State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. MAN-16-0220
Court File No. 07-CR-16-1090

State of Minnesota,

Plaintiff,

vs.

DANIEL AARON SIEBERG DOB: 01/21/1991

903 Southhaven Drive
Mankato, MN 56001

Defendant.

COMPLAINT

Summons

[X] Amended

[X] Tab Charge/Citation Previously Filed

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): 03/22/2016

Control #(ICR#): 16008223

Charge Description: Said Defendant, Daniel Aaron Sieberg, 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): 03/22/2016

Control #(ICR#): 16008223

Charge Description: Said Defendant, Daniel Aaron Sieberg, 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 an Officer with the Mankato Police Department who believes the information set out below is true and accurate based on reports and information submitted to the Officer by Officer Tiffany Blaschko and others identified herein.

On March22, 2016 at about 2:11 pm, officers were called to a report of a suspicious person in the alley behind the Free Press building at 418 So. 2nd St. in Mankato, Blue Earth County. The report indicated that a male driving a described truck almost hit another vehicle. The male got out of the truck and was described as impaired and staggering. By the time Officer Blaschko got into the area, another report stated that the male got back into the truck and was travelling east on Cherry St. North Mankato Police Chief Boyer was in the area and located the truck on Cherry St. He followed it, observing that it was travelling at about 40 miles per hour and twice drove into the right side gutter. Chief Boyer turned his emergency lights on to stop the vehicle and it pulled over, driving up onto the curb on Parkway. Chief Boyer approached the driver and lone occupant, Daniel Sieberg, the defendant. He observed that Sieberg's speech was slow, his eyes were bloodshot and he appeared to be lethargic.

Officers Blaschko and Myers arrived on-scene and Officer Blaschko spoke with Sieberg. Sieberg stated that he had been drinking the night before but had not had anything prior to going to work. The officer asked him to perform field sobriety tests. Following his poor performance on the Walk and Turn and the One Legged Stand, and showing indicators of intoxication in the HGN, the officer requested a PBT. Sieberg consented and the result was a .23 alcohol concentration. Sieberg was placed under arrest and read the Implied Consent Advisory at 3:07 pm. Sieberg stated he understood the advisory, did not wish to speak with an attorney and would take a breath test. Officer Blaschko administered the test which measured Sieberg's alcohol concentration to be .18 at 3:24 pm.

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	Daniel Schisel Police Commander 710 S Front St Mankato, MN 56001-3803 Badge: 3135	Electronically Signed: 04/04/2016 12:12 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 56002-3129 (507) 304-4600	Electronically Signed: 04/04/2016 09:42 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).

[X] 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: April 4, 2016.

Judicial Officer Krista J Jass
Judge of District Court

Electronically Signed: 04/04/2016 01:27 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.

DANIEL AARON SIEBERG

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: