

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1574
07-CR-16-3848

State of Minnesota,

Plaintiff,

vs.

MARIA ANN COLE DOB: 08/28/1977

Budget Host Inn, 1255 Range St #208
Mankato, MN 56001

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-DL-Driving after cancellation-inimical to public safety

Minnesota Statute: 171.24.5

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/27/2016

Control #(ICR#): 16002183

Charge Description: Maria Ann Cole

On or about September 27, 2016, in the County of Blue Earth, said Defendant, Maria Ann Cole did after being given notice, or reasonably should have known of the cancellation, 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 cancelled; and the Commissioner of the Department of Public Safety has determined that the operation of a motor vehicle on the highways by the person would be inimical to the public safety or welfare.

COUNT II

Charge: Traffic Regulation-Uninsured Vehicle-Owner Violation

Minnesota Statute: 169.797.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 09/27/2016

Control #(ICR#): 16002183

Charge Description: Maria Ann Cole

On or about September 27, 2016, in the County of Blue Earth, said Defendant, Maria Ann Cole did, as an owner of a vehicle with respect to which security is required under sections 65B.41 to 65B.71, operated the vehicle or permitted it to be operated upon a public highway, street, or road in this state and knows or has reason to know that the vehicle does not have security complying with the terms of section 65B.48 operate a vehicle without insurance, 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 III

Charge: Title - Fail to Deliver Title

Minnesota Statute: 168A.10.1, with reference to: 168A.30.2

Maximum Sentence: 90 days and/or \$1000

Offense Level: Misdemeanor

Offense Date (on or about): 09/27/2016

Control #(ICR#): 16002183

Charge Description: Maria Ann Cole

On or about September 27, 2016, in the County of Blue Earth, said Defendant, Maria Ann Cole did, as transferee, fail, within ten days after assignment to the transferee of the vehicle title certificate, execute the application for a new certificate of title in the space provided on the certificate and cause the certificate of title to be mailed or delivered to the Department of Public Safety.

STATEMENT OF PROBABLE CAUSE

On September 27, 2016, at approximately 9:35 p.m., Officer Burban observed a vehicle with expired license plates being driven near the intersection of Highway 60 and Highway 169 in Blue Earth County, Minnesota. Officer Burban's attention was initially drawn to the vehicle because it appeared as though the license plate tabs had expired. A computer check of the Minnesota license plate 643-JBT indicated that the tabs had expired in May of 2016. Officer Burban stopped the vehicle and identified the driver as Maria Ann Cole, the Defendant herein. The Defendant told Officer Burban that she had recently purchased the vehicle. The Defendant could not provide proof of insurance on the vehicle. In addition, the Defendant could not provide proof of ownership of the vehicle. The Defendant admitted that she had purchased the vehicle from another individual approximately two to three months ago. The Defendant claimed that the seller had told her she would keep insurance on the vehicle for approximately two weeks. The Defendant admitted that she had not obtained insurance on the vehicle.

A computer check of the Defendant's driver's license record indicates it was canceled as inimical to public safety. Officer Burban spoke with the Defendant regarding the status of her driver's license. The Defendant told Officer Burban that her license was suspended. The Defendant also admitted that she had not filed the paperwork to transfer the vehicle into her name with the Minnesota Department of Motor Vehicles.

Officer Burban informed the Defendant that her driver's license was Cancelled as Inimical to Public Safety. The Defendant claimed that she did not know. A computer check of the Defendant's driver's license record indicates that she has been charged with DAC-IPS on three previous occasions in the last four years. The Defendant has convictions for DAC-IPS in Nicollet County and Blue Earth Counties. See Nicollet County District Court File No. 52-CR-13-32 and Blue Earth County District Court File No. 07-CR-14-4920.

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

Elijah Blakesley
Patrol Officer
100 East Robinson Street
Lake Crystal, MN 56055
Badge: 4685

Electronically Signed:
09/29/2016 09:29 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Christopher Cain
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
09/28/2016 03:06 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: September 29, 2016.

Judicial Officer

Richard C. Perkins
Judge of District Court

Electronically Signed: 09/29/2016 01:29 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.

MARIA ANN COLE

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: