

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No.
Court File No.

BEC-16-1024
07-CR-16-2556

State of Minnesota,

Plaintiff,

vs.

PATRICK EUGENE FONSECA DOB: 09/28/1986

362 E. Sharon St.
LeCenter, MN 56057

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: Check Forgery-Make or Alter a Check

Minnesota Statute: 609.631.2(1), with reference to: 609.631.4(4)

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 06/21/2016

Control #(ICR#): 16018346

Charge Description: Patrick Eugene Fonseca

On or about June 21, 2016, in the County of Blue Earth, said Defendant, Patrick Eugene Fonseca did falsely make or alter a check so that it purports to have been made by another or by the maker under an assumed name, or at another time, or with different provisions, or by the authority of one who did not give authority.

COUNT II

Charge: Identity Theft-Transfers/Possesses/Uses Identity of Other Person

Minnesota Statute: 609.527.2, with reference to: 609.527.3(1)

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

Offense Level: Misdemeanor

Offense Date (on or about): 06/21/2016

Control #(ICR#): 16018346

Charge Description: Patrick Eugene Fonseca

On or about June 21, 2016, in the County of Blue Earth, said Defendant, Patrick Eugene Fonseca did transfer, possess or use an identity that is not the person's own, with the intent to commit, aid or abet any

unlawful activity and the offense involves a single direct victim and the total, combined loss to the direct victim and any indirect victims is \$250 or less.

STATEMENT OF PROBABLE CAUSE

On June 21, 2016, Witness 1, an employee at Kwik Trip at 1701 Monks Avenue in Mankato, Blue Earth County, reported a check forgery. The suspect presenting the check was in the business as Witness 1 called 9-1-1. Officer Best responded and found Patrick Eugene Fonseca, the Defendant, still standing at the cash register.

Witness 1 reported that earlier, at about 9:22 p.m., the Defendant came into the store and purchased a phone card and other items totaling \$96.05. The Defendant filled out a check drawn on the account of Victim 1 and Victim 2 for payment and signed the name of Victim 1. He presented a Minnesota driver's license receipt paper with the name of Victim 1 for identification for the check. The Defendant then left the store, and Witness 1 found a note to employees from store management to not accept checks from that account as they were fake. Approximately 45 minutes later, the Defendant returned to the store and wanted to return the phone card for cash. Witness 1 stalled him long enough to call 9-1-1.

Officer Best spoke with the Defendant who stated he was friends with Victim 1, and Victim 1 had given him permission to cash the check. The Defendant then changed his story and stated he was friends with Victim 1's son, who gave him permission to use the check. Officer Best contacted both Victim 1 and Victim 2 who reported that the account that the Defendant used had been closed for several years. Victim 1 and Victim 2 did not know the Defendant, did not know how he got the check, and had never given him permission to use it.

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:
06/22/2016 01:49 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Linda B. Hilligoss
Assistant Blue Earth County
Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
06/22/2016 01:18 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 _____, _____ 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: June 22, 2016.

Judicial Officer

Michelle Dietrich
District Court Judge

Electronically Signed: 06/22/2016 04:32 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.

PATRICK EUGENE FONSECA

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: