

MADISON POLICE DEPARTMENT

Report Completed: 7/10/2012

Case No: 2012-186706 Supplement

Occurred Incident: 97 - Information

Ref. No:

Dispatched as: 97 - Information

Sec/Area: 109 WEST

Grid: SPRINGBEAC

Case Offense: Information

Addr of Occurrence: 1918 Norman Wy

Call Date/Time: 07/05/2012 14:07

From Date/Time:

Dispatch Date/Time: 07/05/2012 14:12

Thru Date/Time:

Reporting Officer: DET ERIC A VOSBURG 3246

Report sent:

Special Routing:

REPORT BY KATHERINE [REDACTED]
F/W DOB: [REDACTED] (41 yrs)

CONTACT RICHARD [REDACTED]
M/W DOB: [REDACTED] (42 yrs)

DRV LIC: [REDACTED] WI

WITNESS [REDACTED] *CONTACTED* JUVENILE*
F/W DOB: [REDACTED] (9 yrs)

HOW ID'D: VERBAL

STATUS: CONTACTED

GUARDIAN: ALEX [REDACTED], FATHER, [REDACTED]

MENTIONED BRETT D HULSEY

M/W DOB: 04/28/59 (53 yrs) Height: 6'01" Weight: 200

HairColor: BRO EyeColor: BLU

110 MERRILL CREST DR MADISON WI H: 608-334-4994 W: 257-4994 C: [REDACTED]

DRV LIC: [REDACTED]

NARRATIVE:

On Monday July 9th I spoke with Richard [REDACTED] on the telephone. I explained that I had been assigned to do follow up on the incident that occurred at Spring Harbor Beach. I had reviewed the police report written by Officer S. Mackesey where Brett Hulsey had been identified as the person who had contact with Richard's son [REDACTED]. Hulsey reportedly flipped [REDACTED] off of an inflatable chair and was splashing him.

I asked Richard about who was all present on the beach on July 4th, the day of the reported incident. Richard recalled that an unidentified adult female had been reading a book in the lifeguard chair at that time. Richard also said that his two children [REDACTED] (9) and [REDACTED] (6) were at the beach along with the children of a family friend. Richard identified the other two children as [REDACTED] (9) and [REDACTED]'s little sister [REDACTED] (6). Richard informed that they were the only people at the beach at the time of the incident.

Richard said that his in-laws own a residence close to the beach and that his own family visits them and the beach on a weekly basis. Richard identified his in laws as Charles and Sally [REDACTED]. Richard said that it was his mother in law Sally [REDACTED] that identified Brett Hulsey as the person who had flipped [REDACTED] off of his inflatable chair. Richard mentioned that he had never met Brett Hulsey before and is not acquainted with him.

I asked Richard if he knew the location in the water where [REDACTED] had been flipped off the inflatable tube or chair. Richard said that [REDACTED] was in 1 ½ to 2 feet of water and within 15 feet or less from the sandy shore. Richard mentioned that the visual line of sight from the house balcony is unobstructed.

Richard said he approached Hulsey and could see that he was using some brand of cellular phone and was holding it "sideways" or in a "landscape" fashion. According to Richard, Hulsey denied taking photographs of the children and then stated the it was ok because he knew the [REDACTED]s. Richard said Hulsey got back on his bike and rode it toward the alley.

Richard provided me with contact information for [REDACTED] and [REDACTED].

CONTACT WITH [REDACTED] AND [REDACTED]

I spoke to Alex [REDACTED] via phone on July 10th. I explained to [REDACTED] that I had talked with Richard [REDACTED] who had said that his children had been at the beach on July 4th. [REDACTED] told me he was aware of the incident and had talked with the [REDACTED]s about it. [REDACTED] said that he was not at the Spring Harbor Beach on July 4th but his daughters [REDACTED] and [REDACTED] were. Alex said that I could speak with [REDACTED] about what had occurred that day.

[REDACTED] told me that she was at Spring Harbor Beach on the fourth of July with [REDACTED] and [REDACTED]. [REDACTED] said that [REDACTED] was in the water on a "floatie" with [REDACTED] who was on a separate "floatie". I asked [REDACTED] if anyone else was at the beach. [REDACTED] recalled that a woman was sitting in the lifeguard chair and she didn't know this person. Next, [REDACTED] said that [REDACTED] was yelling for her and [REDACTED] to come pull him into shore as the bottom was mucky and he didn't want to walk in. [REDACTED] said that neither she nor [REDACTED] wanted to do this. At this point a man had arrived on a bike and was seated at a bench near the beach. [REDACTED] said she didn't know this man but added that later her grandma said that his name was Brett.

[REDACTED] described Brett as being an older white man with gray hair with some black in it. The man was wearing swim trunks that were black or blue and had a large gap in his front teeth.

[REDACTED] said that Brett went out into the water and pulled [REDACTED] closer to shore. [REDACTED] said that she thought that the man was being nice. [REDACTED] mentioned that she at first asked [REDACTED] if [REDACTED] knew this person because he was being too friendly to be a stranger. [REDACTED] then told me that Brett began swimming toward the deeper portion of the lake or toward the area that is roped off. [REDACTED] said that Brett returned and she believed that he was looking in their direction. Brett then began walking up behind [REDACTED] as [REDACTED]s back was toward Brett. [REDACTED] described Brett as walking with his arms up off his sides and his mouth was wide open but making no sound. [REDACTED] told me that it appeared that Brett was trying to sneak up on [REDACTED].

[REDACTED] said that Brett then "shocked" [REDACTED] out of his inflatable so that he fell into the water. [REDACTED] said that both of Brett's hands touched the inflatable and his finger tips touched [REDACTED] before he went into the water. [REDACTED] began splashing Brett and Brett began splashing [REDACTED] back. According to [REDACTED] Brett said something to the effect of "do you want to have a splash fight with me?" I asked [REDACTED] how [REDACTED] reacted. [REDACTED] said that at first he was happy but then became confused after a brief moment. [REDACTED] said she could tell by the look on [REDACTED]s face.

I asked [redacted] how this made her feel and she said that it made her feel "strange" because she "didn't really know what he could do".

[redacted] said the splashing lasted only a couple of minutes and then Brett returned to the same bench where he had been on arrival at the beach. [redacted] then said she could see that Brett had a cellular phone that was black. I asked [redacted] if she was familiar with cellular phone brands or types. [redacted] said that the phone looked like an android phone or an I-phone. [redacted] added that Brett began taking "videos" of her, [redacted] and [redacted]. I asked how [redacted] knew that Brett was taking videos vs. photos. [redacted] said that she was not certain but didn't see Brett's finger move in such a way to suggest that he was taking individual pictures. [redacted] described that the Brett was holding the phone still and the phone was facing them. [redacted] remarked that when [redacted]'s father approached, Brett told him that he was only taking photographs of the beach.

NFA/eav

Supervisory Officer: _____ I.D.: _____

Reporting Officer: _____ I.D.: 3246
DET ERIC A VOSBURG

MADISON POLICE DEPARTMENT

Report Completed: 7/12/2012

Case No: 2012-186706 Supplement

Occurred Incident: 97 - Information

Ref. No:

Dispatched as: 97 - Information

Sec/Area: 109 WEST

Grid: SPRINGBEAC

Case Offense: Arrested Person/Disorderly Conduct

Addr of Occurrence: 1918 Norman Wy

Call Date/Time: 07/05/2012 14:07

From Date/Time:

Dispatch Date/Time: 07/05/2012 14:12

Thru Date/Time:

Reporting Officer: DET ERIC A VOSBURG 3246

Report sent:

Special Routing:

SUSPECT

BRETT D HULSEY

*ARRESTED

M/W DOB: 04/28/1959 (53 yrs) Height: 6'01" Weight: 200

HairColor: BRO EyeColor: BLU

110 MERRILL CREST DR MADISON WI H: (608) 334-4994 W: 257-4994 C: [REDACTED]

HOW ID'D: WI Photo DL

DRV LIC: [REDACTED] WI

STATUS: Cited/Released

ARRESTED: 7:24pm

OFFENSE #1: DISORDERLY CONDUCT, CITY ORD, CIT. A117579

Attachment: Wisconsin Uniform Municipal Court Citation

NARRATIVE:

On Thursday July 12th, Detective K. Riley and I attempted to contact Brett Hulsey at 110 Merrill Crest Dr. After making contact at the address, a female whom I didn't identify advised that Hulsey was currently not at home and directed me to call his cell phone.

I then was able to make phone contact with Hulsey, who requested that we meet at Garner Park located at 333 S. Rosa Rd. Hulsey arrived in his car by himself and we then spoke near our detective squad in the parking lot.

I informed Hulsey that I wanted to talk to him about an incident that occurred last week at Spring Harbor Beach. I further informed Hulsey that I had since talked with adults and children that were at the beach last week, who had reported that he had contact with children there that disturbed them. Specifically, I told Hulsey that some of the children present at the beach reported that he was photographing them. Also, one child reported that Hulsey had flipped him and his floatie over in the water and was splashing him. Finally, I informed Hulsey that both parents and children were upset and frightened by this, and thus my reason for contacting him today.

Hulsey said that he had gone to Spring Harbor Beach last week, but was not certain if the date was July 3rd or July 4th. Hulsey said he went there via bike around dusk and later stated that he frequently goes there for a "dip" to cool off. Hulsey then told me that when he arrived at the beach he observed two children and a "mom" on the beach itself, with two more kids in the water. According to Hulsey he walked past the children and entered the water. Hulsey went into the water and said that he usually goes out to the point where the water reaches his neck. Hulsey then returned back to the beach. Hulsey said as he was walking back toward the beach he approached a boy in the water and began to lift his arms up and away from his sides. Hulsey demonstrated and held his arms up so they were shoulder level and off to his sides with palms facing downward. Hulsey said he didn't make any noise

when he did this and then added that the children laughed when he walked toward they boy in the water while he did this. Hulsey described that the children were splashing each other and laughing at the time. Hulsey said he then returned to his bike, dried off, and put on a shirt. Hulsey said he was already wearing swim trunks when he arrived at the beach.

Hulsey then said he retrieved his phone with the intention of taking pictures of the sunset with the [REDACTED]'s sailboat in the foreground. To clarify, Sally and Charles [REDACTED] are the homeowners of the residence near Spring Harbor Beach, the grandparents of two of the four children at the beach that day, and the persons Hulsey said has known personally.

Hulsey said that in order for him to include the sailboat and sun in the photo he needed to point the camera toward the children and therefore they were included in the foreground. Hulsey said that after he took the photograph, the kids said that they didn't want to be in the picture. As a result, Hulsey said he deleted the one single photo that included the children. Hulsey then removed his cellular phone from his pants pocket and began scrolling through tens of very small photographs on the screen. I recognized the phone to be an Apple Iphone and Hulsey confirmed that it was. The phone was inside of a dark blue protective case. I looked over Hulsey's shoulder briefly and didn't recognize any of the photos that I could see to be those of children at a beach. During our conversation, Hulsey did mention that he asked the adult female on the beach if the children were hers and she stated that they were not. Hulsey said that he was going to take a photo of the sunset with the [REDACTED]'s sailboat in the foreground and then post it on his facebook page. I asked Hulsey if he had posted any photos from that day on his facebook page and he told me that he had not. Hulsey said that he then left the beach on his bike.

At this point in our conversation Hulsey stopped talking and didn't provide any further details of what happened. I then informed Hulsey that the children at the beach had said that he had caused a boy in the water to fall off of his floatie. From reading the initial police report and talking with children and adults, I recognized that Hulsey didn't mention that he had pulled the boys floatie towards the shoreline before continuing out into the water for a swim. Furthermore, Hulsey didn't mention that he had been splashing with the boy in the water on the floatie.

I then inquired about whether or not Hulsey caused the boy to go into the water. Hulsey said that he didn't think he touched the flotation device belonging to the child or the child himself. Hulsey mentioned that he didn't "touch him or molest him" but was just walking by to leave the water. In addition, Hulsey said that he thought that the boy in the water was related to the [REDACTED]'s. The boy in the water on the "floatie" was previously identified to me by Richard [REDACTED] as [REDACTED] who is nine years old. I asked Hulsey if he knew [REDACTED] or any of the children personally and Hulsey said he did not. I asked Hulsey if he was certain the child was related to the [REDACTED]'s and Hulsey said that he wasn't.

Hulsey drew a small diagram on a blank sheet of lined notebook paper that I had sitting on the trunk of my squad. In this diagram Hulsey marked the location of the children on the beach upon his arrival. Hulsey also drew a capital letter "N" near the edge of the paper and stated that this direction would be to the north. I observed that this direction according to Hulsey's diagram would be out toward the lake. The next oblong circle drawn by Hulsey was designated as the [REDACTED]'s sailboat next to the square representing their home. Hulsey wrote the name "Sally [REDACTED]" next to the symbol representing the house. The small circle drawn below the home near the edge of the paper was designated as the sun. Hulsey explained by use of the diagram that his bike was parked to the south and he pointed out the exact location: As a result, when he attempted to take the photograph of the sun and sailboat, the children were in the field of view. As mentioned before, Hulsey said he took one photograph and then the children said they didn't want to be in the photograph.

Since it was not mentioned earlier by Hulsey, I asked him if he had talked with any other adults on the beach. Hulsey then said that he spoke to a man that he believed was the father of the boy that was in the water since that man was asking him why he was taking photographs of the children. Hulsey said that he told the man that he knew the [REDACTED] and didn't have further conversation with him. Hulsey did tell me that in retrospect he should of talked with the parents of the children, but instead left the beach on his bicycle.

I then explained to Hulsey that based upon my investigation he was going to be issued a Municipal Ordinance Citation for Disorderly Conduct. At this moment Hulsey took a phone call and told me that it was his attorney. I asked Hulsey for his driver's license and Hulsey opened his wallet and placed it on the trunk of my squad and walked away in conversation with his attorney. Hulsey then placed his attorney on speakerphone while I explained the non mandatory court information and forfeiture amount to him.

Hulsey remarked that he was "flabbergasted" as to how he could be receiving a ticket when he simply just went to the beach to have a dip and cool off.

Hulsey inquired as to whether he could speak to the [REDACTED] family or the parents of the children prior to receiving the citation. I advised Hulsey that he should avoid contact with the above parties unless it is directed through his attorney or myself. Hulsey was provided with the pink copy of the citation and a pamphlet with more detailed information concerning follow through with the court process.

NFA/eav

Supervisory Officer: _____ I.D.: _____

Reporting Officer: _____ I.D.: 3246
DET ERIC A VOSBURG

MADISON POLICE DEPARTMENT

Report Completed: 7/5/2012

Case No: 2012-186706 Field

Occurred Incident: 97 - Information

Ref. No:

Dispatched as: 97 - Information

Sec/Area: 109 WEST

Grid: SPRINGBEAC

Case Offense: Information

Addr of Occurrence: [REDACTED]

Call Date/Time: 07/05/2012 14:07

From Date/Time:

Dispatch Date/Time: 07/05/2012 14:12

Thru Date/Time:

Reporting Officer: PO STEPHEN J MACKESEY 4365

Report sent: 7/5/12 6:22 PM

Special Routing: LT KOSOVAC, DET RILEY, DET. VOSBURG, SGT BERKOVITZ

REPTD BY KATHERINE [REDACTED]
F/W DOB: [REDACTED] (41 yrs)

HOW ID'D: VERBALLY

CONTACT [REDACTED] *JUVENILE*
M/W DOB: [REDACTED] (9 yrs)

HOW ID'D: VIA MOTHER

CONTACT RICHARD [REDACTED]
M/W DOB: [REDACTED] (42 yrs)

HOW ID'D: VERBALLY

CONTACT CHARLES [REDACTED]
M/W DOB: [REDACTED] (67 yrs)

HOW ID'D: VERBALLY

CONTACT SALLY [REDACTED]
F/W DOB: [REDACTED] (65 yrs)

HOW ID'D: VERBALLY

MENTIONED BRETT D HULSEY
M/W DOB: 04/28/1959 (53 yrs)
110 MERRILL CREST DR MADISON WI 53705 C: [REDACTED]

HOW ID'D: VIA SALLY [REDACTED]

SENSITIVE INFORMATION- DO NOT RELEASE

OFFICER NARRATIVE

On Thursday, July 5, 2012, at approximately 2:12 pm, I was dispatched to make phone contact with an individual regarding some suspicious activity that had happened the day before at Spring Harbor

Beach involving her child. The call notes indicated that the caller, later verbally identified as Katherine [REDACTED], was concerned about the behavior of an adult who had approached her 9-year-old son while they were at the beach.

Statement of Katherine [REDACTED]

I was able to make phone contact with Katherine and asked her if she could describe to me what had occurred. Katherine stated that she and her husband, Richard, along with their children [REDACTED] and [REDACTED], were visiting her parents' house yesterday for the 4th of July holiday. Katherine told me her parents live at [REDACTED] and that it is right on the lake next to the Spring Harbor Beach. Katherine stated that while they were there visiting, her children along with two friends that they had brought with them were playing around the water area in the swim enclosure of the beach. Katherine stated that her husband, Richard, was going back and forth from being over at the beach with the kids to being back on the property that her parents own.

Katherine told me that at around the time that she believed to be 7 to 7:30 pm, they had a strange situation occur involving their son [REDACTED] and a man. Katherine told me that as she was sitting out on the back deck with her mother, she observed a white man suddenly swim up near [REDACTED] and flick [REDACTED] off of the flotation device he was on. Katherine stated that she was watching all the children and suddenly saw [REDACTED] flip into the water and this man standing next to him. Katherine told me that she estimated she was at least 20 to 30 feet away and she was concerned as to what was going on. Katherine told me that she watched as the man seemed to be wrestling or splashing with [REDACTED] and it was not someone that she was familiar with.

Katherine stated that at about this time, her husband, Richard, had come out from inside the residence and she pointed out to him what she had observed. Katherine stated that she and her mom were watching and were concerned as to why this person was up interacting with [REDACTED]. Katherine told me that Richard went over to check on the children and at some point during this incident, her mother indicated that she believed the subject was Brett Hulsey, the state assemblyman.

Katherine stated that as Richard was preparing to go over and check on the children, she then realized that the subject was on shore and was taking pictures of [REDACTED]. Katherine told me that she and her mother pointed this to Richard and he quickly made his way over to investigate what was going on.

Katherine told me that she could see Richard talking to the individual and that her youngest daughter, [REDACTED], and her friend had returned and shortly thereafter, they were joined by Richard, [REDACTED], and his friend, who was over visiting with the family. Katherine told me that when Richard returned, he indicated that the subject, when confronted about why he was taking pictures, [REDACTED] had responded something to the effect of, "It's okay. I know the [REDACTED]." Katherine stated that this was a reference to her parents, Charles and Sally [REDACTED], who have lived at the residence directly next to the beach for many years. Katherine told me that she was unfamiliar with Brett Hulsey, but that her mother seemed to recognize him and that her father thought from the view he had gotten of the subject that it was Hulsey. Katherine told me that the subject quickly biked away and they did not see him again.

Katherine told me that she and her husband, Richard, along with her parents were very concerned as to the interaction that this individual had with [REDACTED] and it left them feeling very uncomfortable. Katherine stated that [REDACTED] was particularly bothered by the fact that this person had been taking pictures of him. I asked Katherine if [REDACTED] had indicated what exactly had occurred out in the water and she stated that he had not said much, other than the person was helping him get back on his floaty, but that he was particularly upset and bothered by the pictures. Katherine told me that she

could hear [REDACTED] yelling at the individual something similar to "Stranger, why are you taking my picture?" Katherine stated that she and her mother were intently watching what was going on while they were waiting for Richard to arrive because she was concerned, not only about the interaction that the subject had with [REDACTED] out in the water, but his apparent photographing of her son as well. Katherine stated that she felt an obligation to report this because she was worried if this individual may have done this before or may do more in the future.

I had spoken to Katherine while she was at work and she had provided me her home phone number, so that I could attempt to speak with her husband, Richard, and [REDACTED], who was supposed to be at home with him.

Statement of Charles [REDACTED]

I contacted Sergeant Berkovitz and he concurred with my responding out to Charles [REDACTED]'s address in an attempt to speak to him about the incident. I was able to make contact with Charles [REDACTED] at his residence and after verbally identifying him, I did speak to him about what had occurred the previous evening.

Charles [REDACTED] stated that he and his wife, Sally, had been entertaining their daughter, son-in-law and their children for dinner and the 4th of July celebration. Charles stated that he had been staying inside most of the evening because of the heat, but that he had ventured out onto the deck, where they were all watching the children playing in the water. Charles stated that the children were in the swim area directly next door at the Spring Harbor Beach swim enclosure and that Richard had been over with the children.

Charles stated that at some point in the evening, his daughter, Katherine, and his wife, Sally, pointed out that there was some man who was out wrestling around with [REDACTED]. Charles stated that he had observed this individual appear to toss [REDACTED] into the water and then appeared to be "horsing around" with him. Charles stated that the man was a white male more in the middle age spectrum and was wearing black shorts or a swimsuit. Charles stated that he then also had been informed by his daughter and wife that the same man had also gone onto the beach area and then had begun to take pictures of [REDACTED]. Charles stated that he felt very uncomfortable and bothered by this whole encounter and that his grandson, [REDACTED], was "very upset that a stranger took pictures." Charles stated that [REDACTED] did not indicate anything that the man said to him, but that he had yelled at the man something similar to, "Stranger, stop taking my picture."

Charles told me that he got a somewhat good look at the subject, but had never seen his face. Charles stated that his wife, Sally, had informed him and the group that she had seen the subject and identified him as Brett Hulse. Charles stated that he has known Brett Hulse through all of Hulse's political activities for "a long time." Charles stated that he never got a good look at the subject's face, so he felt unable to positively say that he believed it was in fact Brett Hulse. Charles did say that he looked at the subject's build and believed that that physical description would match Brett Hulse, but again stated he had never seen the specific face to be able to positively identify him.

I asked Charles if the fact that he had known Brett Hulse for a long time made him feel either confident in the activities [REDACTED] was describing or if he felt it was uncharacteristic of Hulse. Charles somewhat smiled and stated that he "was not surprised," and went on to say that he feels Hulse is "an odd individual." Charles stated that he does not want to accuse anyone of anything, but felt from the activity he had witnessed and the statements and feeling that his grandson had that it was "obviously bad judgment and inappropriate conduct."

Charles went on to state that even if it was Hulsey and he does know the [REDACTED]s, he does not know [REDACTED] or have the type of relationship with them that they would feel comfortable with him acting the way that this individual did.

Charles indicated that his wife was currently at work and that I would be able to reach her later in the evening.

Statement of [REDACTED]

After speaking with Charles, I attempted to make phone contact at the residence where Katherine and Richard [REDACTED] live with their children. I left a voicemail asking Richard to contact me if he would be available to speak and then I began to travel out to the residence in case they were outside and had not heard the phone. Charles had indicated to me that Richard is usually home every day with the children I was not too far off to be able to attempt to make contact. While I was en route out to the residence, Dispatch advised that Katherine [REDACTED] had called back and was at the home address. I was just arriving when I got this phone message, so I then did make contact and met with Katherine in person.

I explained to Katherine that I was hoping to be able to talk to her husband, Richard, and also briefly to [REDACTED] if it was possible in order to get his version of events. Katherine invited me into the study and asked [REDACTED] to come in to speak with me. Katherine's other child, [REDACTED] and her friend as well as the friend [REDACTED] was playing with remained out in the kitchen area while we stepped into the study to speak.

[REDACTED] immediately asked what was going on and Katherine indicated that she had called me to tell me of the incident that had occurred yesterday, and she asked him if he would be able to explain to me what happened and he stated he would.

I found [REDACTED] to be a very articulate 9-year-old and seemed very straightforward and very observant. [REDACTED] stated to me that he had been at the Spring Harbor Beach area in the swim area and that he was on his round-type floaty chair hanging out in the water. [REDACTED] stated that while he was out in the water, a person he did not know had swum up behind him and had flipped him off of his floaty, turning it upside down so that he fell into the water. [REDACTED] told me that this scared him and he did not know what was going on.

[REDACTED] stated that when his head came back up above water, the floaty was near him and he saw a person he described as a white older man with gray hair splashing him. [REDACTED] told me that the subject was splashing him with water and laughing at him. [REDACTED] told me that the subject did not say anything to him and that he did not know him and had never seen him before. [REDACTED] told me that he was scared by this person tossing him into the water like this and then laughing at him and splashing at him.

[REDACTED] stated that without any explanation, the subject then swam back towards the beach and [REDACTED] told me he got back into his floaty, so he could get back to sitting in the water. [REDACTED] stated that he watched as the person who had flipped him out of the floaty and had been splashing him walked up onto the beach area and then began to take his picture. [REDACTED] told me that the subject had an iPhone and he looked up to see the individual pointing the phone directly at him, taking his picture. [REDACTED] told me that he yelled out to the man, "Hey, why are you taking my picture?" [REDACTED] stated that upon him yelling at this individual, he quickly turned and pointed the camera in a direction towards the water and no longer at [REDACTED]. [REDACTED] told me that he was sure that the subject was taking his picture and it scared him, and he didn't like it.

█████ stated that very quickly, maybe ten seconds later, he "put it back on me." █████ explained that the subject had returned the camera or iPhone back directed at him and he realized that the subject was again taking pictures or video of him. █████ told me that at about this time, his dad was walking up and began speaking to the man and that the man quickly spun and pointed the camera back towards the water. █████ then told me that his dad then told him to come out of the water and go back to his grandpa's house and that is what he did.

I asked █████ if he felt confident that the subject was taking a picture or video of him with his iPhone and he stated he was. █████ was sitting on an office-type chair directly next to me and as he described what had taken place, he held his hands out in front of him like he was holding a camera or a phone and then he would turn his body quickly and sharply to either the left or right and move his hands as if he was reenacting what he had observed. I asked █████ if he felt that the individual was trying to avoid anyone noticing him taking the picture and he stated he was. I asked █████ if the subject was acting as if he didn't want to get caught doing something, as if trying to pretend he wasn't taking his picture, when he yelled at him. █████ stated that he did feel that when he yelled at the individual, he tried to pretend like he wasn't taking his picture, but quickly brought the camera back to him again. █████ stated that when his dad had appeared, again the man turned quickly as if to pretend that he wasn't taking his picture. █████ told me that he was upset by this and did not think it was right that the person took his picture, and that he tried to lie and act like he wasn't taking his picture.

I asked █████ if he could describe the man to me and he said that he had white skin and he had gray-type hair and was more like his grandparents' age than his parents' age. █████ told me that the subject was wearing a black swimsuit and when he had gotten on land, he was wearing a white shirt and sweatpants. █████ made a motion up and down near his shoulder areas when he was describing the white shirt and I asked him if he was referring to a tank top or sleeveless-type shirt and he stated he was. █████ told me that the subject got on a bike that was maybe gray or black and that he biked away.

█████ had also made an initial statement to me when I asked if he could describe the individual to me. When I first asked █████ if he could describe the man to me, the first thing he stated was that the man had a "tooth missing." I asked █████ what he meant and he pointed to the area around his front two teeth and stated, "His tooth was missing."

Statement of Richard █████

After speaking with █████ and Katherine, I learned that Richard was out running some errands and I was able to make phone contact with him, and I was able to arrange a location in Middleton to meet him in the parking lot of the Imperial Garden restaurant near the intersection of Allen Boulevard and University Avenue. Upon arriving in the parking lot a short time later, a vehicle pulled up and a subject approached me and waved, indicating to me that he was Richard and thanked me for assisting in this matter.

Richard explained to me that he had been over at his in-laws' house the previous evening and stated that the property is directly next to Spring Harbor Beach. Richard told me that he had been over at the beach area with his children and their friends while his wife and in-laws had been over on the back deck. Richard stated that he had briefly gone back over to the residence to use the bathroom and get something to drink and that he had checked in with his wife to keep an eye on the kids while he was doing this.

Richard told me that as he was exiting the back patio door onto the deck that overlooks the lake and the beach area, his wife and his mother-in-law, Sally, immediately told him that there had been some guy in the water appearing to be wrestling with [REDACTED]. Richard stated he was a bit taken aback and as he looked over, he saw that the man was up near the beach now and not standing near [REDACTED]. Richard told me when he was over in the beach area with [REDACTED] and his friend [REDACTED] and his daughter [REDACTED] and her friend, the only other person on the beach was a woman, who was sitting up near the lifeguard stand reading. Richard told me he did not see any other individuals at the beach and that he had not been gone for very long.

Richard told me that he could clearly see the beach and water area from his in-laws' deck and that is where his wife and mother-in-law had been watching the children. Richard stated that he was trying to process in his head why this man that he did not recognize had been in the water wrestling with [REDACTED] and as he was trying to process and determine what to do that his wife and mother-in-law then indicated that the subject was now taking pictures of [REDACTED]. Richard told me that he could hear [REDACTED] yelling something similar to, "Stop taking my picture."

Richard stated at this point he wanted to get over to the beach as quick as he could because he felt "very uncomfortable" with what was going on. Richard told me that he had an uneasy feeling and it just did not make sense to him why someone would be near his son and then taking pictures of him. Richard told me that as he was making his way over to the beach area, he passed his daughter and her young friend and he continued towards the water where [REDACTED] and [REDACTED] were. Richard stated that as he arrived, this male subject was standing on the beach, maybe approximately 5 or 8 feet from the water area where [REDACTED] was sitting on his floaty.

Richard told me that he immediately began calling for [REDACTED] and [REDACTED] to get back to the house and he told me that he felt uncomfortable and wanted them away from this man. Richard told me that he did not recognize this individual and he then immediately asked the subject something similar to, "What are you thinking, man? What are you doing?" Richard told me that he had a sick feeling as to why this older man was taking pictures of his son and he felt very concerned about what this individual's intent was.

Richard told me that the man then seemed somewhat frantic and stated something similar to, "It's okay. I know the [REDACTED]s." Richard stated that the [REDACTED] are his in-laws and that is whose house they were at. Richard stated that he was a little bit confused and still felt very bothered by what had occurred. Richard told me that even if this subject was friends with his in-laws, it was inappropriate for him to be out in the water near [REDACTED] and very inappropriate for him to be taking pictures of him. Richard told me that he immediately had a sick feeling as to why this subject was taking pictures of his son. Richard told me that he began replying to the subject something similar to it's not okay, and the subject was quickly gathering his items and leaving, and that he saw him pedal away on a bike.

Richard told me that he was very bothered and disturbed by what had occurred, and he felt that the intentions of the subject were disgusting and inappropriate. Richard told me that he could not shake that feeling and that he felt that this was not a friend of the family having innocent fun, but he felt more like his son was a vulnerable victim.

Richard told me that upon returning back over to his in-laws' house that his mother-in-law had stated that she recognized the individual to be Brett Hulsey, who is a state assemblyperson. Richard told me that he has today spoken to his mother-in-law, who works for the City of Madison, and that she had spoken to someone in the Parks Department, who indicated they had received previous complaints

from people regarding Brett Hulsey "acting creepy" and taking pictures of children. Richard told me that he had only briefly talked to his mother-in-law and he was unsure as to anymore specific information or if any police reports had ever been made regarding this conduct.

Additional Information

After speaking with Richard, I did respond back to the West Police District, where I briefly spoke with Sergeant Berkovitz, Lieutenant Kosovac and Detectives Eric Vosburg and Kat Riley. I advised them of the statements I had obtained from all of the individuals and that I was still waiting to speak with Sally [REDACTED] who had not been home when I had visited her residence. After speaking with Lieutenant Kosovac and Sergeant Berkovitz, I was advised to complete the interview with Sally [REDACTED] and at that point complete the report for further review and assignment.

I did make phone contact with Katherine [REDACTED] again and was able to get a better description of the floaty device that [REDACTED] was in, as well as what he was wearing. Katherine indicated that [REDACTED] was wearing tan in color swim trunks with a camouflage-type pattern and that he had been sitting in a round tan-type inner tube device that also was like a chair. Katherine described it as a round-type floaty with a chair back, but also with inner tube-type qualities.

Statement of Sally [REDACTED]

On Thursday, July 5th at approximately 7 pm, I was able to make phone contact with Sally [REDACTED] who told me that she was comfortable providing information to me over the phone. Sally indicated that she had some uncomfortable or awkward feelings regarding this whole situation due to the fact that she is an [REDACTED] and that the subject in question is a state assemblyperson.

Sally also indicated that she had spoken with Kevin Briske of the Parks Department to pass on her concerns regarding the incident that had occurred the previous evening. Sally told me that she was just worried that Parks staff should be aware, so that the lifeguards could be warned to keep an eye out for children there. Sally became emotional and began crying and apologized, stating she gets very protective when it comes to her children and grandchildren. Sally stated that she felt that it was important to make sure Parks staff were aware, so that no children were in danger.

Sally told me that Briske did ask her the name of the individual and she did reply that it was Brett Hulsey. Briske then responded, "Oh" and stated that he was aware of the individual. Briske went on to explain to Sally that the Parks staff are aware of Hulsey and that he has made many of their staff members at different beaches uncomfortable with his behavior. Sally stated she was unsure exactly if Hulsey's behavior was directed towards the Parks staff and that was making them uncomfortable or whether it was activities he was engaging in that were making them uncomfortable. Sally also stated that Briske indicated that they had a somewhat stalking situation going on with a lifeguard at Olin Park and that every time staff questioned him as to what he is doing, he simply replies that he's checking out the beach.

As for the incident the day before, Sally told me that her daughter, Katherine, and son-in-law, Richard, were over with one of Katherine's friends. Sally indicated that Katherine and Richard had their two children, [REDACTED] and [REDACTED] over and that Katherine's friend also had two children. Sally told me that due to the heat, she had been trying to stay in the house, but at some point her daughter came to the back patio door from the deck where they were sitting. Sally explained that Katherine and Richard and Katherine's friend had been sitting out on the deck watching the children, who were swimming back and forth between their yard and the beach area.

Sally stated that Katherine approached and told her that there "some big guy in the water wrestling with [REDACTED]". Sally stated that she then walked outside to the deck and looked over and by that time, she saw the individual Katherine was speaking about had turned away from [REDACTED] making his way back towards the beach. Sally stated she looked at the individual and at first glance thought that she recognized the person to be Brett Hulsey. Sally stated that she had been very concerned as to what this grown man was doing with [REDACTED] and that she and Katherine began monitoring the situation.

Sally stated that as she continued to watch, she was aware that Richard was heading over to check on the children and bring them back because everyone was uncomfortable with the person's presence. Sally stated that as Richard was making his way over, she observed that there was a woman reading a book up in the lifeguard chair, who she did not believe was with Hulsey. Sally stated that as she was looking over, she had lost sight of the individual she believed to be Brett Hulsey, and she was watching the two girls, who were the daughters of Katherine's friend, coming out of the water up onto land.

Sally stated that, "All of a sudden," Hulsey jumped up and she observed him take a picture of the young children. Sally told me that Hulsey had not been in her field of vision and he "appeared out of nowhere." Sally stated that the girls kept walking and as [REDACTED] was getting up and starting to come out of the water, she immediately again saw Hulsey spin and take a picture of [REDACTED]. Sally stated from her deck she could clearly hear [REDACTED] yelling out at the top of his lungs something similar to, "I don't know you, you're a stranger. Why are you taking my picture? Don't do that." Sally stated that she was very concerned now because she had felt that the individual had deliberately spun in order to take a picture of [REDACTED]. Sally stated that in watching, she felt like the individual was "lurking and waiting" for the children to come out of the water to photograph them. Sally stated that when she heard [REDACTED] yell, she saw the person she believed to be Hulsey spin and act like he was taking a photo of the water instead of [REDACTED].

Sally stated that as she continued to watch, she was very concerned as to what was going on and she watched her son-in-law arrive and begin speaking with the subject. Sally stated that in her head she was thinking that the subject looked like Brett Hulsey, but she "thought it wasn't him." Sally stated that as her son-in-law began speaking with the individual, she heard the subject say something and reply, "It's okay. I know the [REDACTED]s." Sally stated that she instantly knew that it was Brett Hulsey because she recognized his voice. Sally told me that she believes Hulsey has somewhat of a distinctive voice and that she was 99.9 percent positive that was Brett Hulsey. Sally stated she had believed the subject was probably Hulsey, but in her mind was trying to convince herself that it probably wasn't. Sally stated upon hearing the voice, she knew it was Hulsey. Sally stated that she was struggling, trying to make sense of what had occurred and understand what Hulsey could have been doing. Sally stated that Hulsey had jumped on a bike and took off "like a bat out of hell," and never came over.

Sally told me that she has been stressing about the incident since and trying to make sense of it. Sally told me that everyone there had a sick and disgusted feeling about what they had seen and could not help but think that it was creepy. Sally told me that Katherine's friend had even indicated that after witnessing what she saw, she would "never come over there again." Sally stated that everyone was in shock and horrified and they felt victimized, and felt that Hulsey had been creepy and inappropriate, and had bad intentions with what he was doing.

Sally told me that [REDACTED] was very upset and bothered by what had occurred, especially the pictures being taken. Sally told me that they all told [REDACTED] he had done a very good job and she is still very shaken up.

Additional Information

When I spoke with Richard, I had asked him if he was familiar with Brett Hulsey and he stated he knew he was an assemblyman, but he did not know what the individual looked like. I did have a printout of a picture from Hulsey's website, although he is depicted in a shirt and tie. The printout was a black and white small picture from my squad printer and upon looking at it, Richard had indicated, "Yeah that looks like him." Richard stated it was somewhat hard to tell because the individual he saw had no shirt on and the picture was not very good, but he had felt like the picture seemed to match.

NFA/pao

Supervisory Officer: _____ I.D.: _____

Reporting Officer: _____ I.D.: 4365
PO STEPHEN J MACKESEY