

Exhibit 33
(DOJ Foundational Analysis)

Wisconsin Department of Justice DCI
ACISS DFU - Foundational Analysis 15-1188/109

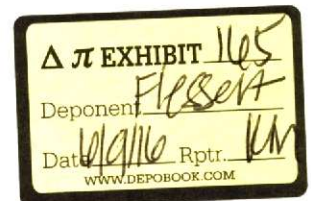
Report Date: 03/16/2015

Primary Information	
Description:	Wisconsin DOJ/DCI Madison Headquarters - Madison PD OIS
Reporting LEO:	Flessert, Larry A (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)
Approval Status:	Approved
Approved Date:	03/17/2015
Approved By:	Lokrantz, Timothy W (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)

Record Status Information	
Record Origination Operator:	Flessert, Larry A (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)
Record Origination Date:	03/16/2015 15:11
Last Update Operator:	Lokrantz, Timothy W (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)
Last Update Date:	03/17/2015 16:31

Reporting LEO	Date	Supervisor	Date
Flessert, Larry A (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)		Lokrantz, Timothy W (ICAC & Computer Crimes DCI / Wisconsin Department of Justice DCI)	3/24/2015

Narrative begins on the following page.



DCI-DFU Case#15-1188 - FOUNDATIONAL ANALYSIS REPORT –

Between 03/12/2015 and 03/13/2015, Sr. Digital Forensics Examiner (DFE) Larry A. Flessert conducted a forensic examination on duplicate video content contained on:

- **1 Flash Memory Card**

On March 12, 2015 DCI Special Agent James Holmes presented DFE Flessert a 32GB flash drive containing squad car video footage recorded by the Madison Police Department. As prescribed by Special Agent Holmes, DFE Flessert was tasked with producing a video presentation depicting events involving an Officer involved shooting in the city on March 6, 2015.

Video recorded in a squad driven by the officer involved in the shooting (MPD Officer Kenny) did not contain an audio track. However, a second video recorded in a squad driven by a Sergeant responding to the incident (MPD Sergeant Gary) contained audio. In an attempt to present a clearer picture of the events surrounding the shooting, Special Agent Holmes requested that a video presentation be established using the video track from Officer Kenny's squad, and the audio track from Sergeant Gary's squad.

Using Signalscape Starwitness software, DFE Flessert screen captured a segment of video from Officer Kenny's squad spanning the time frame of 18:37:00 until 18:44:50 on March 6, 2015. Using Sony Sound Forge Pro 11 software, DFE Flessert recorded the audio track from Sergeant Gary's squad. That recording spanned the time the microphone was turned on; 18:38:17 on March 6, 2015 until 18:44:50 on March 6, 2015.

DFE Flessert used a time-line editing tool in Sony Vegas Video Pro 10 software, to align the audio and video tracks, referencing a muzzle flash on the video with the sound of a gunshot on the audio track. These aligned tracks were then printed to a Windows Media Video (.WMV) file using the Vegas Video software suite.

That .WMV file was then placed on CD-R media and presented to Special Agent Holmes for his review.

The focus of the Analysis was to locate information relating to DCI Case# 15-1188.

Signalscape Inc. called StarWitness. StarWitness incorporates a large number of powerful image enhancement tools that seek to improve video and image contrast, reduce noise, and reveal detail not otherwise apparent in evidentiary images. StarWitness also incorporates a Reporting utility that documents the settings used for any particular tool or filter that was used to enhance a video recording or still image. This makes possible the ability to replicate and verify the results of any video or image enhancement. Adobe Photoshop 5.1 CS is also sometime used as a supplementary tool when enhancing video or image files, as this platform contains powerful tools that are useful in the image enhancement process.

An Archived LTO Tape of this case was not produced at this time, but 39GB of space was used on the DCI-DFU server to store the files produced in this case. These files will be retained, and be made available should future investigation be needed. The LTO Tape Media is located in the Division of Criminal Investigation, Digital Forensics Unit (DCI-DFU).

This analysis provided information / data of evidentiary value relevant to the investigation. Additional analysis may be required from the DCI-DFU for Trial preparation and may be coordinated with the Digital Forensics Examiner who authored this report.

<SUBMITTING AGENCY>

Wisconsin DOJ/DCL Case Number: 15-1188

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