

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1412
07-CR-16-3516

State of Minnesota,

Plaintiff,

vs.

RYAN MARK GUNDERSON DOB: 05/17/1991

3465 168th Avenue NE
Ham Lake, MN 55304

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: Assault - 4th Degree - Peace Officer - Physically Assaults

Minnesota Statute: 609.2231.1(b)

Maximum Sentence:

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/02/2016

Control #(ICR#): 16026424

Charge Description: Ryan Mark Gunderson

On or about September 2, 2016, in the County of Blue Earth, said Defendant, Ryan Mark Gunderson did, physically assault a peace officer when that officer was effecting a lawful arrest or executing any other duty imposed by law.

COUNT II

Charge: Obstruct Legal Process-Interfere w/Peace Officer

Minnesota Statute: 609.50.1(2), with reference to: 609.50.2(2)

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/02/2016

Control #(ICR#): 16026424

Charge Description: Ryan Mark Gunderson

On or about September 2, 2016, in the County of Blue Earth, said Defendant, Ryan Mark Gunderson did, intentionally, obstruct, resist, or interfere with a peace officer while the officer was engaged in the performance of official duties and the act was accompanied by force or violence or the threat thereof.

COUNT III

Charge: Disruptive Intoxication

Local Code: 9.48

Maximum Sentence: 90 days and/or \$1000

Offense Level: Misdemeanor

Offense Date (on or about): 09/02/2016

Control #(ICR#): 16026424

Charge Description: Ryan Mark Gunderson

On or about September 2, 2016, in the City of Mankato, County of Blue Earth, said Defendant, Ryan Mark Gunderson, did, in a public place, while intoxicated, conduct himself or herself so as to be a danger to themselves or others and/or engage in public disruption.

STATEMENT OF PROBABLE CAUSE

On September 2, 2016, at approximately 1:06 a.m., Officer Steven Hoppe of the Mankato Department of Public Safety located two males who had been seen urinating by Officers Kruger and Kranz near the entertainment district.

The males had run from them as well as Officer Hoppe, and Officer Hoppe located them on Second Street where the males continued to run. Officer Gilbertson, also with the Mankato Department of Public Safety, was driving southbound on Second Street when he observed Officer Hoppe rapidly accelerate and drive towards Hickory Street. Officer Gilbertson observed on the sidewalk one of the males that was running away from Officer Hoppe.

The male was later identified as Defendant 1. Defendant 1 ran a short distance on Hickory going eastbound but then doubled back and ran towards Second Street. Officer Gilbertson exited his squad and ran towards Defendant 1, yelling at him to stop.

As Officer Gilbertson caught up to Defendant 1 at the corner of Second and Hickory, he was able to grab onto him. Defendant 1 stopped running, and Officer Gilbertson told him to get down on the ground. Defendant 1 was eventually handcuffed and escorted back to Officer Gilbertson's squad. Defendant 1 was argumentative and belligerent and appeared to be heavily intoxicated. While Officer Gilbertson was placing Defendant 1 under arrest, a second male was grabbing Officer Gilbertson's vest and shirt in an attempt to pull him away from Defendant 1. While holding onto Defendant 1 with one hand, Officer Gilbertson used his other hand to push away the second male yelling, 'stop' and 'get away.'

The second male was identified as Ryan Mark Gunderson. As Officer Hoppe exited his squad car to assist Officer Gilbertson with Defendant 1, he heard Officer Gilbertson yell, "Get away from me!"

Officer Hoppe ran in the direction of Officer Gilbertson and was able to see Gunderson behind Officer Gilbertson. Gunderson appeared to be grabbing at Officer Gilbertson's neck. As Officer Hoppe made it closer to Officer Gilbertson, he observed Officer Gilbertson push Gunderson away from him.

At the same time, Officer Hoppe lowered his right shoulder and brought it up, along with his right elbow, and knocked into Gunderson's chest, knocking him to the ground. Officer Hoppe then yelled for Gunderson to turn over while giving loud verbal commands. Gunderson resisted arrest until Officer Hoppe was able to get his right arm into an arm bar and pull it behind his back.

Gunderson was placed in handcuffs. Officer Hoppe then spoke with Officer Gilbertson regarding Gunderson's actions. Officer Gilbertson indicated that Gunderson had been physically interfering with the arrest of Defendant 1. Gunderson was transported to the jail where he was turned over to staff.

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

Jeremy Clifton
Police Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3149

Electronically Signed:
09/02/2016 10:35 AM
Blue Earth County, mn

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

Prosecuting Attorney

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

Electronically Signed:
09/02/2016 10:29 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).

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 2, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 09/02/2016 11:17 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.

RYAN MARK GUNDERSON

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: