

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1418
07-CR-16-3533

State of Minnesota,

Plaintiff,

vs.

ANTHONY THOMAS WRIGHT DOB: 07/20/1990

402 Meray Boulevard
Mankato, MN 56001

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: Traffic - DWI - Operate Motor Vehicle Under Influence of Alcohol

Minnesota Statute: 169A.20.1(1), with reference to: 169A.25.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/04/2016

Control #(ICR#): 16001352

Charge Description: Anthony Thomas Wright

On or about September 4, 2016, in the County of Blue Earth, said Defendant, Anthony Thomas Wright did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of alcohol, and two or more aggravating factors were 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.25.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/04/2016

Control #(ICR#): 16001352

Charge Description: Anthony Thomas Wright

On or about September 4, 2016, in the County of Blue Earth, said Defendant, Anthony Thomas Wright 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 0.08 or more, and two or more aggravating factors were present when the violation was committed.

STATEMENT OF PROBABLE CAUSE

Officer Andrew Hagen, a licensed peace officer in the State of Minnesota currently employed by the Mapleton Police Department, reports that on September 4, 2016, he was performing stationary patrol in the driveway to the Minnesota state rest stop across from Casey's General Store located in the jurisdiction of Mapleton, Minnesota.

At approximately 2:25 a.m., he observed a vehicle traveling north on Central Avenue and saw it was traveling faster than the posted speed limit of 30 miles an hour.

Hagen engaged his squad radar and received speed readings of 37, 36, 35, and 34 miles per hour. Hagen locked the speed in at 36 miles per hour.

Hagen observed that as the vehicle went past him, a suspended object hanging from the rearview mirror.. The vehicle then pulled into Casey's.

Hagen noted that Casey's was closed at this time. Hagen also observed that the vehicle was occupied by at least two individuals. Hagen followed the vehicle into Casey's parking lot and activated the overhead emergency lights and called in the stop to dispatch.

Hagen reports he approached the vehicle and saw a male in the driver's seat, a female in the passenger seat, and two children in child safety seats. Both children appeared to be toddlers. Hagen approached the driver's window and greeted the driver and advised the driver of the reason for the stop.

Both the driver and passenger informed Hagen that they were not from the area and were on their way home to Mankato. The driver also indicated he needed to use the bathroom. Hagen then advised that Casey's was closed, at which time he smelled a moderate odor of an alcoholic beverage coming from the vehicle and noted that the driver's speech was gravely, which Hagen, based on his training and experience, believed to be consistent with opiate use. Also, the driver's speech was slow. Hagen further noted the driver's eyes were bloodshot and watery.

Hagen then asked for the driver for his driver's license. He stated he did not have one. Hagen then asked the driver if he had an ID, and he produced a Minnesota identification card. The driver was then identified as Anthony Thomas Wright with a date of birth of July 20, 1990. The female passenger stated she had a valid license and gave Hagen her driver's license. The female was identified as Witness 1.

Hagen then asked Wright how much he had had to drink, and Wright stated one or two. Hagen then had him step from the vehicle back to the squad. Hagen once again asked Wright how many he had to drink. Wright then replied three or four beers. Hagen then asked Wright when his last drink was. Wright indicated about 1:00 a.m. or so. Hagen then asked him when he started drinking. Wright indicated 8:00 p.m.

Hagen then asked Wright to perform some standard field sobriety testing, which Wright either performed unsatisfactorily or failed.

Hagen then had Wright perform a preliminary breath test and initially received a readout of .000 due to Wright blowing an inadequate sample. Hagen then cleared the PBT and had Wright try again. Eventually, Wright provided a sample which provided a preliminary PBT readout of .115.

Hagen then placed Wright under arrest and transported him to the Mapleton Police Department where he began reading Implied Consent Advisory. Hagen notes he started reading the advisory at 3:12 a.m., and

Wright stated he understood what was read to him. Wright did not wish to speak with an attorney, and Wright further agreed to a breath test. Hagen reports the Implied Consent was completed at 3:14 a.m.

Hagen then transported Wright to the Blue Earth County Justice Center; and after an observation period, Wright performed a breath test. The test was completed at 3:57 a.m. and showed a reported a value of .10.

Hagen further notes a review of Wright's criminal history shows two prior Driving While Impaired convictions within the past ten years. Additionally, Hagen notes that there were two children in the vehicle as an additional aggravating factor.

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

Benjamin M Honsey
Chief of Police
104 2nd Ave NE
PO Box 342
Mapleton, MN 56065
Badge: 4871

Electronically Signed:
09/06/2016 11:20 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
09/06/2016 11:02 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 6, 2016.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 09/06/2016 12:18 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.

ANTHONY THOMAS WRIGHT

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: