

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1763
07-CR-15-5068

State of Minnesota,

Plaintiff,

vs.

JOSEPH LEE BUNCE DOB: 10/27/1993

108 Murfield St
Mankato, MN 56001

Defendant.

COMPLAINT

Order of Detention

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

Minnesota Statute: 152.025.2(a)(1)

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

Offense Level: Felony

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

Control #(ICR#): 15039198

Charge Description: Joseph Lee Bunce Also Known As Joe Lee Bunce

On or about December 12, 2015, in the County of Blue Earth, said Defendant, Joseph Lee Bunce 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.

COUNT II

Charge: Traffic-Drivers License-Driving After Revocation

Minnesota Statute: 171.24.2

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

Offense Level: Misdemeanor

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

Control #(ICR#): 15039198

Charge Description: Joseph Lee Bunce Also Known As Joe Lee Bunce

On or about December 12, 2015, in the County of Blue Earth, said Defendant, Joseph Lee Bunce did after being given notice, or reasonably should have known of the revocation, disobeyed the order by operating in this state any motor vehicle, the operation of which requires a driver's license, while her/his license or

privilege was revoked.

STATEMENT OF PROBABLE CAUSE

Mankato Department of Public Safety Police Officer Sam McGinnis states that on December 12, 2015 at approximately 12:17 a.m., he was on routine patrol in the City of Mankato in a fully marked squad car, travelling north on Riverfront Drive near Washington Street. Officer McGinnis observed a blue Volkswagen Passat travelling southbound, driven by a male. Officer McGinnis was aware that Officer Gagnon had stopped the vehicle in the past due to revoked plates and also the driving privileges of the driver were revoked. Officer McGinnis ran routine registration checks and verified that the registered owner, Joseph Lee Bunce, had a revoked driving privilege. Officer McGinnis looked at the driver's license photo for Bunce and confirmed that he was the driver.

Officer McGinnis was able to make a traffic stop and approached the driver's side and spoke with Bunce. Officer McGinnis noted that he had his driver's side door open and Officer McGinnis smelled a strong odor of marijuana as well as the odor of an alcoholic beverage. Bunce admitted he had a 'few shots' prior to leaving his friend's house.

Officer McGinnis called for assistance from an officer that was working a 'Towards Zero Deaths' shift to have Bunce perform field sobriety tests. Officer McGinnis turned his attention to the open driver's door and observed an e-cigarette on the driver's side floor, as well as what appeared to be remnants of marijuana on the floor and the dash of the vehicle. Officer McGinnis observed a brown, gooey substance inside of the e-cigarette.

Officer McGinnis was aware that individuals use e-cigarettes to smoke marijuana wax and he picked it up and asked Bunce what was in it. Bunce answered that he had 'dabs' in it. Officer McGinnis is aware that 'dabs' is the street name for marijuana wax. Officer McGinnis is also aware that marijuana wax is concentrated cannabis extracts and has a highly potent THC.

A search of the vehicle revealed an e-cigarette filled with marijuana wax that field tested positive for THC. A silver cylinder containing marijuana wax also tested positive for THC. A piece of tinfoil was located containing marijuana wax, which field tested positive for THC, as well as a small metal rod with marijuana wax at the end that field tested positive for THC.

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:
12/14/2015 10:23 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Patrick R. McDermott
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
12/14/2015 09:42 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: December 14, 2015.

Judicial Officer Krista J Jass
Judge of District Court

Electronically Signed: 12/14/2015 04:56 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.

JOSEPH LEE BUNCE

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: