

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1839
07-CR-16-4400

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

MEGAN RENAE MARTINEZ DOB: 07/01/1989

Homeless

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: Possession of Burglary or Theft Tools

Minnesota Statute: 609.59

Maximum Sentence: 3 years and/or \$5,000

Offense Level: Felony

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez did have in his/her possession any device, explosive, or other instrumentality with intent to use or permit the use of the same to commit burglary or theft.

COUNT II

Charge: Possess/Use Police Radio While Committing Felony - Acts Constituting

Minnesota Statute: 609.856.1

Maximum Sentence: 3 years and/or \$5,000

Offense Level: Felony

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez, did have in possession or uses a radio or device capable of receiving or transmitting a police radio signal, message, or transmission of information used for law enforcement purposes, while in the commission of a felony or violation of section 609.487 or the attempt to commit a felony or violation of section 609.487.

COUNT III

Charge: Giving Peace Officer False Name-of Another Person

Minnesota Statute: 609.506.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez did, with intent to obstruct justice, give the name and date of birth of another person to a peace officer when that officer makes inquiries incident to a lawful investigatory stop or lawful arrest, or inquiries incident to executing any other duty imposed by law; to wit: K.C.

COUNT IV

Charge: Giving Peace Officer False Name-of Another Person

Minnesota Statute: 609.506.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez did, with intent to obstruct justice, give the name and date of birth of another person to a peace officer when that officer makes inquiries incident to a lawful investigatory stop or lawful arrest, or inquiries incident to executing any other duty imposed by law; to wit: J.R.

COUNT V

Charge: Give Peace Officer False Name/Birthdate/ID Card

Minnesota Statute: 609.506.1

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

Offense Level: Misdemeanor

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez did, with intent to obstruct justice, gave a fictitious name, other than a nickname, or gave a false date of birth, or false or fraudulently altered identification card to a peace officer, as defined in section 626.84, subdivision 1, paragraph (c), when that officer makes inquiries incident to a lawful investigatory stop or lawful arrest, or inquires incident to executing any other duty imposed by law.

COUNT VI

Charge: Theft-Take/Use/Transfer Movable Prop-No Consent

Minnesota Statute: 609.52.2(a)(1)
Maximum Sentence: 90 days and/or \$1,000
Offense Level: Misdemeanor

Offense Date (on or about): 11/07/2016

Control #(ICR#): 16033870

Charge Description: Megan Renae Martinez

On or about November 7, 2016, in the County of Blue Earth, said Defendant, Megan Renae Martinez did attempt, intentionally and without claim of right, take, use, transfer, conceal or retain possession of the movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property.

STATEMENT OF PROBABLE CAUSE

On November 7, 2016, at approximately 9:35 p.m., Dispatch advised Mankato Department of Public Safety officers of a shoplifting in progress, occurring at the Target store, located in the City of Mankato. Information provided suggested that a male and female were suspected to be shoplifting. The female was reportedly using a knife to remove a cell phone from its packaging. She was described to be white, mid-20s, wearing sweatpants and a red sweatshirt, and carrying an over the shoulder purse. The male was described to be white, mid-20s, wearing a gray sweatshirt and black baseball cap.

While officers were en route, the suspects exited the store and fled on foot from mall security. Security followed the female suspect east across Minnesota Highway 22, past the Gander Mountain, Gordman's, and Goodwill stores. The female continued to run into the open field east of Goodwill and south of Highway 14. Deputy Welle, of the Blue Earth County Sheriff's Office, was in the area and responded to assist. Upon Officer Vitale's arrival, Deputy Welle had the described female detained, approximately 40 yards into the field.

Officer Vitale went to where Deputy Welle, the mall security officer, and the female suspect were located. The mall security officer handed Officer Vitale a pocket knife that Deputy Welle had removed from the female's possession. He learned that this was the knife that was suspected to have been used in the theft attempt. Deputy Welle escorted the female to Officer Vitale's squad car. Security did not know where the male suspect had ran.

Officer Vitale conducted a search of the female. He located a pen shaped X-Acto knife in the front pocket of her sweatshirt. She admitted that it was her X-Acto knife. She also had keys hooked to her left bra strap. In her purse, Officer Vitale located a black cell phone, a small bat shaped metal flashlight that looked more like a baton weapon than a flashlight, and an empty retail box for some type of tool. Officer Vitale did not locate any identifying documents in her purse or on her person. When Officer Vitale located the cell phone, he noted that the screen was lit up and he could see that there was an app icon for a police radio scanner. Officer Vitale believed that the female was using the radio scanner during the attempted theft and aborted the attempt when the call was dispatched over the radio.

During this entire time, the female repeatedly explained that she did not do anything. Officer Vitale estimated that the female repeated these words 20 or more times. Officer Vitale asked her for her name and she told him that she did not do anything. The female then started to tell him that the phone was still somewhere in the store and that she would show him. The female told him that her name was Katie Jacqueline Rodriguez, DOB 2-2-1985. Officer Vitale noted that she seemed to struggle with giving the spelling of the middle name and correct date of birth. She again stated that the phone was in the store in a blue suitcase. At this point, Officer Vitale advised her of her Miranda rights. She stated neither she nor the male she was with had stolen anything. She repeatedly refused to identify the male upon request.

Dispatch informed Officer Vitale that the name the female provided was not on file; however, the name Katie Jacqueline 'C.', DOB 2-5-1986, was a possible alternative. He asked the female if her name was Katie 'C.' She told him that she was indeed Katie 'C.' and that the 'C.' last name was from a past marriage. Sergeant Reinbold and Officer Vitale viewed the Minnesota driver's license photo of 'C.' and did not believe that 'C.' looked like the female they had detained.

Officer Vitale is aware that 'J.' Rodriguez, DOB 7-29-1994, is an actual individual in the Mankato area. Believing that the female may be 'J.' Rodriguez, Sergeant Reinbold and Officer Vitale viewed a Minnesota driver's license photo and thought that it may be the same person.

Officer Vitale transported the female and her possessions back to the Target store. As they arrived into the parking lot, he asked her if her name was 'J.' Rodriguez with a date of birth of 7-29-1994. The female affirmed that this was her true name. When asked why she gave a false name, she told Officer Vitale that she did not. She told Officer Vitale that she did not do anything wrong but she should not have ran. Officer Vitale escorted her into the Target asset protection office for processing.

When security was attempting to get the female's information for trespassing purposes, she again told them the name of Katie Rodriguez. As Officer Vitale spoke to Dispatch about the possibility of this female being 'J.' Rodriguez, he learned of 'J.' Rodriguez's whereabouts, making it impossible for 'J.' Rodriguez to be the female suspect he had detained.

Officer Longoria assumed custody of the female and her property and transported her to the Blue Earth County Jail. While at the Blue Earth County Jail, law enforcement was able to determine the identity of the female to be Megan Renae Martinez, DOB 7-1-1989, which was confirmed with past Blue Earth County Jail photos, a Minnesota driver's license photo, and fingerprinting. Prior to fingerprinting, Officer Vitale asked the female if her name was Megan Renae Martinez and she told him it was not. Officer Vitale noted that Martinez had an active Blue Earth County arrest warrant.

Officer Longoria and security staff were able to eventually search the luggage area of the store and locate the phone in that area. The phone had been cut out of its packaging. Officer Longoria noted that while dealing with Martinez, she appeared under the influence of some sort of controlled substance, as she was fidgety, suffered periods of unrest, had staggered motor movement, and her speech was slow, slurred, and hard to understand at times.

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

Adam Gray
Sergeant
710 S Front St
Mankato, MN 56001-3803
Badge: 3117

Electronically Signed:
11/08/2016 10:51 AM
Blue Earth County, MN

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

Prosecuting Attorney

Ryan S. Hansch
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
11/08/2016 10:40 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: November 8, 2016.

Judicial Officer Krista J Jass
Judge of District Court

Electronically Signed: 11/08/2016 11:38 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.

MEGAN RENAE MARTINEZ

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: