

STATE OF WISCONSIN      CIRCUIT COURT      MILWAUKEE COUNTY

STATE OF WISCONSIN  
Plaintiff,

DA Case No.: 2020ML013863  
Court Case No.:

vs.

**CRIMINAL COMPLAINT**

AUSTIN, SOLOMON III  
2008 WEST CENTER STREET  
MILWAUKEE, WI 53206  
DOB: 02/24/1979

GLADNEY, DONTE L  
1643 NORTH 36TH STREET  
MILWAUKEE, WI 53208  
DOB: 07/17/1985

HAYNES, NATHAN  
2805 NORTH 21ST STREET  
MILWAUKEE, WI 53206  
DOB: 05/25/1971

PIRTLE, WILLIE EARL JR  
2763 NORTH 19TH STREET  
MILWAUKEE, WI 53206  
DOB: 09/09/1978

**Defendant(s).**

*For Official Use*

THE BELOW NAMED COMPLAINANT BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

**Count 1: POSSESSION OF A FIREARM BY OUTSTATE FELON** (As to defendant Nathan Haynes)

The above-named defendant on or about Tuesday, June 2, 2020, at 2008 West Center Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a crime elsewhere that would be a felony if committed in this state, contrary to sec. 941.29(1m)(b), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**Count 2: ENDANGERING SAFETY BY USE OF DANGEROUS WEAPON (DISCHARGE WITHIN 100 YARDS OF A BUILDING)** (As to defendant Nathan Haynes)

The above-named defendant on or about Tuesday, June 2, 2020, at 2008 West Center Street, in the City of Milwaukee, Milwaukee County, Wisconsin, while on the lands of another, did discharge a firearm within 100 yards of a building devoted to human occupancy situated on and attached to the lands of another, without the express permission of the owner of the building, contrary to sec. 941.20(1)(d), 939.51(3)(a) Wis. Stats.

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

**Count 3: POSSESSION OF A FIREARM BY A FELON** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**Count 4: OBSTRUCTING AN OFFICER** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, contrary to sec. 946.41(1), 939.51(3)(a) Wis. Stats.

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

**Count 5: CARRYING A CONCEALED WEAPON** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, not being a peace officer or other person defined in s. 941.23(2), did go armed with a concealed and dangerous weapon, a firearm, contrary to sec. 941.23(2), 939.51(3)(a) Wis. Stats.

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

**Count 6: BAIL JUMPING (FELONY)** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, having been charged with a felony and released from custody under Chapter 969 of the Wisconsin Statutes, did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(b), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendants may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**Count 7: BAIL JUMPING (FELONY)** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, having been charged with a felony and released from custody under Chapter 969 of the Wisconsin Statutes, did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(b), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendants may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**Count 8: BAIL JUMPING (FELONY)** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, having been charged with a felony and released from custody under Chapter 969 of the Wisconsin Statutes, did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(b), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, a Class H Felony, the defendants may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

**Count 9: BAIL JUMPING (MISDEMEANOR)** (As to defendant Willie Earl Pirtle Jr)

The above-named defendant on or about Tuesday, June 2, 2020, at 2779 North 20th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, having been charged with a misdemeanor and released from custody under Chapter 969 of the Wisconsin Statutes, did intentionally fail to comply with the terms of his bond, contrary to sec. 946.49(1)(a), 939.51(3)(a) Wis. Stats.

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

**Count 10: POSSESSION OF A FIREARM BY A FELON** (As to defendant Solomon Austin III)

The above-named defendant on or about Tuesday, June 2, 2020, at 2008 West Center Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**Count 11: POSSESSION OF A FIREARM BY A FELON** (As to defendant Donte L Gladney)

The above-named defendant on or about Tuesday, June 2, 2020, at 22763 North 19th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**Count 12: POSSESSION OF A FIREARM BY A FELON** (As to defendant Donte L Gladney)

The above-named defendant on or about Monday, June 1, 2020, at 3529 West Mount Vernon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendants may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

**Count 13: ENDANGERING SAFETY BY USE OF A DANGEROUS WEAPON (POINTING)** (As to defendant Donte L Gladney)

The above-named defendant on or about Monday, June 1, 2020, at 3529 West Mount Vernon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally point a firearm at another, contrary to sec. 941.20(1)(c), 939.51(3)(a) Wis. Stats.

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

**Count 14: ENDANGERING SAFETY BY USE OF A DANGEROUS WEAPON (POINTING)** (As to defendant Donte L Gladney)

The above-named defendant on or about Monday, June 1, 2020, at 3529 West Mount Vernon Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally point a firearm at another, contrary to sec. 941.20(1)(c), 939.51(3)(a) Wis. Stats.

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

**Probable Cause:**

I am a City of Milwaukee law enforcement officer and I base this complaint upon my examination of the official reports prepared by City of Milwaukee law enforcement officer Matthew Bell, which reports are of the type I have used in the past and found to be truthful and reliable.

Said reports reveal that on June 2, 2020 Officers Jonathon Newport, Jacob Bryant-Povletich, Erik Maldonado and Kody Wetzel were assigned to squad 5279. Said officers were working as part of the early power shift during a series of protests following the death of George Floyd. At 9:00 P.M. Squad 5279 was dispatched to a shot-spotter complaint in the 2800 block of N. 22<sup>nd</sup> St. Officers were unable to locate any evidence at that location and began to drive past N. 20<sup>th</sup> St and W. Center. There they observed a large gathering of approximately 40 people and 15-20 cars at a gas station on the corner. Said gathering was a celebration of life for Jeffrey Dabney who had worked at the gas station and recently been the victim of a fatal shooting. The squad continued travelling west when they heard 10-15 gunshots coming from the gas station area. The squad turned around and drove around the block, as officers continued to hear gunshots. Officer Bryant-Povletich estimated 40 gunshots of different caliber weapons.

Officer Newport parked the squad two houses north of the gas station and the officers approached the gas station on foot. During this time the officers continued to hear gunshots. Upon clearing the gas station building, Officer Kody Wetzel observed a black male wearing a white tee shirt and low haircut fire rounds in an easterly direction from the alley in a direction towards the group of officers. The individual was next to a Green SUV. Officer Wetzel returned fire and broadcast the above description of the offender. Surveillance footage obtained from the gas station confirmed muzzle flashes consistent with statement of Officer Wetzel. Additionally, over 100 casings were recovered at the scene.