

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0598
07-CR-16-2996

State of Minnesota,

Plaintiff,

vs.

ALEXIS LOUISE GOINGS DOB: 07/31/1990

370 Rabbit Road
Kasota, MN 56050

Defendant.

COMPLAINT

Summons

Tab Charge/Citation Previously Filed

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.25.2

Maximum Sentence: 1 year and/or \$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 07/29/2016

Control #(ICR#): 16022422

Charge Description: Said Defendant, Alexis Louise Goings, did drive or operate and was in physical control of any motor vehicle when he/she was under the influence of alcohol, and two or more aggravating factors were present when the violation was committed.

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.25.2

Maximum Sentence: 1 year and/or \$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 07/29/2016

Control #(ICR#): 16022422

Charge Description: Said Defendant, Alexis Louise Goings, did drive, operate or 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, and two or more aggravating factors were present when the violation was committed.

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 William Hullopeter and others identified herein.

On July 29, 2016, at approximately 12:10 a.m., Officer Hullopeter responded to a report of erratic driving conduct at the Holiday gas station at 1901 Adams Street in the City of Mankato, Blue Earth County, Minnesota. Officer Hullopeter reported to that location and identified the complainant as Witness 1. Witness 1 is employed at the Holiday gas station and reported erratic driving conduct of an individual that had come into the store. That person was later identified as Alexis Louise Goings, the Defendant herein. Witness 1 stated that the Defendant had parked her vehicle in a strange fashion and was walking crookedly. In addition, Witness 1 stated that the Defendant avoided eye contact when she entered the store. When Officer Hullopeter reported to the location, the Defendant had not yet exited the store. Officer Hullopeter observed the Defendant walk out of the store and stand on the sidewalk. The Defendant stood there for a few seconds before walking towards her vehicle. Officer Hullopeter noted that the Defendant was unsteady with her balance as she was walking. After the Defendant entered the vehicle, Officer Hullopeter approached her car. Officer Hullopeter asked the Defendant if she drove the car to that location, and the Defendant said no. Officer Hullopeter informed the Defendant of the existence of cameras outside the business and it would show if she drove the car or not. Officer Hullopeter noted the strong odor of an alcoholic beverage coming from the Defendant. The Defendant's eyes were bloodshot and watery, and her pupils were dilated. The Defendant's speech was slurred, thick and she was mumbling. When asked how much she had to drink tonight, the Defendant estimated that she had six 12-ounce beers earlier while she was kayaking. Officer Hullopeter asked the Defendant if she felt like she drank too much to drive; and the Defendant responded, "I don't want to say yes because I feel I'm going to get into trouble, but probably yes." Officer Hullopeter administered the horizontal gaze nystagmus test and observed all six clues indicating impairment. Officer Hullopeter observed vertical nystagmus too! Officer Hullopeter administered the walk-and-turn test and noted that the Defendant lost her balance during the instructional phase, stopped walking during the test, did not walk heel-to-toe, and stepped off of the line. In addition, the Defendant used her arms in order to maintain her balance and took an incorrect number of steps. Officer Hullopeter administered the one-legged stand test and observed the Defendant swayed while balancing and again used her arms in order to maintain her balance. The Defendant put her foot down at the count of four and ten. Officer Hullopeter administered a portable breath test, and the Defendant blew a .255 on the digital PBT. The Defendant was placed under arrest, and Officer Hullopeter read her the Implied Consent Advisory at 12:51 a.m. After being given an opportunity to contact an attorney, the Defendant agreed to submit to a breath test. The Defendant was provided telephone privileges between 1:05 a.m. and 1:24 a.m. The Defendant informed Officer Hullopeter that she had used her time to talk with an attorney. Officer Hullopeter administered the Datamaster breath test to the Defendant. The results of the breath test were .21 alcohol concentration. The breath test was completed at 1:32 a.m.

A computer check of the Defendant's driver's license record indicates that she has a conviction for driving while under the influence of a controlled substance from an incident on April 20, 2011, in Hennepin County. See Hennepin County District Court file 27-CR-11-22678.

Officer Hullopeter notes in his report that the Defendant was respectful while she was performing the standardized field sobriety tests. After she was informed that she was under arrest, the Defendant became very argumentative and insulting. The Defendant told Officer Hullopeter that he was ruining her life. While at the jail, the Defendant told Officer Kevin Waterstreet that she hopes they get shot.

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:
08/08/2016 01:25 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Christopher Cain
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002-3129
(507) 304-4600

Electronically Signed:
08/04/2016 02:08 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: August 8, 2016.

Judicial Officer

Kurt D Johnson
District Court Judge

Electronically Signed: 08/08/2016 02:55 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.

ALEXIS LOUISE GOINGS

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: