

12-0907A Supplement Clarke #2620

At the start of my shift on September 10, 2012 I, Deputy Paul CLARKE #2620, was approached by Lt. KOLPACK who told me that an anonymous tip had been received over the weekend regarding this case. The tipster said that he believed "Mark Smith" who works at The Downtown Pub committed the indecent exposure. I looked in the in-house computer and found 6 entries for "Mark Smith." Mark J. SMITH (M/W 09/14/88) was a complainant in a damage to property complaint at The Downtown Pub on 8/19/2011.

I checked in the Jail Database and found a current picture of SMITH. I also compared my notes from the original investigation and found that the witness, JONES, had described the suspect as a white male with short, dark hair and a scruffy beard. Based on SMITH's appearance and the description given by JONES I browsed through the Jail's Database until I found pictures of 5 males who matched the suspect's description.

Once I had a collection of six pictures I created a PowerPoint presentation containing eight (8) slides. The first slide contained the case number, my name and JONES' name and the last slide was left blank. I inserted the picture of SMITH and the five (5) filler pictures. I rearranged the pictures so that SMITH's picture was the fourth picture in the photo array. Once the array was prepared I saved the PowerPoint file as 12-0907JONES.ppt and forwarded the file to Records for attachment to the case file. I started the slideshow so that the computer screen showed only the title slide.

I checked with dispatch to see if anyone from our department was available to assist with the administration of the photo array. No one was available, but I was informed that Wausau PD had an officer stopping in. Dispatch checked with the Wausau Lt., and I was told that their officer could assist me.

I made contact with JONES and she said she could be at our office in 10 minutes.

After Wausau PD's Officer Koua THAO #3112 finished with his business in the dispatch center I asked if he was familiar with the indecent exposure complaint I was investigating. He said he was not. I asked if he had time to assist me by conducting a photo array. He said he had talked with his Lt. and that it was OK for him to assist.

JONES arrived at the department at approximately 1615hrs and I thanked her for her help and introduced her to Officer THAO. I showed them to report room #2 where the computer with the photo array for this case was set up. I gave Officer THAO a new photo array instruction form and left them alone.

At approximately 1628hrs I received a call on the radio from Officer THAO asking me to meet him in dispatch. When I arrived he told me that he had finished administering the photo array and that he had shown JONES out of the building.

Officer THAO told me that JONES had selected the man in the fourth photograph as the man who had exposed himself. When asked, she said that she was "100% sure."

Officer THAO handed me the signed copy of the photo array instructions and said that he would have a copy of his supplement to this case sent over for attachment to this file.

Investigation to continue.

End of Report

SIMULATION

12-0907b Supplement Clarke #2620

At approximately 0330hrs on 09/17/12 I was dispatched to the Marathon City Police Department to assist with the administration of a photo array. I arrived at 0345hrs and met with Officer SOWINSKI #532. Officer SOWINSKI asked if I knew anything about the sexual assault complaint she was working on. I told her that I did not. She asked if I could administer a photo array for her and I said that I could.

At 0400hrs Officer SOWINSKI introduced me to the victim, Connie V. SWAIL (F/W 06/12/79). Officer SOWINSKI escorted us to the office where the computer was set up with the PowerPoint slide show/photo array running. Only the title slide was visible. Officer SOWINSKI gave me a new photo array instruction form and left the room.

I read the instruction form to SWAIL. She said that she understood all parts of the form and signed it.

I showed SWAIL the second photo in the array and asked, "Is this the man who assaulted you?" She said "No."

I showed SWAIL the third photo in the array and asked, "Is this the man who assaulted you?" She said "Yes." I asked her to describe, in her own words, how certain she was. She told me she was "completely sure."

I showed SWAIL the fourth photo in the array and asked, "Is this the man who assaulted you?" She said "No."

I showed SWAIL the fifth photo in the array and asked, "Is this the man who assaulted you?" She said "No."

I showed SWAIL the sixth photo in the array and asked, "Is this the man who assaulted you?" She said "No."

The next slide was blank. I thanked her for continuing to assist with the investigation, reminded her of the instruction to avoid discussing this procedure with anyone else, and escorted her out of the station.

I saw that Officer SOWINSKI was in her squad using the MDC. I approached her and told her that SWAIL had selected the subject in the fourth picture and that she said she was "completely sure" that he was the man who had assaulted her. I gave Officer SOWINSKI the signed photo array instruction form and told her that I would have a copy of my report forwarded to her Department for inclusion in the case file.

End of Report.