

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0398
07-CR-16-1038

State of Minnesota,

Plaintiff,

COMPLAINT

Warrant

vs.

KENNETH ALEXANDER JAMES DOB: 08/10/1992

no perm
Mankato, MN 56001

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: Giving Peace Officer False Name-of Another Person

Minnesota Statute: 609.506.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 12/09/2015

Control #(ICR#): 15038768

Charge Description: Kenneth Alexander James Also Known As Kenneth Alexsander James

On or about December 9, 2015, in the County of Blue Earth, said Defendant, Kenneth Alexander James did, with intent to obstruct justice, give the name and date of birth of another person to a peace officer when that officer makes inquiries incident to a lawful investigatory stop or lawful arrest, or inquiries incident to executing any other duty imposed by law.

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): 12/09/2015

Control #(ICR#): 15038768

Charge Description: Kenneth Alexander James Also Known As Kenneth Alexsander James

On or about December 9, 2015, in the County of Blue Earth, said Defendant, Kenneth Alexander James 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in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or privilege was revoked.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: Traffic Regulation - Driver Must Carry Proof of Insurance when Operating Vehicle

Minnesota Statute: 169.791.2(a)

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/09/2015

Control #(ICR#): 15038768

Charge Description: Kenneth Alexander James Also Known As Kenneth Alexsander James

On or about December 9, 2015, in the County of Blue Earth, said Defendant, Kenneth Alexander James did fail to produce, upon demand of a peace officer, proof of insurance in force at the time of the demand covering the vehicle being operated.

COUNT IV

Charge: Traffic Regulation - Driver Fails to Stop at Entrance of Through Highway

Minnesota Statute: 169.20.3(a)

Maximum Sentence: \$300

Offense Level: Petty Misdemeanor

Offense Date (on or about): 12/09/2015

Control #(ICR#): 15038768

Charge Description: Kenneth Alexander James Also Known As Kenneth Alexsander James

On or about December 9, 2015, in the County of Blue Earth, said Defendant, Kenneth Alexander James, did fail to stop in obedience to a stop sign at an intersection where a stop sign was erected.

STATEMENT OF PROBABLE CAUSE

On December 8, 2015, at approximately 11:24 p.m., Officer Green of the Mankato Department of Public Safety was on routine patrol in the City of Mankato. While traveling westbound on Stadium Road, Officer Green observed a vehicle turn from Pohl Road to Stadium Road without coming to a full stop at the stop sign. Officer Green conducted a traffic stop on the vehicle. The driver identified himself by Minnesota driver's license as A.B., a real person. Officer Green advised the driver the reason for the stop and asked for proof of insurance, which the driver could not provide. The driver was released from the scene with citation for the stop sign violation and a warning for no proof of insurance.

In February 2016, Officer Green received a voicemail from A.B. stating that A.B. received a letter in the mail to pay the citation or his driver's license would be suspended. A.B. advised that he was not pulled over and cited for the stop sign violation. A.B. believed someone else was using his Minnesota driver's license. Officer Green watched his squad car video from the traffic stop and believed A.B.'s voice matched the driver's voice from the traffic stop. Officer Green made several attempts to contact the vehicle's owner, K.Y.; but K.Y. was not home and her phone was disconnected.

On March 8, 2016, Officer Green was finally able to make contact with K.Y. K.Y. advised that Kenneth Alexander James, D.O.B. 08/10/1982, was the driver on the night in question and not A.B. K.Y. advised that K.Y. had allowed James to use K.Y.'s car that night. K.Y. also advised that James told K.Y. that James had A.B.'s driver's license and would use it if he got stopped by police. Officer Green noted that at the time of the traffic stop, James had several outstanding warrants for his arrest. With this information, Officer Green watched his squad video game and recognized the voice of the driver, now believing it to be James. Officer Green noted that Officer Green arrested James on December 25, 2016, which allowed Officer Green to become better acquainted with James and James's voice.

On March 8, 2016, James was still housed in the Blue Earth County Jail on other charges. Officer Green went to the jail and interviewed James after reading James a Miranda Warning. James denied driving the vehicle that day or presenting A.B.'s driver's license. James advised that he had driven that vehicle in the past but that James was not driving it that night. Officer Green requested the previous citation on A.B. be dismissed and referred charges on James.

A review of James's driving record indicates that James's driving privileges are revoked. A warrant is requested as James is currently held in the Blue Earth County jail on unrelated matters.

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:
03/18/2016 11:21 AM
Blue Earth County, mn

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

Prosecuting Attorney

Ryan S. Hansch
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
03/16/2016 01:35 PM

