



**DANE COUNTY
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May 19, 2011

Atty Dennis E Burke
State Public Defenders Office
17 S. Fairchild St.
Madison, WI 53703-3204

COPY

**RE: State of Wisconsin v. Darell L Fowler,;
Court Case No. 2011CF000388**

Dear Attorney Burke:

I am writing this letter to formally memorialize any consideration as well as the limits thereof given to your client for truthful testimony against co-defendant, Demarious Gray in case 2011CF390.

First, as a condition of receiving consideration, should he be called your client must offer truthful testimony in response to both questions from the State as well as defendant Gray's Attorney. Also, he is not to commit any new law violations nor have any failures to appear in court.

If your client abides by those conditions, the state would file an amended information charging him with the following crimes:

1. Party to a Crime, Theft by Use of Dangerous Weapons, contrary to secs. 943.20(1)(a), 939.05 and 939.63(1) of Wisconsin Statutes. This is punishable upon conviction by up to 15 months imprisonment and/or a \$10,000.
2. Party to a Crime, Criminal Trespass to Dwelling, contrary to secs. 943.14 and 939.05 of the Wisconsin Statutes. This is punishable upon conviction by up to 9 months in jail and/or up to a \$10,000 fine.
3. Disorderly Conduct, contrary to sec. 947.01 of the Wisconsin Statutes. This is punishable upon conviction by up to 90 days in jail and/or a \$1,000 fine.

He will enter pleas of guilty or no contest to the amended charges.

146

Please note that your client is facing up to 27 months imprisonment and/or a \$21,000 fine in this case. There has been no consideration made in terms of what the ultimate sentence is in this case, meaning your client may still be facing up to the maximum penalties on the amended misdemeanor offenses.

Sincerely,



Corey C. Stephan
Assistant District Attorney

117