

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0483
07-CR-16-2482

State of Minnesota,
Plaintiff,

COMPLAINT
Warrant

vs.

LAWRENCE PAUL ERDOS DOB: 07/16/1942

no perm

Defendant.

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.27.1

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

Offense Level: Misdemeanor

Offense Date (on or about): 03/07/2016

Control #(ICR#): 16006580

Charge Description: Said Defendant, Lawrence Paul Erdos, did drive, operate and have physical control of any motor vehicle when he/she was under the influence of alcohol.

COUNT II

Charge: Traffic - DWI - Operate Motor Vehicle Under Influence of Controlled Substance

Minnesota Statute: 169A.20.1(2), with reference to: 169A.27.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 03/07/2016

Control #(ICR#): 16006580

Charge Description: Said Defendant, Lawrence Paul Erdos, did drive, operate and have physical control of a motor vehicle when he/she was under the influence of a controlled substance, to-wit: Zolpidem.

COUNT III

Charge: Traffic - DWI - Combination Any 2 Alcohol/Controlled Substance/Hazardous Substance

Minnesota Statute: 169A.20.1(4), with reference to: 169A.27.2

Maximum Sentence: 90 days and/or \$1000

Offense Level: Misdemeanor

Offense Date (on or about): 03/07/2016

Control #(ICR#): 16006580

Charge Description: Said Defendant, Lawrence Paul Erdos, did drive, operate and have physical control of a motor vehicle in when he/she was under influence of a combination of any two or more of the elements named in clause (1) to (3), to-wit: alcohol and a controlled substance (Zolpidem).

COUNT IV

Charge: Traffic - Open bottle law; Possession; crime described

Minnesota Statute: 169A.35.3

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

Offense Level: Misdemeanor

Offense Date (on or about): 03/07/2016

Control #(ICR#): 16006580

Charge Description: Said Defendant, Lawrence Paul Erdos, did have in his/her possession, while in a private motor vehicle, upon a street or highway, any bottle or receptacle containing an alcoholic beverage, distilled spirit or 3.2 percent malt liquor that has been opened, or the seal broken or the contents of which had been partially removed.

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 Mohamed Mohamed and others identified herein.

On March 7, 2016, at approximately 11:00 p.m., Officer Mohamed responded to a report of a driver sleeping in his vehicle at the off-ramp of Victory Drive and Highway 14, in the City of Mankato, Blue Earth County, Minnesota. Officer Mohamed reported to that location and identified the driver as Lawrence Paul Erdos, the Defendant herein. Officer Mohamed noted the vehicle was stopped at the semaphore and was running. Officer Mohamed observed that the Defendant had a bottle of alcohol sitting on his lap between his legs. The Defendant's head was laying on the steering wheel and his hands were hanging down next to him. Officer Mohamed detected the faint odor of consumed alcoholic beverage coming from the Defendant's breath. The Defendant's speech was heavily slurred, and his eyes were bloodshot. The Defendant admitted that he had consumed alcohol and ingested several different medications.

Minnesota State Trooper Sgt. Mark Fahning reported to that location to assist Officer Mohamed. Sgt. Fahning administered standardized field sobriety test to the Defendant. Sgt. Fahning attempted to administer the horizontal gaze nystagmus test. Sgt. Fahning noted that the Defendant wouldn't follow instructions and kept moving his head. In addition, the Defendant looked at Sgt. Fahning and not at the stimulus. Sgt. Fahning administered the walk and turn test, and noted the Defendant was very unsteady on his feet. Sgt. Fahning notes in his report that the Defendant kept falling over. Sgt. Fahning administered the finger count field sobriety test to the Defendant. The Defendant stopped the test prematurely and had to be told to continue. The Defendant faltered at the end of the test trying to think of the correct number. Sgt. Fahning also administered the alphabet test. The Defendant was asked to recite a portion of the alphabet beginning with the letter 'L' and stop at the letter 'Q.' The Defendant initiated the test early and went all the way to the letter 'Z.' The Defendant submitted to a portable breath test and blew a .006 on the digital PBT. Sgt. Fahning noted several bottles of prescription medication in plain view in the Defendant's vehicle. A number of the medications had warnings that alcohol may impair the ability to drive or operate heavy machinery. The Defendant was placed under arrest for DWI. Judge Krista Jass approved a warrant for a blood draw from the Defendant. While working on the warrant the Defendant informed Officer Mohamed that he was experiencing breathing problems. The Defendant was transported to M.C.H.S. by Gold Cross.

Officer Mohamed interviewed the Defendant pursuant to Miranda. The Defendant admitted to taking the following medications: Warfarin, Lisinopril, Furosemide and Metoprolol. These medications indicate that they may impair the ability to drive should they be mixed with alcohol. A blood sample was withdrawn by Laboratory Assistant Jenny Sommers. Blood sample kit number B378538 was used in the administration of the blood test. Forensic Scientist Jody Nelson analyzed the blood sample. The drug Zolpidem was detected in the Defendant's blood sample. The drug was determined to be a .026 mg/L concentration. A sample of the open container of alcohol (Pacifico Clara) was placed into evidence.

A computer check of the Defendant's driver's license number indicates that that it had been revoked due to having sold or possessed a controlled substance from an incident on January 24, 2015 in Scott County. In addition, the Defendant entered a guilty plea to Misdemeanor-Open Bottle from an incident on May 23, 2015, in Nicollet County.

A warrant is requested in this matter as the defendant has no known address.

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:
06/17/2016 08:48 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Christopher Cain
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002-3129
(507) 304-4600

Electronically Signed:
06/14/2016 03:57 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: \$12,000.00

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: June 17, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 06/17/2016 09:00 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.

LAWRENCE PAUL ERDOS

Defendant

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

Signature of Authorized Service Agent: