

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0857
07-CR-16-2433

State of Minnesota,

Plaintiff,

vs.

ANGELA NICOLE SISTRUNK DOB: 04/01/1981

101 Eleanor St
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: Traffic - DWI - Operate Motor Vehicle Under Influence of Alcohol

Minnesota Statute: 169A.20.1(1), with reference to: 169A.26.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 05/14/2016

Control #(ICR#): 16006448

Charge Description: Angela Nicole Sistrunk

On or about May 14, 2016, in the County of Blue Earth, said Defendant, Angela Nicole Sistrunk did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of alcohol, and one aggravating factor was 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.26.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 05/14/2016

Control #(ICR#): 16006448

Charge Description: Angela Nicole Sistrunk

On or about May 14, 2016, in the County of Blue Earth, said Defendant, Angela Nicole Sistrunk 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 one aggravating factor was present when the violation was committed.

STATEMENT OF PROBABLE CAUSE

On May 14, 2016 at about 2:00 a.m., Deputy Flavin was patrolling westbound on Highway 90 in Blue Earth County. He observed a vehicle traveling in the same direction ahead of him and noticed the vehicle cross over the fog line and then correct itself. The deputy continued to follow the vehicle as it turned north on County Road 8 and again observed it drift over the fog line then correct itself. The deputy pulled the vehicle over and identified the driver as Angela Nicole Sistrunk, the defendant. While speaking with her, Deputy Flavin noticed that her eyes were bloodshot and watery and that she had a strong smell of alcohol. The defendant admitted that she had 4-5 beers prior to driving. The deputy requested field sobriety testing and observed six clues of intoxication during the HGN test. Due to her poor performance on the walk and turn and one-legged stand tests, the defendant was also requested to submit to a PBT. Her breath sample showed she had a preliminary alcohol concentration of .216. She was then placed under arrest. At 2:35 a.m., Deputy Flavin read the implied consent advisory to the defendant. She stated she understood the advisory, declined the opportunity to speak with an attorney, and would take a breath test. Deputy Flavin tested the defendant on the DMT, which measured her alcohol concentration at .19 at 2:57 a.m.

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:
06/14/2016 01:52 PM
Blue Earth County, MN

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

Prosecuting Attorney

Linda B. Hilligoss
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
06/14/2016 01:24 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 **July 14, 2016 at 8:15 AM** 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: June 14, 2016.

Judicial Officer

Darci J. Bentz

Electronically Signed: 06/14/2016 03:34 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.

ANGELA NICOLE SISTRUNK

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: