

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

MAN-16-0266  
07-CR-16-1010

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**State of Minnesota,**

Plaintiff,

vs.

**LAURA ANN MYERS DOB: 02/12/1996**

326 E. Hickory Street  
Mankato, MN 56001

Defendant.

**COMPLAINT**

Summons

Tab Charge/Citation Previously Filed

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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: Traffic - DWI - Operate Motor Vehicle Under Influence of Alcohol**

Minnesota Statute: 169A.20.1(1), with reference to: 169A.27.2

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

Offense Level: Misdemeanor

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

Control #(ICR#): 16006423

Charge Description: Said Defendant, Laura Ann Myers, did drive, operate and have physical control of any motor vehicle when he/she was under the influence of alcohol.

**COUNT II**

**Charge: Traffic - DWI - Operate Motor Vehicle - Alcohol Concentration 0.08 Within 2 Hours**

Minnesota Statute: 169A.20.1(5), with reference to: 169A.27.2

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

Offense Level: Misdemeanor

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

Control #(ICR#): 16006423

Charge Description: Said Defendant, Laura Ann Myers, did drive, operate and was in physical control of any motor vehicle, when his/her alcohol concentration at the time, or as measured within two hours of the time of driving, operating or being in physical control of the motor vehicle was .08 or more or more.

**COUNT III**

**Charge: Traffic - Underage drinking and driving; Crime described**

Minnesota Statute: 169A.33.2

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

Offense Level: Misdemeanor

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

Control #(ICR#): 16006423

Charge Description: Said Defendant, Laura Ann Myers, while under the age of 21 years, did drive, operate or was in physical control of a motor vehicle while consuming alcoholic beverages, or after having consumed alcoholic beverages while there is physical evidence of the consumption present in the person's body.

#### **COUNT IV**

**Charge: Liquor-Consumption by persons under 21**

Minnesota Statute: 340A.503.1(a)(2)

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

Offense Level: Misdemeanor

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

Control #(ICR#): 16006423

Charge Description: Said Defendant, Laura Ann Myers, did while under the age of 21 years, consume an alcoholic beverage.

#### **COUNT V**

**Charge: Traffic Regulation - Driver Must Carry Proof of Insurance when Operating Vehicle**

Minnesota Statute: 169.791.2(a)

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

Offense Level: Misdemeanor

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

Control #(ICR#): 16006423

Charge Description: Said Defendant, Laura Ann Myers, did fail to produce, upon demand of a peace officer, proof of insurance in force at the time of the demand covering the vehicle being operated.

## STATEMENT OF PROBABLE CAUSE

Complainant is an Officer with the Mankato Police Department who believes the information set out below is true and accurate based on reports and information submitted to the Officer by Officer Jacob Price and others identified herein.

On March 6, 2016, at approximately 2:59 a.m., Officer Price overheard Community Service Officer Muehe inform Blue Earth County dispatch that there was a gray Buick Lesabre bearing Minnesota license plates that crashed into a pole at the intersection of Warren Street and Malin Street in the City of Mankato, County of Blue Earth, State of Minnesota.

Upon arrival, Officer Price discovered the target vehicle, with heavy front-end damage, crashed against a utility pole. Officer Price noticed a person, later identified as Laura Ann Myers, the Defendant herein, getting out of the driver's seat of the target vehicle. Officer Price approached the Defendant, who provided a summary of the accident. The Defendant informed the officer that she was driving home, going northbound on Warren Street approaching Malin Street. Defendant stated a vehicle swerved in front of her vehicle. She was unable to stop and, soon after, collided with the utility pole. While speaking with the Defendant, Officer Price detected an odor of alcoholic beverage emitting from the Defendant's breath. Officer Price also noticed that the Defendant's words were slurred, and her eyes were watery. The Defendant admitted to Officer Price that she consumed alcohol and also admitted to being under the age of 21 years old.

The Defendant was placed in the back of Officer Price's squad vehicle while Officer Price checked on the target vehicle. Officer Price made arrangements to have the vehicle towed. Due to cold weather conditions, Officer Price brought the Defendant to Blue Earth County Jail to perform standardized field sobriety tests. Officer Price administered the horizontal gaze nystagmus, walk and turn, and one-legged stand test. Based on the observations and the poor performance of the field sobriety test by the Defendant, Officer Price asked the Defendant to submit to a preliminary breath test, to which the Defendant complied.

The PBT indicated the Defendant blew a .149 alcohol concentration and was subsequently placed under arrest for DWI. At approximately 3:38 a.m., Officer Price read the Defendant the Motor Vehicle Implied Consent Advisory at the Blue Earth County Jail interview room. The Defendant was given an opportunity to contact an attorney, specifically 45 minutes to do so. After 45 minutes, the Defendant agreed to provide a breath sample. Officer Price completed the 15-minute observation period with the Defendant and did not observe any belching, vomiting, eating, or the placement of anything in the Defendant's mouth. The Defendant provided a DMT sample of .14.

The Defendant was cited accordingly and asked to contact a sober person to take care and custody of her; however, when the Defendant's friend arrived, Officer Price noticed that the friend was intoxicated and driving. The Defendant's friend was placed under arrest for DWI. The Defendant later agreed she would go home and not drive again. Officer Price transported the Defendant home.

## 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**

Jeremy Clifton  
Police Commander  
710 S Front St  
Mankato, MN 56001-3803  
Badge: 3149

Electronically Signed:  
04/07/2016 10:38 AM  
Blue Earth County, MN

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

**Prosecuting Attorney**

Nicholas Boulieris  
Assistant County Attorney  
401 Carver Road  
PO Box 3129  
Mankato, MN 56002-3129  
(507) 304-4600

Electronically Signed:  
04/06/2016 11:33 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: April 7, 2016.

**Judicial Officer**

Greg Anderson  
District Court Judge

Electronically Signed: 04/07/2016 11:17 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.

**LAURA ANN MYERS**

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: