

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1346
07-CR-16-3675

State of Minnesota,

Plaintiff,

vs.

DARREN LLOYD TANLEY DOB: 06/12/1969

52687 175th Lane
Garden City, MN 56034

Defendant.

COMPLAINT

Summons

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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(a)

Maximum Sentence: 1 year and/or \$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/13/2016

Control #(ICR#): 16011855

Charge Description: Darren Lloyd Tanley

On or about August 13, 2016, in the County of Blue Earth, said Defendant, Darren Lloyd Tanley did unlawfully possess one or more mixtures containing a controlled substance classified in schedule I, II, III, or IV, except heroin or a small amount of marijuana, and the weight of the substance is less than .25 grams or one dosage unit or less and the person has not been previously convicted of a violation of Chapter 152.

COUNT II

Charge: Motor Vehicle Registration - Intent to Escape Tax

Minnesota Statute: 168.35

Maximum Sentence: 1 year and/or \$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/13/2016

Control #(ICR#): 16011855

Charge Description: Darren Lloyd Tanley

On or about August 13, 2016, in the County of Blue Earth, said Defendant, Darren Lloyd Tanley did with

intent to escape payment of any tax on a motor vehicle, delayed or neglected to properly list and apply to register the same, or with intent to prevent the payment or collection of the proper tax, fee, or lien thereon, violated or neglected to comply with any of the provisions of MN Statute Section 168.

COUNT III

Charge: Traffic-Drivers License-Driving After Revocation

Minnesota Statute: 171.24.2

Maximum Sentence: 90 days and/or \$1,000

Offense Level: Misdemeanor

Offense Date (on or about): 08/13/2016

Control #(ICR#): 16011855

Charge Description: Darren Lloyd Tanley

On or about August 13, 2016, in the County of Blue Earth, said Defendant, Darren Lloyd Tanley did after being given notice, or reasonably should have known of the revocation, disobeyed the order by operating in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or privilege was revoked.

STATEMENT OF PROBABLE CAUSE

On August 13, 2016, at approximately 2:55 p.m., Deputy Kyle Phillips with the Blue Earth County Sheriff's Office was traveling south on U.S. Highway 169 near 204th Lane in Blue Earth County. Deputy Phillips observed a black colored Dodge Durango traveling northbound.

As the Durango passed by in the opposing traffic lane, Deputy Phillips observed the male driver look towards his location and then rapidly look away, appearing to hide his face from vision. Based on Deputy Phillips' training and experience, this is common with unlicensed drivers and persons who have active arrest warrants.

Deputy Phillips continued south for a short distance and then turned back to the north. As Deputy Phillips approached the intersection known as The Junction, U.S. Highway 169 and Minnesota 60, Deputy Phillips did not see the Durango traveling westbound, leading Deputy Phillips to believe the vehicle had gone east at the Junction.

Deputy Phillips went east on Minnesota 60 and did not initially observe the black Durango, which furthered his suspicion the vehicle was attempting to avoid contact with law enforcement. Deputy Phillips next observed the black colored Durango turning onto 207th Military Road back towards the west, which is the direction from which the vehicle had come. The Durango appeared to be accelerating at a high rate of speed.

Based on the Dodge Durango's evasive driving conduct, Deputy Phillips believed the driver was trying to evade law enforcement. Deputy Phillips eventually located the black Durango at the entrance to Cory Seppmann Well Drilling. It should be noted that the business was not open on Saturday.

Deputy Phillips pulled in behind the black Dodge Durango with Minnesota license plate 544TZX to address the suspicious driving behavior. Deputy Phillips made contact with the driver, who identified himself by name as Darren Lloyd Tanley. Tanley stated he did not have his driver's license with him. When Deputy Phillips ran Tanley's driving status, dispatch advised that his current license status was revoked.

When questioned about his driving conduct, Tanley stated he had missed his turn initially, then turned back onto Military Road in an effort to make a payment to Seppmann's for a tank pump that he had purchased. When asked if Tanley had a bill or made out check to confirm his story, Tanley stated that he did not. When asked about his driver's license status, Tanley stated he thought his license had been reinstated. Deputy Phillips was able to identify that Tanley was last issued a license in July 2014.

Deputy Phillips also had dispatch provide a listed VIN number in regard to the license plate and realized that the VIN number did not match the VIN number to the vehicle that Deputy Phillips observed. Deputy Phillips learned from dispatch that the VIN number displayed on the vehicle was reported as a stolen 2003 Dodge Durango, black in color, and the Durango should have had a Minnesota license plate 805KYE.

Tanley stated he had never replaced the plates on this vehicle and further informed Deputy Phillips that he had purchased the vehicle from Witness 1 for \$400.00 and that the plates were on it when he bought it.

Witness 2 arrived on scene to pick up Tanley and stated that she and Tanley had purchased the vehicle a few months ago and that they had not checked the VIN number when they made the purchase and registered the title. Tanley was advised that Deputy Phillips would be looking into the issue of the stolen vehicle and released him from the scene.

Additional law enforcement arrived on the scene and began to inventory the vehicle prior to towing. Deputy Jim Othoudt made Deputy Phillips aware that he had located a small, gem-style baggie that contained a white residue in the back seat of the vehicle. Deputy Othoudt stated that the residue field tested positive for methamphetamine.

On August 17, Deputy Phillips spoke with Witness 3, who was listed as the complainant reporting the Dodge Durango stolen on August 1, 2016, in Minneapolis. Witness 3 was unable to provide factual information regarding the circumstances in which the vehicle was stolen and presented a suspicious story to Deputy Phillips.

Deputy Phillips had confronted Witness 3 in regard to a receipt from the Mankato area dated mid-June 2016 which had been located inside the vehicle at the time it was recovered. Deputy Phillips noted that Witness 3's voice changed, and it appeared Witness 3 was scrambling to provide accurate information when confronted about the maintenance receipt. Eventually, Witness 3 told Deputy Phillips that he had been out of possession of the vehicle since prior to the date the tabs became expired, September 2015.

Witness 3 further stated that he had traded the Durango for a BMW sedan to Tanley. Witness 3 stated that he then asked Tanley to return the vehicle, but also asked Tanley to do repair work in order to sell the vehicle. Witness 3 stated that Tanley never returned the vehicle to his possession, claiming several different reasons, including major repair issues and running the vehicle off a cliff.

Witness 3 then stated he didn't even know if the Durango was around or who may have had it all of this time; however, he had continued to pay the insurance on the vehicle. Based on this information, Deputy Phillips contacted Progressive Insurance in regard to the policy which Witness 3 had been paying on the vehicle. Progressive Insurance confirmed that the Dodge Durango was still covered.

Deputy Phillips also made contact with Witness 1's mother, who stated that she had sold the Dodge Durango to Tanley on behalf of Witness 1 due to his incarcerated status. Witness 1's mother stated that she sold the vehicle to a female party, who signed the title and paid for the vehicle and that the vehicle was sold for \$400.00.

This was consistent with Tanley's version of how he had obtained the vehicle. Tanley was unable to explain why the VIN# for the Dodge Durango did not match the observed plates.

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

Paul Barta
Captain
401 Carver Rd
Mankato, MN 56002-0228
Badge: 2721

Electronically Signed:
09/19/2016 08:03 AM
Blue Earth County, MN

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

Prosecuting Attorney

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

Electronically Signed:
09/16/2016 03:05 PM

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 **October 13, 2016 at 8:15 AM** 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: September 19, 2016.

Judicial Officer Kurt D Johnson
District Court Judge

Electronically Signed: 09/19/2016 08:52 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.

DARREN LLOYD TANLEY

Defendant

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

Signature of Authorized Service Agent: