

MADISON POLICE DEPARTMENT

Date of Report: 4/3/2007 Case No: 2007-32183 Original
Ref. No:
Occurred Incident: 48 - Annoying Phone Call Sec/Area: 410 CENTRAL
Dispatched as: 48 - Annoying Phone Call Grid: MARQUETTE

Case Offense: ANNOYING PHONE CALL
Addr of Occurrence: [REDACTED]
Call Date/Time: 03/26/2007 19:03 From Date/Time:
Dispatch Date/Time: 03/26/2007 19:17 Thru Date/Time:
Reporting Officer: PO PATRICIA L NIEDO 3343
Special Routing:

CONTACT

[REDACTED]
F/W DOB: [REDACTED] (31 yrs) Height: 505 Weight: 134
HairColor: BRO EyeColor: BRO
[REDACTED]

HOW ID'D: VERBALLY
STATUS: RELEASED

CONTACT

CHRISTOPHER C SCHMIDT
M/W DOB: [REDACTED] (32 yrs) Height: 511 Weight: 200
HairColor: BRO EyeColor: HAZ
4210 ODANA RD, H [REDACTED] C: [REDACTED]

HOW ID'D: VERBALLY
STATUS: RELEASED

ATTACHMENTS:

- Photocopies of e-mails

OFFICER NARRATIVE:

On 3/26/07 at approximately 7:13 pm, I was dispatched to the CCB reference an annoying phone calls report.

I then contacted [REDACTED], ID'd verbally, who stated she was having trouble with somebody she met on My Space and wants this person to leave her alone. [REDACTED] gave me a brief background that she was e-mailed by a male identifying himself as Christopher C. Schmidt, ID'd verbally, through her My Space account in January of '07. [REDACTED] stated the two e-mailed back and forth and were cordial and friendly with each other as [REDACTED] stated Schmidt contacted her because he is running for common council and was reaching out to people who could vote for him. [REDACTED] stated the e-mails began increasing in number through the month of January, and when [REDACTED] would not respond to e-mails due to being busy, she would get weird and "creepy" e-mails from Schmidt wanting to know why she had not e-mailed him back. [REDACTED] stated sometime in February '07 into March '07, she e-mailed Schmidt that this was too much for her and she could not give enough time commitment to Schmidt as he was hoping and told Schmidt via e-mail to stop contacting her. [REDACTED] stated that in March of '07, she continued to get e-mails from Schmidt and she blocked him from her My Space account. [REDACTED] stated Schmidt continued to post things on her My Space account, and then on 3/17/07, she received a hang-up from a restricted number. [REDACTED] thought this was Schmidt and e-mailed him asking if he was hanging up on her from a restricted number. [REDACTED] then had Schmidt e-mailing that he was not calling her and stated that he got angry because he was no longer in contact with her. At some point in this month of March, [REDACTED] stated Schmidt began contacting

██████'s friend through e-mails, and stated she e-mailed him again asking him to leave her alone approximately one week prior to the date of report. ██████ stated that after that last e-mail, she received eight hang-up phone calls on her cell phone and stated the number was not blocked and came from Schmidt's home phone number of ██████. ██████ stated she did not hear anybody on the other end and no words were spoken between the two but she did get a little scared that Schmidt was becoming more angry with her for not contacting her and blocking her from My Space.

I did advise ██████ that she needed to discontinue all contact with Schmidt as well as she had informed me she continued to e-mail Schmidt when he e-mailed her having a general discussion. ██████ stated she does not know what Schmidt looks like and is scared that he will become more angry, and she does not want to deal with him in person and is afraid that he may find out where she works and come down and visit her at her job. ██████ stated she informed Schmidt she was going to call the police if he continued to contact her and stated he did e-mail her back after that regarding some of the phone calls. ██████ then provided Schmidt's information out of the Isthmus newspaper and asked if I would call Schmidt to leave her alone. I did advise her I would call his home phone number and give him a warning to stop contacting her, and if he continued, she needed to report this back to the Police Department immediately. I then provided ██████ with the case number and advised her on what to do if she started getting hang-up phone calls, e-mails, or random visits from Schmidt.

I then went into the CCB and left a message for Schmidt to stop all contact with ██████, which included e-mails, phone calls, texting, etc. At the end of my shift I had not heard back from Schmidt and returned to service on 3/27/07. I then received a phone call from Schmidt that he wanted to set up an appointment with me to meet with his lawyer. I advised Schmidt to come down to the CCB at his convenience with his lawyer, even though I did not need to speak to his lawyer due to no criminal charges being processed, and I would meet him.

I did phone ██████ and was informed that she was contacted by a female friend who stated they were an attorney for Schmidt and provided a State Bar code number so ██████ could verify she was an attorney. The female attorney left a message for ██████ that they needed to discuss legal issues and wanted ██████ to call her back. I advised ██████ that she did not need to do this, and stated I was planning on meeting with Schmidt later in the afternoon. Schmidt then came down to the CCB with his attorney and stated he met ██████ through her My Space web page in January of 2007, but has not technically met her in person. Schmidt stated they were e-mailing back and forth in a friendly nature and then stated ██████ blocked him from her My Space account and sent him an e-mail to leave her alone. Schmidt stated to me he did stop contact with her and stated he has not contacted her via phone until she accused him of hanging up on her. Schmidt stated he has all e-mail messages saved between the two of them, and stated ██████ did not ask him to stop contacting her until recently, and stated there was nothing in February that would state something similar. Schmidt also stated there was approximately 30 text messages back and forth that they were sending each other, and stated he thought this was a friendship. Schmidt stated on Friday of last week, which would be March 23, 2007, he heard from ██████ and ██████ was asking him if he was calling from blocked numbers. Schmidt stated he never called her with restricted phone numbers and stated he received another e-mail from ██████ asking why he was calling her from his regular phone number and hanging up. Schmidt stated he was not calling ██████ those eight times and that he was at the mall purchasing items when his cell phone was bumping up against the counter and accidentally dialing ██████'s phone number. Schmidt stated that ██████'s phone is a PDA-type phone with no flip open front and somehow his phone accessed either the menu or the text message entry and then hit send when he was bumping on the counter, and he was not aware of any of this. Schmidt stated he will pull phone records if necessary, even though I told him there is no criminal prosecution going on right now, and this is just for documentation. I again advised Schmidt to not contact ██████ even

if she continues to contact him, which I advised her not to. I advised Schmidt he could not e-mail her or any of her friends, and advised he could not have his friends contact her.

I then asked his lawyer if she had contacted [REDACTED] last night after I had just left a message stating there was to be no future contact. Schmidt's lawyer stated she did leave a message for [REDACTED] last night to discuss this but did not know I had left a message for Schmidt to stop any and all contact. I stated to both of them that the attorney's phone call was approximately an hour to an hour and a half after I had left the message, and it was a little tricky in the timeframe, but we were not pursuing it. I also advised Schmidt that if he continued contact with [REDACTED], he would be served a stalking letter. I then provided Schmidt and his attorney my business card with the case number and stated I was just documenting this for report purposes and did not find any need to pursue this further. I explained to both parties that this is most likely a confusion over the friendship and stated it should be ending here.

I then returned to the CCB again and was informed there were e-mails coming in from [REDACTED] regarding some of the text messages. I did print out five e-mail messages between the two parties which [REDACTED] reported to me. For further information, see attached photocopies. Both parties were released.

It should be noted [REDACTED] does not want her address to be given out in this report if any copies are requested due to fear of future contact.

NFA/lmc

Supervisory Officer: _____ I.D.: _____

Reporting Officer: _____ I.D.: 3343
PO PATRICIA L NIEDO