

STATE OF WISCONSIN

CIRCUIT COURT

OUTAGAMIE COUNTY

STATE OF WISCONSIN  
P.O. Box 7857  
Madison, Wisconsin 53707-7857,

Plaintiff,

v.

Case No. 10CM1327

MICHAEL R. FROEHLICH  
2724 South Carpenter Street  
Appleton, Wisconsin 54915,

Defendant.

CLERK OF CIRCUIT COURT  
OUTAGAMIE COUNTY  
FILED  
NOV - 5

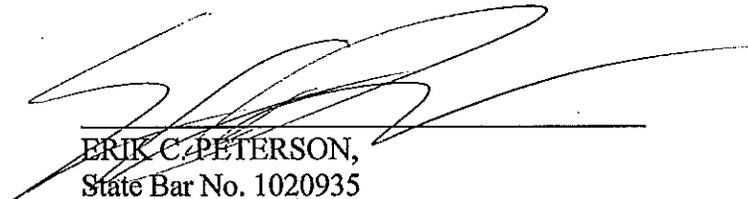
SUMMONS

THE STATE OF WISCONSIN TO SAID DEFENDANT:

The Complaint, a copy of which is attached, having been made before me accusing the defendant of one count of Obstructing an Officer, contrary to Wis. Stat. § 946.41, and one count of Disorderly Conduct, contrary to Wis. Stat. § 947.01,

You, Michael R. Froehlich, are, therefore, summoned to appear in the Circuit Court of Outagamie County at the courthouse in the city of Appleton to answer said Complaint, on the 14<sup>th</sup> day of December, 2010, at 1:00 p.m. in the afternoon. In case of your failure to appear, a warrant for your arrest may be issued.

Dated this 4th day of November, 2010.

  
ERIK C. PETERSON,  
State Bar No. 1020935  
Assistant Attorney General

Wisconsin Department of Justice  
Post Office Box 7857  
Madison, Wisconsin 53707-7857  
(608) 264-6360

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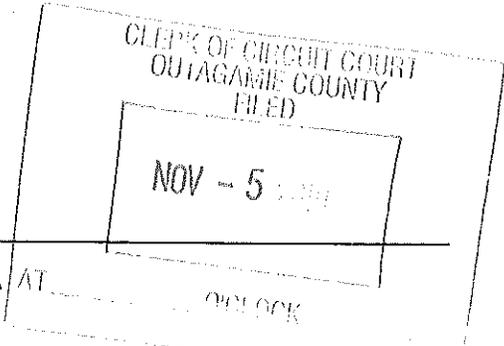
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2724 South Carpenter Street  
Appleton, Wisconsin 54915,

Defendant.



CRIMINAL COMPLAINT

Your complainant, Appleton Police Criminal Justice Coordinator Sally Dickinson, being duly sworn on oath, and based upon information and belief, states as follows:

**COUNT ONE: OBSTRUCTING AN OFFICER**

On or about June 19, 2010, in the city of Appleton, Outagamie County, Wisconsin, the above-named defendant, Michael R. Froehlich, did knowingly obstruct an officer, to-wit: the defendant knowingly gave false information to Sergeant Olson of the Appleton Police Department, with intent to mislead Sergeant Olson by providing false information as to his identification contrary to Wis. Stat. § 946.41, a Class A misdemeanor, punishable by a fine not to exceed \$10,000 or imprisonment not to exceed 9 months, or both.

## **COUNT TWO: DISORDERLY CONDUCT**

On or about June 19, 2010, in the city of Appleton, Outagamie County, Wisconsin, the above-named defendant, Michael R. Froehlich, did in a public place, engage in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct under circumstances in which the conduct tended to cause or provoke a disturbance, contrary to Wis. Stat. § 947.01, a Class B misdemeanor, punishable by a fine not to exceed \$1,000 or imprisonment not to exceed 90 days, or both.

### **FACTUAL BASIS**

Your complainant was informed by reading the reports of Sergeant Olson of the Appleton Police Department of the following:

On June 19, 2010, at approximately 7:50 p.m., Sergeant Olson was dispatched to 1200 West Northland Avenue in the city of Appleton, county of Outagamie, for a welfare check. Upon arrival, Olson observed a fairly large group of people gathered near a cart corral outside the liquor entrance to Festival Foods grocery store. Olson noticed a white male, later identified as Michael Froehlich, lying on his back in the cart corral area being restrained by two customers. Olson asked what was going on and one of the customer's stated, "he's drunk and on probation." Olson told the customers to let Froehlich up so Olson could talk with him. One of the customer's stated, "He's mean."

Olson asked Froehlich his name. He responded that he did not have any ID on him. Olson again asked his name. Froehlich responded that his name was Jeff Froehlich. Olson asked what was going on, and Froehlich responded by pointing at a black Envoy automobile and stating, "that's not my car." Olson asked how to spell his name and he responded by spelling Froehlich and Jeffrey. Olson asked what his middle initial was and Froehlich responded that it was Scott, after thinking for a second.

While dispatch ran the plates of the Envoy, Olson heard Froehlich tell Officer West that Froehlich was on probation and that his agent was Maria Pla. Olson told Froehlich that Olson was checking to see if Froehlich was on probation and if Froehlich had a no drink clause. Froehlich hesitated and then said, "My name is Jeff Froehlich and I am not on paper."

Olson then contacted dispatch via telephone. Olson was able to determine that the person with him was more than likely Michael Froehlich and not Jeffrey Froehlich. Olson recognized through the course of his employment that Jeffrey Froehlich was an Assistant District Attorney from Calumet County. Olson knew the vehicle belonged to Judge Froehlich and that Judge Froehlich's son Michael had a criminal history involving alcohol.

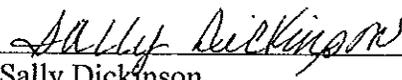
Olson then told Froehlich that he was being detained and put in handcuffs. Olson told Froehlich that Olson believed that Froehlich was using his brother's name and was in fact Michael Froehlich. Froehlich continued to state his name was Jeffrey. Upon searching Froehlich for some identification, Olson found a wallet in Froehlich's pants pocket. In the wallet was a Wisconsin driver's license identifying Froehlich as Michael Froehlich. The picture on the license matched the person in handcuffs. Olson then attempted to obtain a PBT from Michael before taking him to jail. Michael refused. During the trip to jail Michael said, "You're a stupid fucking cunt." He also said, "you're a dumb cunt. You're still a cunt."

Olson later spoke with Festival Foods employee Joshua Meyer. Meyer stated that he is one of the managers at the Northland store. Meyer noticed Froehlich walk into the store due to his clearly intoxicated demeanor. Meyer said at first he was not sure if it was intoxication or if Michael had some sort of disability. Meyer followed Michael in the store. As Michael walked out, Meyer saw him stumble and knock over a standing ashtray stand located at the store's entrance. Meyer said customers then became involved and were worried Michael was intoxicated and might drive. As Michael approached the Envoy, customers confronted him

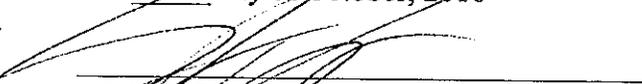
about his driving and Meyer stated that things got heated. Meyer then told another manager to go into the store and call police. At this point Meyer saw Michael stumble and fall to the ground possibly striking his head on the concrete. Michael then uttered, "I'm fucked" and "I'm on probation." Olson asked Meyer if Michael's behavior caused a disturbance at the store. Meyer stated it clearly did.

Olson also spoke with another store manager, Zach Stache. Stache said that when he came out of the store he noticed a big crowd of people pointing to the cart corral. When Stache looked in that direction he saw Michael resisting and fighting against some customers who were trying to restrain Michael. Stache was the individual who called 911. Stache stated that without a doubt Michael's behavior caused a disturbance.

Your complainant believes the information provided by Meyer and Stache is reliable because they are citizen informants. Your complainant believes the information provided by Olson is reliable because Olson is a fellow law enforcement officer.

  
Sally Dickinson  
Criminal Justice Coordinator

Subscribed and sworn to before me,  
this 28 day of October, 2010

  
ERIK C. PETERSON  
My commission is permanent.

APPROVED FOR FILING:

Erik C. Peterson (State Bar No. 1020935)  
Assistant Attorney General  
Special Prosecutor for Outagamie County  
Wisconsin Department of Justice  
17 West Main Street, Post Office Box 7857  
Madison, Wisconsin 53707-7857  
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