



# Waukesha County Sheriff's Department

## Supplemental Narratives for Incident W17075762

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### SUPPLEMENTAL NARRATIVE:

**Supplement number:** 74

**Name:** HOPPE AJ

**Date:** 09:44:11 06/06/18

SUMMARY OF IN CUSTODY DEATH // Detective Aaron J. Hoppe #8459, CAD #9412

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This report will serve as the summary of the In Custody Death (ICD) investigation of inmate Jose L. Torres (D.O.B. [REDACTED] 82) that occurred on 10/27/17 at 1509 hours at the Milwaukee County Jail (MCJ) located at 949 N 9th Street in the City of Milwaukee.

Torres had been in custody since 10/17/17. Torres had been assigned to the [REDACTED] Unit at the MCJ at the time of his passing, when he began to suffer from an unknown medical emergency. Torres was treated by jail medical staff, correctional staff, Bell Ambulance Staff, and the Milwaukee Fire Department in the dayroom of the [REDACTED] pod, until he was declared deceased by the Milwaukee Fire Department at 1509 hours.

The Waukesha County Sheriff's Department (WKSO) was contacted and requested to respond as the lead investigative agency per Milwaukee County Sheriff's Department (MCSO) departmental policy.

WKSO responded with Captain Patrick Esser (Supervisor in Charge) and the following Detectives:

Detective Aaron Hoppe- Lead Investigator  
Detective Ross Seitz- Co-Lead Investigator  
Detective Alex O'Toole  
Detective Christy Bahr  
Detective Margaret Herrmann  
Detective Jody Kropp

Milwaukee County Sheriff's Office Detectives:

Detective Todd Rosenstein  
Detective Steven Wall

Investigators from the Milwaukee County District Attorney's Office were present as well:

Investigator Todd Armstrong

Investigator Tara Ferguson

Milwaukee County Medical Examiner Office Representative (ME'S office):

Milwaukee County Medical Examiner Investigator Debbie Stodola

Additional assistance was provided during the investigation by the following WKSO personnel:

Detective Robert Wepfer

Deputy Erich Stubbe

Waukesha County Sheriff's K9 Deputy Chad Niles

Initial Investigation:

Arrival at the Milwaukee County Jail:

Upon arriving at the Milwaukee County Jail on 10/27/17 at 1630 hours, WKSO Captain Patrick Esser along with WKSO Detectives Hoppe, O'Toole, Seitz, Bahr, Herrmann, and Kropp met with the following staff from the Milwaukee County Sheriff's Department (MCSO): Deputy Inspector Aaron Dobson, Captain Daniel Dittberner, Detectives Todd Rosenstein and Steven Wall. Also present were Milwaukee County District Attorney's Office Investigators Todd Armstrong and Tara Ferguson, and Investigator Debbie Stodola from the Milwaukee County Medical Examiner's Office.

During the meeting all members in attendance were briefed on the following information:

Torres had been taken into custody on 10/17/17 by members of the Milwaukee HIDTA Task Force in regards to an investigation being conducted by the South Milwaukee Police Department. During an arranged drug transaction with an investigator acting in an undercover capacity and a confidential informant (C.I.). Torres was taken into custody and subsequently charged with the following crimes:

- \* 961.41(1m)(d) Possess w/Intent-Heroin(>3-10g)
- \* 961.41(1m)(cm)1g Possess w/Intent-Cocaine (<=1g)
- \* 940.203(2) Battery to Law Enforcement Officer
- \* 946.41(1) Resisting an Officer

Torres was transported to Aurora South Shore for medical clearance after his arrest and later transported to the Milwaukee County Jail where he was booked on the above-mentioned charges.

Detectives had been briefed that Torres was involved in a cell extraction prior to his passing on 10/27/17. Video surveillance of the cell extraction that occurred was reviewed, but not in its entirety. Once the meeting was completed, detectives from WKSO were escorted to the location of the incident and were able to survey the scene. Afterwards, assignments were issued and the following information was gathered.

Facts and Summary of the initial investigation:

Jose Torres was arrested by members of the Milwaukee HIDTA Task Force on 10/17/2017 in relation to a heroin overdose investigation that originated in the City of South Milwaukee. Torres was transported to the hospital after his arrest

for medical clearance, which was pre-planned due to suspected heroin usage, but Torres had made complaints of [REDACTED] after the arrest. Torres was treated and medically cleared at Aurora South Shore Hospital. Torres was then transported to the South Milwaukee Police Department to be interviewed for the heroin overdose investigation. While at the PD Torres declined to speak with investigators and was placed into a holding cell until he was later transported to the Milwaukee County Jail and booked on several charges in relation to the overdose investigation and possession of narcotics found on his person during his arrest. During his medical intake screening at the MCJ, Torres admitted to using heroin, cocaine, and prescription pills. It should be noted that the he had later admitted to drinking large quantities of alcohol on daily basis, but initially denied any alcohol usage upon initial intake at the jail. Upon being transported to the jail, Torres was housed in the booking area until the morning of 10/18/17 when he was eventually transported to Pod 3B while he was being classified for a permanent housing assignment. Torres was initially treated for [REDACTED] while in 3B. Torres remained in 3B and was seen by medical staff several times until he was cleared for general population on 10/23/17. Torres was then transported to Pod 4B for his housing assignment. While being escorted to 4B, corrections staff had concerns for Torres [REDACTED] based on his demeanor and statements. Staff requested he be interviewed by someone from the medical or [REDACTED] department to determine if he was fit for general population. Torres was interviewed by [REDACTED] and it was determined that he was not fit for general population and was subsequently transported to the [REDACTED] at the MCJ.

Upon arrival at the [REDACTED] Torres was placed into sub pod B, cell #8. Torres remained housed in [REDACTED] in that cell until his passing on 10/27/18. While housed in the [REDACTED] Torres remained on [REDACTED] and was observed on a daily basis by [REDACTED]. On 10/27/17 Torres was again cleared for general population by the [REDACTED]. While awaiting transport to his housing unit, Torres again began making strange comments causing the corrections staff to once again ask that he be re-evaluated. During an evaluation by the [REDACTED] Torres stated that he was "going to die today". Based on that statement Torres was placed on [REDACTED] and was on fifteen minute checks. Due to Torres refusing to abide by the [REDACTED] requiring Torres to have his clothing and bedding removed, and replaced with a rip proof [REDACTED] a cell extraction was conducted. During the cell extraction Torres became resistive and was directed to the ground with minimal force. Torres was eventually restrained and removed from the sub pod in full view of the surveillance camera. Torres was evaluated by the medical department and it did not appear that he was injured during the extraction and subsequent incident that followed. Torres did not complain of any injuries during this time and continued making "bizarre" statements according to staff. Torres was then issued medication for [REDACTED] [REDACTED] based off an order by the [REDACTED] Nurse Practitioner due to statements Torres made to him about [REDACTED]. Torres was then escorted back into his cell and changed into a [REDACTED] according to statements by staff and surveillance video. After returning to his cell, Torres was issued a Styrofoam container which held his lunch inside of it. Torres did not eat and can be observed standing at his cell door naked after removing the smock. Torres was then observed forcefully colliding with the wall in a violent manner. During this time, Torres was alone in his single cell and the contents of the Styrofoam container can be seen leaking under the cell door indicating that Torres landed

on the container. Torres is observed laying on the ground inside of his cell and appears to be on his left side, which is the side that appeared to strike the wall first, and slapping the ground with his right hand. Staff is observed on surveillance video checking on Torres but it is not believed they witnessed the event where Torres appears to strike the wall in a violent manner. Staff does recognize that Torres is unresponsive and does call for the medical department to conduct an evaluation on Torres. After conducting a brief evaluation of Torres, the medical department makes a decision to have Torres sent out to a local hospital for an evaluation. While awaiting Bell ambulance to arrive and transport Torres, staff notices that Torres is completely unresponsive and a medical back up is called by staff. Torres is eventually removed from his cell and placed in a chair and brought to the middle of the dayroom in the sub pod. Medical staff attempts to check on Torres's vitals but are unable to get any "readings". Medical staff believes the equipment is faulty and while retrieving new equipment, correctional staff determine that Torres has stopped breathing and does not have a pulse. At that time Bell ambulance is escorted into the sub pod and staff is placing Torres on the ground and begin performing CPR. CPR is continued until the Milwaukee Fire Department arrives a short time later and takes over lifesaving until Torres is declared deceased at 1509 hours.

The autopsy concluded that Torres died from Blunt Force Injuries to his chest and abdomen, with specific injuries to his [REDACTED] and [REDACTED] along with [REDACTED] some of which were attributed to lifesaving attempts. The Medical Examiner concluded that these injuries occurred shortly prior to Torres's passing. While reviewing surveillance video from the time Torres arrived at the South Milwaukee Police Department on 10/17/17 through his time at the MCJ until the morning of 10/27/17, Torres is not observed having any physical altercation or incident which would have caused the injuries to his [REDACTED]. According to interviews and medical chart notes, Torres behavior was "bizarre" and would change on a daily basis. It appeared that there was an inconclusive decision on whether he should be treated for medical or psychiatric conditions.

The Medical Examiner also reviewed the surveillance video from the cell extraction that occurred on 10/27/17 and determined that it was unlikely the injuries suffered by Torres occurred during the cell extraction based on the video and Torres' behavior afterwards, which was not indicative of someone who was suffering from severe internal injuries. Torres was escorted back to his cell and was placed back inside the cell without further incident to the knowledge of investigators, and was alone in his cell when he is observed violently, either throwing himself or ejecting himself off of a toilet or sink into the wall of his cell. Shortly afterwards Torres is found to be unresponsive and later declared deceased.

Timeline of significant events from (Hours in Military time):

10/17/17:

- \* 1710 Hours- Torres taken into custody near 2478 S 7th Street in Milwaukee.
- \* 1750 Hours- Torres admitted to Aurora South Shore Hospital.
- \* 1848 hours- Torres discharged from Aurora South Shore Hospital.
- \* 1854 hours- Torres arrives at South Milwaukee Police Department.
- \* 2224 hours- Torres arrives at the Milwaukee County Jail.

10/18/17:

\* 0946 hours- Torres enters Pod 3A- Assigned to cell #11.

10/19/17-10/22/17:

\* No significant events.

10/23/17:

\* 0615 hours- Medical Emergency called for Torres due to complaint of [REDACTED]

\* 0618 hours- Torres returned to his cell without further medical attention.

\* 1442 hours- Torres seen by [REDACTED] Williams.

\* 1516 hours- Torres transferred to Pod 4B.

\* 1625 hours- Torres transferred to Pod 4D.

\* 2015 hours- Torres transferred to [REDACTED]

\* 2019 hours- Torres arrives in [REDACTED] Sub Pod B, Cell #8.

10/24/17-10/26/17:

\* No significant events.

10/27/17:

\* 1136 hours- Staff enters Torres' cell for cell extraction due to [REDACTED] concerns.

\* 1137 hours- Torres is escorted out of the cell, Torres begins to resist and is directed to the ground.

\* 1158 hours- Torres is escorted back to cell after receiving medical attention and is placed in a [REDACTED]

\* 1225 hours- All staff exit the pod, Torres is in a [REDACTED] and secured in cell.

\* 1307 hours- Torres removes [REDACTED] and is naked, standing at his cell door.

\* 1324 hours- Torres appears to either fall or throws himself into cell wall.

\* 1331 hours- RN Horvath looks into cell and walks away.

\* 1337 hours- Torres appears to stand up for a brief period.

\* 1356 hours- RN Horvath again walks up to cell door and looks inside briefly before walking away.

\* 1409 hours- Medical emergency called by Corrections Officer Jones.

\* 1418 hours- Torres is removed from cell and placed in a chair in middle of dayroom of Sub Pod B.

\* 1427 hours- Staff check for pulse and lay Torres on floor and begin CPR. Bell ambulance arrives simultaneously and assists.

\* 1435 hours- MFD arrives on scene.

\* 1509 hours- Torres is declared deceased.

Initial scene investigation: [REDACTED] Sub Pod B Dayroom and cell #8:

Detective Kropp videotaped the dayroom, which consisted of an open area and a table with eight cells along the outside walls of the dayroom, and a single stall shower.

Detective Kropp then completed a 360-degree overview of the dayroom before entering cell #8, which was secured prior to our arrival and unlocked by corrections staff. The cell was videotaped, consisting of a 360-degree overview of the cell, containing two white bed sheets, a yellow cloth [REDACTED], and a white Styrofoam food container with leftover contents of a meal. The cell, along with all of these items, were covered in the inmate's feces and urine.

After videotaping the scene, Detective Kropp also took 360-degree overall photographs of the dayroom and cell documenting the condition of the toilet and sink, which were functioning properly. Overall photographs with medium and close-up photographs of Torres' body were taken. A function test of the cell intercom system was performed and determined to be functioning properly, due to the fact the corrections staff at their officer station acknowledged both audible and visual computer notifications after the button was pushed. A total of 35 photographs were taken. After photos were taken, Deputy Chad Niles and his K9 partner Xan, being trained and certified in the detection of narcotic odor, specifically marijuana, cocaine, meth, and heroin, were deployed and sniffed a series of cells and the dayroom. After each of these areas were checked, it was determined that K9 Xan did not give any alerts to narcotic odor.

Timeline summary of Cell Extraction and medical emergency on 10/27/17:

The video does start on 10/27/17 at 11:35:00 and does show Captain Sobek and Correctional Officer Tyler at the cell door of Inmate Torres, which is identified as Cell #8 in Sub Pod B of the [REDACTED]. Shortly thereafter Officer Keen does enter the pod and remains in the sub pod as well. Social Worker Steve Schmid does remain outside near the officer station. The officers remain in the area until 11:35:51 when Correctional Officer Tyler does return with a RIPP belt (a Velcro restraint belt) in an attempt to secure Inmate Torres.

At 11:35:55 Lieutenant Solomon approaches the door and at 11:36:08, Captain Sobek, Lieutenant Solomon, Officers Tyler, Keen, and Walton are standing near the door, waiting for the door to be opened.

At 11:36:38 Officer Walton does walk away and exits the dayroom in an attempt to retrieve a different pair of handcuffs.

At 11:36:56 the cell door opens, which is opened by Lieutenant Solomon. Captain Sobek is the first person in the cell followed by Officer Keen and Lt. Solomon. At this point, Officer Walton reenters the sub pod and enters the cell at 11:37:03.

At 11:37:09 Officer Walton does exit the cell, followed by Captain Sobek, who is followed by Lieutenant Solomon.

At 11:37:14 Officer Keen exits the cell, holding Torres' right arm and Officer Tyler is the last person who exits the cell and is holding Torres' left arm.

At 11:37:20 Torres appears to begin to resist as officers were attempting to place him into handcuffs, where they were attempting to place Torres into a [REDACTED] as ordered by the [REDACTED]. At this point, Captain Sobek does back away and continues to observe the situation, while Lieutenant Solomon and Officers Tyler, Keen, and Walton remain hands on with Torres.

At 11:37:21 Officer Jones enters the dayroom with a [REDACTED] and places it on a table and begins to assist the other officers with restraining Torres. Torres is facing the cell door at this time and is eventually directed to face a wall at 11:37:24, and at 11:37:27 Torres begins to crouch down and is directed to the floor three seconds later, where he begins to lie on his stomach. At this point, Torres is being controlled by the corrections officers with a very limited amount of force and nobody appears to strike Torres in any fashion. As Torres is directed to the ground, it is a very controlled descent with Torres originally going to his knees and then lying on his stomach. Once Torres is lying on the floor on his stomach, Officer Keen lays over Torres, mainly on his right side, with Lieutenant Solomon and Officer Tyler holding Torres' legs, while Officer Jones is controlling Torres' head, and Officer Walton controlling Torres' right arm. While Officer Keen is lying over Torres' lower back area, attempting to use his weight to keep Torres on the ground, he is securing Torres' left arm.

At 11:37:55 Officer Walton begins to attempt to secure Torres' left wrist and eventually turns the handcuffs over to Lieutenant Solomon who placed Torres' left wrist into wrist restraints at 11:38:06. Officer Walton then stands up, while continuing to secure Torres' right arm, along with Officer Keen. Officer Keen then relieves his weight from Torres' body, and bring Torres' right arm to his lower back, where that is secured in wrist restraints at 11:38:26.

At 11:38:33 Lieutenant Solomon stands up and at 11:38:36 Torres' is rolled onto his right side by Officer Keen and Jones.

At 11:38:44 seconds Torres is lifted to his feet by Officers Walton, Tyler, Keen, and Jones. Torres is then escorted from the dayroom by Officer Tyler and Walton, along with Keen, Jones, Lieutenant Solomon, and Captain Sobek following at 11:38:49.

At 11:39:04 Torres is placed in a chair outside of the dayroom and in front of the officer station. During this time, Torres' hands are in wrist restraints, placed behind his back and, while the video does not have sound, it does appear that Torres is communicating with the officers. Torres is seen communicating with RN Dana Taft and Social Worker Schmid who later remained on scene. It should be noted that both were observing the cell extraction, where Torres was restrained after being directed to the floor, and during this time [REDACTED] Nurse Practitioner Leslie Mathewson is also seen near the officer station.

At 11:39:22 Torres is observed on camera, sitting in the chair, communicating with staff, while Officer Tyler is on Torres' right side, Officer Jones on Torres' left side, Officer Keen appears to be wiping Torres' face with a washcloth, while Torres continues to verbalize. It was later learned that Torres appeared to be crying, yelling, and had bodily fluid coming out of his nose and mouth due to his emotional state.

At 11:39:38 RN's Taft and Giluli appear to begin speaking with Torres.

At 11:39:48 Officer Keen is again seen wiping Torres' face with a towel, and at 11:40:17 RN Taft does check Torres' cuffs and at 11:40:20 RN Horvath does enter the area. During this time, inmate workers are observed cleaning Torres' cell, and it was later determined that Torres had been throwing toilet water in his cell, which led to the officers requesting that the inmate workers clean the

cell.

At 11:40:51 RN Giluli again lifts Torres' T-shirt and begins checking his abdominal area, as part of the medical assessment.

At 11:41:22 RN Taft begins checking Torres' blood pressure and at 11:42:12 RN Taft does walk away.

At 11:42:15 Torres appears to be yelling at the officers, and RN Taft does return at 11:42:38.

At 11:45:00 Officer Walter does enter the sub pod and attaches a part of the RIPP belt to the outside portion of the cell door. At 11:45:06 Correctional Officer Williams enters the area while Torres appears to be screaming at officers.

At 11:46:40 Officer Williams is preparing what appears to be the [REDACTED] which is eventually placed on Torres.

At 11:48:09 Officer Williams does take over for Officer Tyler and Officer Walton eventually takes over for Officer Jones at 11:52:49.

At 11:53:09 RN Horvath is seen giving Torres medication, which is later learned to be [REDACTED] which Torres does take with water.

At 11:56:30 Torres is lifted to his feet and Officer Tyler grabs the RIPP belt but it appears that Officer Walton had already obtained one. Officer Walton then retrieves the RIPP belt from Officer Tyler and Officers Jones and Tyler place the RIPP belt around Torres' waist at 11:56:43. Torres is then placed into wrist restraints with the assistance of the RIPP belt, indicating that his hands are in wrist restraints and placed in front of him, with the RIPP belt wrapped around Torres' lower abdomen and waist area. That is completed at 11:57:26, and Torres is then escorted to his cell at 11:57:41 by officers. Officer Williams is securing Torres' right arm and Officer Walter is securing his left arm and is followed by Officers Tyler and Keen.

At 11:57:53 Officer Tyler does grab the [REDACTED] and Torres is placed in front of his cell door. Torres is initially connected to a strap with the RIPP belt to the door handle of his cell but is eventually led to the inside portion of his cell where officers will remove his clothing and place him into a [REDACTED]

At 11:58:28 Officers Tyler, Williams, Walton, and Keen enter the cell and are out of view.

At 11:58:55 Correctional Officer Neale Robinson, who was providing breaks in the facility at the time of the call and responded to assist, appears and shortly thereafter at 11:59:27 Torres' T-shirt is seen being thrown from the cell. During this time, Canine Officer Robinson is observing and does not appear to have any reaction as to the events going on inside of Torres' cell, which is again out of camera view. There are certain shadows you can see on the wall, and based on the shadows, as well as the other individuals who are observing Torres being removed from his clothing and into the [REDACTED] there does not appear to be anything noteworthy going on in the cell during this time.



At 12:00:00 Torres' pants are thrown from the cell and at 12:00:31 Officer Robinson does enter the cell as well.

At 12:00:58 all officers do exit the cell, and the cell door is closed behind them with Torres coming up to the cell door observed on camera and observed in his yellow [REDACTED]

Over the next several minutes, inmate workers continue cleaning the dayroom area of the sub pod, and at 12:25:33 all inmate workers and corrections officers are outside of the dayroom, and all daily activity resumes as normal.

Over the next several minutes, Torres does not appear in camera view standing at his cell door. There is nothing noteworthy until 13:07:33 when Torres appears to remove his yellow [REDACTED] and place it on the floor of his cell. The smock is observed on camera, but you cannot see Torres at that time. Torres is then seen on camera at 13:23:38 and appears to be naked. He is standing in front of his cell door and appears to be attempting to manipulate the door or kick at the bottom of the door. It should be noted that Torres had previously been issued a Styrofoam lunch, which was inside of his cell at the bottom of the cell door.

At 13:24:33 Torres suddenly appears in camera view and appears to be falling or throwing himself into the wall of the cell. Torres may have been climbing on top of his sink or toilet and launching himself into the wall. It does appear that there is a significant amount of force, when he strikes the wall. After Torres strikes the wall at 13:24:34, he does lay on the ground at the bottom of the cell door. After falling to the ground, a white liquid is observed coming from the bottom portion of the door. It was later determined that the Styrofoam lunch that Torres had obtained did contain a carton of milk, which was crushed as he fell on top of it after hitting the wall with a significant amount of force.

At 13:24:44 Torres is seen lying on his left side and appears to be slapping the ground with his right hand as if he is in pain. Torres does remain on the floor, either on his side or on his back for the remainder of the time he is observed on camera. During this period Officer Jones does check on Torres and eventually the medical department is called.

RN Horvath does enter the sub pod at 13:30:42 but does not immediately go to Torres' cell. At 13:31:16 she does go over to Torres' cell and appears to look inside of it and immediately walks away.

At 13:32:40 Officer Walton approaches the door and appears to use his radio as he walks away at 13:32:53.

At 13:37:15 Torres does stand up and shortly thereafter, RN Horvath and RN Dana Taft enter the pod and walk up to Torres' cell and walk away at 13:37:47.

At 13:38:58 RN Horvath and RN Taft do enter the sub pod and speak with Torres at his cell until 13:40:44.

At 13:56:17 RN Horvath again enters and stops at Torres' cell and walks away at 13:56:20.

Torres is then seen at 13:59:30 on camera, and it appears that he is lying on his back due to the fact that you can see Torres' legs, and they appear to be against the bottom portion of the cell door, feet first.

At 14:05:39 Officer Jones approaches the door and quickly exits the pod. At this point it appears that Officer Jones is just checking on Torres as she continues to retrieve the Styrofoam lunch trays from the other inmates' cells.

At 14:09:38 Officer Jones approaches the cell door again and begins attempting to communicate with Torres.

At 14:11:50 Officer Payne does enter the sub pod along with other officers and it is believed at this point, a medical backup had been called. Other officers, as well as a supervisor, arrive on scene and begin retrieving gloves and masks due to the fact that Torres had defecated and urinated inside of his cell at this point.

At 14:15:40 Torres' cell door is opened and officers do lay down a blanket to cover the feces and urine on the floor while they enter the cell. Officers eventually remove Torres at 14:18:25 and place him into a dayroom chair, which they subsequently drag into the middle of the dayroom. Torres is seen with limited movement at this time, and it is undetermined if he is conscious based on the video review. Statements by the officers that were obtained indicate that Torres was somewhat coherent and communicating during this time, but while reviewing the video, it does not appear that Torres was coherent and that he appears to be slumped over during this period. The medical staff, including RN Horvath, do attempt to obtain blood pressure from Torres, but it appears that there was no blood pressure that was reading, and RN Horvath believes that the "machine was broken". RN Horvath appears, is observing other officers attending to Torres, as she is retrieving clothes to place onto Torres due to the fact that he was naked and believed that he was going to be transported to a hospital. As this was happening, one of the officer's attempts to conduct, what is described as a sternum rub on Torres, with no response. At this point Bell Ambulance does arrive on scene and enters the sub pod, as it was determined that Torres was not breathing and did not have a pulse, which was at 14:27:37.

At 14:27:57 Torres was placed on the ground and CPR is started by corrections staff along with the medical staff.

At 14:35:45 the Milwaukee Fire Department arrived and took over primary care of Torres while some corrections staff continued assisting with CPR. Resuscitation attempts continue until 15:09:00, where staff does cease all attempts.

Statements and walk-through's were conducted with all staff members involved in the cell extraction and medical emergency. All the information that was received was consistent with the video surveillance that was reviewed. There did not appear to be any events with staff or any other inmates during this time, which would have led to this type of injury, and at this point there is nothing to suggest any foul play or use of force was involved in the passing of Jose Torres.

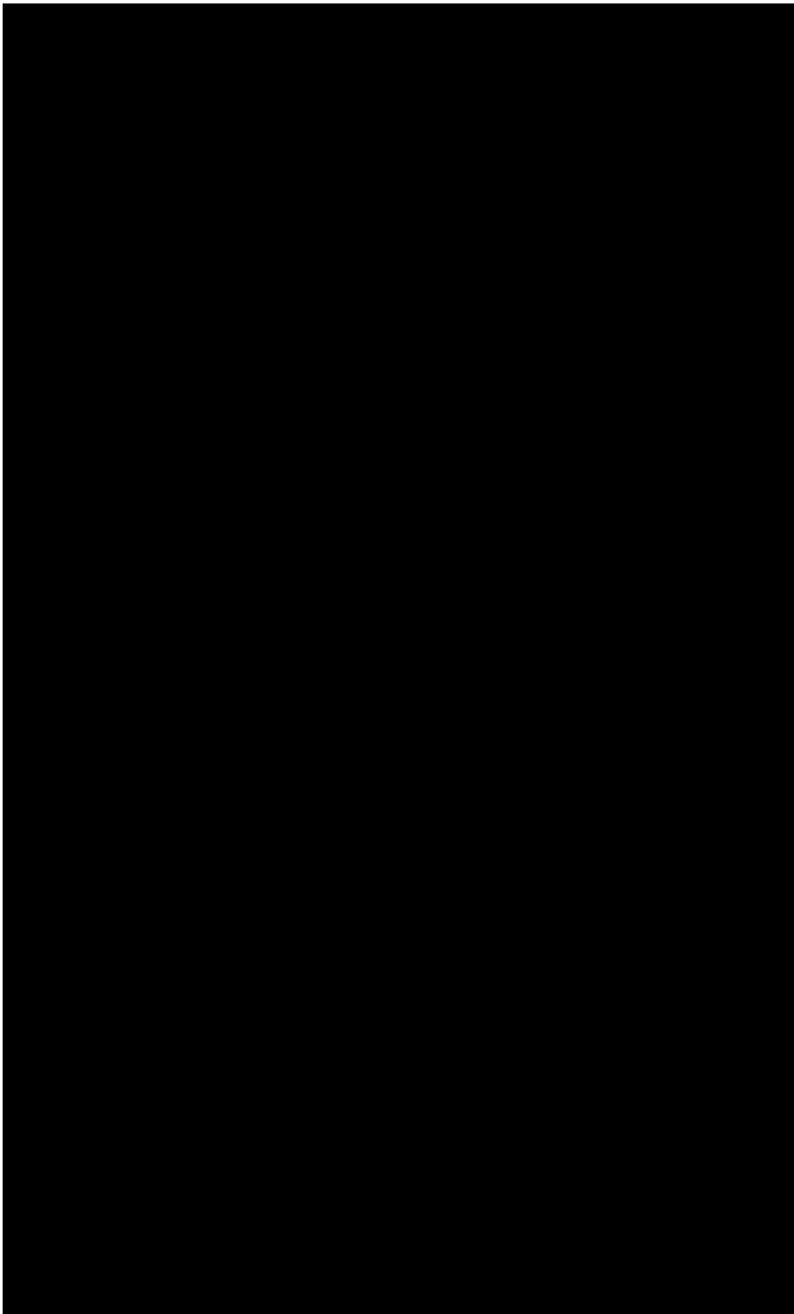
Milwaukee County Jail AED Download:

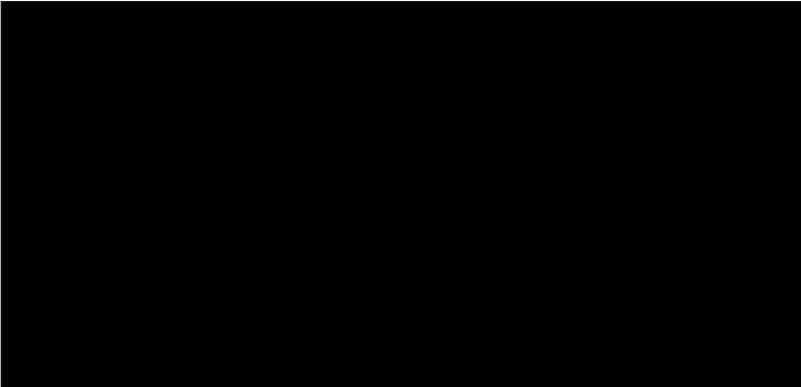
The AED that was used by Correctional Staff was collected as evidence on 10/27/17. On 11/01/17 the AED was removed from Property Inventory by Detective Kropp. The AED was then taken to the Milwaukee County EMS Offices by Detective Kropp in an attempt to download the recordings that were captured during the attempted resuscitation efforts of Torres by Correctional Staff on 10/27/17.

The AED was downloaded by EMS Coordinator Marty Rukavina. Afterwards the AED was returned to Property Inventory and the results of the download are as follows:



The report further indicates that zero shocks were delivered during the 10:17 that the AED was activated and a summary of the event is as follows:





Again to reaffirm the AED was activated for a total of 10:17 and during this time, there were no shocks issued by the device itself. The AED was removed by the Milwaukee Fire Department who attached their external defibrillator to the pads that were still on Torres at the time.

Relative Notification:

On the evening of 10/27/17 and morning of 10/28/17, Detectives Herrmann and Hoppe did attempt to meet with the family of Jose Torres to notify them of his passing at the Milwaukee County Jail. The address provided by Torres to jail staff was found to be an old address and with the assistance of the Milwaukee Police Department an address of 2539 N 37th was checked. This was the address for Kristie Adams-Nieves who was believed to be the wife of Torres but it was later determined that she was the longtime girlfriend of Torres and they had not been legally married. While at the residence contact was made with Kristie who was found to be at a neighboring residence. Kristie spoke very little English and translation was completed by an Officer with the Milwaukee Police Department. During this time Kristie identified herself as Torres' girlfriend but based on the fact that there was little information known about other family members, notification was made at that time.

Kristie was overcome by emotion but was eventually able to provide information that Torres was an alcoholic, and had addictions to cocaine and prescription narcotics. Kristie stated that Torres had [REDACTED] and possibly other health ailments but was somewhat secretive about his conditions. Kristie then provided an address for Torres' mother who was identified as Maria Del Pilar Robles-Rosaa. Detectives Herrmann and Hoppe then responded to the residence along with MPD Officers.

Upon arrival at the residence, notification was made to Torres' mother and several other family members but due to the fact that several people had been overcome with emotion very little information could be learned at the time. On 11/01/17, Detectives Hoppe and Seitz met with the family of Torres at the Waukesha County Sheriff's Department in an attempt to obtain background information. During the meeting the family explained that Torres had suffered from [REDACTED] and was also suspected of abusing cocaine and prescription narcotics, specifically [REDACTED]. The family stated that Torres was alleged to have an [REDACTED] which had caused Torres to lose a significant amount of weight recently. Torres was also described as having [REDACTED]. The family did disclose that there were concerns for Torres' wellbeing based on his struggles

with [REDACTED]

Autopsy and Cause of Death:

Autopsy:

On 10/28/17, Detectives Hoppe and Seitz attended the autopsy of Jose Torres which was conducted at the Milwaukee County Medical Examiner's Office. The autopsy was conducted by Dr. Wieslawa Tlomak and Forensic Assistant Amanda Meeker. During the autopsy Dr. Tlomak noted several internal injuries and bruises on the exterior portion of Torres's body that were of particular interest. Dr. Tlomak stated that there were several [REDACTED] which she believed were attributed to resuscitation efforts but noted that there was [REDACTED] near the area where the [REDACTED] is located, which is on the left side of the body. Dr. Tlomak stated that there was what she described as "traumatic injuries" to the [REDACTED] of Torres which led to significant [REDACTED]. The bruises that were noted appeared to be old and most appeared on Torres's legs and back area but Dr. Tlomak did not feel that these were significant enough to have played a role in the death of Torres. Dr. Tlomak stated that she would be sending out cultures for testing and would examine the reports completed by MCSO and WSD prior to making a final determination or cause of death.

After the autopsy Detective Hoppe met with Dr. Tlomak on several occasions to provide her with the necessary reports and video to assist with her investigation. A full review of jail surveillance footage was completed and turned over to Dr. Tlomak along with possible relevant footage of incident's which may assist her in determining a cause of death.

After conducting her investigation Dr. Tlomak determined that the following;

Cause of Death: Blunt Force injuries to the chest and abdomen  
Manner of Death: Undetermined

Dr. Tlomak stated that the fatal injuries suffered by Torres likely occurred just prior to his passing. This information would exclude any possible injury suffered during the arrest of Torres on 10/17/17. In regards to the cell extraction, Dr. Tlomak stated that based on Torres' behavior and actions afterwards, it was unlikely that the fatal injuries would have occurred during that time. This information was based off of surveillance video and witness interviews.

The following is a list of MCSO jail and medical staff that were interviewed during the investigation along with the detective(s) who conducted the interview. \*Please see their supplement report for details of their interview\*

Correctional Staff:

- \* Corrections Captain Scott Sobek- Detectives Hoppe and Wepfer
- \* Corrections Lieutenant Michael Stevens- Detective O'Toole
- \* Corrections Lieutenant Brandy Solomon- Detectives Hoppe and Wepfer
- \* Correctional Officer Tijah Williams- Detectives Bahr, Hoppe, and Wepfer
- \* Correctional Officer Jennifer Matthews- Detective Seitz
- \* Correctional Officer Vicente Santana- Detective Seitz
- \* Correctional Officer Jacquise Payne- Detective Seitz

- \* Correctional Officer Rebecca Ehrmann- Detective O'Toole
- \* Correctional Officer LaDonna Jones- Detective O'Toole
- \* Correctional Officer Daniel Walton- Detectives Hoppe and Herrmann
- \* Correctional Officer Cary Keen- Detectives Herrmann and Seitz
- \* Correctional Officer Quivon Dillon- Detectives Hoppe and Wepfer
- \* Correctional Officer La Cinda Sloan- Detectives Hoppe and Herrmann
- \* Correctional Officer Kevin Tyler- Detective Seitz
- \* Correctional Officer Stephanie Reither- Detectives Bahr, Herrmann, and Hoppe
- \* Correctional Officer Deidra Adams- Detective O'Toole
- \* Correctional Officer- Andrew Hynst- Detective Seitz
- \* Correctional Officer (K9) Neale Robinson- Detectives Hoppe and Wepfer
- \* Correctional Officer William Little - Detectives Hoppe and Wepfer

Medical Staff:

- \* Lead Medical Physician Dr. Karen Horton- Detectives Hoppe and Herrmann
- \* Medical Supervisor Kayla McCullough- Detectives Hoppe, Herrmann, and Wepfer
- \* Nurse Practitioner [REDACTED] Lesli Mathewson- Detectives Hoppe and Wepfer
- \* Nurse Practitioner (Medical) Brandon Decker- Detective Seitz
- \* Nurse Practitioner Deb Mayo [REDACTED] Detectives Hoppe and Wepfer
- \* Nurse Practitioner (Medical) Mercy Mahag- Detective Seitz
- \* Medical RN Dana Taft- Detectives Hoppe and Herrmann
- \* Medical RN Jean Horvath- Detective Seitz
- \* Medical RN Nichole Giluli- Detectives Hoppe and Wepfer
- \* Social Worker Steven Schmid- Detectives Hoppe and Wepfer
- \* [REDACTED] Health Director Joel Dewitt- Detective O'Toole

In addition to correctional and medical staff, the following individuals responded during the emergency medical treatment and resuscitation efforts on 10/27/17. \*Please see their supplement report for details of their interview\*

Additional Interviews of citizen witness's:

- \* Bell EMS Staff member Kristine Markunas- Detective Seitz and Herrmann
- \* Bell EMS Staff member Joshua Seamars- Detective Seitz and Herrmann
- \* Milwaukee Fire Department Lieutenant Douglas Pietz-Detective Hoppe
- \* Timothy Bessette- Citizen witness - Detective Hoppe
- \* Matthew Collado- Citizen witness- Detective Hoppe

Summary of arrest, transport, and medical clearance of Torres on 10/17/17-10/18/17:

Individuals interviewed regarding the arrest, transport and medical clearance of Wilson. \*Please see their supplement report for details of their interview\*

- \* South Milwaukee Investigator Jonathan Rivamonte
- \* South Milwaukee Investigator Logan Staege
- \* South Milwaukee Police Officer Timothy Lewison
- \* South Milwaukee Police Officer Kyle Stormoen
- \* South Milwaukee Police Officer Christopher Rhode
- \* DEA Agent James Krueger
- \* West Allis Police Officer/HIDTA- Steven Heckler

Arrest:

Torres was arrested on the afternoon of 10/17/17, during an investigation of a Heroin Overdose Death that originated in the City of South Milwaukee. During this investigation, Torres was believed to be the source of heroin that led to the death of an individual on 10/16/17. Torres was taken into custody by members of the South Milwaukee Police Department and Milwaukee HIDTA Task Force after arriving at a predetermined location where Torres had agreed to complete a transaction for heroin. After being taken into custody Torres was transported to Aurora South Shore for medical clearance, which had already been determined based on information investigators had learned about Torres suspected drug use. Once at the hospital Torres complained of [REDACTED] which he claimed originated during the arrest. Torres was medically cleared shortly afterwards and was issued an ace bandage for his [REDACTED] upon discharge. After being medically cleared, Torres was transported to the South Milwaukee Police Department where upon being questioned by investigators; Torres invoked his Miranda rights and was later transported to the Milwaukee County Jail and turned over to jail staff. Video and audio surveillance of Torres at the South Milwaukee Police Department was reviewed. Torres appeared slightly agitated over his arrest but was cooperative. Torres made no requests or complaints to any of the staff during his time at the Police Department. It should be noted there was no video of the arrest made by SMPD and HITDA.

Transport for medical clearance:

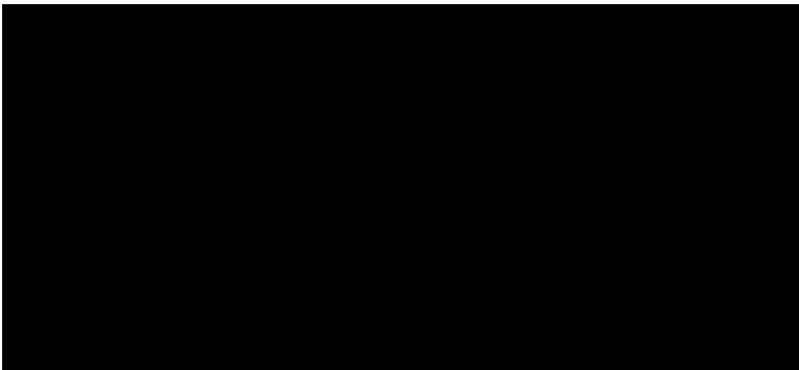
Torres was transported to the Aurora South Shore Hospital by a City of Milwaukee Police Department transport van with South Milwaukee Officer Timothy Lewison following. Upon arrival at the Hospital, the Milwaukee PD transport van cleared and Officer Lewison was assisted by South Milwaukee Officer Kyle Stormoen. Shortly after arriving, Officer Lewison cleared from the hospital while Officer Stormoen remained with Torres until he was cleared and transported to the South Milwaukee Police Department by Officer Stormoen.

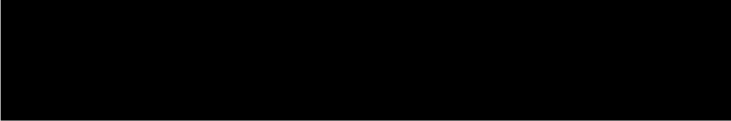
Medical Clearance/Records at Aurora South Shore:


On 01/19/18, Detective Hoppe did receive the medical records, via certified mail, pertaining to Torres. The records were obtained from Aurora St. Luke's South Shore, via a Medical Records Subpoena, which was obtained from the Milwaukee County Courthouse.

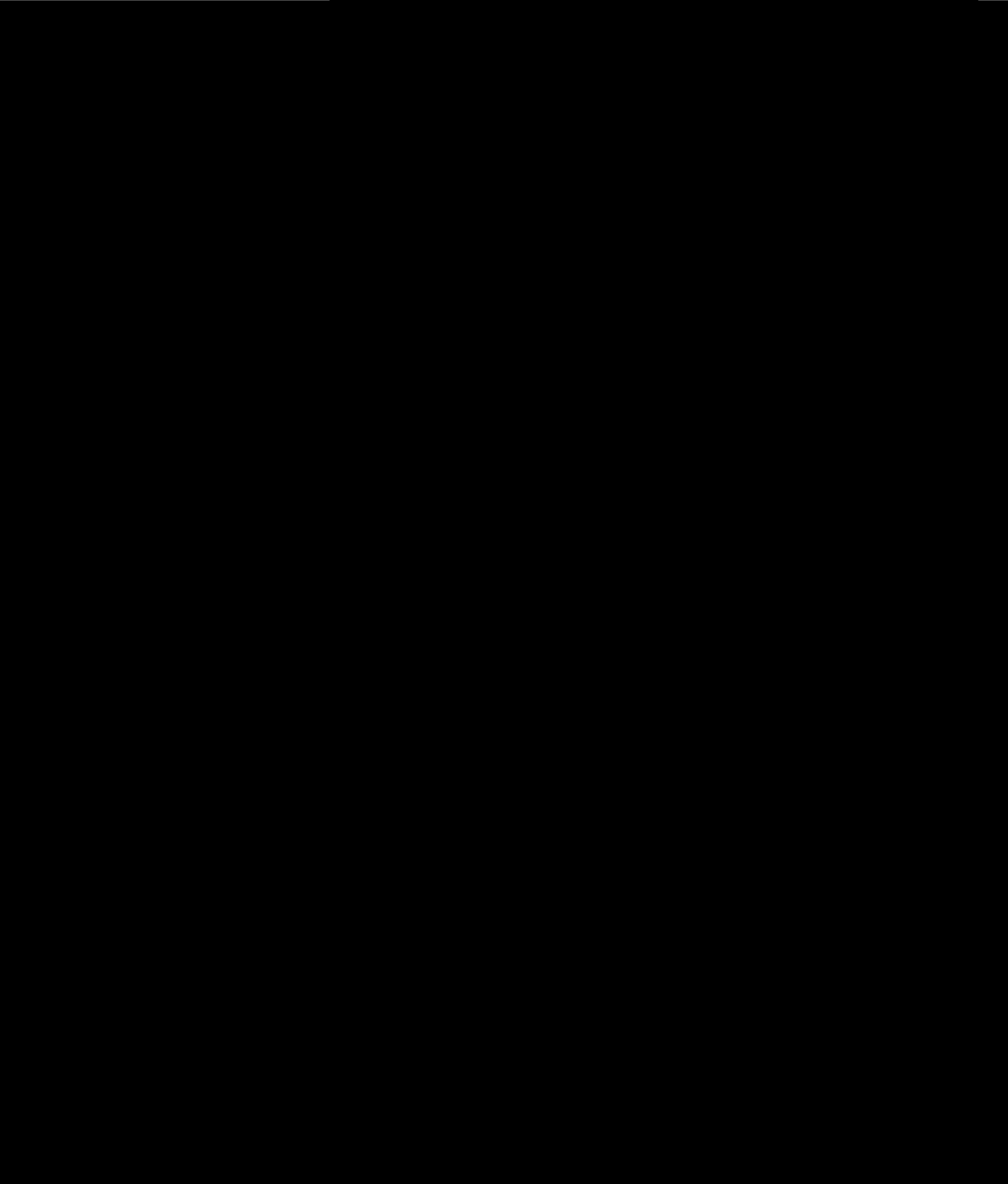
While reviewing the records, it does state that [REDACTED]

While reviewing the initial chart on Page 3 of the medical record, it does state that on 10/17/17 at:





In regards to the triage notes that were entered on 10/17/17, at 5:53 p.m. by RN Lindsay Bullis, it states, 





To summarize, Jose Torres was taken to Aurora St. Luke's South Shore ER for medical treatment after his arrest on 10/17/17 for treatment on his [REDACTED] [REDACTED] believed to be related to his arrest. Torres was admitted to the hospital at 1750 hours and discharged at 1848 hours. There were no findings of injuries during this time except for slight swelling, and Torres was issued [REDACTED] [REDACTED]

After being discharged, Torres was transported to the South Milwaukee Police Department and later transported to the Milwaukee County Jail.

#### Summary of Activity Logs:

Upon reviewing the activity logs from the Milwaukee County Jail regarding the stay of Inmate Jose Torres, there are no Booking Logs where Torres was until he was transported to an Intake pod, which is identified as 3A.

At 9:49 a.m., on 10/18/17, Torres is entered as a new inmate in Pod 3A. There are no further entries in regards to Jose Torres until 10-19-2017 when, at 8:14 a.m., Torres is escorted out of the pod to the medical clinic for a medical examination and blood draw. Torres was then returned to Pod 3A at 11:04 a.m., on 10/19/17.

The next entry is made on 10/20/17, at 12:46 p.m. It states that Torres was removed out of the pod. There does not give a reason, but it is believed that this was for Torres to be seen at the medical clinic. It does state that at 5:08 p.m., he is returned to the housing pod.

The next entry regarding Jose Torres is on 10/20/17, at 7:26 p.m., when the entry states that cell mate Matthew Collado came to the door and refused medications for Jose Torres, indicating that Torres did not want to take his medications. The officer notes that Torres was sleeping, and that he "advised him that doing so caused him a 23, as meds are very important", indicating that Torres was issued a 23 hour lock-in period in his Jail cell which was not noted in the Activity Log, so it is undetermined if Torres was ever actually issued a 23 hour sanction.

The next entry is on 10/21/17, at 7:58 a.m., stating that Jose Torres was removed from the pod and directed towards the Central Intake Unit (CIU). This is the area that is used for inmates to be transported to court. It was later confirmed that Torres did have his initial court hearing that morning.

Torres then returned to the pod at 9:39 a.m., on 10/21/17.

The next entry regarding Jose Torres was made on 10/23/17, at 1:28 p.m. The officer stated that Torres was "showing strange behavior". "Inmate keeps stating that he is seeing little baby girls on the floor and picking them up. Inmate is pretending to pet whatever is in his hand. Inmate comes up to me every five minutes asking me why I am calling his name. I am not calling his name. Inmate thinks we are calling him every time you say something out loud [REDACTED] Williams and Lieutenant Artus were notified of odd behavior. Nothing further to report."

The next entry for Torres is on 10/23/17, at 2:23 p.m., stating that Torres was

locked in for 23 hours, but this is after he was seen by [REDACTED] and it is believed that the process to transfer him to a different pod was completed.

On 10/23/17, at 3:13 p.m., there is another entry indicating that Torres was "in transit", and was removed from the pod list at that time as an inmate.

The next Activity Log that was reviewed was the Activity Log for 4B where Torres was transported from Pod 3A. Torres is not identified in the Activity Log until 3:19 p.m., when he is added to the pod as a new inmate.

At 4:04 p.m., on 10/23/17, there is another entry stating, "Torres is to be placed on [REDACTED]"

At 4:41 p.m., on 10/23/17, Torres is removed from the pod as an inmate.

The next Activity Log is from the [REDACTED]

The first activity for Torres on the log is at 8:22 p.m., on 10/23/17, when he is admitted to the pod as a new inmate.

At 8:40 p.m., it does indicate that Torres is removed from the pod, and it appears for medical reasons. Torres is returned to the pod at 9:07 p.m.

The next activity for Torres is not until 10/25/17, where there is an entry at 3:42 a.m., stating that Torres is "acting really strange, talking to himself, staring at the ceiling, and presses the emergency button but not responding when I answer or when I go to his door, but will talk as soon as I leave the sub pod". "Inmate already has been placed on observation by a [REDACTED]"

The next entry is on 10-25-2017, at 5:23 p.m., stating that Torres was secured and escorted out of his cell to have his blood drawn and to see "Doctor Deb".

There is no further entry until 6:13 p.m., at 10-25-2017, as stated, "Torres started to refuse to step into his cell, and then stepped in and was eventually secured inside of it".

The next entry is at 9:17 a.m., on 10-26-2017. There is a notation in the comment section for "Inmate Status" which states "Time out begins" in reference to Torres.

The next entry is at 9:32 a.m., stating, "Peed in the dayroom. Time out ends."

It should be noted that after reviewing the video of this, Torres was not out of his cell and was actually inside of his cell with the door secured, and did appear to urinate in the crack of the door cell where it did leak out onto the floor and was eventually cleaned up by inmate workers.

There was another entry at 9:34 a.m., which stated that the time out had ended, but again it did not appear that Torres ever left his cell.

The next entry is on 10-26-2017, at 3:20 p.m., stating that Torres "refused to give a urine sample".

There was another entry at 3:23 p.m., under Torres' name that states, "CJF count is clear". It was undetermined if that was a possible mistaken entry or addition

of Torres' name to that report.

The next entry for Torres is on 10-27-2017, at 11:00 a.m., and stated, "Torres was observed acting bizarre in his cell. Inmate Torres stated to officer that he is seeing people. Inmate Torres began yelling and screaming about people needing to suit up before he dies. [REDACTED] Steve was made aware."

The next entry is at 11:23 a.m., stating that Torres was "being placed back on [REDACTED] watch by [REDACTED] Steve".

The next entry is at 11:45 a.m., with a time stamp of 12:02 p.m., which states, "The following occurred". "Officers responding to inmate attempting [REDACTED] Jones, Tyler, Keen, Captain Sobek, Lieutenant Solomon, Officers Walton and Williams, Nurses Dana and Julie, and [REDACTED] Steve. Inmate evaluated. Placed in RIPP belt, 11:57 a.m. Inmate changed over to [REDACTED] without incident. Incident over at 12:01 a.m." There is no name associated with that incident that was documented in the Activity Log, but, based on review of the video, it does appear that it was, in fact, the incident where Torres was initially refusing to change into a [REDACTED] and eventually was after a cell extraction was conducted.

The next entry is at 1:43 p.m., on 10-27-2017, stating, "Torres will be sent on a hospital run per Nurse Practitioner Merci. Lieutenant Solomon notified". Bell Ambulance is later notified.

The next entry is at 2:10 p.m., on 10-27-2017, stating, "Torres is inside of his cell and seems to have soiled himself. RN Jean is on scene to get a set of vitals on IM Torres. We are waiting additional staff to remove IM Torres from the cell and then change into clothes for his trip to the hospital. IM Torres is not responding. A medical emergency was just called for additional staff to assist."

The next few entries are stating that there are additional supervisors, as well as commanders, entering the pod.

The next notation regarding Torres was made at 2:53 p.m., which stated, "There was a 'late log' due to medical emergency with Jose Torres". It appears that is associated with a late [REDACTED] entry placed on another inmate.

There are no further entries regarding Jose Torres in the Activity Log. At that point this will conclude the summary of the Activity Logs from Pod 3A, 4B, and the [REDACTED]

While reviewing the Activity Logs, it does not appear that there are consistent entries made as to when medical staff does see certain inmates. There is also an exclusion of an entry which should have been made where there was a medical emergency call for Jose Torres on 10-23-2017, at 8:30 a.m., while he was still in Pod 3A. That is not in the Activity Log for 3A, but it was documented in the medical charts for the Jail, as well as observed on video.

In addition, there are limited notes regarding Torres' behavior on 10-26-2017 and 10-27-2017, as well as the discrepancy of Torres being allowed out of his cell on 10-26-2017, at 9:17 a.m. to 9:35 a.m., where he urinated and was allegedly placed back in his cell with a "Time out ending".

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While reviewing the video from [REDACTED] beginning on 10/23/17 thru 10/27/17, Torres was never seen exiting his cell, except to go to the medical clinic. Torres does not make any phone calls, and is never given time out of his cell to shower, as the other inmates appear to have been given the opportunity to do so.

This concludes the summary of the Activity Logs.

Summary of Medical treatment:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

This concludes the summary of the medical treatment for Torres.

Summary of the video surveillance review of Torres at the MCJ:

10-17-2017:

The video begins at 22:24:22 where Torres is seen entering the pre-booking area, handcuffed, and placed on a bench with other inmates that are awaiting to be booked. At 22:24:47 Torres does sit down, and gets back up at 22:59:23. At 23:02:54 Torres sits down, and later eventually gets up again at 23:23:09, where he gets up and does stand until he was advised to be seated. At 23:23:15 Torres does enter the search area where he is also checked by a nurse. At 23:25:41 Torres is out of view. At 23:26:00 Torres enters the booking area where he sits down in a section with other inmates. It is clear that it is Torres, due to the fact that he has an ACE bandage on his left arm. Torres remains there, and the video does continue on through 10-18-2017.

10/18/17:

At 00:31:00 hours, Torres gets up to use the phone and appears to attempt to make calls until 00:34:01. At 01:00:33 all the inmates appear to be locked in a group cell while the Intake area or Booking Area of the MCJ is cleaned. At 01:12:15 Torres has exited and is seen sitting back down in the waiting area. At 01:33:40 Torres does get up and goes out of view where he is meeting in a pre-booking area. At 01:44:16 Torres does enter the booking area again and sits back down. At 01:45:20 he gets up and goes to a bubbler. At 02:28:22 Torres does get up and appears to go to the area where he is fingerprinted and pictured, and completes the booking process.

At 02:36:14 Torres is seen getting fingerprinted and photographed on another camera view. At 02:42:10 Torres completes that portion of the booking process and sits down in the booking area. Torres is seen interacting with other inmates during this time. At 02:54:18 Torres does get up and appears to hold his lower back, and he begins walking in circles where he sits down shortly thereafter. At 03:33:03 Torres appears to get up and appears to be staggering, and walks into the medical office at 03:33:10. At 03:43:30 Torres exits the medical office and sits down at a waiting area where he remains until 05:18:40 where he appears to be sleeping, but is awoken by a corrections officer and again placed in a holding cell while the booking area is cleaned. At 08:37:50 Torres does exit the group holding cell and sits back down in the waiting area. At 09:04:57 Torres does get up and appears to be called for housing.

At 09:32:12 Torres is seen walking with three other inmates in the property exchange area. At 09:34:16 Torres is out of view in the Property Room, but is handed a property bag prior to exiting out of view. At 09:43:17 Torres is back in view, and this time he is wearing a Jail issued uniform. The cameras then do show Torres through several different corridors where he is eventually led to Pod 3A where he is housed. At 09:46:38 Torres is in view and enters Pod 3A. At 09:47:04 Torres enters Cell 11 where he is housed. Between the hours of 09:47:25 and 09:49:16 Torres does enter and exit his cell on two different occasions until he is locked in his cell until 12:10:23 where he does exit for lunch.

\* During the remainder of the review it is documented as far as times when Torres does exit and enter his cell, but at this point there will only be documented entries that are noteworthy for the investigation.\*

For the remainder of the time on 10-18-2017, Torres does mostly spend the remainder of the day in his cell until he is woken up for count at 16:47:16. Torres does originally stand up, but eventually sits down while the officers complete a count, and does not appear to be interacting with other inmates. Once count is completed, dinner was passed out to the inmates, but Torres does initially grab a tray for dinner. He does almost immediately hand his tray over to another inmate. Again, Torres mainly remains in his cell the remainder of the evening, and is seen by medical at 19:15:10 for a total of 3 minutes and 22 seconds. Afterwards Torres does close his cell. Torres does not exit his cell again until 10-19-2017.

10/19/17:

Count is completed at 07:09:41 on 10/19/17. Torres does enter and exit his cell over the next several hours on several different occasions, and does speak with some inmates and a corrections officer. At 10:25:09 a nurse does enter and appears to take Torres' vital signs including blood pressure and heart rate. Torres again goes in and out of his cell on several different occasions, but appears to be mostly sleeping for the day and also sees the nurse at 19:34:07 through 19:42:36. During this time Torres does appear to look very pale, and does not appear to be acting normally.

10-20-2017:

Torres exits his pod at 07:01:35 and does exit for count, and speaks with other inmates until 07:39:08 where he enters his cell and closes his door at 07:51:34. At 10:59:32 until 11:02:48 Torres is seen by the nurse. At 17:13:06 Torres again gives his dinner away to another inmate. At 19:24:50 there was a med pass where at 19:28:54 Torres appears to take his meds that were given to him by the nurse. At 19:31:35 Torres does open the door to his cell for count, but appears to slump down onto the floor while using the door to brace himself, and eventually gets up at 19:32:33. At 19:38:30 there was a linen exchange that is completed by Torres, and then he appears to lock back into his cell the remainder of the evening.

10-21-2017:

At 07:17:33 Torres does exit his cell and sits on the ground for count. At 07:24:03 Torres does get up and enters his cell until he does exit for breakfast a few minutes later. There is no noteworthy event until 12:33:25 where Torres is seen exiting his cell without the ACE bandage that had been wrapped around his [REDACTED] area. At 17:33:00 seconds where Torres is seen attempting to make a phone call. Again, Torres goes in and out of his cell on several different occasions for the remainder of the evening, and there are no noteworthy events.

10-22-2017:

Torres does exit his cell at 06:56:29 for count where he does sit on the ground. It should be noted at this point most of the times that Torres does exit his cell for count he does sit on the ground, due to what appears to be a lengthy amount of time during the period where the officer is completing a check of the inmates.

There are no noteworthy events on 10-22-2017 until 12:38:36 where Torres does receive his medications and vitals are seen being taken by a nurse. Torres is seen entering and exiting his cell on several occasions, even more so than in the past couple of days. It appears that Torres is getting anxious during this time, and appears to be pacing at some points throughout the dayroom.

10-23-2017:

At 06:15:06 Torres is seen by medical due to a complaint of [REDACTED]. At 06:18:58 Torres is secured back in his cell. At 07:04:04 a correctional officer does open the door, and Torres is seen sleeping on the floor. Torres does exit at 07:09:03 where he does eat breakfast. Torres originally began eating his breakfast, but eventually gave away most of the breakfast to another inmate. At 07:19:44 Torres is seen standing in front of the corrections officers' station and appears to be attempting to get the officer's attention. At 07:20:45 Torres does enter his cell and appears to lay on the floor. At 08:36:12 Torres has exited the cell and is seen by a nurse. At 08:36:51 Torres does sit down and appears to be in a great deal of pain. At 08:37:53 Torres does get up and is again seen by the nurse and given medications, and vitals are taken at 08:38:06. Torres then enters his cell, and does again exit and enter his cell several times over the next 90 minutes until he eventually sits down in the dayroom at 10:09:28. At 10:14:10 Torres does enter his cell, and immediately exits 16 seconds later and begins pacing around the dayroom again. Torres continues to enter and exit nine times over the next 13 minutes, and at 10:49:30 approaches the officers' station and speaks with a corrections officer for 11 seconds. Torres is eventually locked in his cell. At 12:28:55 Torres does exit for lunch, but does immediately give his lunch away. Torres is again seen by the nurse at 13:19:44 for a total of 9 seconds. Torres sits by himself in the dayroom while the other inmates are locking in at 13:51:47, and stays in the dayroom by himself until he is confronted by a corrections officer. At that point Torres does lock-in in what appears to be a reluctant stance. At 13:52:06 Torres does lock into his cell. At 14:38:50 two corrections officers approach the door. His door is open, and his cell mate is removed from the cell. At 14:42:49 a plainclothes staff member does talk to Torres for a total of one minute and 44 seconds. At 15:15:44 three corrections officers approach the door. Torres' cell door is unlocked, and Torres is handcuffed in a RIPP belt, which is a belt that is made for movement in the Jail with wrist restraints in the front attached to a Velcro belt to assist with securing inmates. Torres is then escorted from the cell out of the camera view where he is not seen again until 15:16:52 where he is exiting a corridor. Torres is then seen over several different cameras being led into Pod 4B at 15:18:28. Torres remains in Pod 4B until 16:25:16 when he is escorted out of the cell by two corrections officers. Torres is then escorted into Pod 4D into a sub pod, which is identified as Sub Pod D into Cell 42. Torres is secured at 16:55:29. Torres remained in this cell until 20:15:00 where the cell door is open and two corrections officers do escort Torres out of the cell and to the [REDACTED] pod where Torres does arrive at 20:19:17.

10/23/17 Continued:

At 20:19:34 Torres is seen waiting to enter the Sub Pod B, the [REDACTED] when he appears to back into a counter. Torres is with two corrections officers, identified as Giovanni Quantrell and Jacquise Payne. During this time Officer Payne is opening the door while Torres is standing to the right of

Officer Quantrell. Torres again backs into the counter, and immediately grabs his lower back and begins lurching forward. He eventually looks at the counter and appears to have a very pained expression on his face. It should be noted that Officer Quantrell and Officer Payne were interviewed and Corrections Officer Quantrell did specifically remember Torres backing into the counter, causing the pain. Torres is then seen walking with no problems, and appears to be dealing with no effects from backing into the counter. At 20:20:28 he enters his cell, identified as Cell 8 of said pod Sub Pod B in the [REDACTED]. Torres' door is closed at 20:20:40, and is housed alone in that cell, which is a single cell. Torres is removed from the pod to go to the medical clinic at 20:40:02 where he is handcuffed with a RIPP belt again, and does return to the cell at 21:01:31. At this point the video does show that Torres does not exit his cell or use the Jail issued phones at any point unless escorted by officers, and there will be minimal accounts of Torres' movement, due to the fact that he was left in his cell at this point of what appears to be 24 hours a day.

10-24-2017:

At 08:46:00 there is a med pass that was conducted to Torres by the staff, but no vitals were taken during this time. There are no further medical visits nor does Torres exit his cell for the remainder of the evening. Torres is seen at several points throughout the day at the cell door standing, and does not appear to be in any distress during this period.

10-25-2017:

Torres is seen by the nurse at 09:11:01 where his vital signs are taken. At 17:22:54 Torres is removed from his cell and placed in a chair in front of the officers' station which is seen on camera where a blood draw is taken by the nurse. At 17:26:12 Torres' vitals are taken, and he is eventually led down to the hall to the medical clinic at 17:28:37 until he is returned to his cell at 18:12:02.

10-26-2017:

Torres is seen by the social worker at 09:13:47 for a total of 59 seconds. At 09:17:20 Torres does stand in front of his cell door and appears to urinate in the crack of the door, causing urine to leak into the dayroom area.

At this point I have reviewed Activity Logs, and it does state that Torres was allowed out of his cell for a "Time out period", but it does not appear that Torres ever exits his cell, and it is unknown if he is given that opportunity. Torres was then seen by the nurse at 09:40:29 where he does receive medication.

At 13:02:49 Torres is seen by what appears to be the physician until 13:07:49. At 13:16:31 Torres is given fluid, but that is later determined to be Gatorade, by a nurse. At 16:50:34 Torres is again seen by the nurse. At 19:20:30 Torres is again seen by the nurse. Each time Torres received non-medications.

10-27-2017:

At 00:02:13 RN Markwardt does see Torres until 00:03:19 when Torres is the only individual she sees while in the Sub Pod. At 08:56:57 Torres is seen by a nurse and given medications. At 09:17:40 Torres is seen by a social worker until 09:18:34. Torres is again seen by the nurse at 10:09:35. There is no further



activity until 11:22:04 when a lieutenant and corrections officer do appear by Torres' cell door. Those individuals were later identified as Lieutenant Solomon and Corrections Officer Tyler. At 11:26:59 a social worker does come back and talks to Torres at his cell door.

Conclusion of surveillance video:

To summarize the review that was conducted from the time Torres was seen entering the Jail on 10-17-2017 until the cell extraction at 11:26:59 on 10-27-2017 Torres is not observed getting into any physical altercation with any inmates, nor is he seen getting into any physical altercations with any staff members. There does not appear to be any physical incidents, other than when Torres backs into a countertop on 10-23-2017 as he was entering the [REDACTED] Pod. There is no documentation stating there were any physical altercations. At this point the only documentation were the concerns of Torres' medical issues and [REDACTED] issues that he may have been suffering. Almost the entire time Torres was at the Milwaukee County Jail he was seen on camera, and there are very few moments when he is not observed on camera. That would have been when he was being transported throughout certain corridors where there is no surveillance video. While there may have been documented checks that were completed by corrections officers, none of the checks that were completed by the officers were documented, due to the fact that they were not noteworthy for investigation purposes.

At this point there is nothing that has been observed on the surveillance video prior to the cell extraction and events afterwards on 10/27/17 which would indicate a reason for Torres' passing.

Jail calls made by Torres using his assigned personal identification number (PIN):

Torres made one call that connected while in custody. This call was placed on 10/21/17 at 10:12am at station # 14109 which is in Pod 3A. The call was placed to phone number 414-595-3341 which is associated with Torres' girlfriend. The call last approximately three minutes and thirty-six seconds in length, but the actual conversation time was from two minutes and thirty-six until three minutes and thirty-six seconds when the call is disconnected. The conversation is in Spanish and translation has not been completed. There are no other calls associated with Torres assigned PIN.

Conclusion:

There is no video or physical evidence which would indicate that Torres suffered these injuries from the hands of Corrections Staff or any other inmates. I am asking the Milwaukee County District Attorney's Office to review the investigation for any possible violation Wisconsin State Statutes on the part of staff from the Milwaukee County Sheriff's Office or Armor Correctional who was in charge of Torres's Medical and [REDACTED] treatment. This investigation will now be closed unless follow-up is requested by the Milwaukee County District Attorney's Office.

Respectfully submitted,  
Detective Aaron J. Hoppe #8459  
Waukesha County Sheriff's Department

(ams)

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