

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1694
07-CR-15-4919

State of Minnesota,

Plaintiff,

vs.

MICHAEL ANTHONY ROLAN JR DOB: 05/27/1989

1801 Monks Ave #426
Mankato, MN 56001

Defendant.

COMPLAINT

Order of Detention

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-Interfere w/Peace Officer

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

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 12/02/2015

Control #(ICR#): 15037961

Charge Description: Michael Anthony Rolan, Jr.

On or about December 2, 2015, in the County of Blue Earth, said Defendant, Michael Anthony Rolan, Jr. did, intentionally, obstruct, resist, or interfere with a peace officer while the officer was engaged in the performance of official duties and the act was accompanied by force or violence or the threat thereof.

COUNT II

Charge: Traffic-Drivers License-Driving After Revocation

Minnesota Statute: 171.24.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/02/2015

Control #(ICR#): 15037961

Charge Description: Michael Anthony Rolan, Jr.

On or about December 2, 2015, in the County of Blue Earth, said Defendant, Michael Anthony Rolan, Jr. did after being given notice, or reasonably should have known of the revocation, 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license or privilege was revoked.

COUNT III

Charge: Trespass-Return to Property Within One Year

Minnesota Statute: 609.605.1(b)(8)

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/02/2015

Control #(ICR#): 15037961

Charge Description: Michael Anthony Rolan, Jr.

On or about December 2, 2015, in the County of Blue Earth, said Defendant, Michael Anthony Rolan, Jr. did, return to the property of another within one year after being told to leave the property and not to return, and the actor is without claim of right to the property or consent of one with authority to consent.

COUNT IV

Charge: Drugs - Possess/Sale Small Amount of Marijuana - No Remuneration

Minnesota Statute: 152.027.4(a)

Maximum Sentence: \$300 fine

Offense Level: Petty Misdemeanor

Offense Date (on or about): 12/02/2015

Control #(ICR#): 15037961

Charge Description: Michael Anthony Rolan, Jr.

On or about December 2, 2015, in the County of Blue Earth, said Defendant, Michael Anthony Rolan, Jr. did unlawfully possess a small amount of marijuana.

STATEMENT OF PROBABLE CAUSE

On December 2, 2015 at approximately 2:52 p.m., Officer Mohamed Mohamed with the Mankato Department of Public Safety was dispatched to 100 Homestead Road on the report of Michael Anthony Rolan, DOB 5-27-89, being at that location, despite the fact that he had been trespassed from the property a couple of weeks earlier. Upon arriving at the scene, Officer Mohamed spoke to DC who stated that Rolan was on the Homestead property and that he had been trespassed from the property a couple of weeks ago. DP said that Rolan got into a silver Mazda with license plate 225-RMU and drove away.

Officer Spellacy located a vehicle matching the descriptions with license plate 225-RMU at 1801 Monks Avenue. The vehicle is listed to Rolan. A record check revealed that Rolan's driving privileges were currently revoked. Officer Spellacy made contact with Rolan and stated that he wanted to chat with him.

Officer Spellacy could immediately smell an odor of burnt marijuana coming from Rolan. While speaking to Rolan outside, Officer Mohamed arrived and the officers attempted to talk to Rolan about him being at 100 Homestead Road in Mankato, Blue Earth County. Rolan was agitated and excited and stated he was not at 100 Homestead Road because he had been trespassed from that location. Rolan did admit that he drove his car to a smoke shop and then another location.

Rolan began to walk away from the officers who stated they needed to talk to him. Based on Rolan's agitated demeanor and walking away from the officers, the officers ordered him to place his hands behind his back. Rolan was then handcuffed behind his back. During a pat search, Officer Mohamed found a small baggie of green leafy substance in Rolan's left pocket. The substance later tested positive for marijuana.

Rolan was led to Officer Spellacy's squad car and as he grabbed Rolan's arm to lead him into the car, Rolan aggressively pulled away and stated something to the effect of 'get the fuck off me.' Rolan turned around and faced Officer Spellacy in a quick movement. Based on Rolan's actions, Officer Spellacy pushed him back, causing him to sit on the floor of the squad car. As Officer Spellacy pushed Rolan into the squad, he attempted to kick Officer Spellacy but did not make contact. Rolan began to sit back up and Officer Spellacy gave him a loud verbal command not to come at him and he pushed him down in the car to control his actions.

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

J Knutson
Sergeant
710 S Front St
Mankato, MN 56001-3803
Badge: 3148

Electronically Signed:
12/03/2015 03:19 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:
12/03/2015 03:02 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: December 3, 2015.

Judicial Officer

Thomas G McCarthy
Judge of District Court

Electronically Signed: 12/03/2015 03:27 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.

MICHAEL ANTHONY ROLAN Jr

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: