

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0983
07-CR-16-2506

State of Minnesota,

Plaintiff,

vs.

NICHOLAS ANDREW FOCHT DOB: 04/03/1996

335 Mound Ave
Mankato, MN 56001

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: Damage to Prop-1st Deg-Value Reduced Over \$1000

Minnesota Statute: 609.595.1(3)

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

Offense Level: Felony

Offense Date (on or about): 06/04/2016

Control #(ICR#): 16016546

Charge Description: Nicholas Andrew Focht

On or about June 4, 2016, in the County of Blue Earth, said Defendant, Nicholas Andrew Focht did intentionally cause damage to another person's physical property without the other person's consent, and the damage reduced the value of the property by more than \$1,000.00, as measured by the cost of repair and replacement.

STATEMENT OF PROBABLE CAUSE

On June 4, 2016 at approximately 10:12 PM officers from the Mankato Department of Public Safety were dispatched to the fourth floor of the Mayo Clinic Health System hospital for an out-of-control patient in the behavioral health secured unit. Upon arrival, Officer Matt Vitale and Officer Christensen met with nurses and security staff who stated that Nicholas Andrew Focht had damaged property and was not complying with their requests.

Officer Vitale noticed that a metal fire door had dents and scratches on it and that there were dents and scratches in the floor in front of the door. Nurses and security stated that Focht used a chair to cause the damage. Officer Vitale then spoke with Focht. Focht stated that he intentionally caused the damage so that he could be brought to the jail instead of being held in the hospital. The total amount of damage done was \$1,230.

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:
06/17/2016 02:26 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
06/17/2016 02:07 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: June 17, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 06/17/2016 03:00 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.

NICHOLAS ANDREW FOCHT

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: