

I am a detective assigned to the Criminal Investigation Bureau, Homicide Division of the City of Milwaukee Police Department. I base this complaint on my own first hand investigation into these matters as well as on my review of police reports prepared by other members of the city of Milwaukee Police department in the ordinary course of business. I have relied on such reports in the past and have found them to be truthful and reliable.

Homicide of FRM

On Friday, August 28, 2020, members of the Milwaukee Police Department investigated a Homicide at 2168 S. 11th St. in the city and county of Milwaukee at 9:00 p.m. The victim, FRM, sustained multiple gunshot wounds and pronounced deceased at the scene.

Dr. Brian Peterson, a Forensic Pathologist for the Milwaukee County Medical Examiner's Office, performed an autopsy on August 31, 2020 on the victim, FRM, and ruled his death a homicide. Dr. Peterson located nine gunshots to the victim which occurred to the right side of the victim's chest, outside left calf, inside left calf, left upper arm, left of back near arm pit, left side of back, right side of lower back, midline mid-back, and left side of groin.

The victim, FRM, was the operator of a push style street vendor cart. FRM was selling food products from this cart. Surveillance video was recovered from various residences in the area which captured the incident. Surveillance video shows two male suspects approach the victim and his cart from behind while the victim is pushing the cart northbound on S. 11th St. in front of 2168 S. 11th St. A struggle occurs and is captured on video surveillance with audio. A pipe is observed hitting the ground at which time two gunshots are heard. The victim then runs away from the suspects.

Both suspects chased the victim onto the front yard and then onto the front steps in front of 2162 S. 11th St. Both suspects take hold of the victim at which time Suspect 1 (tall, thin build male subject) begins to strike the victim with his hands. Suspect 2 (male, shorter than Suspect 1 and heavier, wearing light colored clothing with light colored shoes and alight colored cloth covering a portion of his head and face, appears to have a mustache and tattoos on both his right and left forearms) is armed with a semi-automatic handgun.

As the struggle continues to occur, Suspect 2 approaches the victim and shoots him. The victim attempts to run away and once again Suspect 2 shoots the victim. The victim struggles to break free and collapses in front of 2158 S. 11th St. Additional gunshots are heard as the victim is on the ground. Suspect 1 runs away from the scene while Suspect 2 remains near the victim. Suspect 2 appears to be removing property from the victim. Suspect 1 communicates to Suspect 2 and Suspect 1 and Suspect flee eastbound on the south side of 2162 S. 11th St. towards the alley.

A total of 5-9mm casings were located at the scene of the homicide. Three additional 9mm casings were located at the mouth of S. 10th Pl. and W. Grant St. The victim was found to have \$138.00 in United States currency.

Surveillance video captures a black Chevrolet Avalanche, believed to be the stolen Chevrolet Avalanche (IR #20-235-0156) traveling westbound on W. Lincoln Ave. at 8:55 p.m. driving past S. 11th St. The black Chevrolet Avalanche is observed driving eastbound on W. Lincoln Ave. at 8:58 p.m. and then turning northbound on S. 11th St. at 8:58 p.m., two minutes prior to the homicide. The black Chevrolet Avalanche is then observed exiting the alley between S. 11th St. and S. 10th St. at 9:05 p.m. and then turning westbound on W. Lincoln Ave.

A preliminary examination of the 8 spent 9mm casings recovered at the scene of the homicide were determined to match the 9mm casing at the scene of the Armed Robbery of KCT, described below.

Alphonse fits the physical description shown in the surveillance video. Alphonse also has tattoos located on this right and left forearms which are consistent with the tattoos observed on Suspect 2's forearms. Suspect 2 also has a noticeable mustache above his upper lip. At the time of his arrest, Alphonse had a similar mustache to Suspect 2.

Suspect 2's voice is captured on surveillance video from the homicide. Det. Rodolfo Alvarado and Det. Martin Saavedra conducted a Mirandized interview of Antoine Alphonse on September 6, 2020. Det. Saavedra and Det. Alvarado recognized Alphonse's voice during the interview to be similar as to Suspect 2's voice during the homicide.

On Saturday, September 5, 2020, Alphonse was arrested after a lengthy vehicle pursuit. Alphonse was the sole occupant of the stolen Chevrolet Avalanche. Alphonse was also in possession of a 9mm handgun which he discharged from inside the vehicle as officers approached him to take him into custody. A spent 9mm casing stove piped in the gun and was recovered from the chamber of the gun.

Armed Robbery of KCT

On Friday, August 28, 2020, members of the Milwaukee Police Department also investigated an Armed Robbery/Endangering Safety by Use of a Dangerous Weapon at 2122 W. McKinley Ave. in the city and county of Milwaukee, at 12:55 a.m.

On August 27, 2020, at 11:59 p.m., an online order was placed to Domino's Pizza by "Jhon Harris" using the cellular phone number (414) 842-2875. The victim, KCT, delivered the order to the address of 2122 W. McKinley Ave. As KCT attempted to deliver the pizza, three unknown black male suspects approached from behind the residence of 2122 W. McKinley Ave. One of the suspects produced a silver handgun and pointed the handgun at KCT and threatened to shoot him if he didn't comply with their demands.

KCT stated the second suspect went into his pants pockets and removed \$100 in United States currency, his Wisconsin State Identification card, his Wisconsin driver's license, various credit and debit cards, a gold Citizen watch, a black Samsung Galaxy Note 10 smart phone. KCT stated Suspects 2 and 3 entered his vehicle, a red Dodge Challenger, bearing Wisconsin license plates "AGX-6622, VIN: 2C3CDZAG9GH153035 and removed \$36.61 worth of food and drink from Dominos. KCT entered his Dodge Challenger and when he drove away, he observed Suspect 1 discharge one gunshot into the air as he was leaving. The recovered spent casing was a brass, 9mm "Speer".

KCT provided a description for Suspect 1 as a b/m, 20-25 years of age, 5'8", heavy build, light brown complexion, wearing white Covid mask, gray hooded sweatshirt, gray sweatpants, armed with a silver semi-automatic handgun.

It should be noted that Alphonse fits the physical description provided by KCT describing Suspect 1. It should also be noted that Alphonse was arrested in 2011 by the Milwaukee Police Department and provided a home address of 2122 W. McKinley Ave.

Surveillance video from 2109 W. McKinley Ave captured the suspect vehicle, a black Chevrolet Avalanche, fleeing the scene after the incident.

On Sunday, September 6, 2020, Detective Brian Maciejewski and Detective Michael Tanem provided a photo array containing the suspect/target, Antoine Alphonse (b/m, 07/16/89) to the victim, KCT. KCT viewed the photo array and positively identified Alphonse as Suspect 1 and the individual who discharged his handgun as he drove away from the incident.

This complaint does not contain all known information about this matter and investigation remains ongoing.

(Continued on next page)

An Amended Complaint will be filed with additional information and charges.

****End of Complaint****

Electronic Filing Notice:

This case was electronically filed with the Milwaukee County Clerk of Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases. Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov> and may withdraw as an electronic party at any time. There is a \$ 20.00 fee to register as an electronic party. If you are not represented by an attorney and would like to register an electronic party, you will need to contact the Clerk of Circuit Court office at 414-278-4120. Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Criminal Complaint prepared by Sara Beth Hill.