
IN RE DOCUMENTS FROM:

M & I BANK
Attn: Sue Lisowe
35 E. Main Street
Chilton, WI 53014

PETITION FOR SUBPOENA
FOR DOCUMENTS

Calumet County Sheriff's Department
Incident No. 05-0157-955

STATE OF WISCONSIN)
) ss.
COUNTY OF CALUMET)

Now comes the State of Wisconsin, by District Attorney Kenneth R. Kratz, and petitions this Court pursuant to §968.135 of the Wisconsin Statutes for a subpoena to be issued to the Custodian of Records at M & I Bank for documents held by said custodian. The documents requested include: All account number(s) including debit account numbers; deposit slips; withdrawal slips; date account(s) was opened; signature cards; statements and account history, including debit account history, between the dates of September 25, 2005, and November 4, 2005; name, date of birth and address of any and all persons with joint access to this account; and any other account information kept in the ordinary course of business.

This petition is based upon and incorporates the affidavit of Investigator Wendy Baldwin of the Calumet County Sheriff's Department, whose testimony the State believes contains sufficient probable cause as required under §968.12 of the Wisconsin Statutes.

Dated this _____ day of November, 2005.

Respectfully submitted,

Kenneth R. Kratz
District Attorney
Calumet County, Wisconsin

 IN RE DOCUMENTS FROM:
AFFIDAVIT IN SUPPORT OF
SUBPOENA FOR DOCUMENTS
 CUSTODIAN OF RECORDS OR DESIGNEE
 CINGULAR NATIONAL COMPLIANCE CENTER
 P.O. Box 24679
 West Palm Beach, FL 33416-4469
 Fax No. 1-888-938-4715

Manitowoc County Case #05-CF-381

 STATE OF WISCONSIN,)
) ss.
 COUNTY OF CALUMET)

Investigator John Dederling, an officer with the Calumet County Sheriff's Department, being first duly sworn, deposes and states:

1. Your affiant is an investigator with the Calumet County Sheriff's Department. Your affiant has duties that include missing person and homicide investigations in and around Calumet County, Wisconsin. On November 5, 2005, the Calumet County Sheriff's Department was requested by the Manitowoc County Sheriff's Department to lead the investigation on behalf of the Manitowoc County Sheriff's Department under the doctrine of mutual aid.
2. Your affiant states that an investigation was conducted into the disappearance of Teresa Halbach, and a criminal complaint was subsequently filed in Manitowoc County Circuit Court on November 15, 2005, which is attached hereto and incorporated within this Affidavit.
3. During the course of the investigation, your affiant was informed that Teresa Halbach had a cellular telephone account with Cingular, a cellular service provider and communications common carrier as defined in Section 2510(10) of Title 18, United States Code. Your affiant is informed that Teresa Halbach's cellular telephone number is (920)737-4731, and a subpoena for records was previously ordered to obtain Cingular cellular telephone records for (920)737-4731. Upon a review of those records, your affiant determined that Teresa Halbach was, in fact, in possession of and placed calls from her cellular telephone on October 31, 2005, which was the date of her disappearance
4. Your affiant is informed that Investigator Wendy Baldwin of the Calumet County Sheriff's Department obtained information from Cingular cellular telephone company, M & I Bank, and Chase Bank Financial, and received information that there has been no activity on Teresa's cellular telephone, bank accounts, or credit card accounts since October 31, 2005.
5. Your affiant has received information from Teresa Halbach's sister, Kelly Halbach, and Teresa Halbach's roommate, Ryan Hillgas, that Teresa's cellular telephone was a Motorola cellular telephone.
6. During the execution of search warrants on November 5, 2005, officers located a burn barrel near the residence of Steven Avery located at 12932 Avery Road, in the Town of Gibson,

County of Manitowoc, Wisconsin. In that burn barrel, officers located burned clothing, a partially burned shovel, and fragments of a Motorola cellular telephone.

7. Your affiant believes that obtaining details of the make, model and serial number of the cellular telephone assigned to wireless telephone number (920)737-4731 will assist law enforcement in determining if the Motorola telephone located in the burn barrel matches the cellular telephone that was assigned to Teresa Halbach's cellular telephone account.

Based on the foregoing, your affiant requests a subpoena for those records from Cingular.

Dated this _____ day of December, 2005, at Chilton, Wisconsin.

John Dederling, Investigator
Calumet County Sheriff's Department

Subscribed and sworn before me
this _____ day of December, 2005.

Notary Public, State of Wisconsin
My Commission Expires: _____

IN RE DOCUMENTS FROM:

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CINGULAR NATIONAL COMPLIANCE CENTER
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SUBPOENA FOR DOCUMENTS
Manitowoc County Case #05-CF-381

STATE OF WISCONSIN)
) ss.
COUNTY OF CALUMET)

The State of Wisconsin To: CUSTODIAN OF RECORDS OR DESIGNEE
CINGULAR NATIONAL COMPLIANCE CENTER
P.O. Box 24679
West Palm Beach, FL 33416-4469
Fax No. 1-888-938-4715

Upon a petition of Calumet County District Attorney Kenneth R. Kratz, and based upon the affidavit of Investigator John Dederling of the Calumet County Sheriff's Department, the Court finds probable cause to issue a subpoena pursuant to §968.135 of the Wisconsin Statutes.

Now, therefore, in the name of the State of Wisconsin, you are commanded to produce the following documents: **Subscriber information including details of the make, model and serial number of the cellular telephone assigned to wireless telephone number (920) 737-4731.**

You may be commanded to personally appear in the Calumet County Circuit Court to produce said records pursuant to §968.13 of the Wisconsin Statutes. Appearance may be excused upon presentation of said records to: Investigator Mark Wiegert, Calumet County Sheriff's Department, 206 Court Street, Chilton, WI 53014. Said records should be provided **on or before December 21, 2005.**

Failure to produce the required records may result in punishment for contempt of court, which may include monetary penalties, imprisonment and other sanctions.

Dated this _____ day of December, 2005.

BY THE COURT:

Calumet County Circuit Court Judge

IN RE DOCUMENTS FROM:

PETITION FOR SUBPOENA
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CUSTODIAN OF RECORDS OR DESIGNEE
CINGULAR NATIONAL COMPLIANCE CENTER
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Manitowoc County Case #05-CF-381

STATE OF WISCONSIN)
) ss.
COUNTY OF CALUMET)

Now comes the State of Wisconsin, by Calumet County District Attorney Kenneth R. Kratz, assigned as special prosecutor in this case, and petitions this Court pursuant to §968.135 of the Wisconsin Statutes for a subpoena to be issued to the Custodian of Records at Cingular for documents held by said custodian. The documents requested include:

Subscriber information including details of the make, model and serial number of the cellular telephone assigned to wireless telephone number (920) 737-4731.

This petition is based upon and incorporates the affidavit of Investigator John Dederling of the Calumet County Sheriff's Department, whose written affidavit the State believes contains probable cause that a crime was committed as required under §968.12 of the Wisconsin Statutes.

Dated this _____ day of December, 2005.

Respectfully submitted,

Kenneth R. Kratz
Calumet County District Attorney
Manitowoc County Special Prosecutor

IN RE DOCUMENTS FROM:

AFFIDAVIT IN SUPPORT OF
SUBPOENA FOR DOCUMENTS

TDS TELECOM
Attention: Michael Vanden Elesen
Fax No. (920) 989-2992

Calumet County Sheriff's Department
Incident No. 05-0157-955

STATE OF WISCONSIN,)
) ss.
COUNTY OF CALUMET)

Investigator Wendy Baldwin, an officer with the Calumet County Sheriff's Department, being first duly sworn, deposes and states:

1. Your affiant is an investigator with the Calumet County Sheriff's Department. Your affiant has duties that include missing person investigations in and around Calumet County, Wisconsin.
2. On November 3, 2005, at 5 p.m., your affiant was contacted by Karen Halbach. Halbach informed your affiant that her daughter, Teresa Marie Halbach, DOB: 03/22/1980, had not been seen or heard from since Monday, October 31, 2005. Halbach said it was unusual for Teresa not to have had personal or telephone contact with her family or friends for this length of time.
3. Your affiant has obtained information from Cingular cellular telephone company, M & I Bank, and Chase Bank Financial and has received information that there has been no activity on Teresa's cellular telephone, bank accounts, or credit card accounts since October 31, 2005.
4. On November 3, 2005, your affiant received information from Thomas Pearce, a co-worker of Teresa Halbach, who stated that Teresa had informed him that she had been receiving unwanted telephone calls. Pearce stated that Teresa also told him that she had been having problems with some male clients after a photo shoot in the summer of 2005.
5. Upon a review of billing records, your affiant has determined that TDS is the provider for telephone number (920)989-2911, and said telephone number is assigned to Teresa Halbach.
6. Your affiant believes that obtaining records of any and all incoming telephone calls placed to and outgoing calls placed from telephone number (920)989-2911 between September 25, 2005, and November 4, 2005, will assist law enforcement in determining who Teresa Halbach had been in telephone contact with prior to her disappearance on October 31, 2005.

Based on the foregoing, your affiant requests a subpoena for those records from TDS Telecom.

Dated this _____ day of November, 2005, at Chilton, Wisconsin.

Wendy Baldwin, Investigator
Calumet County Sheriff's Department

Subscribed and sworn before me
this _____ day of November, 2005.

Notary Public, State of Wisconsin
My Commission Expires: _____

IN RE DOCUMENTS FROM:

SUBPOENA FOR DOCUMENTS

TDS TELECOM

Attention: Michael Vanden Elesen

Fax No. (920) 989-2992

Calumet County Sheriff's Department
Incident No. 05-0157-955

STATE OF WISCONSIN)

) ss.

COUNTY OF CALUMET)

The State of Wisconsin To:

TDS TELECOM

Attention: Michael Vanden Elesen

Fax No. (920) 989-2992

Upon a petition of District Attorney Kenneth R. Kratz, and based upon the affidavit of Investigator Wendy Baldwin of the Calumet County Sheriff's Department, the Court finds probable cause to issue a subpoena pursuant to §968.135 of the Wisconsin Statutes.

Now, therefore, in the name of the State of Wisconsin, you are commanded to produce the following documents: **Records of any and all incoming telephone calls placed to and outgoing calls placed from telephone number (920)989-2911 between September 25, 2005, and November 4, 2005.**

You may be commanded to personally appear in the Calumet County Circuit Court to produce said records pursuant to §968.13 of the Wisconsin Statutes. Appearance may be excused upon presentation of said records to: Investigator Wendy Baldwin, Calumet County Sheriff's Department, 206 Court Street, Chilton, WI 53014. Said records should be provided on or before **November 7, 2005.**

Failure to produce the required records may result in punishment for contempt of court which may include monetary penalties, imprisonment and other sanctions.

Dated this _____ day of November, 2005.

BY THE COURT:

Donald A. Poppy
Calumet County Circuit Judge

IN RE DOCUMENTS FROM:

TDS TELECOM

Attention: Michael Vanden Elesen

Fax No. (920) 989-2992

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This petition is based upon and incorporates the affidavit of Investigator Wendy Baldwin of the Calumet County Sheriff's Department, whose testimony the State believes contains sufficient probable cause as required under §968.12 of the Wisconsin Statutes.

Dated this _____ day of November, 2005.

Respectfully submitted,

Kenneth R. Kratz
District Attorney
Calumet County, Wisconsin

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M & I BANK
Attn: Sue Lisowe
35 E. Main Street
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4. On November 3, 2005, your affiant received information from Thomas Pearce, a co-worker of Teresa Halbach, who stated that Teresa had informed him that she had been receiving unwanted telephone calls. Pearce stated that Teresa also told him that she had been having problems with some male clients after a photo shoot in the summer of 2005.
5. Your affiant believes that obtaining Teresa Halbach's bank records will assist law enforcement in determining if there has been any activity on her bank and debit card accounts since the date of her disappearance on October 31, 2005, and determining who Teresa has had financial dealings with prior to and after her disappearance.

6.

Based on the foregoing, your affiant requests a subpoena for those records from M & I Bank.

Dated this _____ day of November, 2005, at Chilton, Wisconsin.

Wendy Baldwin, Investigator
Calumet County Sheriff's Department

Subscribed and sworn before me
this _____ day of November, 2005.

Notary Public, State of Wisconsin
My Commission Expires: _____

IN RE DOCUMENTS FROM:

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M & I BANK
Attn: Sue Lisowe
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You may be commanded to personally appear in the Calumet County Circuit Court to produce said records pursuant to §968.13 of the Wisconsin Statutes. Appearance may be excused upon presentation of said records to: Investigator Wendy Baldwin, Calumet County Sheriff's Department, 206 Court Street, Chilton, WI 53014. Said records should be provided on or before **November 7, 2005.**

Failure to produce the required records may result in punishment for contempt of court which may include monetary penalties, imprisonment and other sanctions.

Dated this _____ day of November, 2005.

BY THE COURT:

Donald A. Poppy
Calumet County Circuit Judge