

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-0371  
07-CR-16-873

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**State of Minnesota,**  
Plaintiff,

**COMPLAINT**  
Order of Detention

vs.

**DAVID CHARLES RASMUSSEN DOB: 07/04/1958**

10631 478th Avenue  
Madelia, MN 56062-6277

Defendant.

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The Complainant submits this complaint to the Court and states that there is probable cause to believe Defendant committed the following offense(s):

**COUNT I**

**Charge: Theft-Take/Drive Motor Vehicle-No Owner Consent**

Minnesota Statute: 609.52.2(a)(17), with reference to: 609.52.3(3)(d)(v)

Maximum Sentence: 5 years and/or \$10,000

Offense Level: Felony

Offense Date (on or about): 03/06/2016

Control #(ICR#): 16002950

Charge Description: David Charles Rasmussen

On or about March 6, 2016, in the County of Blue Earth, said Defendant, David Charles Rasmussen did take or drive a motor vehicle without the consent of the owner or an authorized agent of the owner, knowing or having reason to know that the owner or an authorized agent of the owner did not give consent.

**COUNT II**

**Charge: Domestic Abuse; Violates 2 or more OFPw/in 10 years of previous conviction/adj of delinq.**

Minnesota Statute: 518B.01.14(d)(1)

Maximum Sentence: 5 years and/or \$10,000

Offense Level: Felony

Offense Date (on or about): 03/06/2016

Control #(ICR#): 16002950

Charge Description: David Charles Rasmussen

On or about March 6, 2016, in the County of Blue Earth, said Defendant, David Charles Rasmussen did

violate an order for protection granted by a judge or referee and the violation occurred within ten years of the first of two or more previous qualified domestic violence-related offense convictions or adjudications of delinquency.

## STATEMENT OF PROBABLE CAUSE

On March 6, 2016, at approximately 2:13 p.m., Deputy Josh Holtz of the Blue Earth County Sheriff's Department received a call from Adult 1 saying that David Charles Rasmussen, D.O.B. 7-4-1958, was violating an Order for Protection Adult 1 had against Rasmussen. Adult 1 stated he is currently in Arizona for the winter, and his son is staying at his residence. Adult 1 stated his son informed him that Rasmussen has been on Adult 1's property located in Blue Earth County.

Adult 1 stated that Rasmussen was currently on his property and taking his vehicles. Adult 1 stated Rasmussen does not have permission to be on the property and does not have permission to use his vehicles. Adult 1 stated that if Rasmussen is using his vehicles, then Rasmussen is stealing them.

Deputy Holtz headed towards Adult 1's property and checked with dispatch on the status of the Order for Protection against Rasmussen. Dispatch confirmed that there is currently a valid Order for Protection in place forbidding Rasmussen from making contact with Adult 1 and prohibiting Rasmussen from being at Adult 1's residence. Before arriving at the location, Adult 1 called Deputy Holtz back and stated that Rasmussen now had one of his trucks and left the residence, heading north.

Upon arriving at Adult 1's residence, Deputy Holtz met with Adult 1's son, who stated that Rasmussen has been on the property on and off within the last hour. Rasmussen's property is approximately a half mile from Adult 1's property. Adult 1's son stated that Rasmussen left in Adult 1's white pickup and appeared to drive it back to Rasmussen's residence. Rasmussen then returned a short time later with the white pickup and locked it. Rasmussen then took Adult 1's red GMC that had a trailer attached to it with an old Camaro on the trailer. Adult 1 later informed Deputy Holtz that the trailer and the Camaro belonged to Rasmussen.

Deputies began checking the area for Rasmussen. Later, Deputy Holtz observed a red/maroon GMC pulling a now-empty trailer down Adult 1's driveway. Deputy Holtz pulled in front of Rasmussen while Rasmussen was still on Adult 1's property and still driving Adult 1's GMC.

Deputy Holtz spoke to Rasmussen, who claimed that he thought the OFP prevented him from being at his own residence and stated that he had permission to use Adult 1's truck. Deputy Holtz informed Rasmussen that he had violated the Order for Protection by being on Adult 1's property, and he informed him that he had spoken to Adult 1, and Rasmussen did not have permission to drive Adult 1's vehicles.

A record check revealed that Rasmussen has two prior qualified domestic violence-related offense convictions from 2012 for violating an order for protection and for stalking, both involving Adult 1 as the victim.

## SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:  
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or  
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

**Complainant**

Michael Maurer  
Chief Deputy  
401 Carver Rd  
Mankato, MN 56002-0228  
Badge: 2702

Electronically Signed:  
03/08/2016 10:19 AM  
Blue Earth County, Minnesota

Being authorized to prosecute the offenses charged, I approve this complaint.

**Prosecuting Attorney**

Steven Kelm  
401 Carver Road  
PO Box 3129  
Mankato, MN 56002  
(507) 304-4600

Electronically Signed:  
03/08/2016 10:00 AM

**FINDING OF PROBABLE CAUSE**

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

**SUMMONS**

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear on \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ AM/PM before the above-named court at 401 Carver Rd, Mankato, MN 56002-0347 to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

**WARRANT**

To the Sheriff of the above-named county; or other person authorized to execute this warrant: I order, in the name of the State of Minnesota, that the Defendant be apprehended and arrested without delay and brought promptly before the court (if in session), and if not, before a Judge or Judicial Officer of such court without unnecessary delay, and in any event not later than 36 hours after the arrest or as soon as such Judge or Judicial Officer is available to be dealt with according to law.

*Execute in MN Only*

*Execute Nationwide*

*Execute in Border States*

**ORDER OF DETENTION**

Since the Defendant is already in custody, I order, subject to bail or conditions of release, that the Defendant continue to be detained pending further proceedings.

Bail: \$  
Conditions of Release:

This complaint, duly subscribed and sworn to or signed under penalty of perjury, is issued by the undersigned Judicial Officer as of the following date: March 8, 2016.

**Judicial Officer**

Krista J Jass  
Judge of District Court

Electronically Signed: 03/08/2016 10:32 AM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

**COUNTY OF BLUE EARTH  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**DAVID CHARLES RASMUSSEN**

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE  
I hereby Certify and Return that I have served a copy of this Order of  
Detention upon the Defendant herein named.*

Signature of Authorized Service Agent: