

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1912
07-CR-16-4521

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

LANCE MICHAEL UTZ DOB: 01/20/1985

No Permanent Address

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 - 3rd Degree - Sale - Narcotic

Minnesota Statute: 152.023.1(1)

Maximum Sentence: 30 years and/or \$250,000

Mandatory Minimum Sentence: Not less than two years

Offense Level: Felony

Offense Date (on or about): 11/16/2016

Control #(ICR#): 16034803

Charge Description: Lance Michael Utz

On or about November 16, 2016, in the County of Blue Earth, said Defendant, Lance Michael Utz, did unlawfully sell one or more mixtures containing a narcotic drug; and has a previous controlled substance conviction.

COUNT II

Charge: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(b)

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

Offense Level: Felony

Offense Date (on or about): 11/16/2016

Control #(ICR#): 16034803

Charge Description: Lance Michael Utz

On or about November 16, 2016, in the County of Blue Earth, said Defendant, Lance Michael Utz 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 and the person has been previously convicted of a violation of

STATEMENT OF PROBABLE CAUSE

On November 16, 2016, agents with the Minnesota River Valley Drug Task Force, including Agent Sam McGinnis, arranged a controlled purchase of 3.5 grams of methamphetamine from Witness1 utilizing a confidential informant and an undercover officer.

On that date, Agent McGinnis was in contact with the confidential informant (CI) who set up a controlled purchase from Witness1 to take place in the City of Mankato. Officer McGinnis met with the CI at a predetermined meet location. A monitoring device was placed on the CI, and the CI was provided with prerecorded buy fund money.

The CI and the undercover agent rode to Residence1 in the City of Mankato where it was determined that Witness1 would receive the \$280 and then go buy the methamphetamine from an unknown source. Once at Residence1 the money was given to Witness1 who said they would have the methamphetamine in about an hour. The CI and the undercover agent then drove away from Residence1 as additional agents kept a visual on Witness1 at the residence.

A short time later, a black passenger car came to the house to pick up Witness1. Agents followed the vehicle to the parking lot of Old Main Village, in the City of Mankato, where an unidentified party approached on foot and got into the back seat. After a short time the unidentified party got out of the car and walked away. The passenger car, with Witness1 inside of it, rode back to Residence1. The individual driving the black passenger car then left the area and agents were able to conduct a follow on the vehicle which was later stopped.

The CI stated they had just given money to the unidentified party, identified as Witness2 for the purpose of retrieving 3.5 grams of methamphetamine for one of the CI's friends. The CI stated that Witness2 was going to New Ulm to pick up the methamphetamine and would be back in a couple of hours.

A few hours later Witness 2 let the CI know that they were almost to Mankato and would meet the CI back at the Old Main Village parking lot. Witness 2 also told the CI she was only able to get about half of the requested amount and would return some of the money. The CI and the undercover agent returned to the pre-determined meeting location.

A short while later, a male party approached their vehicle on foot. The male party went to the driver's side of the car and then quickly started walking away. The CI confirmed the sale. Commander Wersal, with the Drug Task Force, indicated the deal was done and to make an arrest on the suspect who was now on the corner of Fifth Street and Cherry Street wearing a purple sweatshirt. Agent McGinnis approached the male party, who was later identified as Lance Utz. Utz also had a Body Only Warrant out for his arrest. Officer were able to arrest Utz.

Once back at the Justice Center the methamphetamine given to the undercover agent and the CI by Utz was field tested and found to be positive for methamphetamine and weighed at 2.1 grams. Utz had also give the CI some of the origin prerecorded buy fund money back at the same time.

Utz had multiple prior controlled substance convictions, including 2nd degree sale and 3rd degree sale for which he is currently on probation.

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

Justin Neumann
Sergeant
710 S Front St
Mankato, MN 56001-3803
Badge: 3110

Electronically Signed:
11/18/2016 10:42 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
11/18/2016 10:30 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 18, 2016.

Judicial Officer Krista J Jass
Judge of District Court

Electronically Signed: 11/18/2016 10:52 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.

LANCE MICHAEL UTZ

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: