

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

MAN-16-0033
07-CR-16-531

State of Minnesota,

Plaintiff,

vs.

ELONDA KIM JOHNSON DOB: 08/21/1970

516 Tanager Path
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: Theft-False Representation

Minnesota Statute: 609.52.2(a)(3)

Maximum Sentence: 90 days and/or \$1000

Offense Level: Misdemeanor

Offense Date (on or about): 04/25/2014

Control #(ICR#): 14011351

Charge Description: Said Defendant, Elonda Kim Johnson, obtains for the actor or another the possession, custody, or title to property of or performance of services by a third person by intentionally deceiving the third person with a false representation which is known to be false, made with intent to defraud, and which does defraud the person to whom it is made.

COUNT II

Charge: Falsely Reporting Crime

Minnesota Statute: 609.505.1

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

Offense Level: Misdemeanor

Offense Date (on or about): 04/25/2014

Control #(ICR#): 14011351

Charge Description: Said Defendant, Elonda Kim Johnson, did inform a law enforcement officer that a crime had been committed, knowing that it was false and intended that the officer act in reliance upon it.

STATEMENT OF PROBABLE CAUSE

Complainant is a Law Enforcement Technical Support Staff with the Mankato Police Department who believes the information set out below is true and accurate based on reports and information submitted to the Law Enforcement Technical Support Staff by Law Enforcement Technical Support Staff Sue Heitter and others identified herein.

On April 25, 2014, Officer Becky Erickson investigated a report of a burglary that was alleged to have occurred at an apartment complex in the City of Mankato, Blue Earth County, Minnesota. Officer Erickson identified the alleged victim as Elonda Kim Johnson, the defendant herein. Officer Erickson also identified an apartment manager of the complex as W1. The defendant reported that items were stolen from the apartment. In addition, the defendant alleged that the apartment had been damaged. The defendant alleged that someone had spray-painted racial epithets on the walls of the apartment. On a living room wall, the defendant alleged that the burglar had spray painted a swastika. The swastika that had been spray-painted on the wall had covered a photograph, children's artwork and a diploma or degree that were on the wall. In addition, the defendant alleged that the burglar had written the word 'nigger' on the wall. On a kitchen wall, the alleged burglar had written the statement 'get out and stay out.' On the adjacent wall in the kitchen the alleged burglar had written: 'nigger.' The defendant subsequently filed a claim for a request for reimbursement from her insurance company for numerous items that had been stolen. The defendant received a settlement from her insurance company for the property that she claimed had been stolen during the alleged burglary.

A review of pawnshop records indicated that two of items that had been reported as being stolen during the burglary had been pawned. The two items had been pawned at Pawn America. The two items had been pawned by another individual later identified as W2. One of the items that was pawned was a Focus Rite USB audio interface. The defendant claimed that that audio interface had been stolen during the burglary. The second item that had been pawned was identified as a KRK speaker/amplifier that the defendant had reported stolen during the burglary. A third item that had been pawned was an Akai MPD26 USB/MIDI pad controller, which is consistent with a VMS Vocal Mic Shield/sound diffuser that the defendant reported had been stolen. All three items had been pawned by W2.

The three items that were pawned at Pawn America were placed into evidence. LETTS Heitter obtained the items from the Pawn America manager. The Pawn America manager was identified as W3.

Officer Katelyn Kaiser assisted in the investigation of this incident. On December 16, 2015, Officer Kaiser received a telephone call from W2. W2 had contacted Officer Kaiser regarding the items that he had pawned for the defendant. Officer Kaiser informed W2 that the items were currently on hold and that they were under investigation. While speaking with W2, Officer Kaiser could hear a female yelling in the background. The female later grabbed the telephone and identified herself as the defendant. The defendant informed Officer Kaiser that the items did not belong to W2 and that they belonged to her son. The defendant told Officer Kaiser that she had asked W2 to pawn the items because she did not have her identification with her the day the transaction was conducted. The defendant stated that she had documentation of having purchased the items. Officer Kaiser informed the defendant that she would be contacted by LETSS Heitter in regards to the items that had been pawned.

On December 22, 2015, W2 spoke with LETSS Heitter regarding the pawning of the items. W2 told LETSS Heitter that he pawned the three items at the request of the defendant. W2 indicated that the defendant had asked him to pawn the items. According to W2, the defendant indicated that she needed the money to pay a bill. The defendant told W2 that she could not pawn the items because she could not find her identification. (Identification is required in order to conduct a pawn transaction.) LETTS Heitter asked W2 if

he was romantically involved with the defendant. W2 said that they were not involved in a romantic relationship but alluded to the fact that it could possibly turn into something more in the future. W2 described a relationship that the defendant is involved with a boyfriend that lives in Eden Prairie. W2 said that the relationship between the defendant and the boyfriend is a 'on again/off again' type of relationship. W2 said that he was unaware that the defendant had reported that her apartment had been burglarized in April of 2014. W2 said that when he pawned the items for the defendant that she stayed in the car. LETTS Heitter informed W2 that the items that he had pawned were items that had been reported stolen during the alleged burglary. W2 told LETTS Heitter that the defendant was aware that he was meeting with her today. W2 said that the defendant was watching his dog while he met with LETTS Heitter. W2 said that he would meet with LETTS Heitter again at any time. W2 added that he didn't have anything to hide. LETTS Heitter briefly spoke with the defendant after the interview with W2. The defendant agreed to meet with LETTS Heitter to discuss the case. The defendant acknowledged that she knew that W2 had met with LETTS Heitter regarding the property that he had pawned.

LETSS Heitter scheduled an interview for December 22, 2015, to speak with the defendant regarding the items that originally were reported as having been stolen during the burglary but had been pawned by W2. The interview was scheduled for 9:30 a.m. On December 22, 2015, at 8:13 a.m., the defendant contacted LETSS Heitter and asked if she could reschedule the interview. The interview was scheduled for the next day on December 23, 2015 at the same time of 9:30 a.m. The defendant failed to show for that scheduled interview and did not call to cancel or reschedule. LETSS Heitter called the defendant and left her a voice message on December 23, 2015 at 10:19 a.m. No response was received from the defendant. On December 29, 2015 at 10:21 a.m., LETSS Heitter left the defendant a second message, asking her to contact her as soon as possible. The defendant has not made any attempt to contact LETSS Heitter.

The defendant's insurance company was identified as American Security Insurance Company. LETSS Heitter contacted the defendant's insurance agency. The defendant had received a total payout of \$3,770.78 from her insurance company due to the alleged burglary.

Pawn America dispersed cash for items that W2 had pawned. American Security Insurance Company provided a payout to the defendant as part of the insurance settlement for items that were not in fact stolen. Restitution on behalf of both parties is requested.

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

Daniel Schisel
Police Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3135

Electronically Signed:
02/10/2016 11:24 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Christopher Cain
Assistant City Attorney
10 Civic Center Plaza
PO Box 3368
Mankato, MN 56002-3368
(507) 387-8559

Electronically Signed:
02/09/2016 02:57 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 **March 3, 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: February 10, 2016.

Judicial Officer

Richard C. Perkins
Judge of District Court

Electronically Signed: 02/10/2016 01:04 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.

ELONDA KIM JOHNSON

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: