

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-15-1632
07-CR-15-4776

State of Minnesota,

Plaintiff,

vs.

TABITHA MISTY LANARS DOB: 07/13/1985

111 1/2 James Ave
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: Obstruct Legal Process-Interfere w/Peace Officer

Minnesota Statute: 609.50.1(2), with reference to: 609.50.2(2)

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 11/22/2015

Control #(ICR#): 15036821

Charge Description: Tabitha Misty Lanars

On or about November 22, 2015, in the County of Blue Earth, said Defendant, Tabitha Misty Lanars did, intentionally, obstruct, resist, or interfere with a peace officer while the officer was engaged in the performance of official duties and the act was accompanied by force or violence or the threat thereof.

COUNT II

Charge: Obstruct Legal Process-Interfere w/Peace Officer

Minnesota Statute: 609.50.1(2), with reference to: 609.50.2(3)

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

Offense Level: Misdemeanor

Offense Date (on or about): 11/22/2015

Control #(ICR#): 15036821

Charge Description: Tabitha Misty Lanars

On or about November 22, 2015, in the County of Blue Earth, said Defendant, Tabitha Misty Lanars did, intentionally, obstruct, resist, or interfere with a peace officer while the officer is engaged in the performance of official duties.

COUNT III

Charge: Disorderly Conduct-Offensive/Abusive/Noisy/Obscene

Minnesota Statute: 609.72.1(3)

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

Offense Level: Misdemeanor

Offense Date (on or about): 11/22/2015

Control #(ICR#): 15036821

Charge Description: Tabitha Misty Lanars

On or about November 22, 2015, in the County of Blue Earth, said Defendant, Tabitha Misty Lanars did, in a public or private place, knowingly, or having reasonable grounds to know it will, or will tend to, alarm, anger or disturb others or provoke an assault or breach of the peace, engaged in offensive, obscene, abusive, boisterous, or noisy conduct or in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or resentment in others.

STATEMENT OF PROBABLE CAUSE

On November 22, 2015, at 3:48 a.m., officers with the Mankato Department of Public Safety were dispatched to a residence located on James Avenue in the City of Mankato for a domestic incident in progress. According to the caller, an adult female, the caller's daughter, later identified as Tabitha Misty Lanars (D.O.B. 07/13/1985), was involved in a fight with Lanars' boyfriend, an adult male. The complainant advised that the complainant left the residence and did not currently know what was going on in the residence.

Upon arrival, Officer Price could hear Lanars yelling inside the residence. Officer Price knocked on the door and was greeted by Lanars. Officer Price could see Lanars' boyfriend sitting inside on the sofa. Officer Price noted that Lanars looked like Lanars was upset and had recently been crying. While speaking with Lanars, Officer Price detected a strong odor of a consumed alcoholic beverage. Officer Price then directed Lanars to speak with another officer while Officer Price spoke with Lanars' boyfriend. While speaking with Lanars' boyfriend, Officer Price detected a strong odor of consumed alcoholic average emitting from Lanars' boyfriend's breath. Officer Price administered the male a PBT and received a reading of .199. Officer Price noted that due to Lanars' boyfriend's level of intoxication, Lanars' boyfriend was not able to care for Lanars, who also was intoxicated. Lanars later provided a preliminary breath test with a result over .20.

While speaking with Lanars' boyfriend, Officer Price heard officers give Lanars several verbal commands to cooperate with officers. At this point, officers told Lanars she was under arrest and proceed to try and place Lanars in handcuffs. While trying to do so, Officer Price witnessed Lanars not put her hands behind her back when ordered to do so, pull away from officers while trying to be handcuffed, and attempt to kick officers. A short time later, Officer Price saw officers were able to gain control of Lanars and place her into handcuffs and escort her out of the residence. Lanars was transported to the Blue Earth County Jail.

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

Matthew DuRose
Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3141

Electronically Signed:
11/23/2015 11:32 AM
Blue Earth County, Minnesota

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:
11/23/2015 11:27 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 23, 2015.

Judicial Officer

Kurt D Johnson
District Court Judge

Electronically Signed: 11/23/2015 03:28 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.

TABITHA MISTY LANARS

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: