

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. BEC-15-1820
Court File No. 07-CR-15-5291

State of Minnesota,

Plaintiff,

vs.

JASON E ENGELBY DOB: 05/04/1971

18514 568th Ave
Mankato, MN 56001

Defendant.

COMPLAINT

Order of Detention

Amended

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: Obstruct Legal Process

Minnesota Statute: 609.50.1(2), with reference to: 609.50.2(3)

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/27/2015

Control #(ICR#): 15040947

Charge Description: Jason E Engelby

On or about December 27, 2015, in the County of Blue Earth, said Defendant, Jason E Engelby did, intentionally, obstruct, resist, or interfere with a peace officer while the officer is engaged in the performance of official duties.

STATEMENT OF PROBABLE CAUSE

On December 27, 2015, at approximately 9:35 p.m., Officer Price responded to a report of a disturbance at the Riverside Suites Motel in the City of Mankato, Blue Earth County, Minnesota. Law enforcement responded to that location and identified a complainant as Witness 1.

Witness 1 is an employee at the motel. Witness 1 contacted police regarding a disturbance involving other individuals. Two of the individuals involved in the disturbance were identified as Victim 1 and Jason E. Engelby, the Defendant herein. Officer Price identified a second witness as Witness 2. Witness 2 reported that the Defendant was trying to fight multiple people, including Victim 1. Victim 1 walked away from the Defendant, but the Defendant followed him. The victim struck Defendant. Law enforcement arrived on the scene and discovered that the Defendant was very intoxicated. The Defendant was initially transported to the Public Safety Center pending transport to the New Ulm Detox Center. Officer Price notes in his report that he could detect the strong odor of a consumed alcoholic beverage coming from the Defendant's breath. In addition, the Defendant's words were slurred and his eyes were watery.

Officer Brett Levin assisted in the investigation of the incident. Officer Levin transported the Defendant to the Public Safety Center. While in transport, Officer Levin advised other officers that the Defendant was becoming "bucky" and asked for a second officer to meet him in the sallyport for assistance. Officer Courtney Walker responded to assist Officer Levin. The Defendant was verbally disrespectful towards the officers and called them various profane names. The Defendant was placed in a holding cell, and Officer Levin began to search the Defendant. The Defendant refused to follow instructions. The search process required the Defendant to place his hands on his head while Officer Levin conducted a search of the Defendant. Even though the Defendant was instructed not to remove his hands from his head, he did so. Officer Walker grabbed the Defendant's hands in order to allow Officer Levin to safely search the Defendant. The Defendant continued to be verbally aggressive towards the officers. The Defendant began to yell louder and called the officers "assholes" again and began tensing his muscles. Officer Walker instructed the Defendant to stay calm and stop yelling at the officers. The Defendant continued to tense and flex his muscles and pulled his hands forcibly away from his head. The Defendant flexed his muscles and pulled his hands away from his head while shouting at the officers in an aggressive tone. The Defendant continued to refuse to comply with Officer Walker's instructions. A physical altercation occurred, and both Officer Walker and the Defendant fell to the floor. Officer Walker was able to grab the Defendant's left hand and place it behind his back, but the Defendant refused to comply and put his right hand behind his back. Officer Walker continued giving clear verbal instructions to the Defendant, but the Defendant refused to comply. Two knee strikes were utilized in order to gain the Defendant's compliance.

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

Daniel Schisel
Police Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3135

Electronically Signed:
07/29/2016 10:04 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
07/29/2016 09:49 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 29, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 07/29/2016 10:57 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.

JASON E ENGELBY

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: