

STATE OF WISCONSIN**CIRCUIT COURT****SHEBOYGAN COUNTY**

STATE OF WISCONSIN

CRIMINAL COMPLAINT

-VS-

Dennis L Petrie
N5047 Big Bend Lane
Sheboygan Falls, WI 53085
DOB: 04/14/1950
Sex/Race: M/W
Alias:

DA Case No.: 2012SB000973
Assigned DA/ADA: Jennifer A Bork
Agency Case No.: S12-05459;
C11-05216; S12-05505
Court Case No.: 2012CF

Defendant.

Sgt. Eugene Wielgosh, Sheboygan County Sheriff Department, being first duly sworn on oath deposes and says on information and belief:

Count 1: ARMED BURGLARY

The above-named defendant on Tuesday, March 20, 2012, in the Town of Sheboygan Falls, Sheboygan County, Wisconsin, did intentionally enter a building without the consent of the person in lawful possession of the place, and with intent to steal,, while armed with a dangerous weapon,, contrary to sec. 943.10(2)(a), 939.50(3)(e) Wis. Stats.

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

Count 2: BURGLARY - ARMING SELF WITH A DANGEROUS WEAPON

The above-named defendant on Friday, July 08, 2011, in the City of Sheboygan, Sheboygan County, Wisconsin, did intentionally enter a residence without the consent of the person in lawful possession of the place, and with intent to steal, and armed himself with a dangerous weapon while in the burglarized enclosure, contrary to sec. 943.10(2)(b), 939.50(3)(e) Wis. Stats.

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

Count 3: THEFT - MOVABLE PROPERTY (SPECIAL FACTS)

The above-named defendant on Friday, July 08, 2011, in the City of Sheboygan, Sheboygan County, Wisconsin, did intentionally take and carry away movable property of Ricky G Spettel, which property is a

firearm, without consent, and with intent to permanently deprive the owner of possession of the property, contrary to sec. 943.20(1)(a) and (3)(d), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, **a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.**

Count 4: THEFT - MOVABLE PROPERTY (SPECIAL FACTS)

The above-named defendant on Friday, July 08, 2011, in the City of Sheboygan, Sheboygan County, Wisconsin, did intentionally take and carry away movable property of Ricky G Spettel, which property is a firearm, without consent, and with intent to permanently deprive the owner of possession of the property, contrary to sec. 943.20(1)(a) and (3)(d), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, **a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.**

Count 5: THEFT - MOVABLE PROPERTY (SPECIAL FACTS)

The above-named defendant on Friday, July 08, 2011, in the City of Sheboygan, Sheboygan County, Wisconsin, did intentionally take and carry away movable property of Ricky G Spettel, which property is a firearm, without consent, and with intent to permanently deprive the owner of possession of the property, contrary to sec. 943.20(1)(a) and (3)(d), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, **a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.**

Count 6: BURGLARY - ARMING SELF WITH A DANGEROUS WEAPON

The above-named defendant on Tuesday, February 17, 2009, Sheboygan County, Wisconsin, did intentionally enter a residence without the consent of the person in lawful possession of the place, and with intent to steal, and armed himself with a dangerous weapon while in the burglarized enclosure, contrary to sec. 943.10(2)(b), 939.50(3)(e) Wis. Stats.

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

Count 7: THEFT - MOVABLE PROPERTY (SPECIAL FACTS)

The above-named defendant on Tuesday, February 17, 2009, Sheboygan County, Wisconsin, did intentionally take and carry away movable property of Debra A Bucko, which property is a firearm, without consent, and with intent to permanently deprive the owner of possession of the property, contrary to sec. 943.20(1)(a) and (3)(d), 939.50(3)(h) Wis. Stats.

Upon conviction for this offense, **a Class H Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.**

Count 8: MISDEMEANOR THEFT

The above-named defendant on Tuesday, February 17, 2009, Sheboygan County, Wisconsin, did unlawfully, intentionally take and carry away the movable property of another, without that person's consent and with the intent to deprive the owner permanently of possession of such property, contrary to sec. 943.20(1)(a) and (3)(a), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, **a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.**

Count 9: CRIMINAL DAMAGE TO PROPERTY

The above-named defendant on Tuesday, February 17, 2009, Sheboygan County, Wisconsin, did intentionally cause damage to the physical property of another, belonging to Debra A Bucko, without that person's consent, contrary to sec. 943.01(1), 939.51(3)(a) Wis. Stats.

Upon conviction for this offense, **a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.**

The basis of complainant's charge of such offense is: Official reports prepared by Deputy Barry Nelson and Gerald Urban of the Sheboygan County Sheriff Department, as well as the reports of Detective Matthew Walsh of the Sheboygan Police Department. The reports of Deputy Nelson indicate that on or about Tuesday, March 20, 2012 at approximately 9:42PM, Deputy Putz and Deputy Nelson of the Sheboygan County Sheriff's Department were dispatched to N6516 Hillside Road in the Town of Sheboygan Falls, Sheboygan

County, Wisconsin, in reference to a person who was on certain property without permission, possibly burglarizing an outbuilding. The report had come in from property owner Wayne E. Sargent, d.o.b. 12/03/44, who resides at the Hillside Road address.

Deputy Nelson and Deputy Putz began walking southbound on Hillside Road and attempted to locate anyone on the property. During this time they observed a path leading towards the shed on the south end of the property. As they walked the path, they could observe that there were outbuildings with sliding doors which were open approximately two feet. Just north of the deputies' location, they observed a silver truck that had been parked on the lawn. At that time they observed a male subject wearing shorts and a T-shirt running towards the truck. Deputies yelled commands at the subject to place his hands up and after a short delay, he eventually did. He was then secured while on the grass near the truck.

Deputy Nelson then cleared the truck as the caller had suspected there were two people on his property as he had observed flashlights moving around. Deputy Nelson opened the driver door, which had been partially opened already. Immediately he observed a silver revolver behind the driver's seat within arm's reach. He also observed a loaded .223 caliber magazine, as well as a bolt cutter and a black ski mask. Also located was a rifle in the vehicle.

The male subject was then identified by a Wisconsin driver's license as Dennis L. Petrie, d.o.b. 04/14/50, hereinafter referred to as the Defendant. The Defendant denied having a conceal carry permit. Deputy Nelson had cleared the firearms to make sure they were safe while on scene. Deputy Nelson noted that the rifle was not loaded but the silver pistol was fully loaded. Deputies also located two brown cloth gloves next to where the Defendant was laying. Deputy Nelson recognized these as items that the Defendant had raised in his hand during the commands to raise his hands and then get down on the ground. Deputy Nelson asked the Defendant about the .223 caliber magazine loaded with ammunition. The Defendant explained that there were no more guns. Deputies were able to run the registration of the silver pickup truck, which was registered to the Defendant, according to Wisconsin Department of Transportation records.

Other officers arrived on scene and assisted in the investigation. Deputy Wittlinger worked as an Evidence Technician and observed a rifle sitting underneath a tree. The rifle was an AR-15 style, which was unloaded. There was a magazine in the magazine well, however, it was unloaded. This AR-15 style rifle matched the same caliber as the clip which was on the Defendant's seat of his pickup

truck. Also located by Deputy Wittlinger was a hat and a clip-on flashlight that belonged to the Defendant. There was also a knife located in the center console of the vehicle. Wayne was shown the weapons that had been located in the defendant's vehicle and Wayne informed the officers that none of the guns had been taken from his property.

Deputy Putz later spoke to the property owner, Wayne, who explained that his daughter had reported a burglary in progress at the residence on Sunday, March 18, 2012. Wayne advised officers that the exterior doors on the pole shed had been opened. He explained to the officers that he knew for a fact that the doors on the east side of the shed and the north side of the shed had been closed. Wayne also noticed a bumper jack that was outside of the doors on the east side of the shed, along with a plastic 5-gallon pail full of brass fittings and copper wire, which were also outside the shed. It should be noted that this is the same pole shed that officers were walking towards upon their initial approach when they located the Defendant. Wayne had ultimately provided a detailed list of items that had been taken, not only from his house but also from his garage. Wayne also noted that someone had previously defecated in the toilet in his house. He stated that the well pump had been shut off so there would not have been enough water pressure to flush the toilet. He stated he also observed that there were beer cans in the house in locations where they would not have been. Wayne explained that he had been in Arizona for several months.

Deputy Nelson interviewed the Defendant while at the Sheboygan County Sheriff's Department. The Defendant explained that he had been in an argument with his wife and had left home to find someplace to go. He stated that he knew the area from duck hunting and drove to the area and parked. He stated that he opened a beer and removed his AR-15 from the vehicle. He explained that this rifle belongs to his brother-in-law. He stated after a while he began playing with the rifle outside of his vehicle. He explained that he saw the officer's headlights and then ran to hide the gun under the trees because it would not look good to have a gun in his hand. The Defendant denied being in the storage shed. Deputy Nelson confronted him that he had gloves on and he had burrs stuck on his shirt and socks. Deputy Nelson also informed him that while on scene, the only place that had those overgrown burrs was the area immediately around the storage building. The Defendant stated he got the burrs from walking down by the river earlier. The Defendant denied entering the building at any time. Deputy Nelson informed the Defendant that there were a lot of items in the shed that were dusty, which would easily leave footwear impressions. The Defendant

denied being in there. The Defendant then stated he wanted an attorney.

Deputy Nelson then walked out of the interview room and watched the Defendant through the monitor. Shortly after leaving the room, the Defendant looked at the bottom of his shoes and then began scraping at his shoes on the carpet and pounding his feet on the carpet. Deputy Nelson observed that the Defendant was trying to remove dirt or debris from the bottom of his shoes. At that time the shoes were seized as evidence.

On July 8, 2011, Officer Wilson of the Sheboygan Police Department responded to 612 Superior Avenue, in the City of Sheboygan, County of Sheboygan, State of Wisconsin, reference a burglary. Officer Wilson made contact with Ricky Spettel, who came home to see that his door had been kicked in. As officers were going through a protective sweep, Officer Hendrikse pointed out to Officer Wilson that in the guest bedroom on the west side of the lower level of the residence, just to the west of the dining room, there was a glass gun display case that was open and it appeared that guns had been stolen. Officer Wilson noticed that the drawer underneath the case was also open and items had been gone through. There was also a shotgun shell on the floor in the doorway.

Ricky Spettel came into the room and house and looked to see if any items were missing. In regards to the guns, Ricky identified that the first gun that was missing was a Ruger Super Redhawk, .44 Magnum, 9-inch, stainless steel barrel revolver, valued at \$800.00. The revolver had an attached 2-power scope with a chrome finish. The scope was a Tascam brand. Ricky stated that he had purchased this gun 20 years ago at a gun store that used to be on Indiana Avenue.

The next gun was a 20-gauge Remington 870 pump shotgun with a wood finish and a 28-inch barrel. The barrel was sanded down to appear chrome. The right side or middle of the stock had damage to it. The damage was a "V" shape. The shotgun was valued at \$150.00. Ricky stated that he had owned this gun for 31 years and believed his mother had probably purchased it at the Fleet Farm in Plymouth.

The next gun was a Mossberg, 12-gauge pump shotgun with a 26-inch barrel and ventilated ribs. The shotgun had a black barrel and wood finished stock and was valued at \$300.00. He stated that he had this gun for approximately 20 years and had no idea where he had purchased it.

The last gun that was taken was a Mossberg 12-gauge, over/under Silver Reserve shotgun with a black stock. The receiver was silver and had gold pheasants imprinted on both sides of it. The gun had a gold trigger. This gun is valued at \$650.00 and it was purchased approximately two years ago at Fleet Farm. Ricky, at the time, had no serial numbers from any of these firearms.

Ricky advised that he arrived home just minutes before he called the police at 11:37PM and when he got home, he saw that the inside door which goes to the kitchen was kicked in. There was damage to the lock and it appeared that the door had been forced open. Ricky advised that his father and his brother knows about the guns and he also indicated that his co-workers at Bemis know that he has guns and that he likes to hunt. He indicated that the only person he could think of that may want to do this out of revenge was Dennis Petrie, d.o.b. 04/14/50. Dennis used to be a co-worker of Ricky's but was fired three years ago. Prior to being fired, Dennis had punctured the tires of Ricky's vehicle multiple times. There were a total of ten tires that were slashed. Ricky stated that his house has been on the market for a year and a half to two years and he has shown the house to various people and has had no open houses.

On July 10, 2011, Officer Wilson made contact with Dennis Petrie and asked him if he knew Ricky Spettel. The Defendant advised that he knew Ricky and said that he just knows that Ricky lives in Sheboygan but did not know anything else. Dennis advised that he would not necessarily say that there were issues in the past between the two but referred to Ricky as an "asshole".

Officer Wilson was also able to contact the manager at Mills Fleet Farm and was able to locate the serial number for the Mossberg silver Reserve shotgun, which was PR12060524.

On March 21, 2012, Detective Walsh was assigned to assist the Sheboygan County Sheriff's Department with a Search Warrant at N5047 Big Bend Lane in Sheboygan Falls, the residence of Dennis Petrie and his wife. Detective Walsh assisted in the search of the residence in the basement and located approximately five different locations where weapons were stored or sitting. The victim of the burglary, Ricky Spettel, had reported a Ruger Super Redhawk .44 magnum, 9-inch steel barreled revolver, valued at \$800.00, bearing a 2x scope with a chrome finish, stolen. The scope was a Tascam brand. This weapon was recovered in Dennis Petrie's residence hidden in a false trap door compartment in the basement laundry room in the rafters.

The next gun located in the basement in the laundry room in a closet behind hunting clothes, among approximately 12 other guns, was a 20-

gauge Remington 870 pump shotgun with a wood finish and a 28-inch barrel. The barrel is sanded down to appear like chrome. Detective Walsh noted that there was a distinct V-shaped crack in the middle of the stock. This is a match to a gun that Ricky Spettel reported stolen from the burglary of his residence at 612 Superior Avenue.

Another gun located at the residence in this same cache of weapons behind the hunting clothes was a Mossberg, 12-gauge, over/under, Silver Reserve shotgun with a black stock and silver receiver. There are decorative gold pheasants imprinted on both sides of the receivers. The Mossberg has a gold trigger. This also is a match to Ricky Spettel's burglary report of his residence.

The next weapon that was located in the same area was a Turkish Mauser rifle, bolt action, 8mm, made by International Arms, with serial number 98092.

On February 17, 2009 at approximately 0526 hours, Deputy Mueller was dispatched to W3069 CTH C, in the Town of Sheboygan Falls, County of Sheboygan, State of Wisconsin, in regards to a burglary which had occurred. Debra Bucko had called the police after locating footprints in the snow near the front door and observed that the front door appeared to have been kicked in, causing the inside trim around the door to separate from the wall. Debra advised Deputy Mueller that missing from her residence was an SKB 900, semi-automatic, 12-gauge shotgun, which she purchase in 1980, with decorative plates on both sides of the stock and a non-rifled barrel which she paid approximately \$200.00 for; a gold necklace, V-shaped with five diamonds in it, which cost approximately \$600.00; a blue Topaz ring, square-shaped, costing approximately \$120.00; a green marquis emerald ring missing one diamond, unknown value; and approximately \$25.00 worth of loose change.

Debra noted that she had left for work at approximately 1320 hours and returned home at 2235 hours on February 16, 2009 and believed that this would have been the time frame that the burglary would have occurred. She stated that the dogs were tied up in the backyard when she is at work and the dogs are in the house with her the entire time that she home. While going through the house with Detective Urban, there were noted more missing items. She noted that there was a jewelry box in her bedroom that was missing two or three rings that were gold with diamonds in them, approximately \$100.00 apiece; a digital converter box from Digital Stream which was still sitting in the box on top of her TV in the bedroom and a gold and emerald earring and necklace matching set in the shape of a butterfly. Debra stated that the door that was broken is not a door that she ordinarily uses and that she ordinarily uses the south

entrance door that leads to the kitchen. She stated that she works second shift at Bemis in Sheboygan Falls.

The footprints noted in the snow appeared to be careful not to leave any footwear impressions in the snow on the front porch because the suspect dragged his feet but left some partial footwear impressions next to the front entrance door that had some tread pattern. The footwear impressions appeared to have been left by an adult sized shoe, either a boot or shoe that had rectangular lugs.

Debra Bucko stated that she had purchased the gun from her cousin. Detective Urban was able to make contact with this cousin, who described to Detective Urban that the shotgun that was stolen was an SKB Model XL900, 12-gauge, semi-automatic shotgun with serial number 2141447. The cousin described the shogun as being equipped with ribbed vented sight on the barrel and had a four-shell capacity in the shotgun's magazine. The shotgun had a blued finish and a medium brown wooden stock and forearm. The shotgun was further described as aluminum decorative plates that were riveted on both sides of the shotgun's receiver that were engraved in black with a pheasant hunting scene. The cousin stated that the shotgun was used as a trap shooting gun and also equipped with a "shell catcher" that was an after-market modification designed to stop the fired shotgun shell from fully ejecting so as not to hit another trap shooter who would be standing next to whoever was shooting the gun.

On February 19, 2009, Detective Urban received appraisals and values of the stolen jewelry: One marquis emerald and diamond ring, valued at \$450.00; one marquis sapphire and diamond pendant at \$125.00; five diamond pendants with chains at \$400.00; three gold and silver with small diamond pinky ring, valued at \$270.00; one price-cut Topaz gold ring at \$120.00; emerald ring and pendant fashioned in the shape of butterflies, valued at \$75.00; one gold chain at \$110.00 and two gold chains at \$80.00; one copper German good luck token, pre-WWII, value unknown. Debra Bucko further described this token as being a Nazi Germany era oil company promotional token that also had the oil company's name embossed on it, but she could not remember what the oil company's name was. On one side of the token was a Swastika symbol with the oil company name and the other side was the oil company with the added "You'll never have bad luck"; and one Digital Stream brand analog digital television converter box was valued at \$59.00.

On March 21, 2012, during the execution of a Search Warrant at Dennis Petrie's home located at N5047 Big Bend Lane, in the Town of Sheboygan Falls, Detective Urban recovered an SKB Model XL900, 12-gauge, semi-automatic shotgun, with serial number 29141447, the same

shotgun described by the victim, Debra Bucko. Also recovered was a green marquis emerald and diamond ring, a copper German gold luck token, pre-WWII. When Debra filed the insurance claim of the pre-WWII token, she had made sketches of the jewelry, including that of the German good luck token. This sketch matched that which was found on the property of Dennis Petrie.

Detective Urban called Debra Bucko and asked whether or not she knew Dennis Petrie and she said that she did. Debra indicated that she worked with Dennis Petrie in the same department at Bemis Manufacturing for approximately two to three years before he was terminated for sexual harassment to female employees. Debra Bucko stated Dennis Petrie was terminated from his employment a few months before the burglary occurred to her home while she working the second shift in the Hinging Department with him and he was aware of her work schedule. The burglary to her home occurred while she was at work during second shift. Detective Urban was able to make contact with Human Resources at Bemis and learned that the Defendant was terminated on July 18, 2007.

It should be noted that at no time did the victims in these matters give the Defendant consent to burglarize their residences or take their property or damage their property.

Subscribed and sworn to before me
this 27th day of March, 2012
and approved for filing:

Assistant District Attorney
Sheboygan County, Wisconsin

Complainant