. The CAD log ends at 3:45PM.

Review of Kenosha Police Department Dispatch Radio Traffic

On March 30th, 2015, SA Jake Jansky examined a copy of the radio traffic by the Kenosha Police Department from March 14th, 2015. The traffic has a date and time stamp at the beginning of the recording which indicates March 14th, 2015 @ 09:37:24. According to Captain Eric Larsen of the Kenosha Police Department, the recording system works similar to a motion sensor, indicating it records only when there is traffic, and with no date and time stamp associated with each transmission. The date and time stamp at the end of the recording was 09:51:40 AM. The total time of the recording is 12 minutes and 8 seconds.

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- o Below is a summary of the radio transmissions:
 - -Unit 397 (Officer Torres) contacts dispatch and informs dispatch that he will take care of a “99” call and “start looking for him”.
 - -Unit 397 asks for description of the vehicle. Dispatch describes the vehicle as a purple vehicle.
 - -Unit 397 asks dispatch to look up what the subject is wanted for. Dispatch states subject wanted for strangulation and suffocation. Dispatch notes subject to be approached with caution. Dispatch states subject is known to have violent tendencies.
 - -Unit 397 asks dispatch for a description of the subject. Dispatch describes the subject as a W/M, 6’4” 190 Green eyes, brown hair.
 - -Unit 397 contacts dispatch with emergency lights and sirens already activated. Unit 397 informs dispatch that he is in pursuit of the vehicle E/B 44th, N/B 21st from 34th, N/B 34th on 21st Ave. Dispatch contacts Unit 497 to assist 397.
 - -Unit 397 states he is W/B on 283 coming up to 22nd Ave, and that the Subject will be S/B on 22nd Ave. 397 states subject is coming up on 31st. Subject turns W/B on 31st. 397 states maximum speed achieved during pursuit thus far is approximately 50 MPH. 397 states subject turned S/B on 24th Ave. from 31st. 397 states subject as E/B on 35th St, coming up to 22nd Ave and S/B on 22 from 35th, coming up on Washington.
 - -Unit 397 indicates if the subject bails out, he will send the dog after the subject
 - -Unit 327 indicates he now has the air, S/B on 22nd Ave., E/B on 55th.
 - -Unit 327 states subject has bailed out of the vehicle and that there is a 10-50.
 - -Unit 397 makes distressed radio transmission to dispatch. Unable to identify any dialogue. 397 states he is E/B at 56th and 22nd Ave.

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- -Unit 397 states shots fired. Shots fired. 2103 56th, shots fired. 397 states he is in an alley. 397 requests rescue squad.
- -Unit 397 states 2103 56th St. in the back. I got 336 with me, 580 and 473, send rescue please.
- -Rescue requested to enter the scene.
- -Unidentified Unit orders 56th St. to be shut down.
- -Unit 310 confirms only 1 victim.
- -Recording of transmissions ends.

Wisconsin Crime Lab Response:

On March 14th, 2015, the Wisconsin State Crime Lab was requested and responded to the crime scene at 2103 56th St. Kenosha, WI. Crime Lab personnel processed and collected all evidence at the scene which was later turned over to SA Jake Jansky. At the scene, 7 fired shell casings were recovered. One projectile was recovered from the south brick wall of 2103 56th St. Also collected was a metal pipe attached to a floor jack and a white plastic bucket, in the area where SILER was shot.

The collected items of evidence were transmitted to the Wisconsin State Crime Lab-Milwaukee Office for analysis.

Autopsy Results:

On March 16th, 2015, SA Jake Jansky was present for the autopsy of Aaron SILER at the Milwaukee County Medical Examiner's Office (MCMEO). The autopsy was conducted by Dr. Brian Peterson of the MCMEO. During the autopsy, Dr. Peterson observed what appeared to be six gunshot wounds to the chest area of SILER. SILER's clothing was removed and what appeared to be a fired projectile was found inside of SILER's tank top. Four other fired projectiles were removed from SILER's upper chest area, along with fragments from what appeared to be a fifth fired projectile. At the conclusion of the autopsy, approximately 11:30AM, Dr. Peterson indicated the wounds appeared consistent with injuries as if SILER was leaning forward or lunging forward.

Contact with SILER's Mother (LT)

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Agents and a Kenosha County Victim Witness professional met with LT (Mother of Aaron SILER) near the scene on the day of this incident, where she was informed of the death of her son. LT was provided with the WI Crime Victim Services rights brochure at that time in compliance with WI Statutes 175.47, and advised as to the investigative procedures that would occur.

LT stated that she had begged her son to go see his probation agent as she knew he had a warrant. LT had a conversation with SILER recently indicating SILER needed to change his ways. LT stated SILER had been diagnosed with ADHD and Bi-Polar Disorder by a doctor. SILER was prescribed medication for this, but had not taken it for approximately two years.

SA Jansky has been in weekly contact with LT during the course of this investigation.

Final Review with Kenosha County DA

On May 21, 2015, agents met with Kenosha County DA Robert Zapf and investigator Brian Stuhf regarding the status of the investigation. DA Zapf requested a transcription of the interviews of the two critical witnesses from the garage at 2013 56th St., from Spanish to English.

Additional status meetings with the Kenosha County DA, Robert Zapf, occurred on June 11, 2015 and July 24, 2015.

On Thursday, August 13, 2015 a copy of DCI's complete investigative file, as of that date, was turned over to Kenosha County District Attorney Robert Zapf for his review. On Friday, August 28, 2015 additional reports were turned over to the Kenosha County DA Robert Zapf including all reports and attachments through report # 108. DCI will continue to document any additional investigative activities that may occur. Reports of those investigative activities will be provided to the district attorney as soon as they are completed.