

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-1645  
07-CR-16-3986

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**State of Minnesota,**  
Plaintiff,

**COMPLAINT**  
Order of Detention

vs.

**DAVID JAMES BAKER JR DOB: 09/08/1991**

1504 2nd Ave  
Mankato, MN 56001-3026

Defendant.

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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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana**

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(a)

Maximum Sentence: 5 years and/or \$10,000

Offense Level: Felony

Offense Date (on or about): 10/08/2016

Control #(ICR#): 16015223

Charge Description: David James Baker, Jr. Also Known As David James Baker

On or about October 8, 2016, in the County of Blue Earth, said Defendant, David James Baker, Jr. did unlawfully possess one or more mixtures containing a controlled substance classified in schedule I, II, III, or IV, except heroin or a small amount of marijuana and the person possesses more than one dosage unit if the substance is packaged in dosage units.

**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): 10/08/2016

Control #(ICR#): 16015223

Charge Description: David James Baker, Jr. Also Known As David James Baker

On or about October 8, 2016, in the County of Blue Earth, said Defendant, David James Baker, Jr. 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in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or privilege was revoked.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: Fleeing a Peace Officer By a Means Other Than a Motor Vehicle**

Minnesota Statute: 609.487.6

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

Offense Level: Misdemeanor

Offense Date (on or about): 10/08/2016

Control #(ICR#): 16015223

Charge Description: David James Baker, Jr. Also Known As David James Baker

On or about October 8, 2016, in the County of Blue Earth, said Defendant, David James Baker, Jr., did for the purpose of avoiding arrest, detention, or investigation, attempted to evade or elude a peace officer, who was acting in the lawful discharge of an official duty by means of running, hiding, or by any other means other than fleeing in a motor vehicle.

## STATEMENT OF PROBABLE CAUSE

On October 8, 2016 at approximately 2:09 PM Deputy Joshua Holtz of the Blue Earth County Sheriff's Office was on patrol when he noticed a maroon Oldsmobile Alero heading southbound on Victory Drive just north of Madison Avenue. Deputy Holtz was traveling northbound in a fully marked squad car. Mankato Department of Public Safety had put an attempt to locate out on the vehicle and for David James Baker, Junior who was believed to be driving the vehicle. Baker had several felony warrants for his arrest.

Deputy Holtz turned around in an attempt to get the plate from the vehicle. The vehicle turned off Victory to westbound Madison Avenue and then on to Hope Street before continuing on to N. Belmont Dr. Deputy Holtz caught up to the vehicle at N. Belmont Dr. and Main Street. The vehicle then turned west onto Main Street before quickly turning onto Long Street. Deputy Holtz was then able to verify that the plate matched the one from the attempt to locate. Deputy Holtz notified dispatch to request additional officers.

Just after giving the plate information Deputy Holtz noted that the vehicle put its blinker on to turn on to the driveway at 124 Long St. Deputy Holtz activated his emergency lights in attempt to stop the vehicle on the driveway. The vehicle pulled quickly into the driveway and slammed on its brakes causing the tires to squeal. Deputy Holtz then got behind the vehicle and as he was exiting his squad car noted that the door of the vehicle opened quickly and Baker exited the vehicle. Deputy Holtz pointed his firearm and yelled for Baker to get on the ground. Baker did not comply and instead ran from the stop location.

When Deputy Holtz was able to get around his squad car he was no longer able to see Baker. Additional deputies and police officers arrived in the area to set up a perimeter. Additionally, help from a Nicollet County K9 was called in. Baker would eventually be found hiding under a tarp at 150 Long St.

A search of the vehicle turned up a prescription bottle with no label on it containing multiple white pills with the number 319 on them. The pills were collected and later identified as Tramadol; Tramadol is a schedule IV controlled substance. There were 100 pills.

## 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**

Paul Barta  
Captain  
401 Carver Rd  
Mankato, MN 56002-0228  
Badge: 2721

Electronically Signed:  
10/10/2016 11:45 AM  
Blue Earth County, MN

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

**Prosecuting Attorney**

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

Electronically Signed:  
10/10/2016 11:34 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: October 10, 2016.

**Judicial Officer**

Bradley C Walker  
District Court Judge

Electronically Signed: 10/10/2016 12:59 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.

**DAVID JAMES BAKER Jr**

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE  
I hereby Certify and Return that I have served a copy of this Order of  
Detention upon the Defendant herein named.*

Signature of Authorized Service Agent: