

State of Minnesota
County of HennepinDistrict Court
4th Judicial DistrictProsecutor File No. 19-00443
Court File No. 27-CR-19-901

State of Minnesota,

Plaintiff,

vs.

EYUAEL GONFA KEBEDE DOB: 05/18/19941104 45 AVE NE
COLUMBIA HEIGHT, MN 55421

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: TRAFFIC - DWI - REFUSE TO SUBMIT TO CHEMICAL TEST; BREATH OR TEST REFUSAL OR FAILURE-2ND DEGREE**

Minnesota Statute: 169A.20.2(1), with reference to: 169A.25.2

Maximum Sentence: 0-1 year and/or \$0-\$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 01/08/2019

Control #(ICR#): 19007877

Charge Description: ... refuse to submit to a chemical test: (1) of the person's breath under section 169A.51 (chemical tests for intoxication), or 169A.52 (test refusal or failure; revocation of license); or (2) of the person's blood or urine as required by a search warrant under sections 626.04 to 626.18 and 171.177; while one aggravating factor was present when the violation was committed;

COUNT II**Charge: TRAFFIC - DWI - OPERATE MOTOR VEHICLE UNDER INFLUENCE OF ALCOHOL - 3RD DEGREE**

Minnesota Statute: 169A.20.1(1), with reference to: 169A.26.2

Maximum Sentence: 0-1 year and/or \$0-\$3,000

Offense Level: Gross Misdemeanor

Offense Date (on or about): 01/08/2019

Control #(ICR#): 19007877

Charge Description: ... drive, operate, or be in physical control of any motor vehicle while the person is under the influence of alcohol; such conduct occurring while one aggravating factor was present;

COUNT III

Charge: TRAFFIC-DRIVERS LICENSE-DRIVING AFTER REVOCATION

Minnesota Statute: 171.24.2

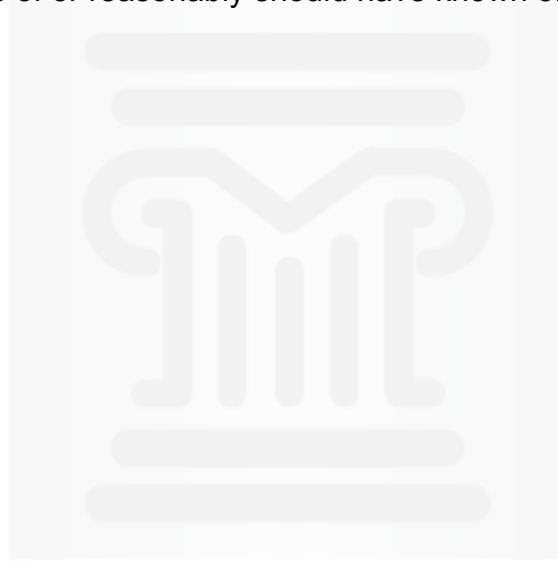
Maximum Sentence: 0-90 days and/or \$0-\$1,000

Offense Level: Misdemeanor

Offense Date (on or about): 01/08/2019

Control #(ICR#): 19007877

Charge Description: ... operate a motor vehicle, the operation of which requires a driver's license, at a time when his/her driver's license or driving privilege had been revoked by the Commissioner of Public Safety, and defendant had notice of or reasonably should have known of the revocation;



MINNESOTA
JUDICIAL
BRANCH

STATEMENT OF PROBABLE CAUSE

That on January 8, 2019 at approximately 9:05 p.m. Minneapolis Police Officers Graupner and Domek were dispatched to the intersection of Portland Avenue South and Franklin Avenue East in Minneapolis, Hennepin County, Minnesota on a report of an accident in which a vehicle struck a parked vehicle. Further remarks from dispatch indicated that the driver of the striking vehicle was attempting to leave the scene. Upon arrival Graupner observed a vehicle with severe rear end damage, and a second vehicle, MN 783VKE, with front end damage. Graupner also observed several people on scene who directed him to male, later identified as Eyuael Gonfa Kebede, Defendant herein, and stated he was the driver of the striking vehicle. Graupner immediately observed a strong odor of alcohol about Defendant, combined with blood shot and watery eyes. Defendant was leaning up against a building and appeared to have difficulty standing on his own. While talking with Defendant Graupner noted that Defendant's speech was slurred. Graupner escorted Defendant to the parked squad car, and Defendant was barely able to walk and need Graupner to support most of his body weight. Due to his inability to walk Defendant was secured in the rear of the squad car, and Graupner was able to safely administer one standardized field sobriety test which Defendant failed. Defendant was transported to Minneapolis Chem test and at 9:55 p.m., Minneapolis Police Sergeant Will read Defendant the Minnesota Breath Test Advisory. At 9:59 p.m., Defendant requested time to speak with an attorney and was access to a phone and phone books. Defendant made no attempt to use the phone, and kept lying on the floor of chem test. After several reminders that this was the time to contact an attorney, Sgt. Will approached Defendant at 10:29 and asked him if he would submit to a breath test. Defendant responded "no," and stated "you suck at doing this."

Complainant has been informed by records maintained by the Department of Public Safety that Defendant failed an implied consent test on July 7, 2018 and that his license was revoked for that incident on July 14, 2018. In addition Defendants license is still revoked as of January 8, 2019 and has not been reinstated.

MINNESOTA
JUDICIAL
BRANCH

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

Eric Shogren
Police Officer
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 6521

Electronically Signed:
01/10/2019 11:06 AM
Hennepin County, Minnesota

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

Prosecuting Attorney

Heidi Johnston
Assistant Minneapolis City
Attorney
350 S 5th St Room 210
Minneapolis, MN 55415
(612) 673-2010

Electronically Signed:
01/10/2019 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 300 S Sixth Street, Minneapolis, MN 55487 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: \$12,000.00

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: January 10, 2019.

Judicial Officer

Tamara Garcia
District Court Judge

Electronically Signed: 01/10/2019 11:13 AM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

EYUAEL GONFA KEBEDE

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:

DEFENDANT FACT SHEET

Name: EYUAEL GONFA KEBEDE
DOB: 05/18/1994
Address: 1104 45 AVE NE
COLUMBIA HEIGHT, MN 55421

Alias Names/DOB:

SID: MN16JU5791

Height:

Weight:

Eye Color:

Hair Color:

Gender:

Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #: P966116331321 (MN)

SILS Person ID #: 770146

SILS Tracking No. 3076793

License Plate #: 783VKE (MN)

Vehicle Info: Nissan Rogue Passenger Vehicle

Alcohol Concentration: Refused Test

MINNESOTA
JUDICIAL
BRANCH

STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	1/8/2019	169A.20.2(1) Traffic - DWI - Refuse to submit to chemical test; Breath or test refusal or failure	Gross Misdemeanor	JFR01		MN0271100	19007877
	Penalty	1/8/2019	169A.25.2 Traffic - DWI - Second-Degree Driving While Impaired; Criminal Penalty	Gross Misdemeanor	JFR01		MN0271100	19007877
2	Charge	1/8/2019	169A.20.1(1) Traffic - DWI - Operate Motor Vehicle Under Influence of Alcohol	Gross Misdemeanor	JF501		MN0271100	19007877
	Penalty	1/8/2019	169A.26.2 Traffic - DWI - Third-Degree Driving While Impaired; Criminal Penalty	Gross Misdemeanor	JF501		MN0271100	19007877
3	Charge	1/8/2019	171.24.2 Traffic-Drivers License-Driving After Revocation	Misdemeanor			MN0271100	19007877

MINNESOTA
JUDICIAL
BRANCH