

FILED
03-30-2023
Clerk of Circuit Court
Brown County, WI
2022CF000363

STATE OF WISCONSIN CIRCUIT COURT BROWN COUNTY
BRANCH II

STATE OF WISCONSIN,

Plaintiff,

**AFFIDAVIT IN SUPPORT OF
MOTION FOR CHANGE OF VENUE**

VS.

CASE NO. 22-CF-363

TAYLOR D. SCHABUSINESS,

Defendant.

STATE OF WISCONSIN)
COUNTY OF BROWN) ss.

I, Christopher T. Froelich, Esq., being sworn, states on oath as follows:

1. I am the attorney for the defendant in this pending criminal case in Brown County Circuit Court.
2. As attorney for the defendant, I have, investigated the pretrial publicity regarding this case, the alleged offense, the investigation of the alleged offense, the defendant's arrest and the court proceedings involved in this case.
3. I have collected the following news articles found on-line concerning this pending case which circulated in Brown County.
 - A. **Exhibit A** - News article from WFRV related to request for recusal of Judge and defense lawyer asked to be removed.
 - B. **Exhibit B** - News article from Green Bay Press-Gazette detailing alleged attack on lawyer in courtroom and being charged with killing, decapitating friend.
 - C. **Exhibit C** - News article from WTAQ – WLUK detailing alleged attack on attorney after trial postponement.
 - D. **Exhibit D** - News article from WBAY TV details story involving woman charged in Green Bay murder, dismemberment attacks attorney. This newsfeed did involve the video of the apparent attack in the courtroom. A photo of the alleged altercation in the Brown County Courtroom on February 14, 2023 is attached.
 - E. **Exhibit E** - News article from WBAY detailing the alleged lunge at attorney Quinn

alleged facts related to the case.

- Q. **Exhibit Q** - Daily Beast article discussing the case involving the defendant including alleged comments that the defendant made. The news article discusses bail and potential consequences if defendant is convicted.
- R. **Exhibit R** - WBAY news article dated September 1, 2022 which discusses defendant's plan to argue insanity. There is a photograph of the defendant with deputies associated with this news article.
- S. **Exhibit S** - WBAY news article dated April 13, 2022 which discusses second competency exam. There is some discussion about drugs, sex and chains being allegedly involved in the incident.
- T. **Exhibit T** - WBAY news article dated May 10, 2022 which discusses alleged killing and dismembering of a Green Bay man. The article also addresses competency issues involving the case along with charges.
- U. **Exhibit U** - WBAY/Gray News article dated March 3, 2022 which discusses woman accused of gruesome murder had interest in Jeffrey Dahmer. There were graphic details about this alleged incident set forth in this article.
- V. **Exhibit V** - Fox 11 News article dated March 14, 2022 which discusses competency request for woman accused of decapitating man. The defendant's name is mentioned in the article along with photographs of the involved residence.
- W. **Exhibit W** - WLUK news article dated March 7, 2022 which discusses impact of using meth after grisly Wisconsin murder.
- X. **Exhibit X** - Associated Press article dated March 11, 2022 which addresses mental competency exam for the pending case.
- Y. **Exhibit Y** - Oxygen True Crime news article dated April 14, 2022 which discusses second competency exam and woman charged in meth-fueled dismemberment case. This article does contain photographs of the defendant and alleged facts related to the case.
- Z. **Exhibit Z** - Oxygen True Crime news article dated March 15, 2022 which discusses woman accused of molesting - dismembering dead man while on meth. The article talks about competency and other alleged details related to the case, including alleged comments made by the defendant.
4. Upon belief, Brown County is served by the following newspapers and articles having a reported circulation as indicated:
- Green Bay Press-Gazette

5. Upon belief, Brown County is served by the following television and radio stations having a reported listening audience:

- WBAY / Channel 2
- WLUK / Channel Fox 11
- WIXX (FM radio)
- WFRV (Channel 5)
- Midwest Communications
- WNCY – FM
- WORQ
- WOGB
- WTAQ
- WDUZ
- WNFL
- WAPL
- WQLH
- WPNE
- WGBW
- WKRU
- WZOR
- WEMY
- WGEE
- WPCK – Nash FM
- WHID
- WYDR
- WJMQ
- WCUB – Country
- WBDK

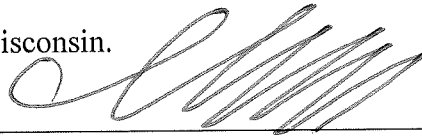
6. The defense asserts that there has been radio and television commentary and coverage about this case on many networks and radio stations during the course of this case. The public has been made aware of this case, the charges and some of the alleged facts related to this case.

7. The undersigned attorney researched articles on the internet about the alleged incident that occurred on February 6, 2020 in Brown County. News articles about the defendant, Taylor D. Schabus, and the pending case were readily found on the internet which have been appended to this affidavit for review.

8. Upon belief, there has been television coverage in the Brown County Courtroom involving the court proceedings for this defendant. Upon belief, there has been televised coverage of the apparent incident involving the defendant in the courtroom with her prior counsel. The subsequent detaining of the defendant by deputies in the courtroom on February 14, 2023 was captured live on television for numerous viewers to see.

9. The defense argues that this defendant will be unable to get a fair trial in Brown County. The defense argues that the defendant has a constitutional right to a fair trial which is enshrined in the federal and state constitutions. There is a constitutional magnitude associated with the right to have a fair trial. The defense believes that the pre-trial media coverage outlined herein shows a reasonable probability of prejudice. *Gibson V. State*, 55 Wis.2nd 110, 120, 197 N.W.2d. 813 (1972). The defense believes that there are sufficient grounds that prevent this defendant from getting a fair and impartial trial in Brown County. The nature of the offense, the alleged facts outlined in the complaint and in the media and the pre-trial publicity all show that there is likely an actual prejudice or alternatively a reasonable probability of prejudice and as such, a change in the place where trial should occur should be strongly considered by the Court. Alternatively, the Court should consider a Change in Venire such that a Jury should be selected from another county to sit on this case.
10. The pretrial publicity in this case and editorial comment – **its quantity, frequency, prominence, content and details have so prejudiced the defendant's right to secure a fair and impartial trial** so as to require a change in the place of trial outside of Brown County or alternatively, require a change in venire by empaneling a jury from another jurisdiction outside of Brown County.

Dated this 29th day of March, 2023 at Green Bay, Wisconsin.



Christopher T. Froelich
Affiant

Subscribed and Sworn to before me
This 29th day of March, 2023



Notary Public, State of Wisconsin
My Commission Expires: 10/12/26

