

IN THE MATTER OF COMPLAINT  
AGAINST THE RACINE COUNTY  
DISTRICT ATTORNEYS OFFICE,

Case No. 25-008

Respondents.

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**DISMISSAL ORDER**

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On August 20, 2025, the Crime Victims Rights Board (“the Board”) considered a complaint filed against the Racine County District Attorney’s Office (RCDA).

The Board employs a multi-step methodology to analyze the complaint: (1) whether the complainant was a crime victim; (2) whether the respondent is subject to the authority of the Board; (3) whether the allegations are time-barred; (4) whether the allegations implicate any constitutional or statutory victim rights; and (5) whether the respondent failed to comply with any duty imposed by a constitutional or statutory provision.

Whether the allegations are time-barred is determined by the filing requirements in the administrative code. The Board may not consider allegations relating to “conduct that occurred prior to December 1, 1998, or more than 3 years before a complaint was filed with the board or the board was otherwise notified of the conduct,” except that the Board may consider issuing a report and recommendation concerning such conduct. Wis. Admin. Code CVRB § 1.04(5).

In September 2018, the complainant’s brother was killed. In November 2018, the RCDA reviewed the incident and met with family members to explain to them that the RCDA

would not be issuing charges.<sup>1</sup> The complainant did not attend that meeting. In 2020, the complainant raised concerns regarding the RCDA's decision not to issue charges.<sup>2</sup> The complainant filed his complaint with the Board in July 2025. The Board reviewed the complaint and determined that the complainant's alleged victims rights violations occurred more than three years prior to this complaint being filed. As such, the Board does not have the statutory authority to review this complaint. **For this reason, the complaint is hereby dismissed.**

### ORDER

Based on the foregoing, it is hereby ORDERED:

1. That the complaint cannot be reviewed and is hereby dismissed because the Board does not have statutory authority over the respondent.
2. That the Board hereby provides notice to the complainant of the right to seek judicial review of this final decision pursuant to Wis. Stat. § 227.52. Attached to this decision is a summary of appeal rights.
3. That judicial review of this final decision is governed by Wis. Stat. §§ 227.52–227.59. *See* Wis. Admin. Code CVRB § 1.10.
4. That a copy of this dismissal order shall be provided to the complainant in accordance with Wis. Admin. Code CVRB § 1.05(8), as identified in the Service List Below.

Dated this 12<sup>th</sup> day of September 2025.



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Chairperson Jennifer Dunn  
Crime Victims Rights Board

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<sup>1</sup> If a victim is deceased, a family member of the decedent is considered a victim for victims rights purposes. Wis. Stat. § 950.02(4)(a)(4).

<sup>2</sup> The decision to issue charges or not is within the discretion of the RCDA. The Board has no authority of that decision. Wis. Const. art. I, § 9m(5) and Wis. Stat. § 950.01.