

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1819
07-CR-15-5295

State of Minnesota,

Plaintiff,

vs.

NYAROAM ALBINO KHON DOB: 09/22/1996

1320 Carney Ave
Mankato, MN 56001

Defendant.

COMPLAINT

Order of Detention

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: Giving Peace Officer False Name-of Another Person

Minnesota Statute: 609.506.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 12/26/2015

Control #(ICR#): 15040858

Charge Description: Nyaroam Albino Khon

On or about December 26, 2015, in the County of Blue Earth, said Defendant, Nyaroam Albino Khon did, with intent to obstruct justice, give the name and date of birth of another person to a peace officer when that officer makes inquiries incident to a lawful investigatory stop or lawful arrest, or inquiries incident to executing any other duty imposed by law.

COUNT II

Charge: Liquor-Consumption by persons under 21

Minnesota Statute: 340A.503.1(a)(2), with reference to: 340A.703

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/26/2015

Control #(ICR#): 15040858

Charge Description: Nyaroam Albino Khon

On or about December 26, 2015, in the County of Blue Earth, said Defendant, Nyaroam Albino Khon did, while under the age of 21 years, consume an alcoholic beverage.

STATEMENT OF PROBABLE CAUSE

On December 26, 2015, at approximately 11:35 p.m., Officer Hullopeter with the Mankato Department of Public Safety was on routine patrol in a marked squad car when he noticed a parked vehicle running in the parking lot of the Riverfront Suites in the City of Mankato. Officer Hullopeter ran the vehicle's license plate and noticed the registered owner had a revoked driver's license. Officer Hullopeter parked a couple of blocks away and observed as the vehicle drove out of the parking lot and traveled southbound on Riverfront Drive, where he effectuated a traffic stop at the Holiday gas station on Riverfront. Officer Hullopeter walked up to the driver's side of the vehicle; and after interacting with the driver for a couple of minutes and identifying the driver, Officer Hullopeter and assisting officers processed the driver for DWI.

As Officer Sadusky was processing the driver for DWI, Officer Hullopeter approached and interacted with the passenger of the vehicle. The passenger identified herself as Nyakim Kueth and stated her date of birth was 10/12/1992. Officer Hullopeter searched for her name in NCIC and it did not come back to anyone. He asked her what her name was again, and this time she stated her name was Nyakim Kueth and instead stated her date of birth was 10/23/1993. Again, Dispatch indicated that this name and date of birth did not come back to anyone. Officer Hullopeter placed this female passenger in the back of his squad because she could not be identified. Officer Daniel Best, also with the Mankato Department of Public Safety, arrived and told Officer Hullopeter that the same female passenger identified herself to Officer Best as Nyakim Jon Kang with a date of birth of 12/22/1995. Dispatch stated that that particular name and date of birth came back to a real person who had an active warrant for her arrest. The female later admitted that her name was Nyaroam Albino Khon. Officer Gagnon of the Mankato Department of Public Safety arrived on scene and confirmed that the female passenger was Nyaroam. Nyaroam's date of birth is 9/22/1996, making her less than 21 years of age. Nyaroam initially refused a preliminary breath test and the jail was contacted and stated that they would not accept Nyaroam without knowing her alcohol level. Nyaroam was transported to the Public Safety Center to wait for detox. When they arrived, Nyaroam consented to a PBT, which resulted in a 0.256 alcohol level.

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

Craig Frericks
Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3102

Electronically Signed:
12/28/2015 02:50 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Ryan S. Hansch
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
12/28/2015 02:40 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 _____, _____ 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: December 28, 2015.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 12/28/2015 03:03 PM

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.

NYAROAM ALBINO KHON

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: