

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1383
07-CR-16-3408

State of Minnesota,

Plaintiff,

vs.

THEODORE JOSEPH ROEMER, JR. DOB: 03/24/1938

200 Lake Avenue P.O. Box 265
Madison Lake, MN 56063

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: Traffic-DL-Driving after cancellation-inimical to public safety

Minnesota Statute: 171.24.5

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/25/2016

Control #(ICR#): 16001681

Charge Description: Theodore Joseph Roemer, Jr.

On or about August 25, 2016, in the County of Blue Earth, said Defendant, Theodore Joseph Roemer, Jr. did after being given notice, or reasonably should have known of the cancellation, 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 cancelled; and the Commissioner of the Department of Public Safety has determined that the operation of a motor vehicle on the highways by the person would be inimical to the public safety or welfare.

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): 08/25/2016

Control #(ICR#): 16001681

Charge Description: Theodore Joseph Roemer, Jr.

On or about August 25, 2016, in the County of Blue Earth, said Defendant, Theodore Joseph Roemer, Jr. 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 Regulation-Uninsured Vehicle-Owner Violation

Minnesota Statute: 169.797.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 08/25/2016

Control #(ICR#): 16001681

Charge Description: Theodore Joseph Roemer, Jr.

On or about August 25, 2016, in the County of Blue Earth, said Defendant, Theodore Joseph Roemer, Jr. did, as an owner of a vehicle with respect to which security is required under sections 65B.41 to 65B.71, operated the vehicle or permitted it to be operated upon a public highway, street, or road in this state and knows or has reason to know that the vehicle does not have security complying with the terms of section 65B.48.

STATEMENT OF PROBABLE CAUSE

On August 25, 2016 at approximately 11:56 AM Eagle Lake Officer Baynes received a call from Madison Lake Police Chief Bunde that Theodore Joseph Roemer, Jr., the defendant, was driving a vehicle without a valid driver's license, to Eagle Lake, Blue Earth County. Officer Baynes was given a description of the pickup truck that the defendant would be driving and observed it as it entered Eagle Lake. The officer stopped the truck and while stopping it, ran the license plate that was on it, 256PLB. She was informed by dispatch that that license plate should have been replaced with WB 7489. Officer Baynes spoke with the driver, the defendant, and asked for his driver's license and proof of insurance. The defendant could not produce proof of insurance and gave the officer a Minnesota ID card which identified him. The defendant stated he had insurance through Farmers Insurance and provided a policy number. When asked about the license plate on his truck, he stated he had no idea about any other license plates. He also provided the registration to the pickup, which showed the correct license plate should have been WB 7489. Officer Baynes ran the defendant's driving record and found that his privileges were cancelled as inimical to public safety. The officer also noticed that the pickup's registration had expired in May, however the pickup's license plate had a December sticker on it. She ran a check of the registration number on the December sticker and was advised by dispatch that the December sticker belonged on an RV, which was also owned by the defendant. When the defendant was asked about this he acknowledged having an RV that the sticker was supposed to be on. When asked how the December sticker from the RV came to be on his pickup, the defendant smirked and stated he didn't know. Officer Baynes later contacted Farmers Insurance to confirm coverage on the pickup the defendant was driving. Farmers Insurance informed the officer that there was no active policy on the pickup.

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

John Kopp
Chief of Police
705 Parkway Ave.
Eagle Lake, MN 56024
Badge: 4371

Electronically Signed:
08/29/2016 08:14 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Linda B. Hilligoss
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
08/26/2016 01:44 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: August 29, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 08/29/2016 09:10 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.

THEODORE JOSEPH ROEMER, JR.

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: