

CRIMINAL COMPLAINT

STATE OF WISCONSIN

DA Case No.: 2014ML009864

Plaintiff,

vs.

Complaining Witness:

DET. MICHAEL CHAPERON

Court Case No.: 14CF1931

* Smith, Marvin Keith
1936 N 21st St
Milwaukee, WI 53205
DOB: 07/25/1987

**COURT COPY
DO NOT REMOVE**

Wright, Antonio Darnell
2300 W Cherry St
Milwaukee, WI 53205
DOB: 06/09/1992

Defendant,

THE ABOVE NAMED COMPLAINING WITNESS BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY (As to defendant Marvin Keith Smith)

Marvin Smith on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of Alicia Ulmer-Johnson, contrary to sec. 941.30(2), 939.50(3)(g) Wis. Stats.

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

Count 2: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY (As to defendant Marvin Keith Smith)

Marvin Smith on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of Jeremiah Martin, contrary to sec. 941.30(2), 939.50(3)(g) Wis. Stats.

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

Count 3: DISCHARGE OF A FIREARM IN A SCHOOL ZONE (As to defendant Marvin Keith Smith)

Marvin Smith on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did with reckless disregard for the safety of another discharge a firearm at a place the defendant knew was a school zone, contrary to sec. 948.605(3)(a), 939.50(3)(g) Wis. Stats.

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

Count 4: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY (As to defendant Antonio Darnell Wright)

Antonio Wright on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of Alicia Ulmer-Johnson, contrary to sec. 941.30(2), 939.50(3)(g) Wis. Stats.

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

Count 5: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY (As to defendant Antonio Darnell Wright)

Antonio Wright on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of Jeremiah Martin, contrary to sec. 941.30(2), 939.50(3)(g) Wis. Stats.

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

Count 6: DISCHARGE OF A FIREARM IN A SCHOOL ZONE (As to defendant Antonio Darnell Wright)

Antonio Wright on or about Wednesday, April 30, 2014, at 2245 W Cherry St, in the City of Milwaukee, Milwaukee County, Wisconsin, did with reckless disregard for the safety of another discharge a firearm at a place the defendant knew was a school zone, contrary to sec. 948.605(3)(a), 939.50(3)(g) Wis. Stats.

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

On Wednesday April 30, 2014, a concerned citizen called the Milwaukee Police Department and stated that Marvin Smith and Antonio Wright each possessed a firearm, and Marvin Smith discharged a firearm multiple times in the area of 2300 W. Cherry St., City and County of Milwaukee, WI. MPD Police Officer Sean Lesnjak was dispatched to 2245 W. Cherry Street, Milwaukee, WI for this shots fired complaint at about 7:06 P.M. The Milwaukee Shot Spotter showed four shots fired from the area of 2245 W. Cherry St, Milwaukee, WI. While at the location, the officer recovered four 9mm Luger casings and one unfired 9mm Luger bullet.

On Thursday, May 1, 2014, MPD Officers Ryan Mcelroy and Matthew Vandrisse went to 1934 N. 21st Street, Milwaukee, WI to look for a suspect in the shooting, Marvin Smith DOB: 7/25/1987. While at the address, PO Mcelroy and Vandrisse saw Antonio Wright DOB: 6/9/1992 exit the residence with two handguns on his person: (1) black Hi-Point .40 caliber and a (2) .9mm Glock handgun with an extended clip. Wright was arrested at that time. Marvin Smith DOB: 7/25/1987 was also located in the residence at that time and was arrested.

The police investigation continued and on May 2, 2014, a concerned citizen further stated to police that on April 30th, 2014, Marvin Smith had a black gun with an extended clip and Antonio Wright had a small revolver-like handgun. This concerned citizen further stated that Smith and Wright were both discharging those firearms in the area of 22nd St. and Cherry St. on April 30,

2014. Several other witnesses observed Marvin Smith with an extended clip handgun on and around April 30, 2014.

Columbus Martin stated that he was at home with his children Jeremiah Martin (3-years-old) and Alicia Ulmer-Johnson (2-years-old) on April 30th, 2014 around 7:06 P.M. Columbus Martin stated that his children were playing in the front yard of their home at 2215 W. Cherry St, Milwaukee, WI. Columbus Martin stated that shots were fired towards his house and his two children who were playing outside in the yard. Columbus Martin stated that he rushed outside to gather his children so that they would not be shot by the gunfire coming towards his house. Through police investigation, PO Savagian verified that the shots fired by Smith and Wright were fired in an eastern direction from area of 2245 W. Cherry Street towards 2215 W. Cherry St., the location where the children were playing outside.

Milwaukee Police Officer Matthew Thompson verified that Smith and Wright discharged their weapons within 1000 feet of a school – a school zone. The officer measured the distance between 23rd Street and W. Cherry St. to the Urban Day School located at 1441 N. 24th Street, Milwaukee, WI. The distance was 592.3 feet.

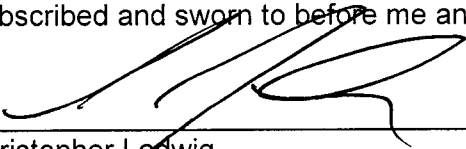
During a *Mirandized* interview, Wright stated that both he and Smith were armed with firearms on April 30th, 2014 in the area of 22nd St. and Cherry St. Wright stated that "Anthony Brown" fired shots at them and that he fired his gun back at "Anthony Brown".

The Milwaukee Shot spotter technology picked up smaller caliber shots fired from the area of 2254 W. Cherry prior to a larger caliber shot which was fired (possibly a shotgun). The shotgun shot was east of 2254 W. Cherry St. and was after the smaller caliber shots.

I further base this complaint upon the fact that Milwaukee County Circuit Court CCAP records reflect that Marvin Smith was convicted in Case No.: 2004-CF-7292, on February 23, 2005, in Milwaukee County, WI, of the felony offense of Armed Robbery Threat of Force, contrary to WI Statutes Section 943.32(2), and that said conviction remains of record and unreversed.

****End of Complaint****

Subscribed and sworn to before me and approved for filing this 8th day of May, 2014.



Christopher Ladwig
Assistant District Attorney
1052024



Complaining Witness

CLERK OF CIRCUIT COURT
14 MAY -9 PM 1:21
CRIMINAL DIVISION