

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-0993
07-CR-16-2546

State of Minnesota,

Plaintiff,

vs.

JULIE ANN CHRISTENSEN DOB: 07/12/1958

165 Terrace View E
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): 06/06/2016

Control #(ICR#): 16008009

Charge Description: Julie Ann Christensen

On or about June 6, 2016, in the County of Blue Earth, said Defendant, Julie Ann Christensen 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): 06/06/2016

Control #(ICR#): 16008009

Charge Description: Julie Ann Christensen

On or about June 6, 2016, in the County of Blue Earth, said Defendant, Julie Ann Christensen 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.

COUNT III

Charge: Traffic - Open bottle law; Possession; crime described

Minnesota Statute: 169A.35.3

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

Offense Level: Misdemeanor

Offense Date (on or about): 06/06/2016

Control #(ICR#): 16008009

Charge Description: Julie Ann Christensen

On or about June 6, 2016, in the County of Blue Earth, said Defendant, Julie Ann Christensen did have in his/her possession, while in a private motor vehicle upon a street or highway, any bottle or receptacle containing an alcoholic beverage, distilled spirit or 3.2 percent malt liquor that has been opened, or the seal broken, or the contents of which have been partially removed.

STATEMENT OF PROBABLE CAUSE

On June 6, 2016, at approximately 1:55 a.m., Deputy Flavin observed a vehicle traveling at a high rate of speed on County Road 90 near Indian Lake Road in Blue Earth County, Minnesota. Deputy Flavin was operating radar speed detection equipment and clocked the vehicle at 68 miles per hour in a 55-mile-per-hour zone. Deputy Flavin had been traveling west on County Road 90 when he clocked the vehicle as it continued eastbound. Deputy Flavin turned around and observed that the vehicle crossed over the fog line on multiple occasions. Deputy Flavin stopped the vehicle and identified the driver as Julie Ann Christensen, the Defendant herein.

Deputy Flavin noted that the Defendant had slurred speech and that her motor movements were slow. Deputy Flavin observed the strong odor of an alcoholic beverage coming from the inside of the vehicle. Deputy Flavin states in his report that the Defendant's eyes were bloodshot and watery. Deputy Flavin asked the Defendant how much she had to drink, and the Defendant said she had eight beers throughout the course of the time she was golfing. When asked if the alcohol consumption may have affected her ability to operate a motor vehicle, the Defendant replied, "Maybe." Deputy Flavin administered the horizontal gaze nystagmus test and observed all six clues indicating impairment. Deputy Flavin administered the walk-and-turn test. Deputy Flavin noted that the Defendant initiated the test prematurely. The Defendant did not walk heel-to-toe and used her arms in order to maintain her balance. The Defendant completed an improper turn while attempting to perform a test. Deputy Flavin administered the one-legged stand test and observed that the Defendant raised her arms in order to maintain her balance. The Defendant put her foot down multiple times while she attempted to perform the test. Deputy Flavin asked the Defendant if she would agree to submit to a portable breath test, and the Defendant responded that she would need to think about it. Based on the Defendant's poor performance on the other field sobriety tests, the Defendant was placed under arrest. The Defendant was transported to the Blue Earth County Justice Center where Deputy Flavin read the Defendant the Implied Consent Advisory at 2:34 a.m. The Defendant was provided telephone privileges in order to attempt to contact an attorney between 2:36 a.m. and 3:19 a.m. After being given an opportunity to contact an attorney, the Defendant agreed to submit to a breath test. Deputy Flavin administered the Data Master breath test to the Defendant. The results of the breath test was .19 alcohol concentration. The breath test was completed at 3:37 a.m.

Deputy Flavin observed an open 12 ounce can of beer in the center console. The can of beer was inside of a State Farm can cozy. The can of Milwaukee's Best Light beer was placed into evidence.

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:
06/22/2016 08:54 AM
Blue Earth County, MN

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

Prosecuting Attorney

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

Electronically Signed:
06/21/2016 03:38 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 22, 2016.

Judicial Officer

Richard C. Perkins
Judge of District Court

Electronically Signed: 06/22/2016 12:10 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.

JULIE ANN CHRISTENSEN

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: