

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0470
07-CR-16-2366

State of Minnesota,

Plaintiff,

vs.

RACHEL ANNE HARTWIG DOB: 11/20/1988

115 Washington Street
Garden City, MN 56034

Defendant.

COMPLAINT

Summons

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/Use/Transfer Movable Prop-No Consent

Minnesota Statute: 609.52.2(a)(1)

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 05/21/2016

Control #(ICR#): 16014913

Charge Description: Said Defendant, Rachel Anne Hartwig, did intentionally and without claim of right take, use, transfer, conceal or retain possession of movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property, such property being worth more than \$500 but less than \$1000.

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 Courtney Walker and others identified herein.

On May 21, 2016, at approximately 8:25 p.m., Shopko Loss Prevention Leader, Witness 1, received a phone call from Shopko General Manager Freight Supervisor, Witness 2. Witness 2 called to inform Witness 1 that a female, later identified as Rachel Anne Hartwig, the Defendant herein, was located in the store and was seen opening packages with a knife throughout various departments. Witness 2 observed the Defendant in the following departments: housewares, men's clothing, accessories, jewelry, shoes, cosmetics, and women's clothing. Witness 2 stated the female Defendant had dyed red hair, was approximately 5'9' tall, and weighed approximately 200 pounds. The Defendant was wearing a white and blue floral designed tank top. While in the various aforementioned departments, Witness 2 observed the Defendant remove items from packaging in housewares, men's and accessories departments. After removing items from the packaging, the Defendant placed merchandise into two purses while in the accessories department. While Witness 1 observed the Defendant in the store and was within eye sight, Witness 2 was instructed to stand by the exit doors in order to obtain a license plate number from the vehicle the Defendant enters.

At approximately 9:07 p.m., the Defendant exited the store without making any attempt to pay for the merchandise, nor did the Defendant receive permission to leave the store for the unpaid merchandise. Witness 2 observed the Defendant exit the store and enter into a late model rusty tan pickup truck with a tan topper on the back, with Minnesota license plates. At approximately 9:15 p.m., Witness 2 called 911 and asked for officer assistance. At approximately 9:17 p.m., Officer Walker was dispatched to 1850 Madison Avenue (Shopko) in regards to a shoplifting call for service.

Upon arrival by Officer Walker, Witness 2 provided a physical description of the Defendant as well as the license plate number of the vehicle the Defendant entered. After determining the registered owner's name, Officer Walker then responded to the address listed on the vehicle's registration. At the address listed on the vehicle's registration, Officer Walker made contact with Witness 3 who stated the registered owner of the vehicle no longer lived at the address. Witness 3 stated the registered owner of the vehicle had recently moved to a rural address south of Mankato and was unable to provide Officer Walker with an address. Witness three stated the registered owner of the vehicle was dating the Defendant. Officer Walker then provided Witness 3 with a description of the Defendant give to Officer Walker earlier that evening. Witness 3 stated that based on the physical description given by Officer Walker, he was able to identify the person described as the Defendant.

On May 22, 2016, at approximately 9:33 p.m., Officer Walker made contact with Witness 2 and showed Witness 2 a driver's license photo of the Defendant. Witness 2 immediately confirmed the female in the driver's license photo was the same individual who stole from Shopko on May 21, 2016. Witness 2 also confirmed that the woman in the driver's license photo was the same woman who Witness 2 followed to the tan pickup truck on May 21, 2016. Witness 2 provided a detailed list of items stolen from Shopko on May 21, 2016; totaling \$781.89.

On May 22, 2016, Witness 1 reviewed video via CCTV of the prior date to determine what the Defendant was doing in the store and observed the following. Defendant entered the store at approximately 5:32 p.m., walked through various departments selecting items in each department. Opening items and discarding packaging in various departments, and stuffing a bag of merchandise from various departments. The Defendant exited the store at approximately 9:07 p.m. Video was turned into Officer Walker as well.

An LOT was completed and sent to the Blue Earth County Attorney's Office for review.

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

Deborah McDermott
Patrol Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3143

Electronically Signed:
06/09/2016 01:43 PM
Blue Earth County, mn

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

Prosecuting Attorney

Nicholas Boulieris
Assistant County Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002-3129
(507) 304-4600

Electronically Signed:
06/08/2016 02:12 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 **July 7, 2016 at 8:15 AM** 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: June 9, 2016.

Judicial Officer

Greg Anderson
District Court Judge

Electronically Signed: 06/09/2016 02:23 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.

RACHEL ANNE HARTWIG

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: