

**Elijah Vue Press Briefing-**  
**Two Rivers Police Department**  
**10/17/24**

Good Afternoon. Thank you for attending today's press briefing and thank you to those viewing at home. My name is Captain Andrew Raatz and I am the public information officer for the Two Rivers Police Department.

We are here today to update you on the investigation into the tragic death of Elijah Vue. Elijah has been our top priority since he was reported missing on February 20<sup>th</sup> of this year. Since the discovery of Elijah's remains last month, law enforcement and the district attorney's office has worked diligently to bring those responsible for his death to justice.

Today you will hear from Manitowoc County District Attorney Jacalyn LaBre. She will relay some important information in our goal of bringing justice for Elijah.

After hearing from DA LaBre, we will not be taking questions, however you will be provided with a packet that will contain all of the information we can share at this time.

**DA LaBre speaks**

Thank you, DA LaBre. We would like to thank the Manitowoc County District attorney's office, our partner law enforcement agencies at the Wisconsin Department of Justice Division of Criminal Investigation DCI, the FBI and Manitowoc County Sheriff's Office as well as all other agencies that have assisted us at a local, state and federal level.

In addition, we'd like to thank all the private volunteer groups that provided search efforts and resources, our community and our extended community across the nation for their continued support in our investigation and our goal of bringing justice to Elijah.

As I stated earlier we have a packet for each of you containing the criminal complaint, related statute excerpts as well as a transcript of today's briefing that will provide you with critical information.

We'd like to thank you once again for your time this afternoon. This will conclude today's press briefing.

Statement by DA LaBre 10/17/2024

Good afternoon and thank you all for being here. My name is Jacalyn LaBre (spell last name), and I serve as the District Attorney for Manitowoc County. Today, I want to provide an update on the tragic events surrounding the death of Elijah Vue.

After a thorough investigation by law enforcement, the Manitowoc County District Attorney's Office has issued charges in connection with the death of Elijah Vue. Jesse Vang is being charged with Physical Abuse of a Child Repeated Acts Causing Death, Hiding a Corpse and Obstructing an Officer. Katrina Baur is being charged with Chronic Neglect of a Child Consequence is Death, Child Neglect and Obstructing an officer. Both Jesse Vang and Katrina Baur are presumed innocent until and unless proven guilty.

A copy of the criminal complaint filed today will be available after this briefing. I anticipate tomorrow at 12:45 PM, a bail hearing will take place before the Court Commissioner, during which bail will be set for the charges, and an initial appearance scheduled.

This is an incredibly tragic situation that has shaken our community. My thoughts and deepest condolences go out to Elijah's family, who are enduring unimaginable pain. Elijah was a young boy whose life was tragically cut short, and his death has impacted not only his loved ones but also the Two Rivers Police Department, the Sheriff's Office, and our partners in the FBI, DOJ Division of Criminal Investigations, and other agencies who have worked tirelessly on this case. Our priority has always been to ensure a fair and just process, and today's announcement is a reflection of our commitment to upholding the law and seeking justice for Elijah.

I want to take a moment to acknowledge the diligent work of law enforcement, who have been investigating this case since the beginning. Also, the District Attorney's Office staff who have been working with law enforcement since the day Elijah disappeared. This has been a complex investigation involving a meticulous review of hundreds of pages of police reports, video evidence, and other materials. The charges we have filed today reflect that diligent and thorough work.

As we move forward with these proceedings, I ask that the public respect the legal process. It is essential to remember that those charged are presumed innocent until proven guilty in a court of law. I also ask the media and the public to respect the privacy of Elijah's family as they navigate this heartbreaking time.

While I will not comment further on the details of the case out of respect for the ongoing judicial process, I assure you that we remain committed to working with law enforcement to hold those responsible for his death accountable.

Thank you for your time.

**STATE OF WISCONSIN      CIRCUIT COURT      MANITOWOC COUNTY**

STATE OF WISCONSIN      Manitowoc      County      Sheriff's  
   Plaintiff,      Department

vs.      Two Rivers Police Department  
   Manitowoc      County      Sheriff's  
   Department

KATRINA B. BAUR      Agency Case No: 2024-00000729  
920 Race Street #203      DA Case No: 2024MN002383  
Wisconsin Dells, WI      Assigned DA/ADA: Jacalyn C. LaBre

DOB: 12/09/1992  
Sex/Race: F/W  
Eye Color: Hazel  
Hair Color: Brown  
Height: 5 ft 5 in  
Weight: 119 lbs  
Alias: Also Known As Katrina  
Beatrice Baur

**CRIMINAL COMPLAINT**

JESSE VANG  
3918 Mishicot Rd 102  
Two Rivers, WI 54241  
DOB: 11/04/1984  
Sex/Race: M/A  
Eye Color: Brown  
Hair Color: Black  
Height: 5 ft 2 in  
Weight: 150 lbs  
Alias:

Defendant.

*For Official Use*

The undersigned complainant, being duly sworn, states that the following complaint is true and correct.

**AS TO JESSE VANG**

**Count 1: PHYSICAL ABUSE OF A CHILD, REPEATED ACTS CAUSING DEATH, REPEATER**

The above-named defendant did between January 1, 2024 - February 20, 2024, Manitowoc County, Wisconsin, did commit repeated acts of physical abuse involving the same child, VICTIM-CHILD 1, DOB 08/20/2020, where at least three of the acts were violations of sec. 948.03(2), sec. 948.03(3), or sec. 948.03(4) of Wis. Stats. and at least one violation caused the death of the child, contrary to sec. 948.03(5)(a)1, 939.50(3)(a), 939.62(1)(c) Wis. Stats., a Class A Felony, and upon conviction shall be sentenced to imprisonment for life.

And further, invoking the provisions of sec. 939.62(1)(c) Wis. Stats., because the defendant is a repeater, having been convicted of three misdemeanor offenses on separate occasions in five years or one felony in five years, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 6 years if the prior conviction was for a felony.

**Count 2: HIDING A CORPSE, REPEATER**

The above-named defendant did between February 19, 2024 - February 20, 2024, Manitowoc County, Wisconsin, did hide a corpse with the intent to conceal a crime, contrary to sec. 940.11(2), 939.50(3)(f), 939.62(1)(c) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And further, invoking the provisions of sec. 939.62(1)(c) Wis. Stats., because the defendant is a repeater, having been convicted of three misdemeanor offenses on separate occasions in five years or one felony in five years, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 6 years if the prior conviction was for a felony.

**Count 3: OBSTRUCTING AN OFFICER, REPEATER**

The above-named defendant did between February 20, 2024 - February 21, 2024, in the City of Two Rivers, Manitowoc County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, obstructed officers, contrary to sec. 946.41(1), 939.51(3)(a), 939.62(1)(a) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

And further, invoking the provisions of sec. 939.62(1)(a) Wis. Stats., because the defendant is a repeater, having been convicted of three misdemeanor offenses on separate occasions in five years or one felony in five years, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased to not more than 2 years.

**AS TO KATRINA B. BAUR**

**Count 4: CHRONIC NEGLECT OF A CHILD - CONSEQUENCE IS DEATH**

The above-named defendant on or between January 1, 2024 - February 20, 2024, Manitowoc County, Wisconsin, being a person responsible for the welfare of a child, VICTIM-CHILD 1, DOB 08/20/2020, through her action / failure to take action, for reasons other than poverty, did negligently fail to provide necessary care, necessary food, necessary clothing, necessary medical care and necessary shelter so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered death as a consequence, and the actor is guilty of chronic neglect as he, to wit., contrary to sec. 948.215(1)&(2)(a), 939.50(3)(b) Wis. Stats., a Class B Felony, and upon conviction may be sentenced to a term of imprisonment not to exceed sixty (60) years.

**Count 5: NEGLECTING A CHILD - SPECIFIED HARM DID NOT OCCUR AND CHILD HAS A DISABILITY**

The above-named defendant on or about Wednesday, February 14, 2024, Manitowoc County, Wisconsin, being a person responsible for the welfare of a child, VICTIM-CHILD 2, DOB 05/21/2017, through her action / failure to take action, for reasons other than poverty, did negligently fail to provide necessary care and necessary shelter 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, and the child, contrary to sec. 948.21(2)&(3)(e), 939.50(3)(i) Wis. Stats., a Class I Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than three (3) years and six (6) months, or both.

## **Count 6: OBSTRUCTING AN OFFICER**

The above-named defendant did between February 20, 2024 - February 21, 2024, in the City of Two Rivers, Manitowoc County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, obstructed officers, contrary to sec. 946.41(1), 939.51(3)(a) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

## **Count 7: OBSTRUCTING AN OFFICER**

The above-named defendant did between February 20, 2024 - February 21, 2024, in the City of Two Rivers, Manitowoc County, Wisconsin, did knowingly obstruct an officer, while such officer was doing an act in an official capacity and with lawful authority, obstructed officers, contrary to sec. 946.41(1), 939.51(3)(a) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

## **PROBABLE CAUSE:**

The complainant alleges he is informed by the reports of Megan Klumpyan and Jacob Glaser, known to complainant to be officers with the Two Rivers Police Department, Michael Herrmann and Nate Steber, known to complainant to be officers with the Manitowoc County Sheriff's Office, Eric Voland, Justen Ragen, Andrew Ayala and Brian Trowbridge, known to complainant to be officers with the Wisconsin Department of Justice – Division of Criminal Investigation (DCI), Dr. Jordan Karsten, known to complainant to be a biological anthropologist, Dr. Hilary Petska known to complainant to be a pediatrician, and Adam Covach known to complainant to be a Medical Examiner, of the following:

1. On February 20, 2024, at 10:59 a.m., officers from the Two Rivers Police Department (TRPD) were dispatched to 3918 Mishicot Road, Apt. 102, City of Two Rivers, Manitowoc County, Wisconsin regarding a report of a missing child. The caller, JESSE VANG, reported that a child he had been babysitting, VICTIM-CHILD 1 (age 3), had gone missing. VANG informed law enforcement that he fell asleep while watching VICTIM-CHILD 1. When VANG woke up, VICTIM-CHILD 1 was missing. VANG then called 911. VICTIM-CHILD 1 was believed to be wearing black or gray sweatpants, a dark color long-sleeved shirt and dinosaur shoes. VICTIM-CHILD 1's winter jacket was still at the residence. VICTIM-CHILD 1 was possibly carrying a red, white and black checkered blanket.
2. VANG informed responding officers that he resided at the apartment with CHILD 3, his non-verbal, autistic fifteen-year-old son, and VICTIM-CHILD 1, who has been staying with him periodically. VANG stated that VICTIM-CHILD 1's mother, KATRINA BAUR, resided in the Wisconsin Dells area and VICTIM-CHILD 1's father is currently incarcerated. BAUR is VANG's girlfriend. VANG initially identified VICTIM-CHILD 1 as his nephew but then clarified that there is no familial relation. VANG indicated that VICTIM-CHILD 1 has been staying with him for as much as a week at a time and will go back and forth between him and BAUR. VANG stated this arrangement has been going on for about a month. VANG said sometimes VICTIM-CHILD 1 would go back with BAUR for a few days or a week and then BAUR would bring him back. VANG stated VICTIM-CHILD 1 stays with him so he can help BAUR with VICTIM-CHILD 1's bad behaviors. VANG stated VICTIM-CHILD 1 had been with him this time since February 12, 2024.

## **Interviews of Jesse Vang**

3. At approximately 1300 hours, Det. Herrmann and Det. Lt. Jacob Glaser interviewed VANG at the apartment. At the time, VANG was in possession of CHILD 3's cell phone and had it on speakerphone. BAUR was identified as the party on the open line. BAUR indicated she was driving to Two Rivers from the Wisconsin Dells area with her six-year-old daughter VICTIM-CHILD 2. VICTIM-CHILD 2 is diagnosed with autism. BAUR stated VICTIM-CHILD 1 was staying with VANG as he is helping her out as a "male role model."

4. VANG was asked about VICTIM-CHILD 1's behavior issues. VANG explained that VICTIM-CHILD 1 has been wearing his sister's dresses and walking around on his "tippy toes". Det. Herrmann asked what "bad behavior" VICTIM-CHILD 1 had exhibited. BAUR interrupted and said that VICTIM-CHILD 1 has been aggressive toward his sister and will "steal" things at the store. VANG said VICTIM-CHILD 1 behaves better when he is with him. VANG stated that VICTIM-CHILD 1 is afraid of him, then corrected himself and stated that VICTIM-CHILD 1 "respects me." VANG stated they put VICTIM-CHILD 1 here as "punishment" for his bad behavior.
5. VANG stated he had to play the "bad role". VANG said he disciplines VICTIM-CHILD 1 with time-outs, takes away items such as pizza and ice cream, and withholds milk as a punishment as well. VANG further stated that VICTIM-CHILD 1 is scared of cold water and VANG will give VICTIM-CHILD 1 an ultimatum and ask if he "wants cold water". VANG denied following through with these ultimatums.
6. VANG also indicated he makes VICTIM-CHILD 1 stand as a form of punishment. VANG said he will tell VICTIM-CHILD 1 to just stand there. VANG stated following his shower yesterday, VICTIM-CHILD 1 just stood in the room with him. When asked if VICTIM-CHILD 1 was being naughty yesterday so he was made to stand in the bedroom, VANG stated no. VANG indicated the point was to make VICTIM-CHILD 1 "hate being here". VANG stated he napped for 1-2 hours. VANG said afterwards his brother AJ VANG stopped by around 2:00 p.m. and stayed for about 30-40 minutes. VANG said VICTIM-CHILD 1 was in a timeout and stayed in the bedroom while AJ was there. VANG said after dinner, around 5:00 or 5:30 p.m., he talked to BAUR about watching a movie. VANG said he talks to BAUR on the phone a lot, "almost 24/7". Det. Herrmann asked where VICTIM-CHILD 1 was at this time and VANG stated, "Mostly he's just quiet...he stands there." Det. Herrmann asked if VICTIM-CHILD 1 sat down at all, and VANG replied "He can yeah. I...I usually make him stand up and pray." VANG added that he will tell VICTIM-CHILD 1 to "hold his pray" or say "good boy" or "sorry Momma". VANG stated he is trying to make VICTIM-CHILD 1 understand that going home "is like a privilege for him." VANG said VICTIM-CHILD 1 was good between 2 p.m. and 5 p.m. yesterday. VANG confirmed he made VICTIM-CHILD 1 stand for 2 to 3 hours without sitting. In the event VICTIM-CHILD 1 will try to sit down, VANG said he will say "you want cold water". VANG added that VICTIM-CHILD 1 is fine and "its not like his knees are shaking and about to fall over you know."
7. VANG continued to detail events from the day before. VANG stated he, VICTIM-CHILD 1 and CHILD 3 ate dinner. Later after dinner, VANG said he watched a movie on Netflix called "Ready Player One". At this time, VANG put VICTIM-CHILD 1 "in punishment" and had him stand in the corner or by the bed near him. As VANG spoke, BAUR interrupted and indicated that she felt the questions were irrelevant and asked, "Do I need an attorney?"
8. VANG said as he watched the movie in his bedroom, VICTIM-CHILD 1 usually stands at the foot of his bed praying. VANG described the praying as having the palms of his hands together in front of him, and that he has also been teaching him to say "okay mommy." VANG said he felt he had to play the "bad parent." VANG said he let VICTIM-CHILD 1 go to sleep around 8:00-8:30 p.m. on the futon in the living room. VANG indicated that VICTIM-CHILD 1 "gets pretty tired" from standing. VANG said he spoke with BAUR on the phone until around midnight.
9. VANG indicated he woke up around 7:30 a.m. on February 20, 2024 and got CHILD 3 ready for school. VANG said he was gone for about 6 minutes to bring CHILD 3 to the bus stop at the end of the parking lot at 7:55 a.m. VANG said when he left VICTIM-CHILD 1 was still sleeping and when he returned, he moved VICTIM-CHILD 1 to his bedroom. VANG said he took a nap for two hours and when he woke, VICTIM-CHILD 1 was gone. Det. Herrmann asked questions about the clothing VICTIM-CHILD 1 was wearing and VICTIM-CHILD 1's blanket. VANG stated to BAUR, "They are interrogating me. I told you they would." BAUR then stated, "I know that's why I said, do I need an attorney?" Det. Herrmann advised he was only attempting to obtain information. Det. Herrmann

suggested they take a break, and he stepped away to make a phone call while Det. Lt. Glaser remained in the apartment.

10. Det. Herrmann did review the recording of the time he was out of the apartment. Det. Lt. Glaser asked if there was anywhere BAUR thought VICTIM-CHILD 1 might go. BAUR indicated the Dollar General Store, or "the white house I used to live at off of VV." BAUR then stated if VICTIM-CHILD 1 got lost in the woods, she would not know. VANG then stated that he felt the questions being asked were making it like he was punishing VICTIM-CHILD 1 too bad and that VICTIM-CHILD 1 would rather just take off.
11. Det. Herrmann returned to the apartment and was informed that BAUR was turning onto CORD VV going through Shoto. BAUR stated that she was worried about the river. VANG explained that after the houses to the west there is the river. VANG stated he wanted to smoke so he went outside with Det. Herrmann. VANG later consented to come to TRPD to continue the interview. VANG indicated he did not have a vehicle that was currently running so Det. Herrmann agreed to give him a ride. BAUR again asked VANG if he should get an attorney. VANG said he would cooperate and then was transported to TRPD.
12. Det. Herrmann, Det. Bret Oswald and DCI Special Agent (SA) J. Pertzborn continued to speak with VANG, advising that the goal was to obtain as much detail as possible to aid in finding VICTIM-CHILD 1. VANG was informed he was not in custody, does not have to answer questions and is free to go. Det. Herrmann asked VANG to continue where they had left off and VANG advised that after moving VICTIM-CHILD 1 to his bedroom, VANG took a nap. VANG said VICTIM-CHILD 1 was praying and saying "sorry momma" while standing at the foot of VANG's bed. VANG said he woke up after a couple of hours and VICTIM-CHILD 1 was not there but the door was unlocked. VANG said he searched for VICTIM-CHILD 1 and then called BAUR who told him to call the police. VANG denied taking sleeping medications that morning but did confirm he drank a beer after TRPD arrived this morning. Law enforcement later located a sandwich bag containing marijuana in a drawer in VANG's kitchen.
13. VANG continued to discuss how he punishes VICTIM-CHILD 1. VANG again confirmed that he would punish VICTIM-CHILD 1 by having him stand and pray. VANG stated that the main punishment was to stand in the corner and face the wall and pray. VANG said this would be by his bedroom door. VANG said for the first two weeks VICTIM-CHILD 1 would pray and this week VANG was having VICTIM-CHILD 1 say "sorry mommy." VANG was asked if VICTIM-CHILD 1 did anything to have to stand and pray. VANG stated VICTIM-CHILD 1 is naughty at home and VICTIM-CHILD 1 is with him for a punishment like "boot camp." This is done to make VICTIM-CHILD 1 feel like going home is a privilege. VANG confirmed that this is a plan that both VANG and BAUR agreed upon. VANG was again asked if there was something VICTIM-CHILD 1 did to need the corrective action taken. VANG replied, "The whole time he is here, he is supposed to be on punishment". VANG said that VICTIM-CHILD 1 is made to stand for an hour at a time without sitting down. VANG said VICTIM-CHILD 1 gets tired.
14. VANG indicated that VICTIM-CHILD 1 still wore diapers and this morning VICTIM-CHILD 1 would still be wearing the diaper that VANG put on him the day before, right before VICTIM-CHILD 1 went to bed. VANG said VICTIM-CHILD 1 is not potty trained and he is trying to train him. VANG said VICTIM-CHILD 1 cannot change his diaper himself. VANG changes VICTIM-CHILD 1 at least once a day but did not change his diaper today as he was tired.
15. VANG was asked about toys for VICTIM-CHILD 1. VANG said VICTIM-CHILD 1 had a set of play tools at the apartment but was not allowed to play with them in the nine days he was with VANG. VANG again stated he has to be the "bad parent".
16. VANG also stated another punishment is that VICTIM-CHILD 1 is not allowed to speak with BAUR. The idea is to deprive VICTIM-CHILD 1 of what he has so he is appreciative of them.

17. Lt. Oswald asked VANG what he thought happened to VICTIM-CHILD 1. VANG said "I was thinking right away that he walked to someone who would sell him."
18. SA Pertzborn advised VANG that there were still a number of unanswered questions. When asked where VICTIM-CHILD 1 was, VANG stated he did not know but that "if he walked out the door, anything could have happened to him." SA Pertzborn explained that VANG had a number of inconsistencies in his statement. VANG indicated he was done talking.

### **Interviews of Katrina Baur**

19. At 3:15 p.m. on February 20, 2024, BAUR arrived at VANG's residence. BAUR said she started dating VANG in November 2023 and previously dated him about a year prior. BAUR confirmed to Det. Lt. Glaser that VICTIM-CHILD 1 had been with VANG since February 12, 2024 and that she planned to take him back home on February 23, 2024. BAUR later identified January 2024 as the first time VICTIM-CHILD 1 went to stay with VANG without her. BAUR said this past week was the longest time VICTIM-CHILD 1 stayed with VANG without BAUR being there.
20. BAUR explained that she could not deal with VICTIM-CHILD 1's behaviors and that VICTIM-CHILD 1 does not act poorly around VANG. BAUR described VICTIM-CHILD 1 as being awful and naughty at times. BAUR said VICTIM-CHILD 1 regularly threatens to run away if he does not get his way. BAUR said she ordered special locks for her doors because VICTIM-CHILD 1 has gotten out. BAUR explained VICTIM-CHILD 1 never made it far as someone would see him and stop him.
21. BAUR says she tries to put the behavior correction role on VANG. BAUR explained that VANG was the enforcer of rules in the relationship and that was the reason for sending VICTIM-CHILD 1 to stay with VANG. BAUR discussed with VANG that as long as there is no physical harm to the children, she is fine with whatever discipline VANG enforces. BAUR gave examples of praying, saying "I'm sorry momma" and going over four rules that VICTIM-CHILD 1 is supposed to be memorizing.
22. BAUR denied there was anything unusual in her communications with VANG this past week. BAUR indicated that she is on the phone with VANG all the time. BAUR stated that on that February 19, 2024, she remembered having a normal extended phone call with VANG and heard VICTIM-CHILD 1 say "Hi Mommy" in the background. She heard VANG tell VICTIM-CHILD 1 to go to bed. She said this would have been around 7:30/8:00 p.m.
23. The interview with BAUR was continued at TRPD, as VANG's apartment was being secured and processed for evidence. At TRPD, BAUR was upset and paced back and forth during the interview. BAUR accused law enforcement of not doing anything to find VICTIM-CHILD 1. BAUR indicated she spoke with VICTIM-CHILD 1 on the phone Monday night (02/19/2024). BAUR said VANG and VICTIM-CHILD 1 were at the apartment. BAUR said VICTIM-CHILD 1 kept chiming in on the phone call as VANG was on speakerphone. BAUR became upset and said law enforcement's line of questioning was trying to incriminate VANG.
24. BAUR continued to discuss her concerns with VICTIM-CHILD 1's behaviors. BAUR said because VICTIM-CHILD 1's father is incarcerated she felt it important for VICTIM-CHILD 1 to have a father figure. BAUR explained she does not want VICTIM-CHILD 1 learning girl behaviors from her. BAUR said VICTIM-CHILD 1 calls himself a girl sometimes and steals and wears VICTIM-CHILD 2's clothing. BAUR said VICTIM-CHILD 1's behavior would always escalate when she tried to correct these behaviors. BAUR said that these issues began when VICTIM-CHILD 1 turned three. BAUR said that VANG saw this behavior on Thanksgiving 2023 at her residence. VANG told BAUR she needed to try harder to stop that behavior from VICTIM-CHILD 1.
25. During the interviews, BAUR initially denied being in Manitowoc County on February 16-17, 2024. BAUR specifically told DCI SA Neal Lofy that she was not in Manitowoc County on those dates. BAUR and VANG's cell phone data contradicted BAUR's statements. Law enforcement located messages from VANG to BAUR from February 17, 2024, at approximately 6:39 p.m. and 6:49 p.m.,



where VANG tells BAUR that he is angry because VICTIM-CHILD 1 overfilled his diaper and that VANG gave VICTIM-CHILD 1 a cold shower. VANG noted VICTIM-CHILD 1 was clean but scared.

26. BAUR later admitted that she had been in Two Rivers on February 16, 2024 to see VANG. BAUR said she arrived at VANG's apartment around 11:00 p.m. and saw VICTIM-CHILD 1 on the couch in the living room. BAUR said VICTIM-CHILD 1 was tired and did not want to talk, but he was fine. BAUR said she left at 4:00-5:00 a.m. on February 17, 2024.
27. A preview from BAUR's cell phone showed an image depicting VICTIM-CHILD 1 wearing an eye mask/blindfold on his face. VICTIM-CHILD 1 appears to have bruising on his jaw line and left side of his neck, as well as bruising on his upper left arm. The phone data indicated the image was taken February 14, 2024 at 3:13 a.m. and deleted at 4:12 a.m. that day. BAUR was shown the image and said, "Oh, no, that's an eye mask on him, those aren't injuries." BAUR denied seeing the injuries on VICTIM-CHILD 1, initially claiming the bruising was just shadows. BAUR later admitted she took the photo at VANG's residence. BAUR was adamant she took the photo on Friday, February 16, 2024 and not Wednesday, February 14 as the image indicated. BAUR said the image was originally darker and it must have been altered to show things that were not originally there. BAUR denied the things in the picture being real and became extremely upset and started crying. BAUR continued to deny she was at VANG's on February 14, 2024. BAUR was again told the image was taken February 14, 2024. BAUR later said she went to VANG's apartment on February 14, 2024. BAUR explained she did not talk to VICTIM-CHILD 1 that night because he was tired but that she took the picture because he was sleeping cute.
28. Det. Lt Glaser informed BAUR he was concerned that BAUR had initially denied being at VANG's apartment at all during VICTIM-CHILD 1's stay. BAUR then admitted she made a late-night trip to VANG's apartment on February 14, 2024 for Valentine's Day. BAUR continued to assert that when she took the photo on February 14, it was dark and she did not see VICTIM-CHILD 1's injuries. When asked if BAUR had seen the injuries on VICTIM-CHILD 1 when she visited on Friday, February 16, 2024, BAUR said she did not "because Friday went very wrong." BAUR said she had a panic attack and just wanted to go home. BAUR became upset when asked to describe what triggered the attack as she did not want to discuss it further. BAUR then indicated she had a flashback.
29. BAUR was also asked about messages she had sent to VANG on CHILD 3's phone while VANG was being interviewed by law enforcement at his apartment and BAUR was on speakerphone. Det. Klumpyan had previously reviewed the phone and noted at 1:31 p.m., BAUR messaged "stop", "Don't say too much", "Nooo", "stop", "You let him", "Shhhh", and "Attorney K". BAUR admitted she sent the messages because she felt like law enforcement was trying to entrap VANG for drinking and taking medications while watching VICTIM-CHILD 1.
30. DCI SA Eric Voland further observed messaging from BAUR to VANG from the time period immediately after VANG called 911 on February 20, 2024 to report VICTIM-CHILD 1 missing. Specifically, SA Voland observed Facebook data that contained "unsent" or deleted messages after VANG's 911 call. SA Voland notes that in his prior experiences, "unsent" messages are messages that were initially sent but then deleted by the user. SA Voland compared Facebook Messenger records to phone extraction records and noted the following messages were sent but then "unsent" or deleted in the phone. Approximately 1 minute after VANG called 911 at 10:59 AM, BAUR messaged "Say you guys were taking a nap and he left". At approximately 11:07 AM, BAUR messaged "Jessie, listen the way you word things is very important. I need you to call me." Approximately 11 seconds later, BAUR messaged, "Say this is your guises normal sleeping schedule and he's never open the door before. Don't say anything about the child lock".

#### **Phone/Facebook Messaging Records**

31. Cell phones belonging to BAUR and VANG, including text messages and Facebook messages, were reviewed by law enforcement. SA Voland noted that between December 1, 2023 and February

20, 2024 there are over 15,000 messages exchanged between BAUR and VANG. SA Voland reports some of those messages are as follows:

- 01/14/2024 17:25:31 BAUR asked VANG to send a voice message telling VICTIM-CHILD 1 that he's going to be put in a time out. VANG sends two short audio files telling VICTIM-CHILD 1 to listen and asking him if wants to go to a timeout. VANG messaged that VICTIM-CHILD 1 needs a father figure, she needs a break from her kids, and that he can show her more tricks.
- 01/14/2024 23:51:26 BAUR thanked VANG for helping with her kids, especially VICTIM-CHILD 1 because "he can be a toad." VANG said that he can't do much for VICTIM-CHILD 2, but he can teach VICTIM-CHILD 1.
- 01/21/2024 19:21:45 VANG sent a 50 second video showing VICTIM-CHILD 1 sitting on the couch answering questions from VANG about what happened with the water. VICTIM-CHILD 1 stated that VICTIM-CHILD 2 did it.
- 01/21/2024 19:40:48 VANG messaged "ok up to you...it's making it harder on VICTIM-CHILD 1..haha you're breaking him down every time you come in haha".
- 01/22/2024 00:47:10 BAUR messaged "is he still up?"
- 01/22/2024 10:54:37 VANG sent a 24 second video of which VICTIM-CHILD 1 is being prompted by VANG to say phrases that include "I promise, mommy, I love you, sorry, I going to be good boy, no more."
- 01/22/2024 11:03:20 VANG sent a 12 second video showing VICTIM-CHILD 1 saying "good boy, good boy, good boy, good boy, good boy, good boy, good boy, good boy, good boy".
- 01/22/2024 14:25:38 VANG stated "pin this for next time he's bad there" and then sent a 23 second video showing VICTIM-CHILD 1 wrapped in the red, white, and black checkered blanket. VANG prompted VICTIM-CHILD 1 to say "I be good boy, I promise, I don't want to live with uncle, no more, no more uncle, I be good, sorry". BAUR replied, "Awww" and VANG stated, "Let's see if he'll keep his word".
- 01/22/2024 16:20:53 VANG sent a 27 second video showing VICTIM-CHILD 1 whimpering and saying he wants to see Pam. VANG then messaged "He's trying to manipulate me haha". VANG then sent another 6 second video showing VICTIM-CHILD 1 being prompted by VANG to say "I not going to say that word, no more bad word". VANG then messaged that VICTIM-CHILD 1 keeps running out the room door, not the front door, saying "I'm gonna be nice". VANG messaged that VICTIM-CHILD 1 was fake crying and that VICTIM-CHILD 1 was definitely spoiled.
- 01/22/2024 17:45:44 VANG messaged about VICTIM-CHILD 1 being a "little faker," "manipulator," and "crybaby". BAUR messaged about having a hard time disciplining him. VANG tells BAUR that she needs to stand her ground. VANG states that VICTIM-CHILD 1 cries about everything.
- 01/22/2024 18:56:26 VANG sent a 9 second video showing VICTIM-CHILD 1 standing by the door in VANG's room. VANG asks why he is fake crying and as VANG approaches, VICTIM-CHILD 1 quickly sits down and says "I good boy".
- 01/22/2024 22:11:50 VANG messaged "Remember...he's in bootcamp" and "I hate that when I tell him to come in the room he's like don't hit me,,and when I have to pick him up he's like owwww you're hurting me..". VANG messaged that he's a "faker" and references VICTIM-CHILD 1 praying a few times. BAUR messaged that since they moved, VICTIM-CHILD 1 is afraid of men.

- 01/22/2024 22:45:16 VANG sent a picture showing VICTIM-CHILD 1 with the red, black, and white blanket on his shoulders and messaged "but look whos awake". BAUR messaged "my heart" "feel like I've been shot" and VANG messaged that VICTIM-CHILD 1 will be fine. BAUR messaged "It's hard on me too you know but I know it's what's best."
- 01/22/2024 23:07:17 VANG messaged "His punishment from faking earlier" and then sent a 15 second video showing VICTIM-CHILD 1 in the dark bedroom saying "good boy, good boy, good boy, good boy, good boy, good boy, good boy, good boy, good boy, good boy". BAUR messaged if she can send him a voice message, but VANG says "no more seeing him, he freaked out for like 3 hours earlier".
- 01/23/2024 00:15:53 VANG messaged "ok. He's up, it's his punishment, from pissing me off with that fake shit earlier...ow don't hit me, ow you're your hurting me". VANG sent a 16 second video showing VICTIM-CHILD 1 rubbing his eyes and saying "good boy". VANG tells VICTIM-CHILD 1 to keep going and VICTIM-CHILD 1 repeats saying "good boy". BAUR replies "Man I can hear the defeat".
- 01/23/2024 10:45:36 VANG sent a YouTube link of an annoying sound video and messaged "making him watch this cause he keep crying saying you wants and [VICTIM-CHILD 2]". BAUR messaged that the video is annoying and thanked VANG.
- 01/23/2024 15:10:58 VANG sent a 27 second video showing VANG's hand on VICTIM-CHILD 1 neck and shoulder. It appears VICTIM-CHILD 1 was crying and VANG is telling VICTIM-CHILD 1 to make sad and happy faces.
- 01/23/2024 16:35:17 VANG sent a 5 second video showing VICTIM-CHILD 1 laying on the bedroom floor with a pillow and blanket and saying "good boy, good boy, good boy, good boy".
- 01/23/2024 22:12:55 BAUR messaged asking if he is up and VANG replied that he is doing his daily routine of reforms.
- 01/24/2024 11:21:49 VANG messaged that VICTIM-CHILD 1 opened the door and left outside while VANG was asleep. BAUR reminds him to lock the child lock. VANG messaged that since VICTIM-CHILD 1 was good, he allowed VICTIM-CHILD 1 to go to the living room and VANG fell asleep. VANG messaged "yea he's really in trouble today..I trusted him that he was a good boy. VANG then sent a 3 second video showing VICTIM-CHILD 1 standing in the corner by the bedroom door and saying "good boy, good boy". VANG messaged that he's going to be tough on words now and "Now I'm saying no more mommy".
- 01/24/2024 16:38:18 VANG messaged "This little guy has been crying all day" and that he's in timeout. VANG messaged that he fell asleep around 9am and then around 10:30am he heard the door close and VICTIM-CHILD 1 came back in crying. VANG messaged that he let VICTIM-CHILD 1 do fun things yesterday and he betrayed VANG today. BAUR responded that she's forgotten "many many times and woke to one if not both of them gone".
- 01/24/2024 18:45:37 VANG messaged that he "found a new punishment for VICTIM-CHILD 1..he's stepping on my back". BAUR asked to call him, but VANG said that VICTIM-CHILD 1's going to hear her voice and then cry. VANG talked about his back hurting and he can't sit for long.
- 01/24/2024 22:16:43 VANG messaged that VICTIM-CHILD 1 is up, VANG is not letting VICTIM-CHILD 1 sleep, and VICTIM-CHILD 1 is in timeout today.
- 01/25/2024 12:44:03 VANG sent two videos, 7 second and 14 second of VICTIM-CHILD 1 sitting still and not saying anything. VANG messaged "why does he look so lost and sad haha". BAUR messaged "so so sad" and that VICTIM-CHILD 1 is holding in tears.

- 01/25/2024 14:02:29 VANG sent a 25 second video showing a close up of VICTIM-CHILD 1's face. VANG asks VICTIM-CHILD 1 several questions and VICTIM-CHILD 1 said he'll be a good boy and listen to mommy. VANG messaged "haha that's VICTIM-CHILD 1 when he sees you tomorrow".
- 01/25/2024 20:53:31 VANG sent a picture of VICTIM-CHILD 1 and messaged "last day in timeout". VANG then sent a 12 second video showing VICTIM-CHILD 1 being asked by VANG if he wants to talk to mommy. VICTIM-CHILD 1 is prompted by VANG to say "no crying" and "promise". BAUR states that he gets so sad.
- 01/26/2024 00:08:08 BAUR messaged if VICTIM-CHILD 1 was sleeping and VANG messaged "not yet very soon". VANG sent a 13 second video showing VICTIM-CHILD 1 sitting upright, but he appears to be sleeping and head bobbing. VANG messaged "I won't let him sleep he's very tired". BAUR messaged "I see that lol".
- 01/27/2024 12:59:12 BAUR had a video chat and then VANG messaged "more reason for me to time out him" and "bring him back again for another week". BAUR messaged that she has faith in VANG.
- 01/28/2024 13:54:50 BAUR messaged "Is VICTIM-CHILD 1 staying when I get back k?" VANG messaged, "Yep" and "Of course he is...he's done for".
- 01/29/2024 08:25:53 VANG sent an 18 second video showing VICTIM-CHILD 1 standing on the couch being prompted by VANG and saying "I miss you, miss VICTIM-CHILD 2, I be good boy, and no more bad boy".
- 01/29/2024 15:45:27 VANG messaged "He's in stand up timeout" and BAUR messaged how CHILD 3 feels about VICTIM-CHILD 1. VANG messaged that CHILD 3 doesn't care and CHILD 3 didn't say anything when VANG showed VICTIM-CHILD 1 to CHILD 3.
- 01/29/2024 17:37:14 VANG sent a video 35 second video showing VICTIM-CHILD 1 saying "sorry mommy" and being prompted by VANG to say "I be good boy and not be bad boy no more". VANG then sent a 38 second video showing VICTIM-CHILD 1 sitting on the bedroom floor and crying. VANG tells VICTIM-CHILD 1 that he keeps lying. VICTIM-CHILD 1 is crying and says that he wants to go home and VANG replied "no more home for you" and "you live with uncle now".
- 01/29/2024 22:40:20 VANG messaged that VICTIM-CHILD 1 is learning to be humble and when he learns his lessons he gives him a toy. VANG then sent two photos showing VICTIM-CHILD 1 sitting on the couch with his eyes closed and hands folded like he is praying. VANG then sent a 6 second video with VICTIM-CHILD 1 in the same position on the couch. VANG states "keep going" and VICTIM-CHILD 1 states "good boy, good boy". BAUR messaged with heart emojis and "Awww". VANG asked BAUR if she liked his way of teaching and she stated that she's amazed by it.
- 01/29/2024 23:42:26 BAUR messaged asking what VICTIM-CHILD 1 was doing and VANG messaged that "his usual is standing saying good boy".
- 01/31/2024 10:19:31 VANG messaged that he woke up to some noise and VICTIM-CHILD 1 had his phone, tablet, and Nintendo switch. VANG messaged that he was furious and since VICTIM-CHILD 1 has learned nothing, he can stay longer. BAUR messaged VANG that VICTIM-CHILD 1 is still a toddler and has temptations. VANG messaged that VICTIM-CHILD 1's punishment was cold water.
- 01/31/2024 11:41:52 BAUR messaged asking what VICTIM-CHILD 1 was doing. VANG messaged that VICTIM-CHILD 1 is in a standing timeout saying good boy. BAUR suggests allowing him to watch TV because VANG needs to rest. VANG disagreed and said he can't

think because he's so tired. BAUR stated that she doesn't want VICTIM-CHILD 1 to hurt himself while VANG is sleeping and VANG messaged VICTIM-CHILD 1 "hasn't left the room since I told him not to..he good on that part".

- 01/31/2024 16:26:42 VANG messaged that he doesn't think VICTIM-CHILD 1 is ready to go home and that he is "Done with his lying". BAUR messages asking if VANG thinks VICTIM-CHILD 1 know what lying is or not. VANG offers for VICTIM-CHILD 1 to stay at his place longer.
- 01/31/2024 16:35:30 VANG messaged "Yea he's a naughty one he's in baby prison rn". BAUR replies "Lmfao".
- 01/31/2024 22:52:15 VANG sent a 10 second video showing what appears to be VANG lying face down and VICTIM-CHILD 1 has his eyes closed and standing on VANG's back. VANG is asking VICTIM-CHILD 1 if he is a good boy or bad boy.
- 02/02/2024 21:31:21 BAUR messaged "What's the little guy doing?" and VANG replied that VICTIM-CHILD 1 was sitting on a chair "saying good boy".
- 02/03/2024 14:07:40 VANG sent two photos showing what appears to be VICTIM-CHILD 1 sitting in chair and folding his hands like he is praying. BAUR messaged "He looks mad af". VANG messaged that VICTIM-CHILD 1 was sad and not mad. VANG then sent a 10 second vide showing VICTIM-CHILD 1 holding his hand up to his ear like talking on a phone. VICTIM-CHILD 1 is being prompted by VANG and says "mommy come get me."
- 02/03/2024 14:25:38 VANG sent two photos showing VICTIM-CHILD 1 looking at the camera with his hands folded like he is praying.
- 02/03/2024 18:12:11 BAUR messaged "Thank you again for doing for us" and VANG replied "Np. Just keep the loyalty and respect".
- 02/04/2024 01:41:37 VANG sent image and 5 second video showing VICTIM-CHILD 1 lying face down in a pillow and focusing on his ear. VANG messaged that he wanted to watch the video to see if he can hear VICTIM-CHILD 1 breathing heavily.

32. Law enforcement further observed messages from February 13-14, 2024 which indicated that BAUR had travelled to VANG'S apartment in Two Rivers. At approximately 9:30 p.m. on February 13, 2024, BAUR and VANG were discussing BAUR coming to VANG's apartment for sex. VANG tells BAUR she cannot see VICTIM-CHILD 1 when she gets to the apartment and that VICTIM-CHILD 1 can be placed in the bathroom while they have sex. At approximately 10:12 PM, BAUR messages VANG that VICTIM-CHILD 2 can sleep in the car. VANG replies at approximately 11:45 PM that VICTIM-CHILD 1 will be put in the living room and that BAUR needs to be quiet walking through. At 12:39 AM on February 14, 2024, VANG asks BAUR to send her location so he will know when to put VICTIM-CHILD 1 to sleep. On February 14, 2024 at approximately 2:27 AM, BAUR's cell phone arrives in Two Rivers. There was Facebook messaging between BAUR and VANG. At 2:35 AM BAUR asks VANG "Is there a way to shut off your headlights completely." VANG responds "No can not sit off completely" and BAUR messages "I cant find VICTIM-CHILD 2's cell phone but a cop just passed by so I want to make sure she's good." BAUR messaged "Let me find her phone quick cause I need to have some type of sound for her." VANG replied "Probably think some one is warming up." BAUR responded "Not worth the risk. I'll leave it off for a bit then turn it on again." VANG said "ok". BAUR messaged she found the phone but it was dead. She messaged she would leave her phone in the car. At approximately 2:40 a.m., BAUR questioned whether to leave her phone on a "phone call" or a "sound" and VANG replied "Phone." BAUR agreed and told VANG to "Put yourself on mute right away". BAUR also messaged "It should stay warm for a bit right". VANG responded "Ok" and then "yea it will". At approximately 3:13 AM, BAUR took the cell phone image of VICTIM-CHILD 1 which shows him wearing an eye mask/blindfold and having apparent bruising

injuries (as previously detailed in paragraph 27 of this document). At approximately 4:12 AM, the image was deleted. BAUR's phone leaves Two Rivers at approximately 4:30 AM on February 14, 2024. According to the National Weather Service records the low temperature for Two Rivers on February 14, 2024 was 27 degrees Fahrenheit and the high temperature was 36 degrees. VICTIM-CHILD 2 has been previously diagnosed as autistic.

33. In a review of Facebook messenger messages between BAUR and VANG, officers located a photograph taken on February 15, 2024, at approximately 8:24 PM, that depicted VICTIM-CHILD 1 standing in a corner wearing only a diaper. VICTIM-CHILD 1's hands appeared to be in a praying position and the diaper looked full. The photo appeared to be taken in VANG's bedroom.
34. The phone records further indicate that BAUR returned to the City of Manitowoc on February 16, 2024 at approximately 11:01 PM. She called VANG's phone about 11:15 PM and went into a Kwik Trip store to purchase items which was confirmed by surveillance video. At approximately 11:21 PM BAUR texted VANG "Onm put him to sleep." VANG responded "OK". BAUR's phone arrives at VANG's apartment around midnight. At approximately 12:30 AM on February 17, 2024, both BAUR and VANG's cell phones move to the City of Manitowoc. At approximately 12:50 AM, VANG went to Saucy's Bar in the City of Manitowoc and went inside by himself. This was confirmed by a patron of the Bar. BAUR and VANG's phones separate for about an hour. During that time BAUR traveled to the Kwik Trip located at 2103 South 42nd Street, in the City of Manitowoc. Officers were able to view surveillance video from the Kwik Trip Store. In that video BAUR can be seen sitting in the driver's seat of the vehicle. There is no child seen in the vehicle. At approximately 1:45 AM BAUR is seen making purchases inside the Kwik Trip store alone. At approximately 1:55 AM BAUR's phone travels to VANG's location and they return back to VANG's apartment in Two Rivers. At approximately 5:00 AM BAUR leaves Two Rivers. On February 16, 2024, VICTIM-CHILD 2 was being taken care of by a person in the Wisconsin Dells area. On February 16, 2024, VICTIM-CHILD 1 was in Two Rivers and supposed to be under the care of VANG and BAUR. Law enforcement has been unable to locate anyone other than VANG or BAUR who cared for the VICTIM-CHILD 1 on February 16 and 17, 2024.
35. On February 18, 2024, at approximately 4:36 AM, VANG messaged BAUR "I told you to trust me...I'm a make sure he hates me and being here." BAUR responded, "Don't want him to \*hate\* YOU. Just fear you." VANG responds "It's okay. Some one had to be the bad person." BAUR messaged "I know but either way at he can fear you and respect you." VANG messaged, "He did fear me...but he didn't respect me. Now I'm making him respect me." On February 19, 2024 at 12:21 PM, VANG sent a video that was originally created on January 22, 2024 during which he prompted VICTIM-CHILD 1 to say "I be a good boy, I promise, I don't wanna live with uncle, no more, no more uncle, I'll be good boy mom, sorry." BAUR responded "He looks traumatized LMAO." At 12:28 p.m., VANG messaged that VICTIM-CHILD 1 "is in his timeout corner." BAUR replied, "Good, he deserves it."

### **Witness Interviews**

36. Inv. Logan Tlachac met with WITNESS 3 of ROSS AUTO on February 22, 2024. WITNESS 3 confirmed that VANG was present at ROSS AUTO on Friday, February 16, 2024 with VICTIM-CHILD 1. VANG was having an ignition interlock device installed on his Chevrolet pickup truck. WITNESS 3 had previously told Det. Herrmann that WITNESS 3 found it odd that VANG repeatedly identified VICTIM-CHILD 1 as his nephew and continuously pushed down the winter cap that was on VICTIM-CHILD 1's head. WITNESS 3 said VICTIM-CHILD 1 had mannerisms that made him believe he did not want to be there. WITNESS 3 further stated that VANG contacted him twice on February 19, 2024 by telephone as VANG was upset about his vehicle having a dead battery. WITNESS 3 explained that an ignition interlock device pulls constant power off a car battery.
37. On February 20, 2024 at approximately 9:29 PM DCI Special Agent (SA) Zak Holschbach contacted WITNESS 2 at her residence. WITNESS 2 resides in an apartment at 3918 Mishicot Road with her boyfriend WITNESS 1. WITNESS 2 advised that yesterday she purchased a six pack (bottles) of

Budweiser beer from the Shell gas station on Mishicot Road (3337 Mishicot Road, Two Rivers) for VANG. VANG had asked her to pick him up the beer because VICTIM-CHILD 1 "was being really naughty." WITNESS 2 explained that VANG had told her that VICTIM-CHILD 1 was locked in the bedroom. WITNESS 2 had seen VANG lock VICTIM-CHILD 1 in the bedroom in the past. She stated that VANG told her that he was really "stressing out" over VICTIM-CHILD 1. WITNESS 2 estimated that VICTIM-CHILD 1 had been coming around the apartment for the past month to month and a half. WITNESS 2 said that VANG was constantly telling both WITNESS 1 and her that VICTIM-CHILD 1 was a bad kid or naughty kid.

38. Federal Bureau of Investigation (FBI) Special Agent Brian Darcy reports on February 22, 2024, he spoke with WITNESS 1. WITNESS 1 did not work on Monday (02/19/24). WITNESS 1 said that he talked to VANG the day before, February 18, 2024, and WITNESS 1 stated that he saw VANG in the hall doing laundry at the apartment complex on Mishicot Road. VANG asked if he could use WITNESS 1's car. VANG said that he needed to use the car on Monday (02/19/24) at 5:00 PM. Vang said he needed to give somebody money. WITNESS 1 reported his vehicle was a 1997 Nissan Altima with license plate AVY 4120.
39. On February 19, 2024, WITNESS 1 gave VANG his car keys. WITNESS 1 called VANG and then went over to VANG's and handed him the keys in the hallway. WITNESS 1 did not see VICTIM-CHILD 1 at all. WITNESS 1 did not see VICTIM-CHILD 1 on Sunday the 18<sup>th</sup> either. VANG was talking about VICTIM-CHILD 1. VANG said that VICTIM-CHILD 1 was bad, he was acting up, and he (VANG) did not know how to deal with it. WITNESS 1 believed that VANG told him this prior to seeing VANG on Sunday in the hallway, possibly that same weekend.

#### **Video Canvassing**

40. Based on VANG's prior statement that he had been home watching the movie "Ready Player One" on Netflix on the evening of February 19, 2024, law enforcement did review VANG's phone records and Netflix records. According to phone records, there was no manual operation of VANG's cell phone or outgoing activity on February 19, 2024 between 5:59 PM and 7:12 PM. During that time frame, VANG's cell phone was located at his apartment on Mishicot Road. According to Netflix records of VANG's account, on February 19, 2024 an Android cell phone was used to stream the movie "Ready Player One". The first streaming began at 5:59 PM. User action was required to initiate playing the movie. The movie played for 1 hour 18 minutes until it was stopped or paused. The movie was then played again at 7:28 p.m. User action was required to replay the movie. The movie played for 36 minutes.
41. On February 26, 2024, DCI SA Justen Ragen received information indicating that WITNESS 1's Nissan Altima was being operated in the City of Two Rivers during the time frame when VANG's Netflix account was playing "Ready Player One." Specifically, SA Ragen received information that Manitowoc County Sheriff's Deputy Alex Jirschele had indexed WITNESS 1's license plate at approximately 6:46 p.m. on February 19, 2024 while monitoring traffic in the City of Two Rivers. Deputy Jirschele was believed to be on Forest Avenue near 24<sup>th</sup> Street and to the north/northwest of 22<sup>nd</sup> Street, around that time.
42. As a result, law enforcement conducted video canvassing in Two Rivers. Surveillance video from St. Vincent de Paul (2117 Monroe Street, Two Rivers) from February 19, 2024 was obtained and reviewed by DCI SA Luke Hepp. At approximately 6:47:19 p.m., WITNESS 1's Nissan is observed operating on Monroe Street passing the south driveway of St. Vincent de Paul. At approximately 6:47:31, the Nissan is observed passing a black marked police SUV which was southbound on Forest Avenue, approaching 22<sup>nd</sup> Street. The squad continued southbound on Monroe Street and the Nissan continued north/northwest on Forest Avenue. At approximately 7:05:38 p.m., another black marked police SUV squad is observed travelling southbound on Forest Avenue and enters the intersection of 22<sup>nd</sup> Street. Directly behind this squad is WITNESS 1's Nissan. The squad continued southbound on Monroe and the Nissan turns eastbound onto 22<sup>nd</sup> Street, then southbound into the lot of St. Vincent de Paul. The Nissan then pulls along the west side of the building and stops in the

parking lot. At approximately 7:06:10 p.m., a male, later identified as JESSE VANG, exits the driver's seat. VANG is then observed opening the rear driver's side door and retrieving a dark colored suitcase. VANG then carries the suitcase and places it on the ground in front of a door on the west side of St. Vincent de Paul. VANG was wearing an unzipped white hooded jacket over a dark shirt, dark pants, white sandals over dark socks, and a dark baseball cap. There did not appear to be anyone else inside the Nissan. At approximately 7:06:29 p.m., VANG re-enters the driver's seat of the NISSAN and turns northbound onto Monroe Street. The Nissan is then observed stopping at the intersection of 22<sup>nd</sup> Street and continuing northbound on Forest Avenue.

43. On March 5, 2024, DCI SA Volland arrived at St. Vincent de Paul located at 2117 Monroe Street, City of Two Rivers, Manitowoc County. St. Vincent de Paul would have been closed at the time VANG was observed dropping off a suitcase at the west donation door on February 19, 2024. Law enforcement was able to locate a black medium sized suitcase that had two distinct zippered storage areas on the front and a rectangular silver Jeep identifying tag on the front near the top of the suitcase. The suitcase was consistent with what was observed on the security video.
44. The suitcase was sent to the Wisconsin State Crime Laboratory for testing. Analyst Erika Stocks performed an examination of the suitcase. Analyst Stocks reports that the DNA swabbing of the interior area of the suitcase resulted in a single source male profile. That single source profile is consistent with the profile from VICTIM-CHILD 1. The probability of randomly selecting the observed profile from a population of unrelated individuals is not more frequent than 1 in 1 quadrillion. Analyst Stocks further reports that a presumptive test for saliva was performed on the interior of the suitcase and the result was positive.
45. Previously in the investigation, law enforcement did obtain information leading to the recovery of the black, white and red checkered blanket belonging to VICTIM-CHILD 1 in the area of Johnston Drive and Goodwin Road in Manitowoc County. On February 25, 2024, a citizen reported that while walking her dogs she located the blanket on the ground past the ditch, off the south side of Goodwin Road between Johnston Drive and North 8<sup>th</sup> Street, next to a wooden post and dirt easement. The blanket was subsequently sent to the Wisconsin State Crime Laboratory for testing. Analyst Stocks performed an examination of the blanket. Analyst Stocks reports that the DNA swabbing of the blanket resulted in a single source male profile. That single source profile is consistent with the profile from VICTIM-CHILD 1. The probability of randomly selecting the observed profile from a population of unrelated individuals is not more frequent than 1 in 1 quadrillion.
46. Law enforcement continued to conduct video canvassing in the area of Two Rivers for the evening of February 19, 2024. Law enforcement did obtain additional videos depicting a vehicle consistent with the Nissan Altima operating in the area of Two Rivers during the time frame VANG asserted he was at his residence watching "Ready Player One". On March 2, 2024, DCI SA Andrew Ayala reviewed video obtained from HD Diesel located at 5431 Johnston Road, Two Rivers, Wisconsin. The view of the camera faced west and overlooked the parking lot for HD Diesel on Johnston Road. One of the video files had a vehicle that was similar to the Nissan. The vehicle passed the business from north to south at 6:21:16 PM.
47. On March 6, 2024, DCI SA Brian Trowbridge reviewed security video from a power substation located at 1618 WI-310, Two Rivers, Wisconsin. The security cameras at the substation are infrared, so the video is not in color, and detail is minimal due to reflection. SA Trowbridge observed a vehicle travelling eastbound on WI-310 towards Two Rivers at 6:41:50 PM. The vehicle was similar in appearance to WITNESS 1's Nissan. SA Trowbridge spoke with DCI SA Lindsay Lehr, who was reviewing video from a residence on Hawthorne Ave, east of 1618 WI-310. SA Lehr noted a vehicle travelling eastbound passed that location at 6:44:14 PM. The vehicle was very similar to the Nissan, and the video quality was better. Comparing times provided by SA Lehr with those in the video from 1618 WI-310, SA Trowbridge believes the vehicle he described above is likely the same seen by SA Lehr.



48. SA Trowbridge also reviewed security footage from the Shell Gas Station (3337 Mishicot Road, Two Rivers) located near VANG's apartment complex. The security footage was recorded on February 19, 2024. SA Trowbridge observed a vehicle similar to WITNESS 1's Nissan passing the gas station northbound on Mishicot Road at 6:49:54 PM, southbound at 7:03:55 PM, and northbound at 7:09:45 PM. In all videos, SA Trowbridge observed a tan sedan with an orange marker light illuminated on the front passenger side under the headlight. At 8:49:39 PM, WITNESS 1's Nissan is observed entering the gas station on the lower right corner of the video. This identification was made due to the interview with WITNESS 2 where WITNESS 2 told law enforcement that she drove WITNESS 1's Nissan to the gas station to buy beer for VANG. When the Nissan enters the time frame, the illuminated orange marker light is visible on the front driver's side under the headlight.

### **Discovery of Human Remains**

49. On September 7, 2024, WITNESS 4 and WITNESS 5 contacted law enforcement after observing bones while walking in a wooded area near Kristy Bob Lane in Manitowoc County. A human cranium was observed on the surface with several other bones resting nearby. There appeared to be a sand or gravel mixture near the area where the remains were found that appeared to be foreign to the existing terrain.

50. Dr. Jordan Karsten, a biological anthropologist, arrived on scene and identified the skeletal remains as human. Certain tooth pieces and hairs, with root material, were subsequently tested at the Wisconsin State Crime Laboratory by Analyst Erika Stocks. Analyst Stocks reports that the cutting of apparent root portion of several hairs developed a profile consistent with VICTIM-CHILD 1. The probability of randomly selecting the observed profile from a population of unrelated individuals is not more frequent than 1 in 1 quadrillion. Analyst Stocks reports the washing of discolored tooth pieces developed a male profile consistent with VICTIM-CHILD 1. The probability of randomly selecting the observed profile from a population of unrelated individuals is not more frequent than 1 in 35 billion.

51. Kristy Bob Lane is a gravel road located in a wooded area of Manitowoc County. Kristy Bob Lane is approximately one mile in length, runs along a quarry, and ends at a private residence. Through investigation, law enforcement confirmed that VANG was familiar with Kristy Bob Lane as he had been present at a residence on Kristy Bob Lane in September 2023.

52. SA Volland reports he traveled from VANG's apartment on Mishicot Road, to where the remains of VICTIM-CHILD 1 were located on Kristy Bob Lane, then south past HD Diesel to Goodwin Road where the blanket was found, and back north to HWY 310 where he turned east towards Two Rivers. He traveled past St. Vincent de Paul to Vang's apartment on Mishicot Road. The amount of time was 30 minutes and 35 seconds without stopping.

53. Dr. Karsten further examined the skeletal remains at the University of Wisconsin-Oshkosh Forensic Anthropology Laboratory. Dr. Karsten estimated that the bones were those of a 3-4 year-old child who stood between 2'9.134"-3'4.52 inches in height. This is consistent with VICTIM-CHILD 1. Dr. Karsten further noted that the degree of decomposition observed on VICTIM-CHILD 1's skeletal remains and the corresponding estimated postmortem interval is consistent with his death occurring in the time interval around when he was reported missing.

54. Dr. Karsten observed that the skull of VICTIM-CHILD 1 had a healed fracture on the zygomatic process of the right temporal bone. This instance of trauma was associated with the diastasis of the zygomaticotemporal suture, which resulted in the complete separation of the suture. Diastasis of the sphenosquamosal suture and the anterior-most squamosal suture were also noted, however, these instances of diastasis were not associated with complete displacement. Within the scientific literature, diastasis of cranial sutures has been correlated with head trauma occurring during instances of child abuse (Campobasso et al., 2019). Dr. Karsten further noted that the trauma was not present during radiographic examination of VICTIM-CHILD 1 when he was six months of age. To see the level of healing observed would have taken at least several weeks. Therefore, Dr.

Karsten notes that the trauma that was inflicted must have occurred between the timing of the cranial radiograph and at least several weeks prior to his death.

55. On September 27, 2024, Dr. Hilary Petska, a child abuse pediatrician with Children's Hospital of Wisconsin, reported that based on the information obtained through law enforcement's investigation of BAUR and VANG, VICTIM-CHILD 1 is diagnostic for physical abuse, psychological/emotional maltreatment, and neglect. Dr. Petska notes that "the history provided by caregivers to law enforcement" and messages to each other is consistent with torture, "a type of child maltreatment characterized by physical assault or abuse, psychological maltreatment, and neglect resulting in prolonged emotional distress, pain and suffering; bodily injury, disfigurement, or dysfunction; and/or death." Dr. Petska noted that VICTIM-CHILD 1 experienced multiple types of maltreatment, including forced position holding (being made to stand without sitting for 1-3 hours at a time with his hands in prayer position multiple times a day), exposure to cold water/showers on at least two occasions, sleep deprivation, isolation (from his mother, sister and others), and terrorizing (repeated threats of cold water and no longer seeing his mother).
56. Dr. Petska further identified that VICTIM-CHILD 1's presentation was consistent with supervisory neglect and physical neglect. Dr. Petska explains that supervisory neglect includes young children left without supervision or left in the care of children who lack the judgment and maturity necessary to safely and appropriately react to an emergency. Dr. Petska also reports that changing a diaper once a day would not be considered appropriate care and could cause discomfort, distress and increase the risk of preventable infections.
57. Dr. Petska indicates that VICTIM-CHILD 1 experienced psychological/emotional maltreatment. Dr. Petska explained that caregiver behaviors which are considered to be psychological or emotional maltreatment include deprivation, ignoring, isolating, spurning and terrorizing. Deprivation includes preventing a child from meeting basic needs such as sleep. Ignoring is failing to respond to a child's need for stimulation, nurturance, encouragement and protection. In this case VICTIM-CHILD 1 was not allowed to play with toys, which a child needs to learn and develop normally, and was repeatedly subject to an environment where he was maltreated. VICTIM-CHILD 1 was also isolated from having normal social interactions with other children and adults. VICTIM-CHILD 1 was spurned, or belittled, by repeatedly saying/implying and making him say he was not a good boy. VICTIM-CHILD 1 was also terrorized when threatening with extreme punishments or creating a climate of terror by playing on his fears. Dr. Petska explained that psychological/emotional maltreatment damages a child and significantly increases the risk of adverse health, mental health, and emotional outcomes due to the direct and indirect effects of the maltreatment on the child's physical, psychological, cognitive and emotional development.
58. Dr. Petska also reviewed the cell phone image taken by BAUR on February 14, 2024. Dr. Petska notes that the areas of discoloration, particularly those on VICTIM-CHILD 1's neck and elbow, raise concern for bruising suggestive of fingertip contusions. Dr. Petska further noted that the large area of discoloration to VICTIM-CHILD 1's elbow appears to have a linear pattern which would not be typical or expected with an accidental fall.
59. Dr. Petska also discussed the healed fracture of the right zygomatic process that Dr. Karsten observed during his examination of VICTIM-CHILD 1's skull. Dr. Petska indicated that facial bone fractures are typically caused by blunt force trauma or crush and would be expected to be extremely painful.
60. On October 16, 2024, Dr. Adam Covach, Chief Medical Examiner of Fond du Lac County Medical Examiner's Office, filed a report regarding VICTIM-CHILD 1. In his report, Dr. Covach indicates that the cause of death was homicide by unspecified means.
61. Dr. Covach further noted that a forensic anthropological analysis of VICTIM-CHILD 1's skeleton was performed by Dr. Jordan Karstens. Dr. Covach noted that Dr. Karstens' report identified a healed fracture of the right zygomatic process (the cheek bone) which was estimated to be at least

a few weeks old. The healed fracture was associated with adjacent suture line diastasis. Dr. Covach noted that diastasis in this context means separation of previously fused suture lines and indicates trauma. Dr. Covach explained that fractures of the type seen in the right zygomatic process can be consistent with physical abuse. It should be noted that the bones of children are more elastic than adult bones are, and will bend much more than they break. As such, they require more relative force to fracture.

## **Repeater**

62. Your complainant is informed by the records of the Federal Bureau of Prisons and Public Access to Court Electronic Records (PACER), an online database of federal court records, which are presumed truthful and reliable as they are kept in the normal and ordinary course of business, that JESSE VANG was convicted of Felony Conspiracy to Distribute Methamphetamine on November 28, 2017 in the United States District Court; District of Minnesota. VANG was sentenced to 72 months imprisonment to commence on January 4, 2018, which time is excluded from the computation of the five-year period under sec. 939.62, Wis. Stats. VANG was released from custody on February 4, 2022. Said conviction remains of record and unreversed, making the defendant a repeater pursuant to sec. 939.62, Wis. Stats.

The information provided by Det. Lt. Jacob Glaser, Det. Megan Klumpyan, Inv. Logan Tlachac, Det. Mike Herrmann, Det. Bret Oswald, DCI Special Agent J. Pertzborn, DCI Special Agent Neal Lofy, DCI Special Agent Eric Volland, DCI Special Agent Zak Holschbach, DCI Special Agent Justen Ragen, DCI Special Agent Andrew Ayala, DCI Special Agent Luke Hepp, DCI Special Agent Lindsay Lehr, DCI Special Agent Brian Trowbridge and FBI Special Agent Brian D'Arcy is believed because they have provided true and reliable information in the past as police officers. The information provided by WITNESS 1, WITNESS 2, WITNESS 3, WITNESS 4 and WITNESS 5 is believed because they have provided true and reliable information as citizen witnesses. The information provided by Dr. Jordan Karsten, Dr. Hilary Petska, Dr. Adam Covach and Analyst Erika Stocks is believed because they are providing information in their professional capacity. The information provided by Jesse Vang and Katrina Baur is believed because they have provided information based upon their personal observations and experience.

The complainant is informed by the records of the Wisconsin circuit courts (CCAP), Crime Information Bureau (CIB), National Crime Information Center (NCIC), and/or the Wisconsin Department of Transportation (DOT), known to complainant to be reliable as they are records maintained by circuit courts and/or government agencies which have provided true and reliable information in the past, that the defendant has been convicted of the following offense(s)/crime(s), which remain of record and unreversed:

### **AS TO JESSE VANG**

07/03/2002 Fleeing an Officer 02 CF 55 (Manitowoc)  
07/03/2002 Battery by Prisoner 02 CF 165 (Manitowoc)  
10/03/2002 Child Abuse-Intentionally Cause Harm 02 CF 254 (Outagamie)  
01/21/2005 Manufacture/Deliver Cocaine (>1-5g) 04 CF 410 (Winnebago)  
07/23/2004 Possess Cocaine, Resisting/Obstructing Officer/Habitual 04 CM 651 (Outagamie)  
04/17/2006 Possess Cocaine-Second and Subsequent Offender 06 CF 52 (Outagamie)  
04/26/2007 Resisting/Obstructing Officer 06 CM 1892 (Outagamie)  
10/19/2009 Felony Bail Jump/Habitual 07 CF 782 (Outagamie)  
07/23/2007 Disorderly Conduct 07 CM 435 (Manitowoc)  
11/28/2017 Conspiracy to Distribute Methamphetamine (US District Court; District of Minnesota)

AS TO KATRINA BAUR

07/13/2011 Disorderly Conduct 11 CM 993 (Winnebago)

10/21/2016 Disorderly Conduct/Use of Dangerous Weapon 15 CM 648 (Outagamie)

09/25/2017 Operating while Revoked 17 CT 236 (Outagamie)

12/05/2018 Operating while Revoked 17 CT 752 (Outagamie)

Approved by complainant for filing:

Subscribed and sworn to before me on 10/17/24

Electronically Signed By:

Jill L. Vendetti

Assistant District Attorney

State Bar #: 1051876

Electronically Signed By:

Jacalyn LaBre

Complainant

administered under subch. IV of ch. 49, or the food stamp program, as defined in s. 49.79 (1) (c), is guilty of a Class F felony.

(3) A person may not be subject to prosecution under both this section and s. 946.47 or under both this section and s. 948.23 (2) for his or her acts regarding the same corpse.

**948.215 Chronic neglect; repeated acts of neglect.**

(1) Whoever violates s. 948.21 (2) is guilty of chronic neglect and may be penalized as provided in sub. (2) if one of the following applies:

(a) The person commits 3 or more violations under s. 948.21 (2) within a specified period of time involving the same child.

(b) The person has at least one previous conviction for a violation of s. 948.21 (2) involving the same child as the current violation.

(2) A person who is guilty of chronic neglect under sub. (1) is guilty of the following:

(a) A Class B felony if the child suffers death as a consequence.

(b) A Class D felony if any of the following applies:

1. The child suffers great bodily harm as a consequence.

2. The child becomes a victim of a child sex offense, as defined in s. 948.21 (1) (a), as a consequence.

(c) A Class E felony if the child suffers emotional damage, as defined in s. 948.21 (1) (b), as a consequence.

(d) A Class F felony if the child suffers bodily harm as a consequence.

(e) A Class H felony if the natural and probable consequences of the violation would be a harm under par. (a), (b), (c), or (d) although the harm did not actually occur.

(3) If an action under sub. (1)(a) is tried to a jury, in order to find the defendant guilty the members of the jury must unanimously agree that at least 3 violations of s. 948.21 (2) involving the same child occurred within the specified period but need not agree on which acts constitute the requisite number or which acts resulted in any requisite consequence.

(4) The state may not charge a person in the same action with a violation under sub. (1)(a) and a violation involving the same child under s. 948.21 (2), unless the violation of s. 948.21 (2) occurred outside of the period applicable under sub. (1)(a).

**948.21 Neglecting a child.**

(1) Definitions. In this section:

(a) "Child sex offense" means an offense under s. 948.02, 948.025, 948.05, 948.051, 948.055, 948.06, 948.07, 948.08, 948.10, 948.11, or 948.12.

(b) "Emotional damage" has the meaning given in s. 48.02 (5j).

(c) "Necessary care" means care that is vital to the needs of a child's physical, emotional, or mental health based on all of the facts and circumstances bearing on the child's need for care, including the child's age; the child's physical, mental, or emotional condition; and any special needs of the child.

(d) "Negligently" means acting, or failing to act, in such a way that a reasonable person would know or should know seriously endangers the physical, mental, or emotional health of a child.

(2) Neglect. Any person who is responsible for a child's welfare who, through his or her action or failure to take action, for reasons other than poverty, negligently fails to provide any of the following, so as to seriously endanger the physical, mental, or emotional health of the child, is guilty of neglect and may be penalized as provided in sub. (3):

- (a) Necessary care.
  - (b) Necessary food.
  - (c) Necessary clothing.
  - (d) Necessary medical care.
  - (e) Necessary shelter.
  - (f) Education in compliance with s. 118.15.
  - (g) The protection from exposure to the distribution or manufacture of controlled substances, as defined in s. 961.01(4), or controlled substance analogs, as defined in s. 961.01(4m), or to drug abuse, as defined in s. 46.973(1)(b).
- (3) Penalties. A person who violates sub. (2) is guilty of the following:
- (a) A Class D felony if the child suffers death as a consequence.
  - (b) A Class F felony if any of the following applies:
    1. The child suffers great bodily harm as a consequence.
    2. The child becomes a victim of a child sex offense as a consequence.
  - (c) A Class G felony if the child suffers emotional damage as a consequence.
  - (d) A Class H felony if the child suffers bodily harm as a consequence.
  - (e) A Class I felony if the natural and probable consequences of the violation would be a harm under par. (a), (b), (c), or (d) although the harm did not actually occur if one of the following applies:
    1. The child had not attained the age of 6 years when the violation was committed.
    2. The child has a physical, cognitive, or developmental disability that was known or should have been known by the actor.
  - (f) A Class A misdemeanor if the natural and probable consequences of the violation would be a harm under par. (a), (b), (c), or (d) although the harm did not actually occur.

**946.41 Resisting or obstructing officer.**

(1) Except as provided in subs. (2m) and (2r), whoever knowingly resists or obstructs an officer while such officer is doing any act in an official capacity and with lawful authority is guilty of a Class A misdemeanor.

(2) In this section:

(a) "Obstructs" includes without limitation knowingly giving false information to the officer or knowingly placing physical evidence with intent to mislead the officer in the performance of his or her duty including the service of any summons or civil process.

(b) "Officer" means a peace officer or other public officer or public employee having the authority by virtue of the officer's or employee's office or employment to take another into custody.

(c) "Soft tissue injury" means an injury that requires medical attention to a tissue that connects, supports, or surrounds other structures and organs of the body and includes tendons, ligaments, fascia, skin, fibrous tissues, fat, synovial membranes, muscles, nerves, and blood vessels.

(2m) Whoever violates sub. (1) under all of the following circumstances is guilty of a Class H felony:

(a) The violator gives false information or places physical evidence with intent to mislead an officer.

(b) At a criminal trial, the trier of fact considers the false information or physical evidence.

(c) The trial results in the conviction of an innocent person.

**(2r)** Whoever violates sub. (1) and causes substantial bodily harm or a soft tissue injury to an officer is guilty of a Class H felony.

**(2t)** Whoever violates sub. (1) and causes great bodily harm to an officer is guilty of a Class G felony.

**(3)** Whoever by violating this section hinders, delays or prevents an officer from properly serving or executing any summons or civil process, is civilly liable to the person injured for any actual loss caused thereby and to the officer or the officer's superior for any damages adjudged against either of them by reason thereof.

## Wisconsin Statutes

### 948.03 Physical abuse of a child.

- (1) Definitions. In this section, "recklessly" means conduct which creates a situation of unreasonable risk of harm to and demonstrates a conscious disregard for the safety of the child.
- (2) Intentional causation of bodily harm.
  - (a) Whoever intentionally causes great bodily harm to a child is guilty of a Class C felony.
  - (b) Whoever intentionally causes bodily harm to a child is guilty of a Class H felony.
  - (c) Whoever intentionally causes bodily harm to a child by conduct which creates a high probability of great bodily harm is guilty of a Class F felony.
- (3) Reckless causation of bodily harm.
  - (a) Whoever recklessly causes great bodily harm to a child is guilty of a Class E felony.
  - (b) Whoever recklessly causes bodily harm to a child is guilty of a Class I felony.
  - (c) Whoever recklessly causes bodily harm to a child by conduct which creates a high probability of great bodily harm is guilty of a Class H felony.
- (4) Failing to act to prevent bodily harm.
  - (a) A person responsible for the child's welfare is guilty of a Class F felony if that person has knowledge that another person intends to cause, is causing or has intentionally or recklessly caused great bodily harm to the child and is physically and emotionally capable of taking action which will prevent the bodily harm from occurring or being repeated, fails to take that action and the failure to act exposes the child to an unreasonable risk of great bodily harm by the other person or facilitates the great bodily harm to the child that is caused by the other person.
  - (b) A person responsible for the child's welfare is guilty of a Class H felony if that person has knowledge that another person intends to cause, is causing or has intentionally or recklessly caused bodily harm to the child and is physically and emotionally capable of taking action which will prevent the bodily harm from occurring or being repeated, fails to take that action and the failure to act exposes the child to an unreasonable risk of bodily harm by the other person or facilitates the bodily harm to the child that is caused by the other person.
- (5) Engaging in repeated acts of physical abuse of the same child.
  - (a) Whoever commits 3 or more violations under sub. (2), (3), or (4) within a specified period involving the same child is guilty of the following:
    1. A Class A felony if at least one violation caused the death of the child.
    2. A Class B felony if at least 2 violations were violations of sub. (2)(a).
    3. A Class C felony if at least one violation resulted in great bodily harm to the child.
    4. A Class D felony if at least one violation created a high probability of great bodily harm to the child.
    5. A Class E felony.

### 940.11 Mutilating or hiding a corpse.

- (1) Whoever mutilates, disfigures or dismembers a corpse, with intent to conceal a crime or avoid apprehension, prosecution or conviction for a crime, is guilty of a Class F felony.
- (2) Whoever hides or buries a corpse, with intent to conceal a crime or avoid apprehension, prosecution, or conviction for a crime or notwithstanding s. 946.90 (2) or (3), 946.91 (2), 946.92, or 946.93 (2) or (3) with intent to collect benefits under the assistance program for families with dependent children administered under ss. 49.141 to 49.161, the Medical Assistance program