

**FILED**  
**08-25-2023**  
**Clerk of Circuit Court**  
**Outagamie County**  
**2023CF000869**

| STATE OF WISCONSIN              | CIRCUIT COURT                      | OUTAGAMIE COUNTY          |
|---------------------------------|------------------------------------|---------------------------|
| STATE OF WISCONSIN              | DA Case No.: 2023OU003405          | <b>CRIMINAL COMPLAINT</b> |
| Plaintiff,                      | Assigned DA/ADA: Nicholas P. Grode |                           |
|                                 | Agency Case No.: K23005933         |                           |
| vs.                             | Court Case No.:                    |                           |
|                                 | ATN:                               |                           |
| KEVIN A. DOSZAK                 |                                    |                           |
| 2575 Camden Way                 |                                    |                           |
| Kaukauna, WI 54130              |                                    |                           |
| DOB: 04/06/1977                 |                                    |                           |
| Sex/Race: M/W                   |                                    |                           |
| Eye Color: Blue                 |                                    |                           |
| Hair Color: Blonde              |                                    |                           |
| Height: 5 ft 7 in               |                                    |                           |
| Weight: lbs                     |                                    |                           |
| Alias: Also Known As Kevin Alan |                                    |                           |
| Doszak                          |                                    |                           |
| Defendant.                      |                                    |                           |

*For Official Use*

The undersigned, being first duly sworn, states that:

#### **Count 1: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Wednesday, June 21, 2023, in the City of Kaukauna, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

#### **Count 2: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Wednesday, June 21, 2023, in the City of Kaukauna, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 3: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Wednesday, June 21, 2023, in the City of Kaukauna, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 4: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Thursday, June 22, 2023, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 5: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Friday, June 23, 2023, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 6: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Saturday, June 24, 2023, Outagamie County, Wisconsin, did intentionally enter a building, concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 7: BURGLARY OF A BUILDING OR DWELLING**

The above-named defendant on or about Sunday, June 25, 2023, Outagamie County, Wisconsin, did intentionally enter a building, a concession stand, without the consent of the person in lawful possession of the place, and with intent to steal,, contrary to sec. 943.10(1m)(a), 939.50(3)(f), 973.046(1r), 973.047(1f) Wis. Stats., a Class F Felony, and upon

conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than twelve (12) years and six (6) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 8: THEFT - MOVABLE PROPERTY ( > \$2500 - \$5000)**

The above-named defendant between about May 4, 2023, to June 21, 2023, in the City of Kaukauna, Outagamie County, Wisconsin, did intentionally take and carry away movable property of Kaukauna Youth Baseball, having a value greater than \$2500 but less than \$5000, without consent, and with intent to permanently deprive the owner of possession of the property, contrary to sec. 943.20(1)(a) and (3)(bf), 939.50(3)(i), 973.046(1r), 973.047(1f) Wis. Stats., a Class I Felony, and upon conviction 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.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **Count 9: CRIMINAL DAMAGE TO PROPERTY**

The above-named defendant on or about Sunday, June 25, 2023, Outagamie County, Wisconsin, did intentionally cause damage to the physical property of another, a camera, belonging to Kaukauna Police Department, without that person's consent, contrary to sec. 943.01(1), 939.51(3)(a), 973.046(1r), 973.047(1f) Wis. Stats., a Class A Misdemeanor, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both.

And furthermore, invoking the provisions of Wisconsin Statute 973.046(1r), if the court imposes a sentence or places a person on probation, the court shall impose a deoxyribonucleic acid analysis surcharge, calculated as follows: (a) For each conviction for a felony, \$250 (b) For each conviction for a misdemeanor, \$200.

And furthermore, invoking the provisions of Wisconsin Statute 973.047(1f), if the court imposes a sentence or places a person on probation, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. The court shall inform the person that he may request expungement under s. 165.77 (4).

### **PROBABLE CAUSE:**

AND PRAYS SAID DEFENDANT BE DEALT WITH ACCORDING TO LAW; AND THAT THE BASIS FOR THE COMPLAINANT'S CHARGE OF SUCH OFFENSE IS AS FOLLOWS:

Complainant is a sworn law enforcement officer and bases this Complaint upon the investigation of the officers named below, who are presumed truthful and reliable as sworn law enforcement officials.

### **Summary**

As is outlined below, Kevin Doszak is on video inside of the concession stands at Horseshoe Park and Lower Riverside Park in the city of Kaukauna, Outagamie County, Wisconsin, on seven different occasions. Kevin's intent on entering the building(s) was to steal money. Kevin did not have permission to enter the building(s) from Kaukauna Youth Baseball (KYB) representatives when there were no baseball games being played and to steal money. Kevin was stealing money when there was nobody else at the baseball diamonds; sometimes at night and sometimes at odd times in the morning hours when Kevin knew nobody was going to be there.

After reviewing all the video, the following is a list of the dates and times Kevin is observed entering the concession stand(s) and stealing money from the safes.

1. Wednesday, June 21, 2023 at approximately 9:00 a.m. from Horseshoe Park - \$155
2. Wednesday, June 21, 2023 at approximately 9:00 a.m. from Riverside Park - \$165
3. Wednesday, June 21, 2023 at approximately 10:00 p.m. from Horseshoe Park - \$135\*
4. Thursday, June 22, 2023 at approximately 10:30 a.m. from Horseshoe Park - \$100.
5. Friday, June 23, 2023 at approximately 2:00 p.m. from Horseshoe Park - \$40
6. Saturday, June 24, 2023 at approximately 5:00 p.m. from Horseshoe Park – Safe was empty
7. Sunday, June 25, 2023 at approximately 7:00 p.m. from Riverside Park - \$130 During this incident the defendant also took one of the covert cameras used by the Kaukauna Police Department as described above.

KYB also did not give Kevin Doszak permission to steal money out of the locked safe(s) inside of the concession stands. Kevin Doszak is on video and admitted going into the concession stands and into the money safe(s) to steal money, for two weeks prior to his arrest. Just the last week, that Kevin was stealing money, KYB and police were able to account for over \$800

missing. KYB's accountant, Cory Swedberg, prepared a spreadsheet and stated KYB is down approximately \$2967.25 on average compared to concession sales the last two years. Kevin is still suspected of stealing money from the original complaint where approximately \$3000 - \$4000 was reported missing from the tournament weekend of June 10th - 11th.

Kaukauna Police Department did not give Kevin Doszak permission to steal the Police Department's covert camera nor did the Police Department give Kevin Doszak permission to destroy the camera. The value of the camera was approximately \$60.

### **Initial Report and Response**

On 06-12-23 at 0842 hours, Officer Vosters of the City of Kaukauna Police Department made contact with Jason Hartwig regarding a theft complaint. Jason told Officer Vosters he was the president of Kaukauna Youth Baseball (KYB) and was notified on Sunday morning there was a concern of missing money from the Horseshoe Park concession stand. Jason told Officer Vosters they had a 10-year-old youth baseball tournament at the park on Saturday. When other people associated with the club went to get the cash on Sunday, they noticed that there was a substantial amount missing. Jason said the amount brought in for that one game would be about \$3000 to \$4000. He did not have an accurate count on how much money was specifically taken in or stolen.

Officer Vosters asked if there was any forced entry to the building or the safe that was in the building. Jason informed Officer Vosters there was no forced entry which led him to believe that it may have been somebody he entrusted to take the money. Officer Vosters asked him for a list of people who may have been at the tournament that weekend working the concession stand. He said he did not have a list currently for me because multiple people had the combination to the safe in that concession stand.

Jason did not give anyone permission to take any money and keep it for their own personal gain. There are people who do take the money out of the safe but then deposit it into the bank at a later date.

### **Continued Investigation**

Detective Krueger of the Kaukauna Police Department later began to investigate this matter. He made contact with Kaukauna Youth Baseball (KYB) President, Jason Hartwig, and KYB's Treasurer who was identified as Aaron Johnson.

Over several phone conversations, Aaron said the amount of money being taken in by KYB from the concession stands has been down this year compared to the years prior. Aaron did not know the exact amount of money missing but knew this year's income was less than years past.

KYB runs concession stands at Riverside Park and Horseshoe Park and both are located in the City of Kaukauna, County of Outagamie, and State of Wisconsin. The concessions are typically run by parents of the children playing baseball for KYB. The parks are located at the following locations:

Horseshoe Park  
220 E. 12th St.  
Kaukauna, WI 54130

Riverside Park  
1029 Riverside Dr.  
Kaukauna, WI 54130

Detective Krueger reported the City of Kaukauna owns the physical buildings at the parks, but KYB maintains the concession stands and profits from the concessions sold at both the league games and weekend tournaments. Further, Detective Krueger noted inside of both buildings, there is a small safe with a combination that temporarily holds the monies made from the concessions and also holds monies for the following games. This is a small amount of money needed to open the concession stand and to pay the umpires. The concession stands are locked when not in use and numerous people have keys to get into the concession stands. The keyed locks have not been changed for a long period of time, so there are a number of persons with keys to the buildings from years past. KYB gives/gave keys to coaches, members of KYB's board, parents who stock concessions, and anyone interested in helping out the organization. The combination to the money safe is also generic and a number of persons know the combination.

Aaron and Jason believed someone with a key and knowledge of the combination are stealing from KYB since there was no forced entry into the concession stand or the safe when the money was stolen on June 10th.

It was determined that a covert camera would be installed at both concession stands in an attempt to identify anyone taking money out of the safe without permission. Aaron and Jason would also count the money left inside the safe overnight and would again count the money the next morning to identify a time when the money was stolen. This system started on Monday, June 19<sup>th</sup>, 2023. Detective Krueger installed one covert camera on top of the money safe at Horseshoe Park. Detective Krueger also installed one covert camera on top of the money safe at Riverside Park and one covert camera outside of the room where the safe is located. Detective Krueger also installed a License Plate Reader camera on the roadway leading into Lower Riverside Park.

### **Analyzing Video Evidence**

Detective Kreuger would later review the video evidence, and noted thefts occurred at the following dates and times:

1. Wednesday, June 21, 2023 at approximately 9:00 am from Horseshoe Park - \$155
2. Wednesday, June 21, 2023 at approximately 9:00 am form Riverside Park - \$165
3. Wednesday, June 21, 2023 at approximately 10:00 pm from Horseshoe Park - \$135\*
4. Thursday, June 22, 2023 at approximately 10:30 am from Horseshoe Park - \$100\*
5. Friday, June 23, 2023 at approximately 2:00 pm from Horseshoe Park - \$40
6. Saturday, June 24, 2023 at approximately 5:00 pm from Horseshoe Park - Safe was empty

7. Sunday, June 25, 2023 at approximately 7:00 pm from Riverside Park - \$130. During this incident the defendant also took one of the covert cameras used by the Kaukauna Police Department as described above.

### **Identification of the Defendant**

Detective Kreuger reported that during his review of the theft from Wednesday, June 21, he observed a male take money out of the safe and is observed putting the money into his pocket. The male was wearing a baseball style jersey with the names "Vipers" on it along with a baseball style hat with the letters "TS". This male was identified as Kevin A. Doszak M/W DOB: 04/06/1977. Detective Krueger knows Kevin is involved in several community sports organizations and takes photographs for several youth sporting events and high school sports. The video was showed to Jason Hartwig and Aaron Johnson and they both identified the male as Kevin Doszak as well.

Video evidence shows Kevin stealing \$725 on seven different entries into the money safe in one week. Aaron Johnson emailed a spreadsheet to Detective Krueger indicating KYB's loss during the one week they were keeping track of the thefts. A screen shot of that spreadsheet was placed into digital evidence by Detective Krueger as well. KYB's loss in one week showed \$805.

### **Lack of Consent**

Detective Kreuger reported there were no baseball games or other persons at the concession stands when Kevin took the money.

Both Aaron Johnson and Jason Hartwig watched the videos and could not explain why Kevin was in the safes taking money. Kevin is a coach for a 11/12 year old "league" (Brewers) baseball team and is also a coach for a "travel" team in the 11 year-old division. Kevin also is a part of the board and has responsibilities for KYB as the apparel purchaser. Kevin would order the KYB apparel (jerseys, hats, etc.) for KYB and the bill would be sent to the Treasurer so Kevin would never handle any of the money. Kevin might collect money from the parents for the apparel but should never have to take money out of the safe for this responsibility. Kevin would have responsibilities that would allow Kevin to take money out of the safe such as paying the umpires or setting up the concession stands.

Jason expressed a concern of Kevin also abusing his privilege's as the apparel purchaser. Jason knows Kevin has an extensive wardrobe of KYB gear and this gear is ordered by Kevin from Randy Bella clothing store. The apparel should be distributed to all the people who order the clothing and Kevin should not keep quantities of the apparel unless Kevin purchased it from Randy Bella personally.

### **Interview of the Defendant**

On Monday, June 26, 2023 at approximately 11:20 a.m. Detective Krueger and SRO VanderHyden went to Kevin Doszak's residence and attempted to make contact with Kevin about the thefts. Officers knocked on the door and rang the doorbell but nobody answered.

After attempting to make contact with Kevin at Kevin's residence, Jason Hartwig called Detective Krueger and said Kevin just tried calling Jason but Jason did not answer. Detective Krueger told Jason to call Kevin back and find out what Kevin wanted.

Jason called Detective Krueger back about 10 minutes later and said Kevin admitted stealing money from KYB and wanted to pay the money back to Jason. Kevin said he also stole a camera from Riverside Park the night prior and "panicked" and ultimately smashed the camera and threw it in the water. Kevin told Jason that Kevin stole \$200 to pay bills and Kevin wanted to pay the money back. Kevin asked Jason to keep this information between them and not get anyone else involved. Jason told Kevin that Jason would have to think about the information and call Kevin back at a later time. Detective Krueger told Jason to call Kevin back and have Kevin meet at Horseshoe Park at 1:00 p.m. to pay back the money and turn in the keys to the concession stands. Jason called Kevin and asked Kevin to meet at 1:00 p.m. and Kevin agreed.

At approximately 1:00 p.m. - Detective Krueger and SRO VanderHyden were across the street from Horseshoe Park, in an unmarked vehicle, and observed Kevin Doszak arrive to Horseshoe Park in a Black Mitsubishi SUV with license plate number 345-BAL. Detective Krueger drove the unmarked police vehicle directly behind Kevin's vehicle and parked. Detective Krueger approached the driver's side of the SUV and made contact with Kevin. Kevin was sitting on the driver's side of the vehicle and Detective Krueger knocked on the window and Kevin rolled down the window where Detective Krueger identified himself to Kevin as a police officer. Kevin was asked to exit the vehicle and Kevin consented to a search of his person for weapons. Officer Kohl arrived in a marked squad car and assisted officers.

Detective Krueger said, "I'm assuming you know what this is all about" and Kevin said, "yeah." Kevin said he was waiting to talk with the president of KYB about the "camera" and "stuff." Kevin agreed to leave his vehicle at Horseshoe Park and come to the police department and talk about this investigation. Kevin said he would come to the PD and Kevin went on to say he took some money from KYB on Thursday to pay a bill. Kevin said he came back Friday to "pay the money back" but the safe was empty and Kevin said he attempted to pay the money back Sunday night at Riverside Park and the safe was pretty empty too. Kevin said he grabbed a "battery charger looking thing" off the top of the safe too. Kevin brought the "battery charger looking thing" home and noticed it was a camera. Kevin said he panicked, destroyed it, and threw it in the water behind his house. Kevin said he had money in his vehicle to "pay back" what he took on Thursday and to pay for the camera. There was also money in a different stack for apparel that parents have paid him this year.

Kevin gave consent for officers to search his vehicle and officers collected a white envelope containing \$260 in cash. There was also \$608 in cash along with four personal checks collected that Kevin was going to pay Jason for apparel. Officers also collected four keys that were for the concession stands at Horseshoe Park and Riverside Park. The rest of the vehicle was searched by SRO VanderHyden and ultimately secured. The keys for the SUV and Kevin's wallet were collected and brought to the police department along with Kevin. Officer

Kohl transported Kevin to the police department in a marked squad car and no handcuffs were ever placed on Kevin.

At the police department, Kevin was escorted into interview room 4 by Detective Krueger. Inside the interview room, Kevin said he is a coach and board member for KYB and has been involved with KYB for about six years.

Kevin said he took \$200 from the concession stand at Horseshoe Park on Thursday to pay for a bill. Kevin said he put that money into a bank account at Capitol Credit Union and paid for the bill with his debt card. Kevin said he has since tried to pay the money back by going to the concession stands at Horseshoe Park and Riverside Park and putting the money back. Kevin said the safes were either empty or contained little money and it would look odd to have put money back into the safes. Kevin said he got paid recently for doing some pictures and from his place of employment and this is the money he is paying the club back with.

Detective Krueger asked what happened and why Kevin needed to steal the money. Kevin said his wife's hours have been cut and they are receiving collection notices for unpaid bills. Kevin said there are medical bills that need to be paid too. Kevin wanted to call the club president and borrow \$200 but he never did.

Kevin proceeded to talk about how he went to Riverside Park on Sunday night to return the \$200 but when he went there, the safe contained a small amount of money. Kevin said he saw a battery charger on top of the safe and his wife needed a battery charger for Monday when she was going to Wisconsin Dells. Kevin took the battery charger and didn't replace the money. Kevin took the charger home and after plugging the charger in, Kevin noticed a camera in the battery charger. Kevin said he was freaked out and broke the camera and later disposed of the camera behind his residence in a pond.

Detective Krueger proceeded to explain to Kevin that the investigation has been going on for a longer period of time. Detective Krueger told Kevin that the camera on top of the safe, at Riverside park, was the police department's camera.

Kevin said he only stole money out of Horseshoe Park one time and never out of Riverside Park.

Detective Krueger then told Kevin about the extra camera at Riverside Park and Detective Krueger retrieved a computer and showed Kevin a view from inside of the concession stand at Riverside Park from Sunday where Kevin stole the camera and cash. Detective Krueger told Kevin that the money was counted Sunday evening and Monday morning and police know \$130 was missing. Kevin viewed the video and eventually admitted to stealing money from Riverside Park Sunday night along with the police department's camera.

Kevin admitted to stealing money from the concession stands for a "couple weeks" and it hasn't been going on long. Kevin thinks it has been two weeks. Kevin described the first time he stole money was after his son's game. Kevin said he took a little money "off the top" right before he put the money in the safe. Kevin thinks they were playing the Dodgers that night. Kevin said that was at Horseshoe Park and he took about \$60 in twenty dollar bills. Kevin said he took money about three more times in total, so four times all together. Kevin thought he took two times from Riverside and two times from Horseshoe Park. Kevin said he has been an

idiot the past couple of weeks and it is "killing" him that he is even sitting at the police department talking about stealing money from KYB. Kevin denied stealing umpire money that was in the envelopes. Kevin said he took the envelopes out of the safe and put it in the till so the umpires could be paid after the games.

Kevin also admitted to taking "some quarters" as well. Kevin said there was six or seven dollars in quarters and he was taking the change because they don't count the change. Kevin said he took change two or three times.

Kevin knows there will be legal consequences from his actions along with consequences from the KYB organization. Kevin said he will gladly pay back all the money he stole.

Detective Krueger showed Kevin a video from the previous Wednesday when Kevin's team played the last game of the night. Kevin said this was the league tournament game where they played the Dodgers. Kevin couldn't remember going into the concession stand after closing down and taking money even though it's clearly on video. Kevin said he ultimately stole \$600 - \$700 worth of money from the concession stands in the last couple of weeks.

Kevin denied stealing money from the Horseshoe concession stand on the weekend of June 9th - 11th. Kevin said he was never at the park that weekend and he didn't take the money. Kevin said he had a tournament in Brillion that weekend.

Kevin said he got over \$8000 back in tax money this year and that money is sitting in his office. Kevin said that money has since "dried up". Kevin said he won some money at the Oneida Casino a few weeks ago. Kevin said he won \$1200 from a slot machine and Kevin said he there by himself. Kevin said he only went to the casino one time in the last five or six years. Kevin said he doesn't have a Club Card for the casino.

Kevin made several excuses about needing to pay bills with the money he stole but eventually said he never paid any bills with the money he stole. Kevin said he would use the money as his own and live his life (gas, groceries, wine, etc.). Kevin said he has been getting overdraft notices from the bank as well.

Kevin said he also said he "saves" some of the stolen money in the same envelope, as his tax money, in his office. Kevin said he didn't see any videos from the camera that he stole. Kevin said he wife didn't know he was stealing money and Kevin wasn't stealing money with anyone else. Kevin said the change that was stolen from the concession stand was placed into a change jar under his desk at home.

### **Search of the Defendant's Residence**

On Monday, June 26, 2023 Detective Krueger and other officers of the Kaukauna Police Department searched the defendant's residence. Inv. O'Kane took overall photos.

Detective Krueger located two jars of change under Kevin's desk in the basement of the residence. Numerous items of KYB clothing were observed and seized in both the upstairs bedroom, garage, and basement. These clothing items were KYB's property that Kevin was

keeping. The clothing seized from Kevin's closet was clothing Kevin was wearing when stealing the money from the safes.

Two paper documents were seized; one statement from the basement stairs and one bill from a jeweler where a \$1000 payment was made on a diamond ring.

Officer Momberg assisted with logging the evidence received from the search. The items included two small plastic jars with loose coins, estimated value \$300; Springfield Armory 9mm handgun in a case and a box of ammunition; five gold keys from Kevin Doszak; a white envelope with \$260 cash from Kevin Doszak; loose cash and checks from Kevin Doszak, said to be for apparel purchases and a Kessler's Diamonds invoice for Kevin and Stefanie Doszak

### **Determining the Total Amount Taken**

On Friday, June 30, 2023 - Detective Krueger called and spoke to three witnesses who were working in the concession stand for the tournament on the weekend of June 9th - 11th. They were Kathryn Schurke, Amy Barth and Anita Koenig.

Detective Krueger called Kathryn and Kathryn said she remembered placing a substantial amount of cash into the safe on Saturday night. She did not count the money but estimated it well over a \$1000 since the stack of money was as thick as "the last Harry Potter book." Kathryn said nobody seemed suspicious and she did not know who stole the money. Kathryn found out the next morning that money was missing from the safe. Kathryn said Anita Koenig was also in the concession stand cleaning up and preparing for Sunday's baseball games. Kathryn believes Anita was there alone and may have additional information.

Detective Krueger called and spoke to Amy Barth. Amy said she opened up the concession stand on Sunday morning at approximately 7:30 a.m. The money was already missing at that time since Amy counted a little over \$200 that was left in the safe. Amy had to call and get more money to actually open up when the games started. Amy also said Anita was in the concession stand over night because Anita sent a couple text messages about how the concession stand was messy. Amy did not know who took the money. Amy said there was a 12-year-old tournament happening at the high school that same weekend and they would come to Horseshoe and take product from Horseshoe back to the high school. Amy wasn't exactly sure who was in charge of the 12-year-old tournament.

Detective Krueger called and spoke to Anita Koenig. Anita said she replenished the slushy machine and cleaned the popcorn maker in Horseshoe and Riverside that weekend. Anita expressed concern about the lack of security in the concession stands since that was a lot of money in the safes at one time. Anita said there can be anywhere from \$6K-\$10K made in profit on the tournament weekends and sometimes that money would be in the safes. Anita felt uneasy about how many people had access to the safe's code and how many keys were in distribution. Anita said she was at Horseshoe Park from 830pm-930pm Saturday night. Anita didn't see anyone suspicious around the concessions that night. Since hearing of the theft, Anita has turned in her keys to the concession stands and will no longer be cleaning them alone.

On Tuesday, July 4, 2023 - Detective Krueger called and left a message for the investigator at the Oneida Casino to call me back in reference to Kevin Doszak. Investigator Sonny Martin did call back and advised that Kevin won \$1,285.14 on June 2, 2023. Kevin's membership card wasn't used during the visit and has been inactive for a long time.

On Wednesday, August 23, 2023 - Detective Krueger received an email from Cory Swedberg (KYB's accountant) and attached to the email was a spreadsheet showing KYB is missing approximately \$2967.25 in concession money this year. This amount is an average compared to the last two years of concession sales during the Little League games and tournament games. The spreadsheet was entered into digital evidence.

### **Determining the Timing of the Thefts**

On Tuesday, July 4, 2023 - Detective Krueger checked the KYB Brewers schedule to determine when Kevin started stealing money. Kevin said he started stealing money when the Brewers played the Dodgers. The following three games were played at Horseshoe Park against the Dodgers.

Brewers vs. Dodgers schedule

1. May 6, 2023 - W 15-8 at Horseshoe Park
2. June 14, 2023 - W 6-5 at Horseshoe Park
3. June 21, 2023 - W 7-3 at Horseshoe Park

The camera caught Kevin stealing money on June 21. By Kevin's admission he started stealing on May 6 or June 14.

Subscribed and sworn to before me on 08/25/23

Electronically Signed By:

Nicholas P. Grode

Assistant District Attorney

State Bar #: 1088007

Electronically Signed By:

Michael Velie

Complainant