

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0681
07-CR-16-3305

State of Minnesota,

Plaintiff,

vs.

CORY JON KUIPERS DOB: 03/16/1986

301 10th Ave SE
Waseca, MN 56007

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: Traffic - DWI - Operate Motor Vehicle Under Influence of Alcohol

Minnesota Statute: 169A.20.1(1), with reference to: 169A.26.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/20/2016

Control #(ICR#): 16201658

Charge Description: Said Defendant, Cory Jon Kuipers, did drive or operate and was in physical control of any motor vehicle when he/she was under the influence of alcohol, and one aggravating factor was present when the violation was committed.

COUNT II

Charge: Traffic - DWI - Operate Motor Vehicle - Alcohol Concentration 0.08 Within 2 Hours

Minnesota Statute: 169A.20.1(5), with reference to: 169A.26.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/20/2016

Control #(ICR#): 16201658

Charge Description: Said Defendant, Cory Jon Kuipers, did drive, operate or was in physical control of any motor vehicle when his/her alcohol concentration at the time, or as measured within two hours of the time of driving, operating or being in physical control of the motor vehicle was .08 or more, and one aggravating factor was present when the violation was committed.

STATEMENT OF PROBABLE CAUSE

Complainant is a Trooper with the Minnesota State Patrol who believes the information set out below is true and accurate based on reports and information submitted to the Trooper by Sergeant Chad Mills and others identified herein.

On August 20, 2016, at approximately 11:25 p.m., dispatch advised of a verbal domestic happening at the Holiday Inn Express parking lot in the City of Mankato. Information indicated a male and female were yelling at each other outside of a truck in the parking lot. Trooper Mills responded as Trooper Mills was only approximately two blocks away when the call came out.

Trooper Mills arrived at approximately 11:26 p.m. and observed a black Chevrolet truck parked in the loading area in front of the hotel lobby. Trooper Mills pulled up, and a female was standing at the front of the truck, and a male party was standing by the passenger side of the truck. The female appeared to be crying. Trooper Mills made contact and advised that he had received a call that they were yelling at each other. Trooper Mills noted the female was crying. Trooper Mills identified the male as Cory John Kuipers, D.O.B. 3-16-1986. The female was identified as an adult, Witness.

While speaking to Kuipers and Witness, Trooper Mills could smell a very strong odor of alcohol. Trooper Mills noted that both Kuipers and Witness displayed signs of intoxication, including bloodshot eyes, slurred speech, and an unsteady stance. Trooper Mills asked who had driven the vehicle to the hotel, and Kuipers admitted that he did. Both Kuipers and Witness admitted to drinking at a wedding earlier that evening. Trooper Mills spoke to Witness near his patrol car and asked if there had been a physical assault. Witness stated it was just verbal over something small. Witness also stated that Kuipers was driving the vehicle.

Trooper Mills also spoke to Kuipers after another officer arrived. Trooper Mills asked Kuipers if there had been a physical assault. Kuipers stated it had only been verbal. Kuipers stated he drove the truck from the wedding reception and that he had been drinking. Kuipers stated his last drink was approximately 30 minutes prior to Trooper Mills' arrival. Kuipers stated he had not had anything to drink since leaving the wedding.

Trooper Mills administered standardized field sobriety tests to Kuipers. Based on the performance of the standardized field sobriety tests, Trooper Mills believed Kuipers was not able to safely operate a motor vehicle. Trooper Mills requested Kuipers to submit a preliminary breath test sample. Kuipers provided a shallow breath that indicated a digital reading of .144.

Trooper Mills placed Kuipers under arrest and transported Kuipers to the Blue Earth County Jail. Trooper Mills read the Implied Consent Advisory, and Kuipers agreed to submit to a breath test. The breath test was conducted at approximately 12:20 a.m. and indicated an alcohol content of .17.

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

Casey Meagher
Lieutenant
2171 Bassett Drive
Mankato, MN 56001-6888
Badge: 2201

Electronically Signed:
08/22/2016 03:58 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
08/22/2016 02:47 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: August 22, 2016.

Judicial Officer Krista J Jass
Judge of District Court

Electronically Signed: 08/22/2016 04:31 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.

CORY JON KUIPERS

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: