

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0006
07-CR-16-23

State of Minnesota,

Plaintiff,

vs.

ROBIN KAY OACHS DOB: 10/01/1962

111 Monet Place
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: Terroristic Threats-Reckless Disregard Risk

Minnesota Statute: 609.713.1

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

Offense Level: Felony

Offense Date (on or about): 01/03/2016

Control #(ICR#): 16000095

Charge Description: Robin Kay Oachs

On or about January 3, 2016, in the County of Blue Earth, said Defendant, Robin Kay Oachs, did threaten, directly or indirectly, to commit any crime of violence with purpose to terrorize another, or in a reckless disregard of the risk of causing such terror.

COUNT II

Charge: Assault-4th Deg-Peace Officer-Physically Assaults-G

Minnesota Statute: 609.2231.1

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 01/03/2016

Control #(ICR#): 16000095

Charge Description: Robin Kay Oachs

On or about January 3, 2016, in the County of Blue Earth, said Defendant, Robin Kay Oachs did, physically assault a peace officer when that officer was effecting a lawful arrest or executing any other duty imposed by law.

COUNT III

Charge: Disorderly Conduct-Offensive/Abusive/Noisy/Obscene

Minnesota Statute: 609.72.1(3)

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

Offense Level: Misdemeanor

Offense Date (on or about): 01/03/2016

Control #(ICR#): 16000095

Charge Description: Robin Kay Oachs

On or about January 3, 2016, in the County of Blue Earth, said Defendant, Robin Kay Oachs did, in a public or private place, knowingly, or having reasonable grounds to know it will, or will tend to, alarm, anger or disturb others or provoke an assault or breach of the peace, engaged in offensive, obscene, abusive, boisterous, or noisy conduct or in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or resentment in others.

STATEMENT OF PROBABLE CAUSE

On January 3, 2016, at approximately 6:51 p.m., Deputy Joe Flavin of the Blue Earth County Sheriff's Office was dispatched to a residence in Blue Earth County on the report of a disturbance. The complainant stated that a female, identified as Robin Kay Oachs, D.O.B. 10-1-1962, was outside banging on the door; and they did not want her there.

Upon arriving at the scene, Deputy Flavin observed Oachs standing in the doorway of the front door of the residence. She was standing in between the screen door and the closed front door. Deputy Flavin identified himself, and Oachs mumbled something incoherent. She then turned around and stumbled, almost falling over. Oachs had to use the screen door for support.

Deputy Flavin asked Oachs if she lived at the residence. She stated no. Oachs was unable to say what she was doing there but stated she was dropped off. While speaking with Oachs, Deputy Flavin detected that Oachs' speech was slurred; and there was a strong odor of alcohol coming from her. Deputy Flavin asked Oachs to walk over to his squad car so he could speak with her. Oachs stated she was not going to go by the squad car because she did not want Deputy Flavin to hurt her. Oachs continuously called Deputy Flavin a "cunt" and said that if Deputy Flavin laid a hand on her, she would hit him.

Deputy Flavin was eventually able to escort Oachs over to his squad car; however, Oachs was staggering and almost fell several times. Oachs stated she had two beers but stated the indicators of her intoxication were due to her allergies. Oachs continued to be verbally combative and made several threats that she would kill Deputy Flavin and hit him. Oachs would not submit to a preliminary breath test.

Deputy Flavin asked Oachs to sit in the back seat of his squad car, and she reluctantly complied. Once Oachs was seated, she began to yell at Deputy Flavin. Deputy Flavin asked Oachs to explain her condition; and at that point, she lunged towards Deputy Flavin and struck Deputy Flavin in the stomach with a closed fist while exclaiming "fuck you."

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

Richard Murry
Captain
401 Carver Rd
Mankato, MN 56002-0228
Badge: 2708

Electronically Signed:
01/05/2016 10:15 AM
Blue Earth County, MN

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:
01/05/2016 10:03 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: January 5, 2016.

Judicial Officer

Kurt D Johnson
District Court Judge

Electronically Signed: 01/05/2016 11:11 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.

ROBIN KAY OACHS

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: