

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1132
07-CR-16-2783

State of Minnesota,

Plaintiff,

vs.

COLTER JAMES PETERSEN DOB: 02/18/1981

113 Timberwolf Drive
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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana - Subsequent Conviction

Minnesota Statute: 152.025.2(b)(1)

Maximum Sentence: Not less than 6 months nor more than 10 years and/or \$20,000

Offense Level: Felony

Offense Date (on or about): 07/09/2016

Control #(ICR#): 16020208

Charge Description: Colter James Petersen Also Known As Colter J Petersen

On or about July 9, 2016, in the County of Blue Earth, said Defendant, Colter James Petersen, did unlawfully possess one or more mixtures containing a controlled substance classified in Schedule I, II, III, or IV, except a small amount of marijuana; and said defendant was previously convicted of a controlled substance crime.

COUNT II

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

Minnesota Statute: 152.025.2(a)(1)

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

Offense Level: Felony

Offense Date (on or about): 07/09/2016

Control #(ICR#): 16020208

Charge Description: Colter James Petersen Also Known As Colter J Petersen

On or about July 9, 2016, in the County of Blue Earth, said Defendant, Colter James Petersen did

unlawfully possess one or more mixtures containing a controlled substance classified in schedule I, II, III, or IV, except a small amount of marijuana.

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): 07/09/2016

Control #(ICR#): 16020208

Charge Description: Colter James Petersen Also Known As Colter J Petersen

On or about July 9, 2016, in the County of Blue Earth, said Defendant, Colter James Petersen 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in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or privilege was revoked.

COUNT IV

Charge: Theft-Take/Use/Transfer Movable Prop-No Consent

Minnesota Statute: 609.52.2(a)(1), with reference to: 609.52.3(5)

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

Offense Level: Misdemeanor

Offense Date (on or about): 07/09/2016

Control #(ICR#): 16020208

Charge Description: Colter James Petersen Also Known As Colter J Petersen

On or about July 9, 2016, in the County of Blue Earth, said Defendant, Colter James Petersen did, intentionally and without claim of right, take, use, transfer, conceal or retain possession of the movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property.

COUNT V

Charge: Drugs - Possession of Drug Paraphernalia - Use or Possession Prohibited

Minnesota Statute: 152.092

Maximum Sentence: \$300

Offense Level: Petty Misdemeanor

Offense Date (on or about): 07/09/2016

Control #(ICR#): 16020208

Charge Description: Colter James Petersen Also Known As Colter J Petersen

On or about July 9, 2016, in the County of Blue Earth, said Defendant, Colter James Petersen did knowingly or intentionally possess drug paraphernalia; to wit: a smoking device

STATEMENT OF PROBABLE CAUSE

Mankato Department of Public Safety Police Officer Dan Grassmann states that on July 9, 2016, at approximately 3:40 p.m., he was dispatched to Wal-Mart for a theft. The complainant provided information that a male with blonde curly hair wearing dark-colored jeans had stolen a cellphone screen protector and failed to pay for the item. The male suspect was observed placing the item on his cellphone as he knelt beside a motorcycle parked near the entrance of the store. The suspect then left the parking lot, traveling on Madison Avenue.

Officer Grassmann observed the suspect exiting the parking lot and performed a traffic stop. The suspect, later identified as Colter James Petersen, denied taking any items. Officer Grassmann, for purposes of officer safety, decided to perform a weapons pat-search of Petersen's person. He observed that Petersen was carrying a knife along his right front pocket. He removed the knife and continued the pat-search, which included several lighters and a metal chain from the waistband area of his front pockets. He then felt an object near his ankle and asked what it was. Petersen stated that it was a methamphetamine pipe. Petersen was placed in handcuffs, and Officer Grassmann noted that the glass pipe had several areas of white powdery substance burnt along the inside portion. The item field-tested positive for the presence of methamphetamine. During the search of Petersen's person, Officer Grassmann located a 4 GB SD card, which Petersen that he carries it around in case he needs it. A check of Petersen's cellphone revealed that he currently at a 16 GB SD card inserted in it.

A review of Petersen's driving record reveals that his privilege to drive was revoked. In addition, he has prior controlled substance crimes as is set forth in file numbers: 07-CR-14-1341; 07-CR-11-1452; 22-CR-12-155; and 22-CR-14-497. In addition, a member of Wal-Mart Asset Protection reviewed the video and observed Petersen discarding a package for an SD card.

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

Adam Gray
Sergeant
710 S Front St
Mankato, MN 56001-3803
Badge: 3117

Electronically Signed:
07/11/2016 11:00 AM
Blue Earth County, MN

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

Prosecuting Attorney

Patrick R. McDermott
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
07/11/2016 10:12 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: July 11, 2016.

Judicial Officer

Krista J Jass
Judge of District Court

Electronically Signed: 07/11/2016 11:16 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.

COLTER JAMES PETERSEN

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: