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NEWS RELEASE

For Immediate Release
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Contact Person: David J. O'Leary
Rock County District Attorney

Janesville, WI – The Rock County District Attorney's Office announces that the attached Amended Information has been filed in State of Wisconsin v. Brian Kitzman, Rock County Circuit Court Case No. 23CF462.

Brian Kitzman was originally charged with one (1) count of Capturing an Intimate Representation Without Consent (Victim Under Age 18), a Class H Felony, and one (1) count of Invasion of Privacy – Surveillance Device (Victim Under 18), a Class I Felony.

Based upon the investigation of the Janesville Police Department, the State has charged seventeen (17) additional counts.

Brian Kitzman now faces the following:

- Six (6) counts of Capturing an Intimate Representation Without Consent (Victim Under Age 18), all 6 counts are Class H felonies;
- Twelve (12) counts of Possessing an Intimate Representation Without Consent (Victim Under Age 18), all 12 counts are Class H felonies; and
- One (1) count of Invasion of Privacy – Surveillance Device (Victim Under 18), a class I felony.

These new charges reflect a total of nineteen (19) charges -- one count charged for each of the 19 victims that were identified during the investigation by the Janesville Police Department.

Brian Kitzman will be arraigned on the amended charges at the next court hearing, which is scheduled for a Calendar Call on November 15, 2023, at 11:30 am, in front of Judge Morse, Courtroom A, at the Rock County Courthouse.

A charge against a defendant is merely an accusation. All defendants are presumed innocent until and unless proven guilty.

STATE OF WISCONSIN

CIRCUIT COURT

ROCK COUNTY

STATE OF WISCONSIN

Plaintiff,

vs.

BRIAN EDWARD KITZMAN

92 S. Lexington
Janesville, WI 53545
DOB: 12/15/1984
Sex/Race: M/W
Eye Color: Hazel
Hair Color: Brown
Height: 5 ft 09 in
Weight: 145 lbs

Defendant.

DA Case No.: 2023RO001922
Assigned ADA: Alex D. Goulart
Agency Case No.: JV2321240
Court Case No.: 2023CF000462

ATN: 54020000004344

AMENDED INFORMATION

For Official Use

Count 1: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2021 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person to wit: JLG, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 2: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant on or about July 20, 2022, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: KER, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 3: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant on or about July 27, 2022, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: EJB, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary

to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 4: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2017 and May 1, 2018, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: SLR, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 5: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant on or about August 24, 2019, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: GMM, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 6: CAPTURE AN INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2017 and May 1, 2018, in the City of Janesville, Rock County, Wisconsin, did knowingly make a videotape or take a photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: CNT, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)1&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 7: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2015 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: MMS, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon

conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 8: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2011 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: SRR, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 9: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2015 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: JRAE, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 10: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2014 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: KJW, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 11: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2014 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: CAB, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon

conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 12: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2015 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: AAB, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 13: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2014 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: BAV, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 14: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2015 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: KAE, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 15: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2016 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: EKL, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon

conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 16: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2016 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: HMK, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 17: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between January 1, 2016 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: LLW, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 18: POSSESS INTIMATE REPRESENTATION WITHOUT CONSENT (VICTIM UNDER AGE 18)

The above-named defendant between October 21, 2016 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly possess a videotape or photograph which videotape or photograph depicts an intimate representation without the consent of the person, to-wit: EDD, a person under the age of 18 who is depicted in the intimate representation, under circumstances where the person so depicted has a reasonable expectation of privacy, contrary to sec. 942.09(2)(am)3&(2)(dr), 939.50(3)(h) Wis. Stats., a Class H Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than six (6) years, or both.

Count 19: INVASION OF PRIVACY - SURVEILLANCE DEVICE (VICTIM UNDER AGE 18)

The above-named defendant between August 1, 2015 and May 5, 2023, in the City of Janesville, Rock County, Wisconsin, did knowingly install a surveillance device in a private place, or used a surveillance device to observe in a private place, with the intent to observe any nude or partially nude person without the consent of the person observed, and the victims of the violation had not, at the time of the violation, attained the age of 18 years, contrary to sec. 942.08(2)(a)&(4), 939.50(3)(i) Wis. Stats., a Class I Felony, and upon conviction may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than three (3) years and six (6) months, or both.

Date Signed: 10/17/23

Electronically Signed By:

Alex D. Goulart

Assistant District Attorney

State Bar #: 1117385