



Wauwatosa Police Department

Incident Report

Incident:

Assembly - Unlawful

Incident Report Number:

20-017988

Between: Date - Time

And/At: Date-Time

9/30/20

18:00

Incident Location:

26.5 N 70 St, Wauwatosa, WI, 53213

CFS Code-1:

5307

CFS Code-2:

7399

CFS Code-3:

Offense Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

COM

Name (Last, First, Middle)

Svatek, Sgt Kurt

DOB:

Race/Sex

W/M

Address: (Address, City, State, Zip)

1700 N 116 St, Wauwatosa, WI, 53226

Phone 1

(414) 471-8430

Employer

Wauwatosa Police Department

Phone 2

Employer Address

1700 N 116 St, Wauwatosa, WI 53226

Work Phone #

(414) 471-8430

Name (Last, First, Middle)

DOB:

Race/Sex

Address: (Address, City, State, Zip)

Phone 1

Employer

Phone 2

Employer Address

Work Phone #

SUMMARY

On 09/30/2020 at approximately 6:14 PM, an unlawful assembly was declared in the 2600 block of N. 70th St. after approximately 30 individuals on foot were taking up the entire roadway and blocking the public thoroughfare. The group ignored the order to disperse and several citations were issued for the violations.

Vehicle Information: (Year, Make, Model, Style, Color)

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Svatek, Kurt W.

Payroll Number :

6481

Report Date:

10/01/2020

Time Received:

18:00:13

Time Cleared:

22:46:22

Unit(s) Assigned:

205, 206, 210, 212, 235, 245, 4

Pages:

1 of 6

Reviewed by:

6050

Payroll Number :

6050

Copy To

Date:

10/01/2020

CFS Code-1:

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Wauwatosa Police Department**Continuation**Incident Report Number
20-017988Incident Location:
26.5 N 70 St, Wauwatosa, WI, 53213Incident Date:
09/30/2020**NARRATIVE****Unlawful Assembly:**

On 09/30/2020 at approximately 6:00 PM, several individuals associated with the self-proclaimed group named "The People's Revolution" left Enderis Park, 2956 N. 72nd St. to protest. The Wauwatosa Police Department is very familiar with this group, as there have been several interactions with participants of this group and they have visited the City often. Prior to today's date, this group has entered the City and illegally protested and assembled 57 times since May 29th, 2020. Today would be the 58th such violation.

The group traveled southbound on N. 72nd St. and crossed W. Center St. into the City. While doing so, the group blocked and obstructed traffic, making the public thoroughfare impassable. The group today consisted of approximately 30 individuals, all of which were on foot.

This group has had a history of increasing agitation and in some instances, violence. In the early month of August, this group and individuals protesting with this group went to Officer Mensah's personal residence, where two windows were broken on his residence, the house was toilet-papered, and a shotgun round was fired, nearly missing Officer Mensah and striking the residence. After that incident, this group has gone to the Mayor's residence, residences of the Wauwatosa Police and Fire Commission, and as recently as last night, gone to a Detective's residence in an apparent intimidation tactic (20-17926). This group also has a history of intentionally shining very bright lights into officer's eyes, as well as swearing at them, insulting them and their families, and threatening to fight police in an apparent attempt to entice a physical altercation with police.

Knowing all of this information, as well as the groups history of property damage and violence, as the group unlawfully marched southbound in the 2600 block of N. 70th St., at 6:14 PM, I declared the assembly unlawful. I announced the following statement over the PA of my squad, which was captured on both body-worn and in-squad cameras:

"The Wauwatosa Police Department is declaring this gathering as an unlawful assembly under Wisconsin State Statute 947.06. You have three minutes to vacate the area by leaving back onto Center St. and then eastbound. If you fail to leave within three minutes, you will be subject to arrest. Again, The Wauwatosa Police Department is declaring this gathering as an unlawful assembly under Wisconsin Statute 947.06. You have three minutes to leave the area by going back onto Center St. If you fail to leave the area, you will be subject to arrest."

After giving this lawful order, the group ignored the order and continued to walk

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Svatek, Kurt W.Payroll Number :
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southbound in the roadway, blocking the public thoroughfare. As the group approached W. Clarke St., they stopped momentarily then turned eastbound onto W. Clarke St.

Identification of Individuals:

While the group was directly in front of my squad, I was able to identify four individuals who were unlawfully assembled and ignoring the dispersal order. I was able to identify them based off of previous investigations and contacts with them. I was able to identify Brandon R. Wilborn, B/M, 07/17/01, Jacqueline L. Bogenberger, W/F, 05/09/91, Steven A. Conklin, W/M, 10/13/57, and Mary P. Kachelski, W/F, 09/12/72. While monitoring the group, another individual was identified, lagging approximately one block behind the rest of the group. That subject was identified as Percy L. Hayes Jr., B/M, 01/22/86. Hayes was known to have a felony warrant for his arrest, which dispatch confirmed he still did. Hayes was subsequently taken into custody by PO Olson (see supplemental reports for that arrest).

Second Announcement:

After three minutes passed, dispatch advised me of such and I again declared the assembly unlawful by announcing over the PA in my squad to the group:

"The Wauwatosa Police Department is declaring this gathering as an unlawful assembly under Wisconsin State Statute 947.06. You have not vacated the area as lawfully ordered. Everybody here is subject to arrest. Again, we have declared this as an unlawful assembly under Wisconsin State Statute 947.06. You have not vacated the area as lawfully ordered. You are all subject to arrest."

After making the second declaration, Brandon Wilborn asked me what the problem was. I ordered him to leave as this was an unlawful assembly, which he refused to do. At that time, I separated from the unlawful group and responded to the arrest scene of Hayes.

Continued Unlawful Assembly:

This group continued to block traffic as they walked through Wauwatosa for the next two hours. The group briefly left the City at 8:16 PM, before reentering at 8:53 PM. The group had a few vehicles with them now, as they blocked traffic, used sound amplification devices, and shined flashlights into the windows of houses along their path.

At approximately 9:31 PM, the group stopped in front of a Wauwatosa Officer's personal residence in the 2800 block of N. 69th St., where they yelled profanities at the officer's family, as well as the Wauwatosa officers who were on scene to protect his family and residence. The group intentionally shined very bright

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lights directly into the eyes of officers in an attempt to disorient and agitate officers. This created officer safety issues, as I was temporarily blinded by these lights and would not be able to see if an individual were to approach me. While doing so, members of this group yelled at police to "shut yo' bitch ass up!" and yelled that they wanted to "beat yo ass!"

The insults continued with members screaming at police "And yo momma's a hoe! Nigga! ... Yo momma's a hoe! Yes you! Bitch!" One in particular continued with "Shut yo bitch ass up! .. Shut yo bitch ass up! ... [inaudible] y'all [inaudible] came up here, so I ain't peaceful! Fuck the Tosa Police!"

After a few chants, the same female called police "pussies" and said, "You a bitch. You a bitch. You a bitch" to the officers. She continued with calling police "a fag ass nigga" then went back to calling police "pussies." All of these insults were captured on my body-worn camera.

This type of behavior is common with this group that claims to be peaceful.

Disposition:

After several minutes, the group dispersed the area and returned to Enderis Park, where they ended their evening. At this time of this report, Wilborn, Bogenberger, Conklin, and Kachelski were issued municipal citations for participating in a special event without a permit. Bond was set at \$691.00 each. These citations were mailed to all individuals with a non-mandatory court appearance on 11/11/2020 at 5:00 PM.

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09/30/2020**NAMES****Arrested-1**Bogenberger, Jacqueline Lee W/F-29 of 4781 N Elkhart Ave,
Whitefish Bay, WI, 53217

DOB: 05/09/1991

HT: 506 WT: 160 Hair: Blonde

Eyes: Blue

Phone 1: (414) 326-5873

Booking#: 20-001153

Case#	Charge	Description	Ct
20-017988	7.50.030	Special event permit required	1

Arrested-2

Conklin, Steven A W/M-62 of 525 GREY FOX RUN, WATERTOWN, WI, 53094

DOB: 10/13/1957

HT: 602 WT: 260 Hair: Gray Or Partially

Eyes: Hazel

Phone 1: (414) 610-7973

Phone 2: (920) 699-2276

Booking#: 20-001155

Case#	Charge	Description	Ct
20-017988	7.50.030	Special event permit required	1

Arrested-3

Kachelski, Mary Patricia W/F-48 of 2408 N 72ND ST, MILWAUKEE, WI, 53213

DOB: 09/12/1972

HT: 510 WT: 175 Hair: Black

Eyes: Brown

Booking#: 20-001156

Case#	Charge	Description	Ct
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20-017988	7.50.030	Special event permit required	1
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Arrested-4

Wilborn, Brandon R B/M-19 of 5314 N 34th St, Milwaukee, WI, 53208
DOB: 07/17/2001
HT: 504 WT: 110 Hair: Black
Eyes: Brown

Booking#: 20-001154

Case#	Charge	Description	Ct
20-017988	7.50.030	Special event permit required	1

Reporting Officer(s):
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6481Pages:
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