

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0877
07-CR-16-2162

State of Minnesota,

Plaintiff,

vs.

TIMOTHY JOHN FRENZEL DOB: 07/19/1978

207 1st Avenue SE
Mapleton, MN 56065

Defendant.

COMPLAINT

Order of Detention

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: Felon Convicted Crime of Violence - Firearm or Ammunition Violation

Minnesota Statute: 609.165.1b, with reference to: 609.165.1b(a), 609.11.5(b)

Maximum Sentence: 15 years and/or \$30,000 Minimum Sent: 5 years

Offense Level: Felony

Offense Date (on or about): 05/23/2016

Control #(ICR#): 16000662

Charge Description: Timothy John Frenzel Also Known As Tim John Frenzel, Timothy Frenzel And Tim Frenzel

On or about May 23, 2016, in the County of Blue Earth, said Defendant, Timothy John Frenzel, did ship, transport, possess, or receive a firearm or ammunition after having been convicted of a crime of violence.

COUNT II

Charge: Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence

Minnesota Statute: 624.713.1(2), with reference to: 624.713.2(b), 609.11.5(b)

Maximum Sentence: 15 years and/or \$30,000

Offense Level: Felony

Offense Date (on or about): 05/23/2016

Control #(ICR#): 16000662

Charge Description: Timothy John Frenzel Also Known As Tim John Frenzel, Timothy Frenzel And Tim Frenzel

On or about May 23, 2016, in the County of Blue Earth, said Defendant, Timothy John Frenzel after having been convicted of, or adjudicated delinquent or convicted as an extended jurisdiction juvenile for

committing, in this state or elsewhere, a crime of violence; did possess a firearm or ammunition.

COUNT III

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): 05/23/2016

Control #(ICR#): 16000662

Charge Description: Timothy John Frenzel Also Known As Tim John Frenzel, Timothy Frenzel And Tim Frenzel

On or about May 23, 2016, in the County of Blue Earth, said Defendant, Timothy John Frenzel 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in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or privilege was revoked.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 IV

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): 05/23/2016

Control #(ICR#): 16000662

Charge Description: Timothy John Frenzel Also Known As Tim John Frenzel, Timothy Frenzel And Tim Frenzel

On or about May 23, 2016, in the County of Blue Earth, said Defendant, Timothy John Frenzel 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.

STATEMENT OF PROBABLE CAUSE

On May 23, 2016 at approximately 9:50 PM Officer Andrew Hagen with the Mapleton Police Department was on routine patrol when he heard a car heading east on Grove St. Southeast in the City of Mapleton. Officer Hagen noted that the exhaust was loud and was not blending in with the overall vehicle noise. Officer Hagen located the vehicle and noted that it looked like Timothy John Frenzel's vehicle. Officer Hagen followed the vehicle and was able to verify that the vehicle belonged to Frenzel and that Frenzel's driving status was revoked. Officer Hagen effectuated a traffic stop, approached the vehicle and greeted Frenzel.

Officer Hagen noted that there was a garage furnace in the back seat with a copper gas line clipped off. Officer Hagen asked Frenzel where he was going and Frenzel stated he was going to take a shower. Officer Hagen asked Frenzel where and Frenzel responded 'over on Fourth Street.' Officer Hagen knew this did not make sense as Frenzel had just passed Fourth Street. Officer Hagen is aware that Frenzel was recently arrested in Waseca County for Second Degree controlled substance.

Officer Hagen asked Frenzel for identification which Frenzel was unable to provide. Officer Hagen then asked for proof of insurance and Frenzel was unable to provide it. Officer Hagen then returned to his squad car and called Blue Earth County Sheriff's Deputy Scott Wolfe and requested that he bring his narcotic detection dog to the scene. Deputy Wolfe and his K9 arrived at the scene and the dog walked around the vehicle and alerted to the presence of narcotics.

Officer Hagen searched the driver side of the vehicle and Deputy Wolfe searched the passenger side. No narcotics were found but a number of miscellaneous tools, wire cutters, and bolt cutters were found as well as two cans of live rifle ammunition, pistol ammunition and shotgun ammunition. A review of Frenzel's criminal history shows that he has a conviction for a crime of violence which can be found in Blue Earth County file number 07-CR-05-2291. The conviction is for a Fifth Degree controlled substance crime from September 2005.

Frenzel was taken into custody and transported to the Blue Earth County jail. Officer Hagen read the Miranda warning to Frenzel and Frenzel signed a waiver and agreed to speak with Officer Hagen. Frenzel admitted that the ammunition was his.

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

Andrew Hagen
Patrol Officer
104 2nd Ave NE
PO Box 342
Mapleton, MN 56065
Badge: 4873

Electronically Signed:
05/24/2016 04:41 PM
Blue Earth County, Minnesota

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:
05/24/2016 04:05 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: May 25, 2016.

Judicial Officer

Thomas G McCarthy
Judge of District Court

Electronically Signed: 05/25/2016 08:46 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.

TIMOTHY JOHN FRENZEL

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: