

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1754
07-CR-15-5255

State of Minnesota,

Plaintiff,

vs.

JUSTIN WAYNE KARSTENS DOB: 02/20/1992

421 Washington Crt
Mankato, MN 56001

Defendant.

COMPLAINT

Summons

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: Predatory Offender-Knowingly Violates Registration Req. or Intentionally Provides False Information

Minnesota Statute: 243.166.5(a), with reference to: 243.166.5(c)

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

Offense Level: Felony

Offense Date (on or about): 11/01/2015 to 12/02/2015

Control #(ICR#): 15037968

Charge Description: Justin Wayne Karstens Also Known As Jusitn Wayne Karstens

On or between November 1, 2015 and December 2, 2015, in the County of Blue Earth, said Defendant, Justin Wayne Karstens, did, as a person required to register under section 243.166, knowingly violated any of its provisions or intentionally provided false information to a corrections agent, law enforcement authority, or the bureau; and has previously been convicted of or adjudicated delinquent for violating this section or a similar statute of another state or the United States.

STATEMENT OF PROBABLE CAUSE

On December 2, 2015, Officer McGinnis of the Department of Public Safety went to 520 James Avenue, Apartment 104, in the City of Mankato in order to do a predatory offender registration check on Justin Wayne Karstens, D.O.B. 2-20-1992. Officer McGinnis went to apartment 104 and received no answer at the door. Officer McGinnis then called Karstens on his cell phone, identified himself and the reason Officer McGinnis was calling. Officer McGinnis asked Karstens if he was at home. Karstens initially responded, "ahh, yes." Officer McGinnis told Karstens that he was outside Karstens' apartment door and requested Karstens come speak with him. Karstens said that he was actually at his friend, Brianna's house, but would be there in ten minutes.

After 20 minutes had passed, Officer McGinnis called Karstens again and asked Karstens how much longer he would be. Karstens stated he was at his apartment but did not see Officer McGinnis. Officer McGinnis went back to Apartment 104 and again knocked with no answer. Officer McGinnis called Karstens and said he was at Karstens' door. Karstens explained he did not see Officer McGinnis anywhere and that Karstens was outside of his apartment. Officer McGinnis asked Karstens to give him his address, and Karstens could only tell Officer McGinnis off of James Avenue in Apartment 104. Officer McGinnis noted there were several apartment complexes off of James Avenue in the 400 to 600 blocks. Officer McGinnis was becoming increasingly suspicious that Karstens did not actually live at the address that was listed on his predatory offender registration paperwork. After walking around several of the buildings, Officer McGinnis finally located Karstens outside of 504 James Avenue. Karstens claimed that he must have accidentally listed the wrong address.

Karstens led Officer McGinnis inside the building and walked up to Apartment 104. Karstens then let Officer McGinnis inside. Officer McGinnis asked Karstens to show him where he sleeps. Karstens pointed out a futon in the living room and claimed that's where he sleeps. Karstens did not have any mail in the apartment but claimed it was sent to his mother's address in Sleepy Eye, Minnesota. Karstens also said that he regularly stays at the apartment or his mom's residence, which is listed as a secondary address.

Officer McGinnis learned that Karstens was not listed on the lease. Officer McGinnis spoke to Karstens' claimed roommate, who was in the back bedroom. After initially stating that Karstens lived in the apartment, the witness, J.B., explained that Karstens actually stays at the apartment about once a month and does not live with J.B. J.B. told Officer McGinnis that Karstens had recently called J.B. prior to both Officer McGinnis and Karstens arriving and said that Karstens needed to get into J.B.'s apartment. J.B. didn't really understand why but said okay to Karstens' request. J.B. reiterated on a tape recording that Karstens does not and has not ever lived with J.B. at Apartment 104. J.B. stated that Karstens initially stayed there for a week or two a few months ago but that was it.

Upon further investigation, Karstens admitted to Officer McGinnis that he does not live at the registered address on James Avenue or with his friend, J.B. Karstens further admitted that he only stayed at Karstens' mother's residence maybe one day on the weekend when he goes to see his girlfriend in Redwood Falls, MN. Karstens admitted that he lives with "Brianna" and that he lied to Officer McGinnis. Karstens did not say specifically why he did not complete a change of information form; however, Karstens did say that he understands he needs to update his paperwork and that he was aware he was wrong for living at Brianna's.

Officer McGinnis also discovered that Karstens was driving a different vehicle that is also not registered as required per statute. Karstens stated he just got the vehicle that past Sunday and showed Officer McGinnis documentation that he transferred the title on the previous Monday. Officer McGinnis had Karstens follow him to the Public Safety Center where Karstens did a change of information form with his updated address of 421 Washington Court and his new vehicle listed on it.

A review of Karstens' criminal history reveals a May 7, 2015, conviction for knowingly violating registration requirements or intentionally providing false information in violation of Minn. Stat. 243.166, Subd. 5(a). Criminal records also indicate that Karstens was, and is still required, to register as a predatory offender.

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

Deborah McDermott
Patrol Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3143

Electronically Signed:
12/23/2015 09:45 AM
Blue Earth County, mn

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:
12/22/2015 03:08 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 **January 21, 2016 at 2:00 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: December 23, 2015.

Judicial Officer Bradley C Walker
District Court Judge

Electronically Signed: 12/23/2015 11:21 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.

JUSTIN WAYNE KARSTENS

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: