

INCIDENT #: 23-07345

CONTAINS JUVENILE INFO:

LA CROSSE POLICE DEPARTMENT ver.9

REPORT DATE: 02/17/2023

REPORT TIME: 2326

REPORT TYPE: INITIAL

SUPPLEMENTAL

CALL TYPE PER CAD: Trouble with Party

LOCATION: 19.35(1)(am)2.a

INCIDENT DATE/TIME: 02/17/2023 at 11:26 p.m.

OFFICER/BADGE NUMBER: Officer J. LaBrec/2625

SUPERVISOR APPROVING REPORT & BADGE NUMBER: Sgt. Whitney Hughes/ 2760

SQUAD # & VIDEO: Squad #29, BWC

PHOTOS: None Taken

COPIES TO (DA's Office, Social Services, etc.):

DA 2/20/23 NS

List ALL Victims, Complainants, Witnesses, Others, Arrested WITH all charges listed, statutes, AND was the person JAILED/SIG-BONDED/CITED AND RELEASED:

ARRESTED/JAILED/(Multiple):

Her Xiong

Male/Asian

DOB: 19.35(1)(am)2.a

Height: 5'3"

Weight: 160 lbs.

Hair Color: Black

Eye Color: Brown

Address: 19.35(1)(am)2.a

Phone Number: Refused

Employment: Refused

Veteran Status: Unknown

CHARGES:

947.01(1) – Disorderly Conduct

WITNESS:

Rachel E. Dehnart

Female/White

DOB: 19.35(1)(am)2.a

Address: 19.35(1)(am)2.a

Phone Number: 608-379-4312

Employment: Unknown

Veteran Status: Unknown

PROPERTY (only property not entered through the evidence module):

CRIME VICTIM SHEET PROVIDED (Y/N): N

ACT 268:

WEAPON(S) USED:

ASSOCIATED CHARGES: Disorderly Conduct

BIAS:

VICTIM TO OFFENDER RELATIONSHIP: N/A

DOMESTIC RELATED (Y/N): N

DOMESTIC LETHALITY ASSESSMENT (Y/N): N

DOMESTIC QUALIFIERS: N/A

NEW HORIZONS CONTACTED (Y/N): N

NO CONTACT WITH:

SUPPLEMENTAL INVESTIGATION REQUESTED (detail below):

SUMMARY:

On 02/17/2023, officers were dispatched to a trouble with party, at 19.35(1)(am)2.a It should be noted this call did stem from a prior incident (23-07339). After investigation, Her Xiong was taken into custody for Disorderly Conduct based on his actions.

NARRATIVE:

INITIAL CALL:

On 02/17/2023, officers were initially dispatched to a domestic related incident, which was found to be a verbal domestic (23-07339), at 19.35(1)(am)2.a During this call, the initial complainant advised they could hear a lot of yelling from the street. I was able to make phone contact with the complainant while in route, who stated they were at the 1000 block of Copeland Avenue, and they could hear someone yelling on Rose Street halfway down the block.

The caller stated a male and female were yelling and arguing. Upon arrival on scene, while approaching behind 19.35(1)(am)2.a I was able to hear a male and female party yelling at one another. The male party was heard yelling "Fuck you." amongst other things, very loudly. The female party was arguing something back with him. However, she was speaking a different language and I was unable to understand what she was saying. Both parties continued to yell at one another. Due to them standing toe-to-toe and yelling in the backyard of the residence, I approached to make contact.

CONTACT WITH HER XIONG:

Upon making contact with Her Xiong, he became upset and stated I was trespassing and refused to provide any sort of identification to me. He denied any sort of altercation between he and his wife and continued to be uncooperative. It should be noted I was able to detect an odor of intoxicants emanating from his breath and he appeared intoxicated. Lieutenant Wenger had spoken to the female party and it was found to be a verbal domestic. After finding the domestic incident had been verbal only, and Her Xiong continuing to escalate towards police, officers left the scene.

As officers were leaving, Her Xiong continued to yell at police about trespassing. He was advised to go inside and both parties were advised if he continued his actions he would go to jail. As I was trying to leave, Her got very close to me, waved his hand in my face, and screamed "You're trespassing!" I took hold of Her Xiong and pushed him back away from me, advising he was going to go to jail if he continued this behavior.

As officers stood in the alleyway, observing to make sure he did not escalate towards his wife, Her Xiong continued to stand inside the fenced in area of his residence and yell at officers. Her continued to yell very

loudly stating “Fuck you!” “You’re trespassing!”, and “Oink, oink!” Her continued to yell at police for a period of time before going back into his residence and slamming the door.

SECOND CALL:

It should be noted, approximately five to ten minutes after clearing off the initial call, dispatch received a second call from other parties nearby. The caller advised they could hear people yelling again and a male party sounded very agitated. The caller could also hear a male party yelling something about shooting people, before going back into his residence.

As I approached the scene, there was again a large group of people standing at the north end of the alleyway off the 500 block of Wall Street. Parties stated they could hear a male party yelling again. There was also another female party who was outside stating she was concerned due to the statements the male party was making about shooting people. As I walked down the alleyway towards 19.35(1)(am)2.a there were two other individuals outside who also advised me that they could hear a male party screaming and were concerned.

RECONTACT WITH HER:

Upon approaching the residence I observed there were no lights on inside. I attempted contact at the front door of the residence to speak with Her Xiong about the continued yelling and otherwise disorderly conduct. Her did eventually step to the door and speak with police.

Upon Her Xiong coming to the door, he opened the main door to the residence and the screen door. However, he was standing in the threshold, inside the residence. He was standing facing officers and immediately put his right arm behind the threshold in the doorway so his hand and arm was not visible. He began stating “Shoot me” as officers were telling him to show us his hands. He stated something to the effect of “You’re going to be scared if I show you.” He then quickly pulled his hand out from behind the door and showed an open palm. Her advised he was sleeping and that officers had woken him up.

I advised Her Xiong, officers returned because he had been yelling something about shooting people. Her advised “I was saying shoot me.” I advised Her Xiong to go inside and go back to bed. He did begin to walk inside. However, he exited the residence and stood on the porch.

Due to Her’s actions, yelling during the previous incident along with him continuing to stand outside and scream during the second incident, causing a disturbance for multiple neighbors in the area, it was determined Her was going to be taken into custody for Disorderly Conduct regarding this incident.

ARREST:

Myself and Lieutenant Wenger approached Her Xiong, who was standing on the porch saying, “Take me, take me.” Lieutenant Wenger and I took hold of his arms and escorted him off the porch. Her Xiong was placed under arrest and taken into custody. The handcuffs were later checked for fit and safety locked. I did later transport Her to the La Crosse County Jail in the back of my squad.

It should be noted prior to getting him in the squad car, he was continuing to yell at officers very loudly stating “Fuck white people.” and calling officers “Racist”. He also began cursing at officers, using other lewd and profane language. This behavior continued during my transport down to the La Crosse County Jail where he was released to the custody of jail staff, and otherwise uncooperative with jail staff as well.

CONTACT WITH RACHEL:

It should be noted, when retrieving my squad car to transport Her Xiong to jail, I did later, briefly, make contact with the complainant Rachel, who was walking in the alleyway nearby. Rachel stated she had been inside of her residence and could hear screaming down the block. She stated she lives at 19.35(1)(am)2.a and due to the loud screaming, she opened her window and could hear a male party yelling “Fuck you.”, along with arguing with a

female. She stated after police had left, the first time, the male had continued yelling before going inside and then coming out to yell again. At which point she stated that she re-contacted police due to the statements he was making.

Rachel advised the second time he was yelling at the top of his lungs. She stated some of the things he was yelling included "I'm gonna shoot you" "fuck the police." She also advised he was yelling something about trespassing and began yelling "I don't care I will fucking shoot you." She stated that he yelled this at the top of his lungs approximately three times and she was able to clearly hear it. She stated this yelling went on for an extended period of time.

DISPOSITION:

On the above date and time, I was dispatched to a trouble with party, for a male party causing a disturbance. Her Xiong was later taken into custody for Disorderly Conduct based on his actions during this incident. See supplemental report for further information.