

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1846
07-CR-16-1226

State of Minnesota,

Plaintiff,

vs.

MELISSA MICHAEL LINDQUIST DOB: 08/08/1980

1809 Vista View Dr
St. Peter, MN 56082

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: Drugs - 3rd Degree - Possess 50 or More Dosages Narcotic Mixture

Minnesota Statute: 152.023.2(a)(3), with reference to: 152.023.3(b)

Maximum Sentence: Not less than 2 years nor more than 30 years and/or \$250,000.00

Offense Level: Felony

Offense Date (on or about): 12/24/2015

Control #(ICR#): 15040569

Charge Description: Melissa Michael Lindquist Also Known As Missy Black And Mislissa Michael Lindquist

On or about December 24, 2015, in the County of Blue Earth, said Defendant, Melissa Michael Lindquist did, on one or more occasions within a 90-day period unlawfully possesses one or more mixtures containing a narcotic drug, it is packaged in dosage units, and equals 50 or more dosage units.

COUNT II

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

Minnesota Statute: 152.025.2(b)(1)

Maximum Sentence: Not less than 6 months nor more than 10 years and/or \$20,000

Offense Level: Felony

Offense Date (on or about): 12/24/2015

Control #(ICR#): 15040569

Charge Description: Melissa Michael Lindquist Also Known As Missy Black And Mislissa Michael Lindquist

On or about December 24, 2015, in the County of Blue Earth, said Defendant, Melissa Michael Lindquist, 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 said defendant was previously convicted of a controlled substance crime.

COUNT III

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

Minnesota Statute: 609.52.2(a)(1), with reference to: 609.52.3(5)

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

Offense Level: Misdemeanor

Offense Date (on or about): 12/24/2015

Control #(ICR#): 15040569

Charge Description: Melissa Michael Lindquist Also Known As Missy Black And Mislissa Michael Lindquist

On or about December 24, 2015, in the County of Blue Earth, said Defendant, Melissa Michael Lindquist did, 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 December 23, 2015, at approximately 10:40 p.m., dispatch advised officers with the Mankato Department of Public Safety of a complaint that a shoplifting incident had just occurred at Walmart in the City of Mankato. Information provided suggested that an adult female stole a cartful of items from the store and left in a gray 2004 Buick Rendezvous bearing Minnesota license plate 806-NDG. The registered owner of the vehicle was determined to be Melissa Michael Lindquist, D.O.B. 8-8-1980. Officer Vitale was familiar with Lindquist from prior narcotics-related contacts.

At approximately 10:47 p.m., Officer Vitale observed the suspect vehicle driving northbound on Minnesota Highway 22 as it came from Adams Street. As the vehicle approached North Victory Drive, Officer Vitale activated his emergency lights and initiated a stop of the vehicle. Officer Vitale observed multiple brand-new items with the tags on in the rear of the vehicle. The vehicle was occupied by three people. Lindquist identified herself by Minnesota driver's license as the driver of the car. When Officer Vitale asked the two younger males for identification, Lindquist stated that they did not have identification because they were 15 and were her sons. Lindquist later told Officer Vitale that one of the boys was not her son.

Officer Vitale asked Lindquist to provide him receipts for the new merchandise in the car. Lindquist stated she had one and began to look for it. After not being able to locate a receipt, Lindquist told Officer Vitale she gave the receipt to her friend, T.M., because they completed the same exact transaction together. Lindquist denied stealing anything from Walmart. Lindquist began asking Officer Vitale if Officer Vitale could prove that Lindquist stole the items.

Officer Walker was meeting with the complainant at Walmart and provided a description of the suspect over the radio. The female suspect was described to have her brown hair in a bun, wearing a bandana, black-rimmed glasses, blue jeans, gray sweatshirt with stripes, and diamond patterns inside the stripes. Aside from the bandana, Officer Vitale noted that Lindquist fit the description provided.

Officers requested Lindquist to step out of the vehicle and walk back toward the squad car. Lindquist consented to a search of her purse, which yielded no items of contraband. Officer Vitale had Lindquist sit in the rear of his squad car and not in handcuffs. Lindquist began to tell Officer Vitale that she could provide receipts for some of the new items in her car but not all of them. Officer Vitale told Lindquist she was under arrest and advised Lindquist of her Miranda rights. Lindquist agreed to speak with Officer Vitale. Lindquist told Officer Vitale that she had lost all of her money at the mall. Lindquist stated she had nothing to get her kids anything for Christmas; so she did, indeed, shoplift. Lindquist volunteered to show officers the items she shoplifted. Lindquist assisted with removing numerous items from the rear and back seat of the vehicle.

Lindquist continued to look for items around the driver's seat of her car. Lindquist began digging through her purse, at which time Officer Vitale observed an unlabeled orange prescription bottle containing multiple white tablets in the purse. Officer Vitale removed this item from her purse and asked Lindquist what they were. Lindquist told Officer Vitale they were Percocet 5 mg (Oxycodone/APAP). Lindquist claimed to have a prescription for them. Officer Vitale asked Lindquist to produce the prescription for the controlled substance. Lindquist was unable to do so.

Officer Vitale later identified the 66 pharmaceutical tablets he recovered as Hydrocodone/APAP 7.5/325 mg, a Schedule II controlled substance. Lindquist stated the prescription belonged to her and that she got it filled at Walgreens. Lindquist called Walgreens and allowed Officer Vitale to speak with an employee. The employee stated that they had no record of Hydrocodone being filled for Lindquist. Lindquist then stated the prescription tablets may now belong to her friend but that Lindquist takes them too.

The total value of the items taken from Walmart was estimated to be \$390.18. A review of Lindquist's criminal history reveals convictions including a conviction for Controlled Substance Crime in the Second Degree from April 11, 2007, as set forth in Court File 52-CR-06-290.

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

Deborah McDermott
Patrol Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3143

Electronically Signed:
03/30/2016 02:06 PM
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:
03/30/2016 09:02 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 **April 21, 2016 at 2:30 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: March 30, 2016.

Judicial Officer

Kurt D Johnson
District Court Judge

Electronically Signed: 03/30/2016 02:38 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.

MELISSA MICHAEL LINDQUIST

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: