

FILED
10-30-2024
Anna Maria Hodges
Clerk of Circuit Court
2024CF005138
Honorable Jeffrey A.
Wagner-38
Branch 38

STATE OF WISCONSIN CIRCUIT COURT MILWAUKEE COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2024ML027102
Court Case No.:

vs.

CRIMINAL COMPLAINT

SLOAN, CHRISTOPHER M
4839 NORTH 74TH STREET
MILWAUKEE, WI 53218
DOB: 04/26/1990

Defendant(s).

For Official Use

THE BELOW NAMED COMPLAINANT BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: SECOND DEGREE RECKLESS HOMICIDE

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly cause the death of another human being, Jaylen S., contrary to sec. 940.06(1), 939.50(3)(d) Wis. Stats.

Upon conviction for this offense, a Class D Felony, the defendant may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

Count 2: SECOND DEGREE RECKLESSLY ENDANGERING SAFETY

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did recklessly endanger the safety of Jaylon S., contrary to sec. 941.30(2), 939.50(3)(g) Wis. Stats.

Upon conviction for this offense, a Class G Felony, the defendant may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

Count 3: HOMICIDE BY INTOXICATED USE OF A VEHICLE

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did cause the death of Jaylen S., by the operation of a vehicle while under the influence of an intoxicant, contrary to sec. 940.09(1)(a), 939.50(3)(d) Wis. Stats.

Upon conviction for this offense, a Class D Felony, the defendant may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(c), upon conviction, the department shall revoke the defendant's operating privilege for five (5) years.

And furthermore, invoking the provisions of Wisconsin Statute 940.09(1c)(a), upon conviction, the court shall impose a bifurcated sentence under s. 973.01 and the term of confinement in prison portion of the bifurcated sentence shall be at least 5 years except that a court may impose a term of confinement that is less than 5 years if the court finds a compelling reason and places its reason on the record.

Count 4: HOMICIDE BY INTOXICATED USE OF A VEHICLE WITH A PROHIBITED ALCOHOL CONCENTRATION

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did cause the death of Jaylen S., by the operation of a vehicle while having a prohibited alcohol concentration of more than 0.08% by weight in the blood, contrary to sec. 940.09(1)(b), 939.50(3)(d) Wis. Stats.

Upon conviction for this offense, a Class D Felony, the defendant may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute 343.31(3)(c), upon conviction, the department shall revoke the defendant's operating privilege for five (5) years.

And furthermore, invoking the provisions of Wisconsin Statute 940.09(1c)(a), upon conviction, the court shall impose a bifurcated sentence under s. 973.01 and the term of confinement in prison portion of the bifurcated sentence shall be at least 5 years except that a court may impose a term of confinement that is less than 5 years if the court finds a compelling reason and places its reason on the record.

Count 5: KNOWINGLY OPERATE MOTOR VEHICLE WITHOUT A VALID LICENSE - CAUSE DEATH

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, did operate a motor vehicle on a highway knowing that he did not possess a valid operator's license, and in the course of the violation, caused the death of another person, Jaylen S., contrary to sec. 343.05(3)(a) and (5)(b)5, 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.

And furthermore, invoking the provisions of Wisconsin Statute 343.30(1d), the court shall revoke the defendant's operating privileges upon conviction. The revocation shall be for a period of six (6) months, unless the court orders a period of revocation of less than 6 months and places its reasons for ordering the lesser period of revocation on the record.

Count 6: NEGLECTING A CHILD - CONSEQUENCE IS DEATH

The above-named defendant on or about Friday, October 25, 2024, at 8024 West Hampton Avenue, in the City of Milwaukee, Milwaukee County, Wisconsin, being a person responsible for the welfare of a child, Jaylen S., DOB 09/02/2019, through his action, for reasons other than poverty, did negligently fail to provide necessary care so as to seriously endanger the physical, mental, or emotional health of the child, and the child suffered death as a consequence, contrary to sec. 948.21(2) and (3)(a), 939.50(3)(d) Wis. Stats.

Upon conviction for this offense, a Class D Felony, the defendant may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

Probable Cause:

Complainant is a law enforcement officer with the Milwaukee Police Department, assigned to the department's crash reconstruction unit. Complainant bases this complaint on statements and reports and body camera footage of fellow members of that department. Based on that information, Complainant states as follows:

Scene Response and Identification of the Defendant:

On Friday, October 25, 2024, shortly after 8:00pm, members of the Milwaukee Police Department and Milwaukee Fire Department (MFD) responded to a vehicle crash at 8024 W. Hampton Avenue, in the city and county of Milwaukee, Wisconsin. Sgt. Christopher Jackson was one of the first members of the Milwaukee Police Department on scene. Upon his arrival, he made contact with members of the Milwaukee Fire Department who were standing by a red Ford Expedition on scene that had sustained serious damage. Members of the fire department had the driver of the Ford Expedition on a cot, who was identified as the above-named Defendant, Christopher Sloan. Sloan was attempting to attack fire department personnel, and was making statements that did not correlate to what was occurring on scene, including that he had been shot (he did not have a gunshot wound). Sgt. Jackson also noticed there were two other vehicles on scene with noticeable damage—a Toyota Rav4 and a Buick Encore. Both the Rav4 and Encore appeared to have been parked on the street and were struck by the Ford Expedition, which was resting in a front yard near those two vehicles.

Police Officer Joshua Graminske reports that he arrived on scene and was instructed to ride in the medical unit with the Defendant. Officer Graminske reports that the Defendant was continuously trying to fight in the medical unit, was slurring his speech and kept repeating, "I got a call bro." When asked who the kids were in the car, he responded "who?" and said "I was just driving somebody bro." The Defendant was unable to sit still, and was constantly flailing his arms and legs and at one point tried to kick a firefighter. While at the hospital, the Defendant attempted to strike nurses who were trying to provide medical attention.

MFD personnel had also conveyed two injured children from the scene (8024 W. Hampton Avenue) to Children's Hospital for medical treatment. Those children were later identified as Jaylen S. (DOB 9/2/2019) and Jaylon S. (DOB 9/2/2019).

Statement of STP:

Detective Taylor Carloni spoke to STP, a witness who provided the following information: STP was driving eastbound on Hampton Avenue from N. 81st Street and noticed smoke and three crashed vehicles, one of which was laying in a front yard (the Ford Expedition). STP pulled over and approached the Expedition and observed two children (Jaylen S. and Jaylon S.). One of the children was out of the vehicle, and the other child was crushed between the front passenger's seat and dashboard. STP stated the child in the vehicle (Jaylen S.) was not moving. STP checked the child's pulse and noticed the child was non-responsive. STP stated the driver in the vehicle did not say anything to STP, but became combative with the fire department when they arrived.

Statement of ANM:

Detective Carloni also spoke to ANM, a witness who provided the following information: ANM was traveling westbound on Hampton Avenue and was stopped at the stoplight at N. 76th Street. ANM observed the Ford Expedition in front of her with the driver's door open. ANM observed the driver of the

vehicle had **the door open and his leg hanging out of the vehicle**. ANM described that the driver was **swinging his leg and arm out of the vehicle**. ANM stated she did not observe any other adults in the vehicle. When the light turned green, the Expedition sped off westbound. ANM stated when she approached N. 81st Street she observed smoke and the Expedition crashed in the yard and ANM saw the same driver. ANM stopped and got out of her car and called 911. ANM approached the driver who was going “in and out.” ANM asked the driver if he was okay, then heard a child crying. ANM then observed a small child (Jaylon S.) in the front passenger’s seat who she helped lift out of the car. When she did that, ANM then saw a second small child (Jaylen S.) half on the floor of the vehicle, face up and unresponsive. ANM stated another bystander checked on that child, and she remained on the phone with 911.

Statement of AYH:

Detective Jack Kelly spoke to AYH, a witness who provided the following information: she was inside her residence and observed outside her window, which overlooks Hampton Avenue, the Expedition driving eastbound on Hampton Avenue. AYH indicated she first noticed the vehicle because it was **driving recklessly, at a high rate of speed, weaving back and forth between lanes**. AYH also observed the driver had the **driver’s door open and his arm and leg hanging out of the car, laughing and playing loud music**. AYH observed the Expedition almost hit another motorist and then drive away eastbound at a high rate of speed. AYH stated she was looking out the window a short time later and then observed the same Expedition coming back westbound on Hampton Avenue at a high rate of speed. AYH saw the driver’s door was still open and the driver’s leg was still hanging out of the car. AYH then observed the Expedition lose control and strike two parked vehicles and then come to rest where police would later find it. AYH then yelled for family members to call 911 and checked on the Expedition. AYH saw the driver of the Expedition “in and out” of consciousness, and then she could hear a screaming child. AYH did not observe anyone in the rear of the vehicle, but then noticed a child in the front passenger’s seat who was **not in a seatbelt**. AYH helped this child (Jaylon S.) out of the Expedition, and then heard the child yell “my brother!” while pointing down into the front passenger’s seat area of the Expedition. AYH then handed that child to another bystander and looked back in the vehicle and moved the deployed airbag, at which time she saw another small child (Jaylen S.) on the front passenger’s floorboard, face up and not moving (also unrestrained). AYH stated this child’s eyes were open and his eyes were “rolled back in his head,” and he did not appear conscious or breathing.

AYH described that at that time, the driver (the Defendant) regained consciousness and lunged over to the passenger’s seat and shake the child’s shoulder and yell, “Ay! Ay! Get up bro! Get up! You good!” AYH told the Defendant not to touch the child until the paramedics arrive. The Defendant yelled at AYH, “Nah, he good! He good! Get away from my car!” AYH indicated the paramedics then arrived and began to assist the driver out of the car. AYH described the driver as “completely belligerent,” and was yelling and fighting with paramedics.

Hospital Response and Statement from TH (the Victims’ Mother):

Police Officer Kristopher Walker reports that he went to Children’s Hospital after Jaylon S. and Jaylen S. were transported there from the crash scene. Officer Walker reports that Jaylon S. was conscious and breathing and was being evaluated regarding his injuries. Officer Walker reports that Jaylen S. was not conscious or breathing at the hospital. Sergeant Kenneth Justus reports that at approximately 3:45am, Jaylen S. was pronounced deceased at Children’s Hospital.

Complainant knows that Jaylen S. and Jaylon S.’s mother, TH, happened to be working at Children’s Hospital at the time, and was notified regarding the incident and the death of Jaylen S. Detective Kelly spoke to TH who provided the following information: Jaylen S. and Jaylon S. are her twin children, and their father is the Defendant, Christopher Sloan. TH indicated that she is not in a relationship with the

Defendant, but they have a custody agreement and it was the Defendant's weekend to have the children. TH last saw her children when the Defendant picked them up the prior evening (Thursday, October 24, 2024).

Mirandized Interview of the Defendant:

Detective Kelly conducted a Mirandized interview with the Defendant on October 26, 2024. During that interview, the Defendant provided the following information: the Defendant claimed to not remember the crash. During the day (before the crash), the Defendant picked up his two children (Jaylon S. and Jaylen S.) from school. He admitted the vehicle from the crash was his vehicle but that he never registered or insured it. The Defendant was asked when he last renewed his driver's license, and he responded that he does not have a license. The Defendant was asked about whether he used drugs or alcohol, and he admitted he drank alcohol before the crash. When asked about driving recklessly with his arm and leg out of the vehicle, the Defendant indicated he had no recollection of that. He later indicated that before the crash he had taken his kids to his father's house (near 76th and Hampton) and then left at an unknown time. The Defendant claimed he had put his kids in the back seat and could not explain why they were in the front seat. The Defendant continued to claim he did not remember anything about the circumstances leading up to the crash or anything about the crash other than waking up in the hospital.

The Defendant's Blood Alcohol Concentration:

Complainant knows that a sample of the Defendant's blood was obtained while he was at the hospital, within three hours of the crash. Complainant knows the sample of blood was analyzed by Amy Rutgers, a toxicologist from the Wisconsin State Crime Laboratory. Analyst Rutgers found that the sample was plasma instead of whole blood, and thus the analysis would reveal a higher result due to higher water content. Analyst Rutgers found the ethanol content of the plasma was 0.298 g/100mL, which is the equivalent of the Defendant's blood alcohol concentration being **0.220-0.270 g/100mL** in whole blood (this means his alcohol concentration was more than 0.08% by weight in the blood).

The Defendant's Driver's License Status:

Complainant conducted a check of the Defendant's driving status with the Wisconsin Department of Transportation. That check revealed the Defendant has **never been issued a valid driver's license**. That check also revealed the Defendant's license status was "suspended" at the time of the above-described events (thus, even had he had a valid license, he would not have been allowed to drive due to being in "suspended" status). Complainant also learned that the Defendant had been issued a citation in 2023 in Glendale, Wisconsin, for operating while suspended.

Autopsy of Jaylen S:

Complainant states that Dr. Brian Linert, M.D., from the Milwaukee County Medical Examiner's Office, conducted an autopsy of Jaylen S. on October 28, 2024. Dr. Linert's preliminary conclusion was that Jaylen S. died due to multiple blunt force injuries from the crash, including a fracture of odontoid process, lacerations of tectorial membrane of the spine, lacerations of the liver and right adrenal gland, contusions of the thymus, lungs, and right kidney. Additional blunt force injuries included hemothorax, hemoperitoneum, multiple perforations of the small intestine and ascending colon, as well as a subdural hemorrhage with scattered areas of subarachnoid hemorrhage and cerebral contusion.

****End of Complaint****

Electronic Filing Notice:

This case was electronically filed with the Milwaukee County Clerk of Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases. Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov> and may withdraw as an electronic party at any time. There is a \$ 20.00 fee to register as an electronic party. If you are not represented by an attorney and would like to register an electronic party, you will need to contact the Clerk of Circuit Court office at 414-278-4120. Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Criminal Complaint prepared by Ian Vance-Curzan.
ADA Assigned Email Address: Ian.Vance-Curzan@da.wi.gov

Subscribed and sworn to before me on 10/30/24

Electronically Signed By:

Ian Vance-Curzan

Assistant District Attorney

State Bar #: 1092906

Electronically Signed By:

Police Officer Richard Schnier

Complainant