



## Greenfield Police Department

## Incident Report

Incident:

### Informational Report

Incident Report Number:

21-021095

Between: Date - Time

And/At: Date-Time

9/14/21

04:40

Incident Location:

1901 Delafield St, Waukesha, WI, 53188

CFS Code-1:

8106

CFS Code-2:

CFS Code-3:

Offense Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

X

Name (Last, First, Middle)

Bruner, Paul John

DOB:

05/11/1963

Race/Sex

W/M

Address: (Address, City, State, Zip)

1350 Ellis St, Waukesha, WI, 53186

Phone 1

Employer

Phone 2

Employer Address

Work Phone #

Name (Last, First, Middle)

DOB:

Race/Sex

Address: (Address, City, State, Zip)

Phone 1

Employer

Phone 2

Employer Address

Work Phone #

## SUMMARY

On 09/14/21, the Milwaukee Area Investigative Team (MAIT) responded for a use of force incident that occurred at 1350 Ellis Street, City and County of Waukesha.

Waukesha Police Officers were sent to assist the fire department regarding a medical call. The patient had been combative in the past. While on scene, officers learned the patient had punched and bruised his live-in girlfriend. After medical evaluation, officers attempted to arrest the male subject for the domestic violence situation. The subject resisted and force was used in order to take him into custody. The suspect became unresponsive, CPR and other medical treatment was provided. He was transported to the hospital and later pronounced as deceased.

Vehicle Information: (Year, Make, Model, Style, Color)

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Fletcher, Chuck R.

Payroll Number :

142

Report Date:

09/22/2021

Time Received:

04:46:20

Time Cleared:

09:20:46

Unit(s) Assigned:

90, 103, 92, 93, 95, 96, 97, 10!

Pages:

1 OF 5

Reviewed by:

Fletcher, Chuck R.

Payroll Number :

142

Copy To:

Date:

09/22/2021

CFS Code-1: 8106

Incident Report Number:

21-021095

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## NARRATIVE

### DIRECTLY INVOLVED INDIVIDUALS

#### **Police Officer BRYCE BUTRYN**

- Uniformed Waukesha Patrol Officer, shift 4:45 pm - 3:00 am
- Four years of service
- Deployed ECD Electronic Control Device (Taser)
- Delivered knee strikes
- Assisted in arrest
- Assisted in medical aid

#### **Police Officer DRAELON LEIJA**

- Uniformed Waukesha Patrol Officer, shift 8:45 pm - 7:00 am
- One year, two months of service
- Assisted in arrest/handcuffing
- Assisted in medical aid

#### **Police Officer JARRETT FINTEL**

- Uniformed Waukesha Patrol Officer, shift 8:45 pm - 7:00 am
- Two years, eight months of service
- Delivered knee strikes
- Assisted in arrest
- Assisted in medical aid

#### **PAUL J. BRUNER, M/W, 05/11/63**

- Domestic violence protection order preventing him from possessing a firearm
- Police contacts for Battery, Retail Theft, Violate Domestic Abuse Order, Disorderly Conduct, Reckless Use of Weapon, Operating While Intoxicated
- Revoked driver's status

- [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

## **PRIMARY EXHIBITS**

- Medical records/history
- Past police/fire contacts
- ECD Electronic Control Device (taser) deployment data
- AED Automated External Defibrillator analysis data
- Officer statements
- Witness statements
- Squad video/audio
- Medical examiner autopsy
- Toxicology report

## **SUMMARY OF INCIDENT**

On Tuesday, 09/14/21 at 1:06am, Waukesha Fire personnel were dispatched to 1350 Ellis St, #D, Waukesha. The patient's live-in girlfriend LAURA M. NEY F/W 12/22/60 called because PAUL J. BRUNER M/W 05/11/63 was having trouble breathing. [REDACTED]

[REDACTED]

[REDACTED] BRUNER refused transport or further assistance. Waukesha Police Officers were dispatched because NEY told the dispatcher that BRUNER had kicked a paramedic the last time he was treated.

While fire personnel were evaluating BRUNER inside his home, NEY showed officers a bruise on her arm. She told officers that BRUNER had punched her causing pain and that she feared for her safety. After fire medics left, Officers BUTRYN, LEIJA and FINTEL approached the front door of the home to take BRUNER into custody for Domestic Violence. Officers gave orders for BRUNER to come out but he yelled obscenities at them, telling them to leave.

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Officers entered the residence and continued to give BRUNER commands but he was uncooperative and agitated. Officers approached the bed BRUNER was laying in. He was covered with a blanket and they could not see both hands. When he was given commands to show his hands, he suddenly ripped the blanket off and quickly jumped up. He appeared very angry as he stood with his hands clenched. BRUNER was described as being 6' and over 300 pounds. BRUNER maintained an aggressive, noncompliant demeanor. He was yelling, flailing his arms and kept walking toward the officers. The officers continued to back up and felt he was going to strike them. Officers BUTRYN and FINTEL drew their ECDs (Tasers) and turned them on. BRUNER made a statement, "Fuck you two! Fuck you cock sucking motherfuckers. Yeah shoot me with your fucking red light." BRUNER, still agitated, grabbed his socks and shoes then walked to the kitchen. Officer FINTEL ordered him to come outside but BRUNER continued to act irate. Officer FINTEL displayed a warning arc on his ECD. BRUNER eventually exited his residence. He sat outside on the porch, put his shoes on and walked down the stairs. Once at the bottom, BRUNER walked toward a parked truck and was ordered to stop and put his hands behind his back. BRUNER continued to be excessively emotional, was yelling and flailing his arms. BRUNER suddenly put his hands in his waistband area out of view of the officers. Officer BUTRYN deployed his ECD. BRUNER immediately fell toward Officer FINTEL who attempted to catch BRUNER. BRUNER and Officer FINTEL fell to the ground.

As officers moved in to handcuff him and the ECD finished its initial cycle, BRUNER continued to resist by pushing against officers and gaining a noncompliant position on his hands and knees. Officer FINTEL delivered several knee strikes to the abdominal area. Officers continuously gave BRUNER orders to stop resisting and to put his hands behind his back, however, he maintained a combative, resistive demeanor. Officer BUTRYN reactivated his ECD a second time. BRUNER then went back into a prone position. As officers tried to handcuff him, he tucked his arms under his body. He was again ordered to put his hands behind his back but refused. As BRUNER was pushing back up off the ground, Officer BUTRYN then delivered several knee strikes to BRUNER's abdominal area to gain compliance. Unable to take BRUNER into custody, Officer BUTRYN fired a second ECD cartridge and even conducted a "drive stun" by pressing his ECD onto BRUNER's right shoulder, but these were not effective. While resisting the officers and refusing to comply, BRUNER made several statements, "You're going to kill me! Stop you guys please, I'm gonna have a heart attack. I'm dying".

Officer FINTEL was able to pull BRUNER's left arm behind his back. Officer LEIJA was able to place one handcuff on BRUNER's left wrist. Officers were still not able to gain control over his right arm and

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hand. Officer LEIJA attempted to gain control of his right arm and advised the BRUNER was still resisting. Because of BRUNER's large stature, Officer LEIJA needed to link two sets of handcuffs together in order to place both of BRUNER'S hands behind his back. After connecting two sets, BRUNER relaxed his right arm and was fully handcuffed.

Officers became concerned because BRUNER'S combative demeanor ended so quickly. [REDACTED]

[REDACTED] immediately rolled BRUNER over, noticed his skin color was not normal, checked for a pulse and started CPR. Officers quickly obtained an AED from a squad on scene. After several series of chest compressions were conducted, the AED was placed on BRUNER but a "no shock" command was advised from the unit. After a few minutes, fire personnel arrived and continued medical treatment. BRUNER was transported to Waukesha Memorial Hospital and was pronounced deceased at 6:32am.

A full analysis of the ECD was conducted by Axon, which indicated it was working properly. The report data was consistent with the officers' statements.

The Medical Examiner's final report is pending. Included in the investigation are over 1,600 pages of medical records concerning BRUNER's extensive medical history.

## CASE SUPERVISION

- Detective John Lucas, crime scene
- Detective Greg Hoppe, officer interviews
- Detective Brock Beal, deceased, autopsy, Axon (Taser)
- Detective Wallander, firefighter interviews
- Detective Jason Birschbach, civilian interviews
- Officer James Enters, Waukesha PD in-house records, squad cameras

CIB Captain Chuck R. Fletcher #105

CRF/jbw

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