

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0305
07-CR-16-1507

State of Minnesota,

Plaintiff,

vs.

JAMES BARRY FLANAGAN DOB: 08/24/1960

109 Rogers Street
Mankato, MN 56001

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: Traffic-DL-Driving after cancellation-inimical to public safety

Minnesota Statute: 171.24.5

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 04/06/2016

Control #(ICR#): 16009833

Charge Description: Said Defendant, James Barry Flanagan, did after being given notice, or reasonably should have known of the cancellation, disobeyed the order by operating in this state any motor vehicle, the operation of which requires a valid driver's license, while her/his license or privilege was canceled; and the Commissioner of the Department of Public Safety has determined that the operation of a motor vehicle on the highways by the person would be inimical to the public safety or welfare.

COUNT II

Charge: Traffic Regulation-Uninsured Vehicle-Owner Violation

Minnesota Statute: 169.797.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 04/06/2016

Control #(ICR#): 16009833

Charge Description: Said Defendant, James Barry Flanagan, as an owner of a vehicle with respect to which security is required under sections 65B.41 to 65B.71, operated the vehicle or permitted it to be operated upon a public highway, street or road in this state and knows or has reason to know that the vehicle does not have security complying with the terms of section 65B.48 operate a vehicle without insurance.

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 Sean McClinton and others identified herein.

On April 6, 2016, at approximately 12:20 p.m., Officer McClinton observed a vehicle being driven by an individual whom he suspected of having a canceled driver's license driving in the 700 block of Riverfront Drive in the City of Mankato, Blue Earth County, Minnesota. A computer check of the vehicle's license plates indicated that the registered owner's driver's license was canceled. Officer McClinton stopped the vehicle and identified the driver as James Barry Flanagan, the Defendant herein. A computer check of the Defendant's driver's license indicated that it was canceled as inimical to public safety. The Defendant told Officer McClinton that he didn't have a driver's license. When asked if there was insurance on the vehicle, the Defendant said there was not. The Defendant was placed under arrest and the vehicle was towed. A review of the Defendant's driver's license record indicates that he has not had a valid driver's license since 2013.

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:
04/14/2016 12:08 PM
Blue Earth County, mn

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:
04/13/2016 01:59 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: April 14, 2016.

Judicial Officer

Greg Anderson
District Court Judge

Electronically Signed: 04/14/2016 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.

JAMES BARRY FLANAGAN

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: