

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1648
07-CR-16-3981

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

DIOH BARSEE WILLIAMS DOB: 03/28/1995

340 73rd Ave. N
Brooklyn Park, MN 55430

Defendant.

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: Theft-Take/Drive Motor Vehicle-No Owner Consent

Minnesota Statute: 609.52.2(a)(17), with reference to: 609.52.3(3)(d)(v)

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

Offense Level: Felony

Offense Date (on or about): 10/09/2016

Control #(ICR#): 16030616

Charge Description: Diah Barsee Williams

On or about October 9, 2016, in the County of Blue Earth, said Defendant, Diah Barsee Williams did take or drive a motor vehicle without the consent of the owner or an authorized agent of the owner, knowing or having reason to know that the owner or an authorized agent of the owner did not give consent.

COUNT II

Charge: Traffic-Drivers License-Driving After Suspension

Minnesota Statute: 171.24.1

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

Offense Level: Misdemeanor

Offense Date (on or about): 10/09/2016

Control #(ICR#): 16030616

Charge Description: Diah Barsee Williams

On or about October 9, 2016, in the County of Blue Earth, said Defendant, Diah Barsee Williams did after being given notice, or reasonably should have known of the suspension, disobeyed the order by operating in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or

privilege was suspended.

STATEMENT OF PROBABLE CAUSE

On October 9, 2016 at approximately 12:08 AM Officer Mohamed Mohamed with the Mankato Department of Public Safety was patrolling near the KATO Ballroom. The KATO was having a special event and extra patrol was present because of events that happened the night prior.

Officer Mohamed observed a 1999 Ford contour bearing Minnesota license plate 870 ' LCY parked in the lot by itself away from other cars. Officer Mohammed noted that the car was occupied by one male in the driver seat. Based upon his training and experience Officer Mohamed knew that vehicles found in this type of position occupied by persons are often times consuming alcohol or using narcotics.

Based upon this, Officer Mohammed ran the license plate and it came back as a stolen vehicle. Officer Mohamed asked dispatch to confirm this as he kept an eye on the driver. The vehicle then started to back up and at approximately the same time dispatch advised Officer Mohammed that the vehicle is stolen out of Brooklyn Park. Officer Mohamed then activated his emergency lights.

Officer Mohamed then stepped out of his squad car and drew his firearm and pointed it at the driver. Officer Mohammed approached the driver from the driver side and gave him loud, clear verbal commands to keep his hands in the steering wheel. The driver, who was later identified as Dioh Barsee Williams, complied with the orders. Once additional officers arrived on the scene, Officer Mohammed instructed Williams to step out of the vehicle. Williams was then arrested.

Officer Mohamed requested dispatch confirm that the vehicle stolen. Dispatch confirmed that the vehicle was indeed stolen. Officer Mohamed then searched the vehicle. While searching the driver seat area Officer Mohammed noted that there was no key in the ignition but the vehicle's engine was running.

Williams was Mirandized in the back of Officer Mohammed's squad. Williams agreed to give a statement without an attorney present. Williams stated that he bought the vehicle from the registered owner. William stated that he did not have the title or any receipts.

It should be noted that Williams' driver's license is suspended.

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:
10/10/2016 11:55 AM
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:
10/10/2016 11:39 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: October 10, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 10/10/2016 12:49 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.

DIOH BARSEE WILLIAMS

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: