

FILED
09-16-2019
Clerk of Circuit Court
Kenosha County
2019CF001170
Honorable Mary Kay
Wagner
Branch 6

STATE OF WISCONSIN CIRCUIT COURT KENOSHA COUNTY

STATE OF WISCONSIN
Plaintiff,

DA Case No.: 2019WK005180
Assigned DA/ADA: Lesli S. Boese
Agency Case No.:

vs.

Court Case No.:
ATN:

Tyler T Huffhines
24622 74th Street
Paddock, WI 53168
DOB: 08/02/1999
Sex/Race: M/W
Eye Color:
Hair Color:
Height: ;
Weight: ;
Alias:

Court Case No.:
ATN:

Jacob D Huffines
24622 74th Street
Paddock, WI 53168
DOB: 06/29/1996
Sex/Race: /
Eye Color:
Hair Color:
Height: ;
Weight: ;
Alias:

CRIMINAL COMPLAINT

Defendant.

The undersigned, of the Waukesha County District Attorney's office, being first duly sworn on oath, upon information and belief, states that:

Count 1: POSSESSION WITH INTENT TO DELIVER THC (TETRAHYDROCANNABINOLS) (> 10,000G) (As to defendant Tyler T Huffhines)

The above-named defendant on or about Thursday, September 5, 2019, at 7937 Williamsburg Court, #201, in the Village of Bristol, Kenosha County, Wisconsin, did possess with intent to manufacture a controlled substance, to-wit: Tetrahydrocannabinols (THC), in an amount of more than 10,000 grams, or more than 200 plants containing tetrahydrocannabinols, contrary to sec. 961.41(1m)(h)5, 939.50(3)(e) Wis. Stats., a Class E Felony, and upon conviction may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

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**Count 2: POSSESSION WITH INTENT TO DELIVER THC (TETRAHYDROCANNABINOLS)
(> 10,000G) (As to defendant Tyler T Huffhines)**

The above-named defendant on or about Thursday, September 5, 2019, at 7937 Williamsburg Court, #201, in the Village of Bristol, Kenosha County, Wisconsin, did possess with intent to deliver a controlled substance, to-wit: Tetrahydrocannabinols (THC), in an amount of more than 10,000 grams, or more than 200 plants containing tetrahydrocannabinols, contrary to sec. 961.41(1m)(h)5, 939.50(3)(e) Wis. Stats., a Class E Felony, and upon conviction may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

**Count 3: POSSESSION WITH INTENT TO DELIVER THC (TETRAHYDROCANNABINOLS)
(> 10,000G) (As to defendant Tyler T Huffhines)**

The above-named defendant on or about Thursday, September 5, 2019, at 7937 Williamsburg Court, #201, in the Village of Bristol, Kenosha County, Wisconsin, did possess with intent to deliver a controlled substance, to-wit: Tetrahydrocannabinols (THC), in an amount of more than 10,000 grams, or more than 200 plants containing tetrahydrocannabinols, contrary to sec. 961.41(1m)(h)5, 939.50(3)(e) Wis. Stats., a Class E Felony, and upon conviction may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than fifteen (15) years, or both.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

**Count 4: MAINTAINING A DRUG TRAFFICKING PLACE
(As to defendant Tyler T Huffhines)**

The above-named defendant on or about Thursday, September 5, 2019, at 7937 Williamsburg Court, #201, in the Village of Bristol, Kenosha County, Wisconsin, did knowingly maintain a dwelling which is used for manufacturing controlled substances in violation of chapter 961 Wis. Stats., contrary to sec. 961.42(1), 939.50(3)(i) 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 the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

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Count 5: IDENTITY THEFT - FINANCIAL GAIN (As to defendant Tyler T Huffhines)

The above-named defendant between July 1, 2019 and September 5, 2019, at 7937 Williamsburg Court, #201, in the Village of Bristol, Kenosha County, Wisconsin, did intentionally use personal identifying information or personal identification documents,, of Rafael Torres to obtain anything of value or benefit without the individual's authorization or consent by representing that he was the individual or was acting with the authorization or consent of the individual, contrary to sec. 943.201(2)(a), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 6: POSSESSION OF A FIREARM BY A FELON, REPEATER, REPEATER
(As to defendant Jacob D Huffines)

The above-named defendant on or about Thursday, September 5, 2019, at 24622 74th Street, In the Village of Salem Lakes, Kenosha County, Wisconsin, did possess a firearm, having been convicted of a felony in this state, contrary to sec. 941.29(1m)(a), 939.50(3)(g), 939.62(1)(b), 939.6195(2) Wis. Stats., a Class G Felony, and upon conviction may be fined not more than Twenty Five Thousand Dollars (\$25,000), or imprisoned not more than ten (10) years, or both.

And further, invoking the provisions of sec. 939.62(1)(b) Wis. Stats., because the defendant is a repeater, having been convicted of Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes and was so convicted on July 24, 2018 in Racine County case number 18CF314, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 4 years if the prior conviction was for a felony.

And further, invoking the provisions of sec. 939.6195(2) Wis. Stats., because the defendant is a repeater, having been convicted of at least one felony, to-wit: Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes, during the five year period immediately preceding the commission of this offense, which conviction(s) remain of record and unreversed, upon conviction, the court shall impose a bifurcated sentence under s. 973.01. The term of confinement shall be at least 4 years, but otherwise the penalties for the crime apply, subject to any applicable penalty enhancement. The court may not place the person on probation.

Count 7: POSSESSION OF COCAINE - 2ND AND SUBSEQUENT OFFENSE
(As to defendant Jacob D Huffines)

The above-named defendant on or about Thursday, September 5, 2019, at 24622 74th Street, in the Village of Salem Lakes, Kenosha County, Wisconsin, having previously been convicted of a criminal offense relating to controlled substances, did knowingly possess a controlled substance, cocaine, contrary to sec. 961.41(3g)(c), 939.50(3)(i) Wis. Stats., a Class I Felony,

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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 the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

The defendant is a repeater, having been convicted of Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes and was so convicted on July 24, 2018 in Racine County case number 18CF314, which conviction remains of record and unreversed

Count 8: POSSESSION OF THC (Tetrahydrocannabinols) - 2ND AND SUBSEQUENT OFFENSE (As to defendant Jacob D Huffines)

The above-named defendant on or about Thursday, September 5, 2019, at 24622 74th Street, in the Village of Salem Lakes, Kenosha County, Wisconsin, having previously been convicted of a criminal offense relating to controlled substances, did knowingly possess a controlled substance, Tetrahydrocannabinols (THC), without a valid prescription, contrary to sec. 961.41(3g)(e), 939.50(3)(i) 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 the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

The defendant is a repeater, having been convicted of Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes and was so convicted on July 24, 2018 in Racine County case number 18CF314, which conviction remains of record and unreversed

Count 9: POSSESSION OF DRUG PARAPHERNALIA, REPEATER (As to defendant Jacob D Huffines)

The above-named defendant on or about Thursday, September 5, 2019, at 24622 74th Street, in the Village of Salem, Kenosha County, Wisconsin, did knowingly possess with primary intent to use, to wit: to-wit: a vape pen and digital scale to inhale or otherwise ingest into the human body a controlled substance, contrary to sec. 961.573(1), 939.62(1)(a) Wis. Stats., a Misdemeanor, and upon conviction may be fined not more than Five Hundred Dollars (\$500), or imprisoned for not more than thirty (30) days, or both.

And further, invoking the provisions of sec. 939.62(1)(a) Wis. Stats., because the defendant is a repeater, having been convicted of Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes and was so convicted on July 24, 2018 in Racine County case number 18CF314, which conviction remains of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased to not more than 2 years.

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And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

Count 10: POSSESSION OF A CONTROLLED SUBSTANCE, REPEATER
(As to defendant Jacob D Huffines)

The above-named defendant on or about Thursday, September 5, 2019, at 24622 74th Street, in the Village of Salem Lakes, Kenosha County, Wisconsin, did knowingly possess alprazolam, a controlled substance, without a valid prescription, contrary to sec. 961.41(3g)(b), 939.61(2), 939.62(1)(b) Wis. Stats., a Misdemeanor, and upon conviction may be fined not more than \$500 or imprisoned not more than 30 days or both.

And further, invoking the provisions of sec. 939.62(1)(b) Wis. Stats., because the defendant is a repeater, having been convicted of Manufacture/Delivery of Cocaine, (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g, Wisconsin Statutes and was so convicted on July 24, 2018 in Racine County case number 18CF314, which conviction(s) remain of record and unreversed, the maximum term of imprisonment for the underlying crime may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 4 years if the prior conviction was for a felony.

And the Court may suspend the defendant's operating privileges for not less than six (6) months nor more than five (5) years. If the defendant's driving privileges are already suspended, any suspension imposed must be served consecutively.

PROBABLE CAUSE:

And prays that the defendant be dealt with according to law; that the basis for complainant's charge of such offense is: Based upon investigative reports of various law enforcement officers with the Kenosha County Sheriff's Department, the City of Waukesha Police Department, and the Racine County Sheriff's Department.

Said reports indicate that during the months of July and August, 2019, Detective Rowe of the City of Waukesha Police Department, began investigation into a drug trafficking organization. On August 15, 2019, Detective Rowe spoke with a confidential informant who provided information regarding an individual identified as Tyler T. Huffhines, dob 08/02/1999. The CI indicated that Tyler is the head of a drug dealing operation that was manufacturing THC cartridges in hotel rooms. The CI indicated that Huffhines subsequently purchased a condo in the beginning of August, 2019. The condo is located at 7937 Williamsburg Court, #201, which is located in the Village of Bristol, Kenosha County, Wisconsin. The CI indicated that Tyler was manufacturing THC cartridges and storing them at this residence. The CI indicated that he/she was at the condo during the first week of August, 2019, and he/she observed thousands of THC cartridges and THC buds stored in the condo at that time. The CI indicated that Tyler does not live at the condo but uses the condo solely to manufacture and store drugs.

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The CI indicated that Tyler resides with his mom, at a residence located at 24622 74th Street, in the Village of Salem Lakes, in Kenosha County, Wisconsin. Also residing at that residence is Huffhines brother, identified as Jacob D. Huffhines, dob 06/29/1996 and their mother who is as Courtney D. Huffhines, dob 09/10/1976. The CI indicated that Tyler keeps a Mossberg firearm at the Salem residence and carries a Springfield XD semi-automatic pistol with him at all times.

After speaking with the CI, Detective Rowe drove to the area of 7937 Williamsburg Court, when he observed a white BMS in front of him being driven by Tyler and it was a vehicle that was described by the CI as one that Tyler drove. They were able to follow that vehicle into the driveway of 7937 Williamsburg Court, and the vehicle pulled into the garage closest to the roadway. Detective Rowe was able to verify this as the garage associated with number 201.

Said reports indicate that the CI provided Tyler Snapchat handle name and when Detective Rowe looked at Snapchat handle, Tyler had posted numerous photographs and videos showing large boxes containing THC cartridges in a garage. On August 20, 2019, Detective Rowe observed Tyler promote new video on his Snapchat, which included numerous boxes, totes, and garbage cans, full of THC cartridges. Detective Rowe estimated the number of cartridges shown in the video being in the thousands. Further, these items were filmed in a walk-in closet. Detective Rowe further observed two large totes containing dozens of pound bags of marijuana bud. Detective Rowe further observed large amounts of U.S. Currency on the carpet next to the marijuana bud. The camera then panned to a desk which containing money counter and a substantially large stack of money.

Said reports further indicate that on August 20, 2019, Detective Rowe went to the website Zillow.com and viewed interior photos of 7937 Williamsburg Court, Unit 201, and was able to observe that the white baseboards and light colored carpeting that was shown in the Snapchat videos matched the residence in which these items were videoed on Snapchat. He observed that there were no photos of the walk-in closet but when he checked Zillow.com for the unit next door, 7937 Williamsburg Court, unit 202, he observed that the baseboards in that unit were dark brown and the carpet was darker in color. He did observe that the walk-in closet in unit 202 had the exact same type of wire shelving as Tyler had posted on Snapchat.

Said reports indicate that on August 26, 2019, Detective Rowe was in contact with Detective Swanson of the Kenosha Drug Operations Group. Swanson and other detectives were doing surveillance on Tyler's residence located at 24622 74th Street in the Village of Salem Lakes. Swanson observed the same white BMW that Detective Rowe had observed Tyler driving on August 15, 2019. Swanson indicated that he and other detectives followed Tyler who was driving a red 2015 Lexus from 24622 74th Street to 7937 Williamsburg Court. The Lexus pulled into the garage associated with unit 201 and the garage door was then closed. Shortly thereafter, Tyler opened the garage door and backed out of the garage. Huffhines is then observed driving the Lexus to a parking lot where he met a male who got into the passenger seat of Tyler's vehicle. A short time later, Tyler exited the vehicle carrying a shopping bag that he did not have prior to entering the Lexus. Based upon Detective Rowe's training and experience, he believed that short term contact was consistent with a drug deal.

Said reports indicate that on or about August 28, 2019, your affiant spoke with a confidential informant who indicated that Tyler was flying to California in order to buy forty to fifty jars of

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THC distillate in order to manufacture additional THC cartridges and he was going to have the jars sent to Wisconsin. Detective Rowe was able to observe Tyler's Snapchat and saw that he posted videos of him sitting in first class on the airplane on August 28, 2019, and also noticed that Tyler posted during the weekend that he was in California. The CI was able to provide information that Tyler had confirmed that the distillate had made its way back to Wisconsin and that they were actively filling cartridges and were manufacturing between 4,000 and 5,000 cartridges per day.

Based upon this information, Detective Rowe obtained search warrants for the residences at 24622 74th Street in the Village of Salem Lakes and 7937 Williamsburg Court, #201 in the Village of Bristol. Those search warrants were executed on September 5, 2019. Detective Hagen of the Kenosha Drug Operations Group was present when the search warrant was executed at 24622 74th Street and he was part of the evidence collection team. In the southwest bedroom, which had identifiers for Jacob Huffhines, officers located a defense procurement manufacturing services (DPMS) model A15, 5.56 millimeter rifle which was loaded. Also in that same room was a clear plastic bag containing a white powdery substance that was subsequently weighed by Detective Hagen and weighed .6 grams and did test positive for the presence of cocaine using a field test. Further located in that same room was a tin containing a green leafy substance that Detective Hagen subsequently weighed and it weighed 4.4 grams and did test positive for the presence of tetrahydrocannabinol, the active ingredient in marijuana using a field test. Further, various items of drug paraphernalia including a vape pen, vape cartridges, empty vacuum sealed bags and a digital scale, which your affiant knows is common paraphernalia for ingesting marijuana and weighing marijuana. Also located were nine yellow pill bars which consisted of seven full bars, one-half bar and one-quarter bar which were identified by Detective Hagen using drugs.com, which he has used in the past and believes to be truthful and reliable, as Alprazolam.

In a bedroom at that residence that was identified as Tyler Huffhines residence, based upon identifiers that were located in the room, officers located a Mossberg model 590 Shockwave, .12 gauge pump action shotgun that was fully loaded with eight shotgun shells, one in the chamber; seven small jars with a small amount of residue and various electronics. In a third floor south room, officers located nine total rolls of food saver vacuum bags as well as a green leafy substance in various packaging. Detective Hagen weighed the substance and the total weight was 17.5 grams and he did field test the substance and received a positive result for THC using a field test kit. Further in that location was a marijuana grinder and CCAP paperwork bearing Jacob Huffhines name.

At that same residence in a garage, officers located a food saver vacuum sealer system as well as various items of drug paraphernalia to include glass pipes, marijuana grinder, a digital scale, vape cartridges, a glass jar containing a green leafy substance which substance was weighed and weighed 4.7 grams and did test positive for the presence of tetrahydrocannabinol using a field test. In a 2013 Lincoln which is a car associated with Tyler Huffhines, officers located a Springfield Model XD-9 semi-automatic pistol, and two plastic vials containing a yellow liquid as well as mail and an oil change receipt bearing Jacob Huffhines name.

Said reports further indicate that in the same residence in the first floor northeast bedroom, officers located a Ruger model 10-22 carbine, .22 long rifle, Remington model Woodmaster

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742, 30/06 rifle, Western Field 16 gauge shotgun, Winchester Model 94, 30/30 caliber and a Madison import revolver.

Said reports further indicate that during the execution of the search warrant at 7937 Williamsburg Court, #201 in the Village of Bristol, Detective Sobbe was present at that location and in executing the warrant, there were no individuals present in the condominium. Per Detective Sobbe, items seized from the condominium at 7937 Williamsburg Court included approximately 31,200 vape cartridges with approximately 1 gram of THC each, approximately 98,000 unfilled vape cartridges, 57 Mason jars filled with approximately 1616 ounces of refined liquid THC, approximately eighteen and one-half pounds of marijuana, three money counting machines, thousands of empty vape cartridge boxes and packaging, and miscellaneous drug paraphernalia used to produce the filled cartridges. The substance from one of the Mason jars was tested and it did test positive for the presence of tetrahydrocannabinol, the active ingredient in marijuana.

Said reports further indicate that Detective Swanson and Detective Rowe met with Tyler Huffhines who agreed to provide a statement after being advised of his constitutional rights and waiving the same. Tyler stated that he began his THC vape cartridge business on January 28, 2018. The reason he remembered that day was because he took a picture of it on Instagram. Tyler stated he never smoked THC and got into the business solely to make money. He stated he saw a demand for THC vape cartridges so he started purchasing THC vape cartridges from California. He stated all of the money he made from selling the marijuana and THC vape cartridges was put back into the business. The defendant stated, "You invest more, you make more. No risk, no reward." The defendant stated he would sell 100 THC cartridges at a time for \$15 a piece. He stated he would make between \$500 and \$800 on those one hundred THC cartridges, depending on various factors. He stated that his minimum sale was one hundred cartridges but recently he had decided to change the minimum sale to five hundred cartridges. Detective Rowe knows, based upon his training and experience, that these cartridges are later sold on the street for approximately \$35 a cartridge. Tyler stated that initially he was buying the THC cartridges prepackaged and filled and this was costing him approximately \$2.50. He decided to start purchasing the distillate, empty cartridges, empty cartridge boxes and finished packing material separately because he could make much more money doing that. He stated he would pay someone 30 cents per cartridge to have them fill it and package it so instead of paying \$2.50 for the prefilled cartridge that was already packaged, he would have someone do it for 30 cents. He stated he originally paid his workers, which he stated he had ten people working for him, \$20 cash per hour to fill THC cartridges for him but he found out that by changing it to 30 cents per cartridge, the people would work harder so their productivity went up and he saved even more money. Tyler stated that he would stop in the condo maybe once a day to say hi to the workers and then to also pay them. He stated that the packaging was done at the condo he rented at 7937 Williamsburg Court, #201. Tyler stated that his mother, Courtney Huffhines, manages the condo he was renting but does not own it. Tyler stated that he told his mother that he was leasing the condo for a friend.

Detective Swanson was able to determine that the condominium was rented in the name of Rafael Torres, who resided in Las Vegas, Nevada. That same name was used as the renter for WE Energies. In looking at the WE Energies information, Detective Rowe was able to discover that the name Rafael Torres was used on the WE Energies application as well as the social security number. Detective Rowe did contact Rafael Torres who confirmed that, in fact,

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that was his social security number and that he did not authorize anyone to use his name or social security number in order to rent a condominium in Wisconsin or to obtain WE Energies service for that condominium. Tyler stated that he did not know Rafael Torres but if you give some guys in California money, they will give you an envelope containing all of the legitimate person's personalized information. He stated that this may cost around \$2,000. Tyler admitted there was over \$10,000 in cash in his bedroom and he admitted to flying to California over Labor Day weekend with \$300,000 in cash to buy additional distillate. Tyler stated he kept a shotgun next to his bed.

Said reports further indicate that Detective Rowe did observe Courtney Huffhines at her residence and she was asked who rented the condo and she stated that a new tenant took over but she did not know who it was. She did state that she authorized the tenancy but she had never seen or met the tenant.

Said reports further indicate that in performing a search of the residence in which Tyler and Jacob resided, they located \$48,244 in cash in Tyler's room and \$11,191 in cash in Jacob's room on September 5, 2019 when the search warrants were executed.

Your complainant is aware that Jacob Huffhines has a prior conviction in Racine County Case number 18CF314 for Manufacture/Delivery of Cocaine (less than or equal to 1 gram) as a second or subsequent offense, contrary to Section 961.41 (1)(cm)1g. That date of conviction is July 24, 2018.

Based on the foregoing, the complainant believes this complaint to be true and correct.

LSB:mk

EXT=CODE Tyler Huffhines - 1
Jacob Huffhines - 1

Subscribed and sworn to before me on
09/16/19

Electronically Signed By:
Ted S. Szczupakiewicz
Deputy District Attorney
State Bar #: 1019260

Electronically Signed By:
Lesli S. Boese
Complainant