

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

MAN-16-0416  
07-CR-16-2039

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**State of Minnesota,**

Plaintiff,

vs.

**WILLIAM CHARLES ANDERSON III DOB: 02/08/1993**

1414 N. 6th Street  
Mankato, MN 56001

Defendant.

**COMPLAINT**

Summons

Amended

Tab Charge/Citation Previously Filed

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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: 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): 05/18/2016

Control #(ICR#): 16014491

Charge Description: Said Defendant, William Charles Anderson, III, 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): 05/18/2016

Control #(ICR#): 16014491

Charge Description: Said Defendant, William Charles Anderson, III, 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 Christopher Arkell and others identified herein.

On May 18, 2016, at approximately 1:55 a.m., Officer Arkell observed a vehicle without its rear license plate illuminated near the intersection of Cherry and Broad Streets in the City of Mankato, Blue Earth County, Minnesota. Officer Arkell stopped the vehicle and identified the driver as William Charles Anderson, III, the Defendant herein. Officer Arkell observed an open can of Budweiser beer in the center console of the vehicle that the Defendant was operating. Officer Arkell also noted the strong odor of an alcoholic beverage and noted that the Defendant's eyes were watery and bloodshot. The Defendant admitted to having two beers. The Defendant's speech was slightly slurred. Officer Arkell administered field sobriety tests to the Defendant. Officer Arkell administered the horizontal gaze nystagmus test and observed all six clues indicating impairment. Officer Arkell administered the walk-and-turn test and noted that the Defendant lost his balance during the instructional phase. The Defendant walked ten steps instead of the requested nine in the first half of the test. In addition, the Defendant failed to walk heel-to-toe during the second half of the test. The Defendant failed to complete a proper turn while performing the test. Officer Arkell administered the one-legged stand test and noted that the Defendant repeated the number 13 while performing the test. Officer Arkell administered a portable breath test, and the Defendant blew a .181 on the digital PBT. The Defendant was placed under arrest and read the Implied Consent Advisory at 2:23 a.m. After being given an opportunity to contact an attorney, the Defendant agreed to submit to a breath test. Officer Jesse Gilbertson administered the Datamaster breath test to the Defendant. The results of the breath test were .17 alcohol concentration. The breath test was completed at 2:57 a.m.

A computer check of the Defendant's prior Wisconsin driving record indicates a conviction for "Operating While Intoxicated Causing Injury" from an incident on August 12, 2011. According to the driving record the Defendant was driving on the wrong side of the highway!

## 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:  
05/19/2016 01:24 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:  
05/19/2016 10:25 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: May 19, 2016.

**Judicial Officer**

Richard C. Perkins  
Judge of District Court

Electronically Signed: 05/19/2016 04:35 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.

**WILLIAM CHARLES ANDERSON III**

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: