

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-1159  
07-CR-16-3140

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**State of Minnesota,**

Plaintiff,

vs.

**DUSTIN CHARLES ADAMS POWELL DOB: 05/15/1988**

508 S. Agency Apt. 106  
Eagle Lake, MN 56024

Defendant.

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**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: Assault-5th Deg-Inflict or Attempt Bodily Harm**

Minnesota Statute: 609.224.1(2)

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

Offense Level: Misdemeanor

Offense Date (on or about): 06/26/2016

Control #(ICR#): 16001209

Charge Description: Dustin Charles Adams Powell Also Known As Dustin Charles Adam Powell, Dustin Charels Adams Powell, Dustin Charlesd Powell, Dustin Charles Adams And Dustin Charles Powell

On or about June 26, 2016, in the County of Blue Earth, said Defendant, Dustin Charles Adams Powell did intentionally inflict or attempted to inflict bodily harm upon another.

**COUNT II**

**Charge: Disorderly Conduct-Brawling or Fighting**

Minnesota Statute: 609.72.1(1)

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

Offense Level: Misdemeanor

Offense Date (on or about): 06/26/2016

Control #(ICR#): 16001209

Charge Description: Dustin Charles Adams Powell Also Known As Dustin Charles Adam Powell, Dustin Charels Adams Powell, Dustin Charlesd Powell, Dustin Charles Adams And Dustin Charles Powell

On or about June 26, 2016, in the County of Blue Earth, said Defendant, Dustin Charles Adams Powell did, in a public or private place, knowingly, or having reasonable grounds to know it will, or will tend to,

alarm, anger or disturb others or provoke an assault or breach of the peace, engaged in brawling or fighting.

## STATEMENT OF PROBABLE CAUSE

On June 26, 2016 at 11:08 pm, Officer Rosenbauer responded to the emergency room at MCHS in Mankato for a report of an assault. There, he spoke with the victim, who reported he had been assaulted by Dustin Charles Adams Powell, the defendant, at 112 Country Manor in the city of Eagle Lake, Blue Earth County. The victim stated the defendant struck him twice on the left side of the face causing a cut that required three stitches to close. Officer Rosenbauer observed the injury to the victim's face. Officer Rosenbauer went to the victim's Mankato residence to speak with a party who he believed might know the location of the defendant. At that residence he observed the party seated on the couch with the defendant. As the officer knocked on the door the defendant ran to the back of the apartment. Officer Rosen Bauer spoke with the party and asked her to bring the defendant to the door. The defendant came to the door and went to the officer's patrol car to speak with him. The defendant admitted that he was involved in an altercation with the victim and hit him. However, he stated the victim started the altercation. Officer Rosenbauer also contacted the resident of 112 Country Manor and spoke with her about the altercation. The resident stated she had asked both parties to leave the residence when the altercation started. She also stated the victim started the altercation inside the residence, but she did not see what happened outside of the residence.

## 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**

John Kopp  
Chief of Police  
705 Parkway Ave.  
Eagle Lake, MN 56024  
Badge: 4371

Electronically Signed:  
08/09/2016 02:46 PM  
Blue Earth County, Minnesota

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

**Prosecuting Attorney**

Linda B. Hilligoss  
Assistant Blue Earth County  
Attorney  
401 Carver Road  
PO Box 3129  
Mankato, MN 56002  
(507) 304-4600

Electronically Signed:  
08/08/2016 02:20 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 **September 1, 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: August 10, 2016.

**Judicial Officer**

Darci J. Bentz

Electronically Signed: 08/10/2016 08:53 AM

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.

**DUSTIN CHARLES ADAMS POWELL**

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: