

State of Minnesota  
County of Blue Earth

District Court  
5th Judicial District

Prosecutor File No.  
Court File No.

BEC-16-0811  
07-CR-16-2116

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**State of Minnesota,**

Plaintiff,

vs.

**KENNY LEE HUTCHINGS DOB: 08/15/1972**

301 Hiedemann Ave #103  
Nicollet, MN 56074

Defendant.

**COMPLAINT**

Summons

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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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana**

Minnesota Statute: 152.025.2(a)(1)

Maximum Sentence: 5 years and/or \$10,000

Offense Level: Felony

Offense Date (on or about): 05/02/2016

Control #(ICR#): 16012778

Charge Description: Kenny Lee Hutchings

On or about May 2, 2016, in the County of Blue Earth, said Defendant, Kenny Lee Hutchings did unlawfully possess one or more mixtures containing a controlled substance classified in schedule I, II, III, or IV, except a small amount of marijuana.

**COUNT II**

**Charge: Drugs - Synthetic Cannabinoid - Possess any amount of a synthetic cannabinoid**

Minnesota Statute: 152.027.6(d)

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

Offense Level: Misdemeanor

Offense Date (on or about): 05/02/2016

Control #(ICR#): 16012778

Charge Description: Kenny Lee Hutchings

On or about May 2, 2016, in the County of Blue Earth, said Defendant, Kenny Lee Hutchings, did unlawfully possess any amount of a synthetic cannabinoid.

**COUNT III**

**Charge: Drugs - Possession of Drug Paraphernalia - Use or Possession Prohibited**

Minnesota Statute: 152.092

Maximum Sentence: \$300

Offense Level: Petty Misdemeanor

Offense Date (on or about): 05/02/2016

Control #(ICR#): 16012778

Charge Description: Kenny Lee Hutchings

On or about May 2, 2016, in the County of Blue Earth, said Defendant, Kenny Lee Hutchings did knowingly or intentionally possess drug paraphernalia; to wit: a smoking device

## STATEMENT OF PROBABLE CAUSE

On May 2, 2016, at approximately 4:48 a.m., Officer Hoppe with the Mankato Department of Public Safety went to a residence located on North Riverfront Drive in the City of Mankato, County of Blue Earth, in an attempt to locate a wanted fugitive, D.F. Officer Walker went with Officer Hoppe to assist. Upon arrival, Officer Hoppe located an adult male, Witness 1, outside of the residence in a vehicle with an adult female, Witness 2. Officer Hoppe made contact with Witness 1 and advised Witness 1 why officers were at Witness 1's residence. Witness 1 advised officers that D.F. was not at his residence and said that Witness 1 would let officers in to verify. As officers walked to Witness 1's front door, Officer Hoppe observed a female, later identified as Erin Lea Janssen, D.O.B. 7-24-1978, get up from the couch and walk over to the counter near the fridge with a glass pipe in her hand. Officer Hoppe was able to observe this through an open window. Officer Hoppe recognized the pipe as a methamphetamine pipe. Officer Hoppe then watched as Janssen hid the pipe inside a bag of candy.

Witness 1 had to knock on his door and yell before Janssen came to open the door. As the door opened, Officer Hoppe observed multiple individuals inside. Officer Hoppe's attention was immediately drawn to a male on the couch. The male was later identified as Kenny Lee Hutchings, D.O.B. 8-15-1972. Officer Hoppe noted that Hutchings was making furtive movements, attempting to hide objects from his pockets to behind Hutchings' person. Officer Hoppe observed one of these objects to be a prescription pill bottle that was missing its label.

Officer Hoppe ordered everyone to keep their hands where they could be seen while Officer Hoppe walked through the residence looking for D.F. Upon not finding D.F., Officer Hoppe retrieved the glass methamphetamine pipe that Officer Hoppe previously observed Janssen hiding in the bag of candy. Officer Hoppe then went to collect the pill bottle Officer Hoppe had observed from behind Hutchings after having Officer Walker detain Janssen. Upon attempting to reach for the bottle, Hutchings began moving erratically and not following directions. Officer Hoppe placed Hutchings in handcuffs for safety concerns and collected the bottle. Officer Hoppe found the bottle to contain apparent synthetic marijuana along with a glass pipe used for smoking synthetic marijuana and a digital scale. Upon checking Hutchings' pockets, Officer Hoppe located two baggies of synthetic marijuana and a glass pipe used for smoking methamphetamine wrapped in a paper towel.

Officer Hoppe collected these items into evidence and later processed them. Both glass meth pipes tested positive for the presence of methamphetamine. Officer Hoppe noted that the suspected synthetic marijuana weighed an estimated one ounce, excluding its packaging.

## 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**

Craig Frericks  
Commander  
710 S Front St  
Mankato, MN 56001-3803  
Badge: 3102

Electronically Signed:  
05/23/2016 09:14 AM  
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  
(507) 304-4600

Electronically Signed:  
05/20/2016 03:22 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 23, 2016.

**Judicial Officer** Krista J Jass  
Judge of District Court

Electronically Signed: 05/23/2016 11:26 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.

**KENNY LEE HUTCHINGS**

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: