

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:230460083

OtherEvent #: 23-LP-0351

## Incident

### 2910 W FOND DU LAC AV MILWAUKEE, WISCONSIN 53210

Incident Date/Time:: 02/15/2023 14:05:00  
CAD Number:: 230460955  
District:: 5  
Beat:: 520  
Reporting Area:: 2946

## Business Agent (1)

### ZRAIK, AHMAD M

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 07/09/1962  
Sex:: MALE  
Race:: BLACK/AFRICAN AMERICAN  
Phone 1 Number:: (414)-442-6787  
Phone 1 Type:: Phone  
Address:: 2910 W FOND DU LAC AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53210

## Licensed Persons Involved (1)

### ZREIK, ALI M

Person Involvement:: Employee  
DOB:: 12/21/1968  
Sex:: MALE  
Race:: WHITE  
Address:: 4638 S 1ST ST  
Apartment or Suite:: 3  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53207

## Licensed Premise Data (1)

### FOND DU LAC SMOKE SHOP

Phone 1 Number:: (414)-442-6787  
Phone 1 Type:: Phone  
Address:: 2910 W FOND DU LAC AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53210  
License Type:: Food Dealer  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No

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Licensee was cooperative: (If not explain in narrative): No

Licensee or Manager was on premises at time of violation/incident:: Yes

## Narrative (1)

### INITIAL INVESTIGATION

Mikulsky, Evan M 024290

02/16/2023

This report is written by PO Evan MIKULSKY, assigned to District Five Early Power Shift, Squad 5258 along with PO Mark STASZEWSKI. I was equipped with a body worn camera during this investigation.

On Wednesday, February 15th, 2023, at 2:12pm we were dispatched to a reckless use of a weapon complaint at the address of 2811 N 29th St. Upon arrival we located the victim of this incident in the 2800 block of N 29th St. Over the course of the investigation, it was determined that this incident began at the Fond Du Lac Ave Smoke Shop, which is located at 2910 W Fond Du Lac Ave. Squad 5259 (PO Jerome PERKINS and Eduardo GARCIA) and I, then went to the above listed location in order to speak with any employees and to obtain video surveillance of this incident. The incident that occurred inside the location was filed under Milwaukee Police Department incident 23-046-0072.

At the location we were able to speak to any employee who was identified via Wisconsin Driver's license as Ali ZREIK (w/m 12-21-68). ZREIK stated that he was inside the location at the time that an incident occurred. He then allowed me and PO GARCIA to view video surveillance of the start of this incident. ZREIK however reported that he only saw what officers were able to view on the video and was unable to provide any additional information. While watching the video we were able to observe another employee who was on scene during the course of our investigation attempt to intervene between the suspect and victim involved in this incident. This male declined to give a statement to PO PERKINS and PO GARCIA, he also declined to provide his information. It should be noted that neither employee called 911 regarding this incident and that the unidentified employee is observed cleaning up the interior of the store, specifically blood evidence immediately after the incident occurred. ZREIK allowed us to retrieve video surveillance but again declined to provide additional information.

This concludes my report.

## Officer (2)

Reporting Officer:	Mikulsky, Evan M (024290)	02/16/2023 15:14:00
Section: (Work Location):	52	
Approving Officer:	Ptaszek, Timothy W (017593)	02/26/2023 08:37:05
Section: (Work Location):	52	

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## Narrative (1)

### FOLLOW-UP

04/28/2023

This report is written by PO Evan MIKULSKY, assigned to District Five Early Power Shift.

The portion of the incident related to the Fond Du Lac Smoke Shop in Milwaukee Police Department incident 23-046-0072 included the assault portion of this incident. I was able to view video of the male suspect in this incident approaching the victim and striking one time in the head with a handgun after a verbal altercation. The assault portion of the investigation that occurred inside the Fond Du Lac Smoke Shop was captured but the other offenses reported in this incident occurred outside of view of the video surveillance which is affixed to the building. The other criminal offenses that occurred in this incident occurred on N 29th St in the street in front of several area residences.

The manager that was present during this incident was cooperative with police and allowed us to view video but did state to us that he only saw 'What was on the video.' He declined to provide any additional information and continued to help numerous other customers that came into the location.

The other employee that was present during our investigation did not provide us additional information and had cleaned up evidence prior to our arrival. Management did not provide a reason as to why police were not called at the time of the original assault portion of the criminal incident but after being assaulted the victim was observed immediately leaving the location.

This concludes my report.

## Officer (2)

Reporting Officer:	Mikulsky, Evan M (024290)	04/28/2023 18:45:00
Section: (Work Location):	52	
Approving Officer:	Kempen, Andrew S (019729)	04/30/2023 12:14:55
Section: (Work Location):	52	



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Case #:230460083

OtherEvent #: 23-LP-0351.002

## Narrative (1)

### INITIAL INVESTIGATION

05/05/2023

This report is written by PO Evan MIKULSKY, assigned to District Five Early Power Shift, Squad 5258 along with PO Mark STASZEWSKI. I was equipped with a body worn camera during this investigation.

On Wednesday, February 15th, 2023, at 2:09pm we were dispatched to a reckless use of weapon complaint at the address of 2811 N 29th St. Upon our arrival in the area, we located the victim of this incident walking northbound in the 2800 block of N 29th St. The victim of this incident was later identified as Derrick TRIGGS (b/m 5-26-94). I observed TRIGGS to have sustained a severe laceration above his left eye and that he had a large amount of blood on his face and his jacket. TRIGGS then provided the following sequence of events.

TRIGGS stated that he was at the Fond Du Lac Smoke Shop, located at 2910 W Fond Du Lac Ave shortly before our dispatched call for service. TRIGGS stated that while inside the location he observed a physical fight occurring between a male and female citizen inside the store. TRIGGS stated that he then intervened in the fight. TRIGGS stated that after separating the parties the male suspect then struck him once to the head with a handgun causing a severe laceration to his forehead. TRIGGS stated that after the male left the store, he then left a few minutes after the male then approached him in the 2800 block of N 29th St. TRIGGS stated that this unknown male pulled directly next to him and exited the driver's seat of a new model dark gray Volkswagen sedan. TRIGGS described the male as a black male, approximately 29 years of age and that he was wearing all black. TRIGGS stated that the male then approached him and removed an all-black handgun from his waistband and pointed it at him stating 'I should just kill your ass.' TRIGGS stated that the male then fired one shot in the general direction of his legs. TRIGGS stated that he then fell to the ground at which time the male then began to repeatedly strike him with a closed fist at which time the unknown male then went into his pants pockets and removed his all-black iPhone 6 and proceeded to re-enter his vehicle and flee the scene. TRIGGS was unable to recall the phone number and stated that the phone did not have tracking enabled and that the phone was recently given to him as a gift. TRIGGS was only able to describe the female involved in this incident as a black female, wearing all black. TRIGGS stated that he has never seen these individuals in the past.

Milwaukee Fire Department personnel then arrived on scene and treated TRIGGS for the laceration to above his left eye. Engine 30, Med 5, green shift, led by Lt. HAYES treated TRIGGS on scene and he was later conveyed by Curtis 466 to St. Joseph's Hospital for medical treatment.

I then was able to view video surveillance at the Fond Du Lac Smoke shop, which is located at 2910 W Fond Du Lac Ave where this incident occurred. The video shows the victim enter the location and proceed to the service counter. The victim enters the location with 14:44 time stamped on the video. The victim then begins to interact with a clerk for several minutes inside the location and purchased several small tobacco items. At 14:46 an unknown black female then enters the location and is observed at the front counter. This female is observed to be wearing an all-black Adidas track suit with vertical



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white stripes. The suspect in this incident then enters the location and is observed immediately approaching the unknown female. This male is observed to be a black male wearing a black ski mask, black hooded sweatshirt, gray sweatpants, and gray tennis shoes. The male then approaches the unknown female and immediately begins to strike her multiple times with a closed fist. The victim of this incident then re-enters the frame and is observed restraining the male who was previously assaulting the female by placing him in a choke hold. A male clerk from the location is then observed attempting to separate all parties. The victim then allows the suspect free at which time the suspect exits the frame. After a brief period, the suspect is observed re-entering the frame at which time he approaches the victim and proceeds to strike him one time to the head with a black handgun. The clerk then again steps in between the two at which time the male is then observed engaging the victim in a verbal altercation before again leaving the store. The female then also exits the store through the front door. The victim then remains on scene until leaving the location at 14:50.

While at the Fond Du Lac Smoke Shop I was assisted by Squad 5259, PO Eduardo GARCIA and PO Jerome PERKINS who were able to download the video surveillance from the location. A copy of this surveillance was later placed on Milwaukee Police Department inventory #23005478.

In front of the address of 2811 N 29th St PO STASZEWSKI was able to locate three unfired cartridges in the grass directly next to the sidewalk as well as one casing. These were all later determined to be Ammo Inc brass 9mm cartridges as well as Ammo Inc 9mm casing. He was also able to locate a single brass bullet fragment at the intersection of N 29th St and W Elder Wallace Drive. This evidence was all later placed on Milwaukee Police Department inventory #23005477 by PO STASZEWSKI at District Five.

The evidence that was recovered was photographed by PO Joshua TRYAN of Squad 5242. He was also able to interview the occupants of 2811 N 29th St. See his supplemental report regarding the photographs as well as his citizen interview. PO TRYAN also went to St. Joseph's Hospital and took digital photographs of TRIGGS and of the injuries he had sustained during this incident. While at St. Josephs I was able to observe that TRIGGS pants had a small rip to the right thigh area consistent with being burned by a passing projectile. See evidence.com for full detail regarding these photographs.

PO STASZEWSKI and I then went to St. Joseph's Hospital, and we were informed by hospital staff that TRIGGS had sustained a left broken orbital bone and that the laceration would require several stitches to close.

Acting Lt. Sgt. Todd LEWAN was notified of the circumstances of this incident.

This concludes my report.

## Officer (2)

Reporting Officer:	Mikulsky, Evan M (024290)	05/05/2023 14:33:00
Section: (Work Location):	52	
Approving Officer:	Kempen, Andrew S (019729)	05/05/2023 14:34:27
Section: (Work Location):	52	