

STATE OF WISCONSIN CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2023ML016681
Court Case No.:

vs.

CRIMINAL COMPLAINT

KOCH, KATIE R
[REDACTED] 71ST STREET
MILWAUKEE, WI 53214
DOB: [REDACTED]/1988

MANKE, JOEL R
[REDACTED] 71ST STREET
MILWAUKEE, WI 53214
DOB: [REDACTED]/1985

Defendant(s).

For Official Use

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

Count 1: CHRONIC NEGLECT OF A CHILD - CONSEQUENCE IS EMOTIONAL DAMAGE (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, CJJ, DOB [REDACTED]/2014, through her action, for reasons other than poverty, did negligently fail to provide necessary care so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered emotional damage as a consequence, and the actor is guilty of chronic neglect as she committed 3 or more violations under s. 948.21 (2) within a specified period of time involving the same child, to wit:, contrary to sec. 948.215(1) and (2)(c), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a Class E Felony, the defendants may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

Count 2: CHRONIC NEGLECT OF A CHILD - CONSEQUENCE IS EMOTIONAL DAMAGE (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, DMJ, DOB [REDACTED]/2015, through her action, for reasons other than poverty, did negligently fail to provide necessary care so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered emotional damage as a consequence, and the actor is guilty of chronic neglect as she committed 3 or more violations under s. 948.21 (2) within a specified period of time involving the same child, to wit:, contrary to sec. 948.215(1) and (2)(c), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a Class E Felony, the defendants may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

Count 3: FALSE IMPRISONMENT (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally confine CJJ, without that person's consent, and with knowledge that she had no lawful authority to do so, contrary to sec. 940.30, 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 4: FALSE IMPRISONMENT (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally confine DMJ, without that person's consent, and with knowledge that she had no lawful authority to do so, contrary to sec. 940.30, 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 5: NEGLECTING A CHILD - SPECIFIED HARM DID NOT OCCUR (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, CJJ, DOB [REDACTED] 2014, through her failure to take action, for reasons other than poverty, did negligently fail to provide education in compliance with s. 118.15 so as to seriously endanger the physical, mental, or emotional health of the child, and the natural and probable consequences of this violation would be harm under 948.21(3) par (a), (b), (c) or (d), Wis. Stats., although the harm did not actually occur, contrary to sec. 948.21(2) and (3)(f), 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: NEGLECTING A CHILD - SPECIFIED HARM DID NOT OCCUR (As to defendant Katie R Koch)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, DMJ, DOB [REDACTED] 2015, through her failure to take action, for reasons other than poverty, did negligently fail to provide education in compliance with s. 118.15 so as to seriously endanger the physical, mental, or emotional health of the child, and the natural and probable consequences of this violation would be harm under 948.21(3) par (a), (b), (c) or (d), Wis. Stats., although the harm did not actually occur, contrary to sec. 948.21(2) and (3)(f), 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 7: CHRONIC NEGLECT OF A CHILD - CONSEQUENCE IS EMOTIONAL DAMAGE (As to defendant Joel R Manke)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, CJJ, DOB 04/30/2014, through his action, for reasons other than poverty, did negligently fail to

provide necessary care so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered emotional damage as a consequence, and the actor is guilty of chronic neglect as he committed 3 or more violations under s. 948.21 (2) within a specified period of time involving the same child, to wit., contrary to sec. 948.215(1) and (2)(c), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a Class E Felony, the defendants may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

Count 8: CHRONIC NEGLECT OF A CHILD - CONSEQUENCE IS EMOTIONAL DAMAGE (As to defendant Joel R Manke)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, DMJ, DOB [REDACTED] 2015, through his action, for reasons other than poverty, did negligently fail to provide necessary care so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered emotional damage as a consequence, and the actor is guilty of chronic neglect as he committed 3 or more violations under s. 948.21 (2) within a specified period of time involving the same child, to wit., contrary to sec. 948.215(1) and (2)(c), 939.50(3)(e) Wis. Stats.

Upon conviction for this offense, a Class E Felony, the defendants may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

Count 9: FALSE IMPRISONMENT (As to defendant Joel R Manke)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally confine CJJ, without that person's consent, and with knowledge that he had no lawful authority to do so, contrary to sec. 940.30, 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 10: FALSE IMPRISONMENT (As to defendant Joel R Manke)

The above-named defendant Between July 13th 2022 and July 13th 2023, at [REDACTED] 71st Street, in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally confine DMJ, without that person's consent, and with knowledge that he had no lawful authority to do so, contrary to sec. 940.30, 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.

Probable Cause:

Your complainant is a Milwaukee County Law Enforcement Employee who bases this complaint on the reports of Milwaukee Police Department District 3 Officers, as well as the reports of Milwaukee Police Department Sensitive Crimes Officers and Detectives, all of which were generated in the normal course of business and all of which your complainant has used in the past and found to be reliable.

On Thursday, July 13th 2023, Officers responded to a child neglect incident that had occurred at [REDACTED] 71st St. which is located in the City and County of Milwaukee, Wisconsin.

Prior to arrival, officers were informed that a caller indicated that two naked juveniles, estimated to be 13 years old and 9 years old, were walking around the neighborhood with blood on them. The caller stated that a female "yanked" a male into a white house and stated that the juveniles had bruises and red marks on their thighs.

Wauwatosa Deputy Chief Schuyler BELOTT flagged down Milwaukee Police Officer Jonathan CRUZ and informed CRUZ that the child was brought into the residence at [REDACTED] 71st St.. There were a number of neighbors outside pointing to the house and waiting to see if the kids were okay. The information given to officers was that the woman violently dragged the child back into the house. CRUZ walked towards the house and from the outside heard what he believed to be a quieted cry or whimper. A white female, identified as Katie KOCH (DOB [REDACTED] 88) exited the residence through the side door.

Initial Contact with KOCH

KOCH appeared to be flustered and anxious. KOCH was continuously pacing and swaying her body and appeared agitated. KOCH's appearance was overall disheveled. KOCH was on the phone with a male and stated "I'm standing outside in the drive way right now, are you almost home so you can help explain what's going on, I love you, I love you." KOCH told CRUZ that her father had just passed away and her children had broken the window.

CRUZ informed KOCH that he needed to see the child inside of the residence. CRUZ entered the residence and described it as a "terrible hoarding situation." CRUZ had a difficult time seeing the floor. KOCH began putting a diaper on a child, DMJ (DOB [REDACTED] 15). DMJ had long hair and was wet all over his body. DMJ had red markings on his back, behind his shoulders, and on his lower back. CRUZ asked KOCH about the markings on DMJ's body and KOCH indicated that he and his brother had broken a window and ran away. CRUZ noted no lacerations indicative of glass cuts. KOCH grabbed DMJ with both hands and stated that she was scared.

Additional officers arrived and removed DMJ from the residence. KOCH gathered clothing for both children as they were naked. KOCH continued to state "I'm so sorry. I'm so sorry. I'm so afraid." KOCH denied abusing the children physically.

KOCH walked CRUZ through the remainder of the residence. CRUZ observed the kitchen piled with trash and garbage as well as the living room. The smell of urine and feces filled the residence. Next to the bathroom was the children's room. There was a mound of trash and garbage outside of the children's room. The door was half way opened and a greater amount of urine and feces smell became present as CRUZ approached the room. The children's room had feces smeared all over the walls of the room. There was also a latch to lock the door from the outside of the kid's room.

KOCH stated that the substance on the walls of the room was "Clay, paint, and chocolate." CRUZ indicated that the substance on the walls of the room was feces and the room smelled of feces and urine. KOCH stated that she lives with her boyfriend, Joel R. MANKE (DOB [REDACTED] 85) in the residence with the children. MANKE was standing in the driveway when officers exited and indicated that he had resided in the residence since 2007. MANKE confirmed that he resided in the residence every day. MANKE indicated that KOCH and her children have been living in the residence for approximately 3 and a half years. MANKE indicated that he helps care for the children and that he would call himself a "step dad" type of relationship with the kids. MANKE indicated during a Mirandized Interview that he applied to boards to the kids room windows to "keep the children from bothering the nosey neighbor." MANKE admitted that KOCH uses the latch on the door to lock the kids in the room overnight to keep them from wandering due to what MANKE called "their autism." MANKE indicated that in the 3 years he has lived with KOCH and the kids, he has never seen KOCH take the kids to a medical provider and MANKE indicated that the kids have not been to school for that entire period of time. MANKE state that

KOCH is responsible for putting the kids to bed at night and their hygiene. MANKE stated that he provides cooking and other basic caretaking functions for the children and that they call him "dad."

Mirandized Interview of MANKE

MANKE stated that he knew how the children were living was not right but he had to "pick his battles" with KOCH to avoid arguments. MANKE stated that he never contacted police or schools to report the children because he doesn't believe in doing that to family members.

Photographs

Officer Daniel GOODCHILD photographed the children and the lower and basement of the residence. There was a dog upstairs and GOODCHILD did not photograph that area. It should be noted that officers observing the upstairs of the residence were wearing activated body worn camera at the time of their investigation. Other photos were taken of the remainder of the residence.

KOCH's other child was identified as CJJ (DOB [REDACTED] 14).

Interview of TP (DOB 5/7/10)

TP stated that he observed a 12-13 year old girl sitting naked on the southwest side walk outside of 138 N. 71st St. while he was outside playing. TP stated that he wasn't sure if it was a boy or girl but that they looked to be about 12-13 with long hair. TP stated that the naked person was walking on the sidewalk like a "caveman." TP stated he and other neighbors pointed to firefighters that were on scene where to find the naked child. TP stated that his grandmother, CJP, went to speak to a woman who looked "off" and the woman kept asking CJP "where's my kids?" TP stated he then observed another child in front of [REDACTED] 71st St..

Interview of CJP (DOB 10/4/60)

CJP state that her grandchild, TP, was outside of her house playing. CJP stated that she heard a lot of yelling outside and went to see what was going on. CJP stated that she observed KOCH panicking and stated that her kids ran out of the window. CJP stated that KOCH came onto her property and asked "where's my kids? Where did they go?" CJP stated that she offered to give KOCH a ride to help find them. CJP asked KOCH why KOCH hadn't called the police to report her children missing. CJP stated that KOCH appeared to be on drugs.

Interview of MJD (DOB 9/12/61)

MJD stated that he saw two children in diapers running from home to home on S. 71st St.. MJD stated that he did not even know their were kids living at that residence and was confused when told that that's where the kids had come from. MJD stated that he had lived in his home for over 30 years and never seen a child at the residence.

Interview of LMK (DOB 10/10/47)

LMK stated that she knew there were children in the residence in question but that she had never seen them outside.

Interview of MDS (DOB 11/7/62)

MDS stated that he got home on that day at approximately 1:00 PM and at approximately 3:00 PM, he saw the children peeking outside through their room window located in the rear of the residence. MDS stated that he realized that the window had been shattered. MDS stated that moments later, he saw one of the kids standing on the AC unit outside of the children's window. MDS stated that he saw one of the children trying to climb over the fence into his yard but the child was not successful. MDS stated the children ran to the front of the home without any clothing on and started making their way down the street. MDS told a neighbor to keep an eye on the kids while he contacted the police. MDS stated he

used to see the kids outside in the yard when they moved in about 3 years ago but hadn't seen them since. MDS stated he complained to KOCH about boarding up the kids window because it was wrong. MDS stated that he frequently sees KOCH leaving the residence while the kids are still inside and leaving them alone. KOCH also stated that he has concerns about if the kids eat because he never sees groceries being brought into the home but frequently sees MANKE bringing in 2 to-go containers for himself and KOCH.

Mirandized Interview of KOCH

KOCH stated that DMJ and CJJ are her children and that they reside with her at [REDACTED] 71st st. KOCH stated she and her children have been residing with MANKE at the residence for approximately 4 years. KOCH stated that the kids call MANKE "dad." KOCH stated that DMJ and CJJ have never been enrolled in school but she "home schools" them. KOCH stated that she "fucked up." KOCH stated that she doesn't want the boys to "lose the stability" that they have. KOCH stated it's been a year or two since the kids have been provided medical. KOCH stated her boys deserve better. KOCH stated she just got new Hooked on Phonics workbooks for the boys the other day. KOCH stated the boys have "educational apps" on their tablets that they use. KOCH stated that she doesn't have a proper curriculum for home schooling for the boys. KOCH stated that DMJ cannot write but can trace letters and read "small words." KOCH stated that CJJ is learning how to put sentences together in proper form. KOCH admitted that the lock on the outside of the boys room had been there for a number of years. KOCH stated the feces on the wall isn't "just feces." KOCH stated the feces on the wall in the kids room had been there for a while now. KOCH was informed that her children's head had to be shaved at the hospital because it was full of matted feces and KOCH said that was okay because they needed a haircut and "yeah whatever they need to do." KOCH stated the last time the boys had been bathed was on Sunday (5 days prior). KOCH stated that she bathes the boys but the bathing wasn't as thorough as it should have been. KOCH admitted that the home is not habitable.

KOCH wrote a 3 page apology letter to the boys.

****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 Mallory Davis.
ADA Assigned Email Address: mallory.davis@da.wi.gov

Subscribed and sworn to before me on 07/16/23
Electronically Signed By:
Mallory Davis
Assistant District Attorney
State Bar #: 1093975

Electronically Signed By:
Police Officer Lawrence Tetzlaff
Complainant

