

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-0131  
07-CR-16-530

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**State of Minnesota,**

Plaintiff,

vs.

**VIVIAN SIAFAH DOB: 10/29/1996**

620 Timberwolf Drive #206  
Mankato, MN 56001

Defendant.

**COMPLAINT**

Summons

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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: Assault-2nd Degree-Dangerous Weapon**

Minnesota Statute: 609.222.1

Maximum Sentence: 7 years and/or \$14,000

Offense Level: Felony

Offense Date (on or about): 01/15/2016

Control #(ICR#): 16001405

Charge Description: Vivian Siafah

On or about January 15, 2016, in the County of Blue Earth, said Defendant, Vivian Siafah did, assault another with a dangerous weapon.

**COUNT II**

**Charge: Domestic Assault-Misdemeanor-Intentionally Inflicts/Attempts to Inflict Bodily Harm on Another**

Minnesota Statute: 609.2242.1(2)

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

Offense Level: Misdemeanor

Offense Date (on or about): 01/15/2016

Control #(ICR#): 16001405

Charge Description: Vivian Siafah

On or about January 15, 2016, in the County of Blue Earth, said Defendant, Vivian Siafah did, against a family or household member, as defined in M.S.A. 518B.01 Subd. 2, intentionally inflicted or attempt to inflict bodily harm upon another.

## STATEMENT OF PROBABLE CAUSE

On January 15, 2016 at approximately 3:02 p.m., Officer Gilbertson and Officer Fischbach from the Mankato Department of Public Safety were dispatched to a domestic between roommates at 620 Timberwolf Drive, #206, in the City of Mankato. Officers arrived and made contact with four persons inside the apartment, the two roommates involved and two witnesses. The roommates involved in the domestic were Vivian Siafah and Janet Somah. Officer Gilbertson stayed in the living room with Siafah while Officer Fischbach interviewed Somah in her bedroom.

Officer Gilbertson obtained the following statement from Siafah. Siafah has been living with her roommates (including Somah) for about six months. They have gotten along fine until this last weekend. Today she had come into the apartment and they were laughing and she believes talking about her. Siafah ignored it and went to work on her homework with Adult1. Somah was in the kitchen and was talking about Siafah as if she were not there. Siafah confronted Somah about what she was saying and the two began verbally arguing.

They next started fighting and hitting each other. At one point, Siafah got hit in the eye and was bit on her leg. Adult1 and Adult2 tried to break up the fight but couldn't, so they just let the women continue. At one point during the fight, Somah grabbed a knife from the counter in the kitchen. Siafah stated she then grabbed 'something' but was unsure of what it was because things were happening so fast. She next stated that she 'grabbed a knife too.' Siafah stated that she thinks that this may be over her friend, Adult1, and how Somah likes him. Siafah also told Officer Gilbertson she felt like she 'won' the fight.

During the interview with Siafah, Officer Gilbertson noted some redness in her right eye. She also mentioned that she feels she is being bullied. The witness statements from Adult1 and Adult2 stated that Siafah hit Somah first but were unsure on who grabbed a knife first.

Officer Fischbach obtained a statement from Somah. Somah stated that when she got home from class, she was dancing around the house and her friend, Adult1, was studying with Siafah. While she was dancing, she started walking towards her room. Somah stated that she made comments to Siafah along the lines of you'd better leave before they think I'm trying to steal Adult1 away from you. Somah stated that Siafah got upset and got up and started yelling at her. Somah said that she mumbled something and Siafah got up in her face. Siafah asked Somah to say the statement again and then Siafah punched Somah in the face. The two of them started punching each other. During the fight, Siafah grabbed a knife and told Somah she'd better sleep with her eyes open. Officer Fischbach noticed that there was blood on Somah's shirt and he asked how she had gotten blood on her shirt. Somah said that her nose was bleeding and it came from that. Officer Fischbach could also see a couple of marks on the side of Somah's face. Officer Fischbach asked Somah if she was afraid when Siafah grabbed the knife. Somah first said 'no' but then said she wasn't sure because it all happened so fast.

Officer Gilbertson also obtained a statement from Adult1, a male witness to the assault. Adult1 stated that he was studying with Siafah when the two women started fighting. He stated he tried to step in and break the fight up but at some point both of them had grabbed knives but he was unsure who grabbed one first. Adult2, a female witness to the assault, was also interviewed. She stated that Siafah and others think that Somah is 'a ho.' Somah was dancing around and made a comment to Siafah that she did not like. Adult2 stated that Siafah then got up and was yelling at Somah to repeat what had been said. Siafah punched Somah and the two began fighting. During the fight, Siafah grabbed a knife and made threatening comments to Somah. Adult2 stated that next Somah grabbed a knife and said that she was going into her room and closed the door.

Photos of the injuries to both women were taken. Siafah had what appeared to be a bite wound to her right knee that was bleeding and a broken blood vessel in her right eye. Somah had blood on the hem of her shirt, which appeared consistent with her indication that her nose had been bleeding.

## 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**

Deborah McDermott  
Patrol Commander  
710 S Front St  
Mankato, MN 56001-3803  
Badge: 3143

Electronically Signed:  
02/10/2016 09:53 AM  
Blue Earth County, mn

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

**Prosecuting Attorney**

Stefanie Menning  
401 Carver Road  
PO Box 3129  
Mankato, MN 56002  
(507) 304-4600

Electronically Signed:  
02/09/2016 01:54 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 **March 3, 2016 at 2:30 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: February 10, 2016.

**Judicial Officer**

Richard C. Perkins  
Judge of District Court

Electronically Signed: 02/10/2016 01:01 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.

**VIVIAN SIAFAH**

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: