

CPAU-DV

STATE OF WISCONSIN

CIRCUIT COURT
CRIMINAL DIVISION

MILWAUKEE COUNTY

CRIMINAL COMPLAINT

STATE OF WISCONSIN

DA Case No.: 2012ML015081

Plaintiff,

vs.

Complaining Witness:

DET. MICHAEL ZIMMERMAN

Billings, Daniel Darale
4391 S. 5th St.
Milwaukee, WI 53224
DOB: 02/1972

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DO NOT REMOVE**

Court Case No.: 12CF3340

Defendant,

THE ABOVE NAMED COMPLAINING WITNESS BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: PHYSICAL ABUSE OF A CHILD (INTENTIONAL CAUSATION OF BODILY HARM)

The above-named defendant on or about Tuesday, July 03, 2012, at 22 [redacted] W. Vine St., in the City of Milwaukee, Milwaukee County, Wisconsin, did intentionally cause bodily harm to [redacted] DOB [redacted] 995, a child, contrary to sec. 948.03(2)(b), 939.50(3)(h) Wis. Stats.

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

Complainant is a City of Milwaukee Police Officer and bases this complaint upon the official report created in the ordinary course of regular police business by fellow City of Milwaukee Police Officers William Schmitz and Stephen Dombrowski. Complainant has relied upon such reports in the past and has found them reliable and truthful. Complainant further relies upon the Mirandized statement of the defendant, Daniel Billings, to police. Based on said reports and statement, Complainant believes the following:

On Tuesday, July 3, 2012, the defendant, Daniel Billings, picked up his daughter [redacted] (DOB [redacted] 1995) in his work taxi cab. [redacted] stated to police that the defendant was upset with her for a conversation that [redacted] had with the defendant's girlfriend. In that conversation, [redacted] disclosed to the defendant's girlfriend that her father had recently fathered a child with another woman. [redacted] stated to police. The defendant confronted [redacted] about this conversation, and when [redacted] denied having told the defendant's girlfriend about the child, the defendant pulled the cab over to the side of the road. The defendant then struck [redacted] with his right hand on the side of her face. When [redacted] asked the defendant why he had struck her, the defendant struck her twice with a closed fist on her nose and her mouth. [redacted] experienced pain, a swollen upper lip, and a bloody nose. [redacted] also experienced broken capillaries in her left eye. [redacted] stated that blood from her nose had gotten on the defendant's shirt, which he discarded at his girlfriend's house, and which police later recovered.

[redacted] stated that that the defendant then drove her to her grandparents' house located at [redacted] W. Vine St., in the City and County of Milwaukee, Wisconsin. [redacted] stated that she exited the vehicle before it stopped moving, and entered the residence, at which time, she attempted to phone her sister to tell her what her father had done. [redacted] stated that her father entered the

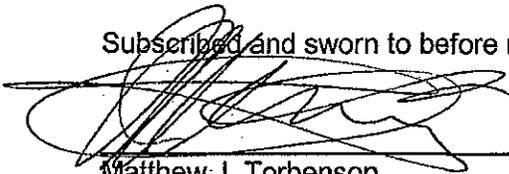
residence and attempted to take the phone away from [redacted] while in the kitchen. [redacted] stated that that her father hit her in the right arm, causing the phone to fly across the room, and break the screen. [redacted] stated that she told the defendant that he could not hit her like that. [redacted] stated that the defendant pushed her and threw her to the ground, causing her to fall into the dog food dish.

[redacted] stated to police that her grandfather entered the kitchen, and told [redacted] to come with him into his bedroom, to avoid further incidents. [redacted] told her grandfather that she was going to call the police, to which her grandfather responded that she couldn't call the police because the defendant is her father. [redacted] stated that she heard her father say, "Where's a belt at?" [redacted] stated that her grandfather responded that he had a belt. [redacted] stated that the defendant entered [redacted]'s grandfather's bedroom and took the belt from a pair of pants on a chair. [redacted] stated to police that her father then stated, "So you think this is a joke?" [redacted] stated that her father started swinging the belt at her. [redacted] stated that she was struck on the right side of he back and again on her chest by the defendant wielding the belt. [redacted] stated that her father attempted to strike her in the face, but missed, and [redacted] grandfather told the defendant that he couldn't strike her in the face because that would cause him to go to jail. [redacted] stated that she was crying and asking him to stop hitting her. [redacted] experienced pain and redness from being struck by the belt. The defendant then left the residence, at which time [redacted] sought medical treatment. Photographs taken at the hospital indicate the above-mentioned injuries including broken capillaries in [redacted]'s left eye, swollen upper lip, and abrasions to her right back and upper chest.

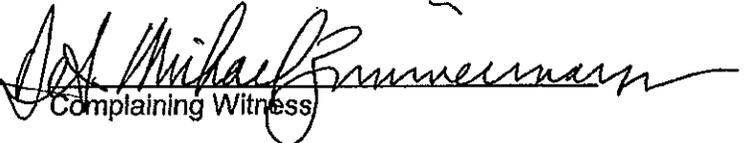
The defendant entered the District 3 station the next day, where he spoke with Officer Michael Fasulo in an interview after the defendant had been read his constitutional rights, and waived them. In this interview, the defendant admitted to striking [redacted] in the face in his cab. Additionally, the defendant admitted to striking [redacted] with a belt while at [redacted]'s grandparent's home.

****End of Complaint****

Subscribed and sworn to before me and approved for filing this 8 day of July, 2012.



Matthew J. Torbenson
Assistant District Attorney
1049925



Complaining Witness

CLERK OF CIRCUIT COURT

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CRIMINAL DIVISION
FILED