

STATE OF WISCONSIN CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2017ML009312
Court Case No.:

vs.

17CF3386
CRIMINAL COMPLAINT

MCAFEE, BRANDON K.
7144 NORTH 42ND STREET
MILWAUKEE, WI 53209
DOB: 05/22/1970

Defendant(s).

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MILWAUKEE COUNTY DISTRICT ATTORNEY DEPUTY CHIEF INVESTIGATOR AARON WEISS
BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: MISCONDUCT IN PUBLIC OFFICE (ACT IN EXCESS OF LAWFUL AUTHORITY)

The above-named defendant on or about Tuesday, January 12, 2016, at 10201 West Watertown Plank Road, in the City of Wauwatosa, Milwaukee County, Wisconsin, in his capacity as a public officer, did an act which he knew was in excess of his lawful authority, contrary to sec. 946.12(2), 939.50(3)(i) Wis. Stats.

Upon conviction for this offense, a Class I Felony, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than three (3) years and six (6) months, or both.

Probable Cause:

Complainant is the Deputy Chief Investigator for the Milwaukee County District Attorney's Office and bases this complaint upon his review of reports prepared by investigators within the District Attorney's Office pursuant to a criminal investigation by this office. Complainant supervised the investigation and is aware of the results as detailed in the official reports, which indicate as follows:

On the above stated dated at the above stated location, juvenile D.P. was an inmate at the Milwaukee County Juvenile Detention Center. D.P. was being escorted down a hallway of the detention center by Juvenile Corrections Officer P.J., when defendant McAfee, another Milwaukee County Juvenile Corrections Officer, approached them. McAfee was on duty in his official capacity as a corrections officer at the time. Without any provocation by D.P., McAfee approached D.P., suddenly shoved him off balance and struck him numerous times with closed fists. McAfee's actions caused pain to D.P. and were done without his consent.



This incident was captured by video surveillance from within the Milwaukee County Juvenile Detention Center. Supervising authorities from the Juvenile Detention Center did not discover that this incident had taken place until December 2016. In January 2017, this matter was referred to the Milwaukee County District Attorney's Office, after which further investigation was undertaken and completed by District Attorney Investigators.

****End of Complaint****

Subscribed and sworn to before me and approved for filing this 28th day of July, 2017.



Kent L. Lovern
Chief Deputy District Attorney
State Bar No. 1025631



Complaining Witness
Deputy Chief Aaron Weiss

CLERK OF CIRCUIT COURT

17 JUL 28 AM 11:55

CRIMINAL DIVISION
FILED