

FILED
07-22-2019
Clerk of Court
Douglas County, WI
2019CF000346

State of Wisconsin**Circuit Court****Douglas County**

STATE OF WISCONSIN

Plaintiff,

DA Case No.: 2019DG001427

Assigned DA/ADA: Mark A. Fruehauf

Agency Case No.: 19SP10922

vs.

MARY CATHERINE TREA

526 N 7Th Ave E

Duluth, MN 55805

DOB: 02/12/1981

Defendant.

 Felony **Misdemeanor****CRIMINAL
COMPLAINT***For Official Use*

The undersigned, being first duly sworn, states that:

Count 1: HIT AND RUN - INJURY

The above-named defendant on or about Friday, July 19, 2019, in the City of Superior, Douglas County, Wisconsin, did operate a vehicle involved in an accident that resulted in injury to C.C.C. and failed to reasonably investigate what was struck and if the operator knew or had reason to know that the accident resulted in injury or death of a person or in damage to a vehicle that is driven or attended by a person, and failed to stop the vehicle she was operating as close to the scene of the accident as possible and remain at the scene of the accident until she did the all of the following: give her name, address and the registration number of the vehicle she was operating to the operator or occupant of or person attending any vehicle collided with and, upon request and if available, exhibit her operator's license to the operator or occupant of or person attending any vehicle collided with and render reasonable assistance to any person injured in the accident, including transporting, or making arrangements to transport the person to a physician, surgeon, or hospital for medical or surgical treatment if it is apparent that medical or surgical treatment is necessary or if requested by the injured person, contrary to sec. 346.67(1), 346.74(5)(b)&346.74(5)(e) Wis. Stats., a Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000) or imprisoned for not more than nine (9) months or both.

PROBABLE CAUSE:

According to reports from the Superior Police Department, on July 19, 2019, at 2:50 PM, officer Woolery was dispatched to the intersection of Hammond Avenue and N. 12th St. in the City of Superior, Douglas County, Wisconsin, on a report of a vehicle striking a child on a bike.

Officer Woolery arrived and was met by a witness who reported that the striking vehicle had just fled the scene, and that the vehicle was a maroon GMC SUV. Medical personnel were on scene attending to the child.

Officer Woolery spoke to a witness, CB. CB reported that he had seen the entire crash as it happened. He said he was in his vehicle traveling South on Hammond Avenue and had come to a stop at the stop sign for N. 12th St. CB said he saw two juvenile males with bikes waiting to cross westbound. CB said he saw another vehicle traveling North on Hammond go through the intersection with N. 12th St. CB said this vehicle had not stopped for the stop sign for northbound traffic. The vehicle struck the first juvenile in the intersection. CB got out to check on the juvenile. The juvenile was up and walking but CB had the juvenile lay down on the

grass and remain still. CB reported that the driver of the striking vehicle was a female, 35 to 40 years old, who had gotten out of the vehicle. She was frantic and crying. Shortly after getting out of her vehicle, the female got back in and drove away.

Officer Woolery then spoke to a second witness, KB. She said she was in her home when she heard what sounded like a crash. She came out to see what happened and saw a child on the grass. She saw a female who she described as 35 to 40 years of age who was crying and making statements about having just hit a child. KB said this female got into a red or maroon SUV as emergency personnel were arriving and fled the scene.

Officer Woolery learned from speaking with the child victim's mother that the child had suffered injuries but that hospital staff did not yet have enough information about the extent of them. It was reported the child may have possible broken bones and a possible head injury.

A press release was put out regarding the crash. At 8:28 PM on the same day, a female had called with possible information about the crash. The female was an employee at Title Loan in Superior and she reported that earlier that day she had helped a female with a 2008 GMC envoy, red in color, that the female's name was Mary Catherine Trea, and that Trea had smelled like alcohol. This employee later made a statement to law enforcement that Trea had left the business at approximately 2:40 PM.

Officer Woolery learned that Trea had an address listed in Duluth and asked Duluth police to go to the residence. A Duluth police officer went to the residence, did not locate the vehicle, but did locate Trea. Officer Woolery was put in contact with Trea, who agreed to come down to the station to meet with the officer.

Officer Woolery read Miranda to Trea, hereinafter referred to as the defendant, and she agreed to make a statement and answer questions. She began talking about how she had hit a juvenile with her vehicle. She mentioned stopping for a stop sign and then said she did not have a chance to react when she spotted the juvenile on the bike. She said she stopped to get out and check on the juvenile, but then she panicked, got super scared, and then left in her vehicle.

The defendant said she thought this happened around 3 o'clock. She said she was coming from a loan company on Belknap Street and had been traveling on Hammond Avenue. She said she thought the cross street was 12th, and referred to it as "the one with the stop sign." She said she was not sure that she had come to a complete stop. She said there had been another vehicle stopped at the intersection when she arrived, and this vehicle proceeded through the intersection as she arrived. The defendant said she did not see the juvenile on the bike until he was "right in front" of her vehicle. The defendant said she observed his "body" pulled back. She said she was so close that she did not have a chance to swerve. She also said the son was kind of in her eyes.

The defendant said when she struck the child, she immediately pulled into the first drive on Hammond and got out of her vehicle. She said the juvenile was up and walking. She then said that the juvenile laid down, grabbed his wrist, and said ow. She said she was then approached by another female who asked her if she was the boy's mother. She told the female that she was not in that she was the one that hit him. The defendant said she then left the scene her vehicle. She said she was in shock and that she got "super scared."

Based on the reports gathered by law enforcement, after striking the child, the defendant did not remain at the scene and provide the necessary information required to be provided under §

346.67, and she did not render any assistance to the person injured. She did not contact 911 following the crash. The child suffered injuries as a result of being struck and was eventually taken to the hospital.

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

Subscribed and sworn to before me on
07/22/19

Electronically Signed By:
Angela M. Wilson
Assistant District Attorney
State Bar #: 1107577

Electronically Signed By:
Captain Thomas Champaigne
Complainant