

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0323
07-CR-16-781

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

KYLE KEITH PLAKKE DOB: 05/22/1994

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: 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): 03/01/2016

Control #(ICR#): 16005923

Charge Description: Kyle Keith Plakke

On or about March 1, 2016, in the County of Blue Earth, said Defendant, Kyle Keith Plakke 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.

STATEMENT OF PROBABLE CAUSE

On March 1, 2016, at approximately 9:53 a.m., Officer Melissa Myers of the Mankato Department of Public Safety was dispatched to the area of the 500 block of North Second Street in Mankato, Blue Earth County, on a citizen complaint of someone that came to their house and was "babbling." The complainant thought that this person was "drunk or high." The complainant described the male as being skinny, white, and in his 20's with curly blonde hair and was wearing a black stocking cap, coat, and gray pants.

Officer Lindmeyer arrived in the area and was unable to locate the male. Officer Myers responded to a nearby SuperAmerica in Mankato, Blue Earth County, as she thought the male might be Kyle Keith Plakke, D.O.B. 5-22-1994, based on the description given by the complainant. Officer Myers was aware that there was an apprehension and detention order for Plakke, and there was possibly an active arrest warrant for Plakke.

Officer Myers asked the clerk at the SuperAmerica store if there was anyone in the restroom. Officer Myers was told that Kyle Plakke was in the restroom. Officer Lindmeyer knocked on the door; and a male answered, stating he was going to the restroom. After awhile, the door opened; and Officer Myers observed that the male inside the restroom was, in fact, Kyle Plakke.

Officer Myers observed that Plakke was extremely intoxicated with slurred speech, poor balance, and had the odor of alcohol coming from him. Dispatch confirmed the active arrest warrant for Plakke. Plakke was then placed in handcuffs and searched incident to arrest.

While searching Plakke incident to arrest, Officer Lindmeyer located an orange-colored capsule in a right front pocket of Plakke's pants. Officer Myers took custody of the capsule. While escorting Plakke out of the store, he began rambling on about drugs and other things. Plakke refused to provide a breath sample into a preliminary breath test.

Officer Myers was able to identify the pill as Amphetamine and Dextroamphetamine extended release, a Schedule II controlled substance. Officer Myers had observed the description of the pill to be the letter M. Amphet Salts on one side and 30 mg on the other side.

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:
03/02/2016 01:35 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
03/02/2016 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: March 2, 2016.

Judicial Officer

Krista J Jass
Judge of District Court

Electronically Signed: 03/02/2016 01:45 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.

KYLE KEITH PLAKKE

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: