

STATE OF WISCONSIN,
P. O. Box 7857
Madison, WI 53707

Plaintiff,

v.

Case No. 14-CF- 63

WILLIAM R. LAMB, W/M
DOB: 7/11/60
608 10th Street
Menomonie, WI 54751
Height: 6'1" Weight: 215
Hair: Gray Eyes: Green

Defendant.

FILED

MAR - 5 2014

**DUNN COUNTY
CLERK OF COURT**

CRIMINAL COMPLAINT

Your complainant, Investigator David Pellett, being first duly sworn on oath, states as follows:

COUNT ONE: THEFT (>\$10,000)

On or about April 7, 2008, in the city of Menomonie, Dunn County, Wisconsin, the defendant, William Lamb, by virtue of his employment, did intentionally transfer and retain possession of money that was in his possession and custody, to wit: an insurance settlement check for the benefit of Randy Miller in the amount of \$10,500, without the consent of Mr. Miller, contrary to the defendant's authority and with intent to convert the funds to his own use or the use of another contrary to Wis. Stat. § 943.20(1)(b).

Upon conviction of this offense, a class G felony, the maximum possible penalty is imprisonment not to exceed 10 years and a fine not to exceed \$25,000, or both, pursuant to Wis. Stat. §§ 943.20(3)(c) and 939.50(3)(g).

COUNT TWO: FORGERY

On or about April 7, 2008, in the city of Menomonie, Dunn County, Wisconsin, the defendant, William Lamb, did, with intent to defraud, falsely make or alter a writing so that it purported to have been made by another, to wit: signed the name of Randy Miller to an insurance settlement check in the amount of \$10,500, contrary to Wis. Stat. § 943.38(1)(a).

Upon conviction of this offense, a class H felony, the maximum possible penalty is imprisonment not to exceed 6 years and a fine not to exceed \$10,000, or both, pursuant to Wis. Stat. §§ 943.38(1)(a) and 939.50(3)(h).

COUNT THREE: UTTERING

On or about April 7, 2008, in the city of Menomonie, Dunn County, Wisconsin, the defendant, William Lamb, did utter as genuine a forged writing knowing that it was falsely made, to wit: a check in the amount of \$10,500 containing the forged endorsement signature of Randy Miller, contrary to Wis. Stat. § 943.38(2).

Upon conviction of this offense, a class H felony, the maximum possible penalty is imprisonment not to exceed 6 years and a fine not to exceed \$10,000, or both, pursuant to Wis. Stat. §§ 943.38(2) and 939.50(3)(h).

PROBABLE CAUSE

Investigator David Pellett of the Menomonie Police Department reports that on January 22, 2013, he received a complaint from Randy Miller regarding a forgery of his name. Miller stated that he had been represented by the defendant, Attorney William Lamb, in a personal injury case. Miller stated that he retained the defendant to represent him in a lawsuit against Bristol West Insurance. Miller stated that the defendant informed him that the defendant's contingency fee was ten percent of whatever settlement they received.

Miller stated that the defendant filed a lawsuit against Bristol on Miller's behalf on December 27, 2007 (Dunn County case no. 07-CV-456). Miller stated that at some point in early 2008 the defendant informed Miller that he obtained a settlement offer of \$10,500 on Miller's behalf. Miller authorized the defendant to accept the offer.

Miller stated that over the next four years he attempted to get information from the defendant about the settlement. Miller stated that the defendant repeatedly apologized for taking so long to resolve the case. Miller contacted Bristol directly in February 2012. Miller stated that on February 13, 2012, he received a fax from Bristol that included a copy of a settlement check from Bristol West Insurance group for \$10,500 payable to "Randy Miller A Single Individual and His Attorney of Record William Lamb." Bristol also sent a copy of the back of the check with endorsement signatures of "Randy Miller" and "William R. Lamb." Under the endorsement signatures is a stamp stating "amount credited to account of named payee" "Edward D. Jones & Co." "Locator 541354." Miller stated that the signature is not his signature. Miller stated that he never saw the check.

Investigator Pellett contacted Brenda Klatt, the Edward D. Jones branch location administrator in the Menomonie office (2303 Schneider Avenue, city of Menomonie, Dunn County, Wisconsin). Klatt stated that the account number written on the front of the check is her handwriting. Klatt stated that she did not specifically remember the defendant depositing the check, but that it is her practice to write his account number on the front of the check.

Investigator Pellett obtained documents for the defendant's Edward Jones account from December 27, 2007, through January 10, 2012. The documents showed that the defendant is the account holder for the account into which the \$10,500 Bristol check was deposited. The Edward Jones documents show that the Bristol check was deposited into the defendant's account on April 7, 2008. There is no record of any check from that account made payable to Randy Miller.

Miller stated that he did not consent for the defendant or anyone else to forge his signature on the Bristol check. Miller stated that he has not received any money from the defendant. Miller stated that he did not consent for the defendant to retain possession of the \$10,500 settlement.

Your complainant is an Investigator with the Menomonie Police Department, who bases his knowledge of this complaint on:

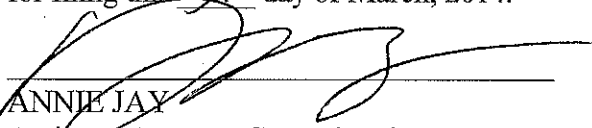
- the official law enforcement agency reports of the Menomonie Police Department, which reports were prepared in the normal course of law enforcement duties;
- statements by citizen informant(s) Randy Miller and Brenda Klatt; who are eyewitnesses to the facts they relate;
- statements by the defendant, which were made contrary to his penal interests;
- the official records of: Edward D. Jones; the Circuit Court for Dunn County; the Department of Transportation; the FBI Triple I Teletype; and the Wisconsin Circuit Court Automated Program, which records are maintained in the normal course of business duties.

Dated this 5th day of March, 2014.



DAVID PELLETT, Complainant

Subscribed and sworn to before me and approved for filing this 5th day of March, 2014.



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Special Prosecutor for Dunn County
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