

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-1069-02  
07-CR-16-2675

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**State of Minnesota,**

Plaintiff,

vs.

**SCOTT MICHAEL TURNER DOB: 05/05/1979**

112 Country Manor  
Eagle Lake, MN 56024

Defendant.

**COMPLAINT**

Order of Detention

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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: 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): 06/30/2016

Control #(ICR#): 16009367

Charge Description: Scott Michael Turner Also Known As Joshua Turner, Joshua Lee Turner, Josh Lee Turner, Robert Joseph Zuninga, Joshua Lee Tayloer And Scott Turner

On or about June 30, 2016, in the County of Blue Earth, said Defendant, Scott Michael Turner, 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: Pharmacy - Possess/Control/Manufacture/Sell/Furnish/Dispense/Dispose of Hypodermic Syringes/Needles**

Minnesota Statute: 151.40.1, with reference to: 151.29

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

Offense Level: Misdemeanor

Offense Date (on or about): 06/30/2016

Control #(ICR#): 16009367

Charge Description: Scott Michael Turner Also Known As Joshua Turner, Joshua Lee Turner, Josh Lee Turner, Robert Joseph Zuninga, Joshua Lee Tayloer And Scott Turner

On or about June 30, 2016, in the County of Blue Earth said Defendant, Scott Michael Turner did, possess, control, manufacture, sell, furnish, dispense, or otherwise dispose of hypodermic syringes or needles or any instrument or implement which can be adapted for subcutaneous injections.

## STATEMENT OF PROBABLE CAUSE

On June 30, 2016, at approximately 10:10 p.m., Deputy Brian Martin of the Blue Earth County Sheriff's Office was dispatched to a residence in Eagle Lake, Blue Earth County, for a domestic in progress. Dispatch advised that someone was hit by a car that was possibly stolen. Dispatch stated that the vehicle involved was a maroon Chevy Blazer with license plate number 436 GXM. Deputy Martin was headed in the direction of Eagle Lake on Highway 14 when he observed a Chevy Blazer that appeared to match the description. Deputy Martin was eventually able to catch up to the vehicle and observed that the license plate was the same as the Chevy Blazer that had been reported to be involved in the domestic.

Deputy Martin stopped the vehicle in Mankato, Blue Earth County and identified the driver as Dustin Charles Adams Powell (D.O.B. 5/15/88) and the passenger as Scott Michael Turner (D.O.B. 5/5/79). As Deputy Martin approached their car, he was not able to see their hands. He told Powell and Turner to put their hands up; however, they did not immediately comply. Deputy Martin then drew his firearm and told them to get their hands up. He then ordered both occupants out of the vehicle. Powell was slow to exit the vehicle and did not immediately get on the ground as commanded. Powell then reached towards his pants and stated he was going to pull his pants up. Deputy Martin forced Powell to the ground. Deputy Martin repeatedly gave orders to Powell and Turner to not move and to keep their hands up. Neither Turner nor Powell could sit still and were continually moving around and moving their hands.

Other officers arrived on scene and took the two into custody. Deputy Martin opened the rear driver's door to clear the backseat and back storage compartment to check for hidden occupants. When Deputy Martin opened the door he observed a glass pipe with a bulb end. The pipe had a white residue on it. Deputy Martin noted that the pipe is one that is commonly used to smoke methamphetamine. Deputies were eventually able to determine that the domestic that they had originally been called for involved a verbal argument and did not get physical according to the occupants of the vehicle and the alleged victim who was contacted by Eagle Lake Police Department. While officers were investigating the situation, Powell continued to be fidgety with his hands and body and Deputy Martin could smell a faint odor of alcohol coming from Powell. Powell stated that he had one beer.

Deputy Martin spoke to Turner about what had happened. While speaking to Turner, Deputy Martin observed that Turner was unable to sit still and was very fidgety. Turner admitted to smoking methamphetamine and stated he uses it daily. Deputy Martin asked Turner about the meth pipe that was found in the vehicle. Turner stated that it was his. Turner stated there was nothing else in the vehicle.

Officers and deputies searched the vehicle and located two hypodermic needles with liquid inside of them. The liquid was later tested and was positive for the presence of methamphetamine. Powell stated that the needle was not his and that it was the alleged victim's needle. Powell stated that they were going to load him one for his first time. Turner also stated that the needle was not his and that it was the alleged victim's. Turner stated that he only claimed possession of the meth pipe because he did not think he would get in trouble.

Deputy Martin believed that Powell may have been impaired while he was operating his vehicle. He conducted standard field sobriety tests and then applied for a search warrant to search Powell's blood. The search warrant was signed by The Honorable Judge Johnson of Blue Earth County District Court. Powell was taken to the hospital where a blood draw was taken at 11:50 p.m. The blood sample was later mailed to the Minnesota Bureau of Criminal Apprehension. The results of which have not been received at this time.

Based on Powell's erratic behavior, his fidgetiness, his inability to sit still, the fact that he was continually

talkative, the fact that he performed poorly on all the standard field sobriety tests; and the fact that he told the doctor at the hospital that he had used methamphetamine earlier, Deputy Martin believed that Powell was currently under the impairment of methamphetamine and the blood test result would show that Powell had methamphetamine, a schedule and controlled substance, in his blood at the time of operating his vehicle. Powell was taken to the Blue Earth County Jail. While there, Powell removed his clothing violently and threw it towards the cell door. He then shook his penis towards deputies and custody staff. Powell continued to yell at jail staff while he was in custody.

A record check revealed that Powell's driving status is currently revoked.

## 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**

Dan Davidson  
Deputy Sheriff  
401 Carver Rd  
Mankato, MN 56002-0228  
Badge: 2724

Electronically Signed:  
07/01/2016 01:34 PM  
Blue Earth County, Minnesota

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

**Prosecuting Attorney**

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

Electronically Signed:  
07/01/2016 01:11 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: July 1, 2016.

**Judicial Officer**

Kurt D Johnson  
District Court Judge

Electronically Signed: 07/01/2016 02:00 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.

**SCOTT MICHAEL TURNER**

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: