

**STATE OF MINNESOTA  
COUNTY OF HENNEPIN****DISTRICT COURT  
FOURTH JUDICIAL DISTRICT**

State of Minnesota,

Court File No. : 27-CR-23-1886

Plaintiff,

vs.

Matthew David Guertin,

Defendant.

**EXHIBT U6  
RAISSA CARPENTER  
IS A FRAUD | PART 06**

Judicial Officer: Sarah Hudelston

TO: THE HONORABLE SARAH HUDLESTON, JUDGE OF DISTRICT COURT;  
MARY F. MORIARTY, HENNEPIN COUNTY ATTORNEY; AND  
MAWERDI HAMID, ASSISTANT HENNEPIN COUNTY ATTORNEY

**SYNTHETIC JUDICIAL SYSTEM EXPOSED  
AI-DRIVEN DOCKET SIMULATIONS AND PSYCHIATRIC  
DISPOSAL WITHIN THE 4TH JUDICIAL DISTRICT COURT**

JUDICIAL  
BRANCH



MINNESOTA  
JUDICIAL BRANCH  
MINNESOTA COURT RECORDS ONLINE (MCRO)

**Case Details (Register of Actions)****27-CR-23-5751**

Search executed on 04/29/2024 06:25 PM

**Upcoming Hearing:**Review Hearing on **04/30/2024 at 1:30 PM****Case Information****Case Number:** 27-CR-23-5751**Case Title:** State of Minnesota vs Lucas Patrick Kraskey**Case Type:** Crim/Traf Mandatory**Date Filed:** 03/17/2023**Case Location:** Hennepin County, Hennepin Criminal Downtown**Judicial Officer:** Frank, Matthew**Case Status:** Dormant**Party Information****Jurisdiction**

State of Minnesota

**Attorneys Active**

- BORG, DARREN CHARLES - Lead Attorney
- ARNESON, THOMAS STUART
- GALAYDH, WARSAME ALI KHALIF
- GRIFFIN, MEGAN NAOMI

**Attorneys Inactive**

- SIMAFRANCA, RYAN D

**Defendant****Kraskey, Lucas Patrick**

DOB: 06/01/1984

Minneapolis, MN 55418-0000

**Attorneys Active**

- REILAND, ANDREW JOSEPH, II - Lead Attorney
- Herlofsky, Susan

**Attorneys Inactive**

- CARPENTER, RAISSA
- ELSEN, MATTHEW JOHN
- GRANSE, ALICIA LYNN

**Charges****1**Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small  
Amount Marijuana**Statute:** 152.025.2(1)**Additional Statutes:** Drugs - 5th Degree Controlled Substance - Sale or possession (152.025.4(b)); Minimum Fines-Controlled  
Substance Offenses (609.101.3)

**Level of Charge:** Felony

**Offense Date:** 03/16/2023

**Community Of Offense:** Hopkins

**Law Enforcement Agency:** Hopkins Police Department

**Prosecuting Agency:** Hennepin County Attorney

### Interim Conditions

**05/16/2023**

**Interim conditions for Kraskey, Lucas Patrick**

Judicial Officer: Dayton Klein, Julia

- Remain law-abiding
- Post Bail or Bond with No Conditions  
\$30,000.00
- Release with Conditions  
\$0.00
- Make all future court appearances
- No use or possession of firearms or dangerous weapons
- Do not leave Minnesota without written court approval
- Conditions, other

**03/17/2023**

**Interim conditions for Kraskey, Lucas Patrick**

Judicial Officer: Bartolomei, Luis

Expiration Date: 05/16/2023

- Release with Conditions  
\$0.00
- Remain law-abiding
- Make all future court appearances
- Do not ship/transport/possess or receive firearm or ammo
- Contact with probation
- Follow all instructions of probation
- Do not leave Minnesota without written court approval
- Conditions, other

**03/17/2023**

**Interim conditions for Kraskey, Lucas Patrick**

Judicial Officer: Siegesmund, Kristin

Expiration Date: 03/17/2023

- Post Bail or Bond with No Conditions  
\$3,000.00

### Case Assignments

#### Current Case Assignment

Judicial Assignment: Frank, Matthew

Date of Assignment: 01/12/2024

#### Prior Case Assignments



Judicial Assignment: Houghtaling, Melissa

Date of Assignment: 03/17/2023

Reassignment Reason: Reassigned

Date of Assignment: 03/17/2023  
Reassignment Reason: Initial Assignment

## Case Events

<b>02/23/2024</b>	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Browne, Michael K Index #18	 2 pages
<b>01/12/2024</b>	Notice of Case Reassignment Judicial Officer: Frank, Matthew Index #17	 1 page
<b>11/01/2023</b>	Finding of Incompetency and Order Judicial Officer: Browne, Michael K Index #16	 5 pages
<b>10/30/2023</b>	Found Incompetent Judicial Officer: Browne, Michael K	
<b>10/30/2023</b>	Waiver of Appearance Index #15	
<b>10/30/2023</b>	Rule 20 Evaluation Report Index #14	
<b>10/30/2023</b>	Rule 20 Report Distributed	
<b>08/22/2023</b>	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Dayton Klein, Julia Index #13	 2 pages
<b>05/16/2023</b>	Order for Conditional Release Judicial Officer: Dayton Klein, Julia Index #12	 1 page
<b>05/16/2023</b>	Hearing Held Remote	
<b>05/02/2023</b>	Bail to stand as previously ordered	
<b>05/02/2023</b>	Finding of Incompetency and Order Judicial Officer: Mercurio, Danielle Index #11	 5 pages
<b>05/02/2023</b>	Found Incompetent Judicial Officer: Mercurio, Danielle	
<b>05/02/2023</b>	Hearing Held Remote	
<b>04/14/2023</b>	Rule 20 Evaluation Report	



Index #10

**03/28/2023**Motion  
Judicial Officer: Mercurio, Danielle  
Index #9**03/28/2023**

Bail to stand as previously ordered

**03/28/2023**

Hearing Held Remote

**03/28/2023**Order-Evaluation for Competency to Proceed (Rule 20.01)  
Judicial Officer: Dayton Klein, Julia  
Index #8

2 pages

**03/27/2023**Demand or Request for Discovery  
Index #7

8 pages

**03/21/2023**Motion  
Judicial Officer: Borer, George  
Party: Defendant Kraskey, Lucas Patrick  
Index #6**03/21/2023**

Bail to stand as previously ordered

**03/21/2023**

Hearing Held Remote

**03/17/2023**Order for Conditional Release  
Judicial Officer: Bartolomei, Luis  
Index #5

2 pages

**03/17/2023**Order Granting Public Defender  
Judicial Officer: Bartolomei, Luis  
Index #4**03/17/2023**Statement of Rights  
Index #3**03/17/2023**

Hearing Held In-Person

**03/17/2023**Pretrial Release Evaluation Form  
Index #2**03/17/2023**E-filed Comp-Order for Detention  
Index #1

Unknown pages

**Hearings**

## Upcoming Hearings

**04/30/2024 01:30 PM**Review Hearing  
Judicial Officer: Skibbie, Lori  
Location: GC-C657

## Previous Hearings

**10/31/2023 01:30 PM**Review Hearing  
Judicial Officer: Browne, Michael K  
Location: GC-C459  
Cancelled; Waived**10/31/2023 01:30 PM**Review Hearing  
Judicial Officer: Browne, Michael K  
Location: GC-C459**05/16/2023 01:30 PM**Bail Hearing  
Judicial Officer: Dayton Klein, Julia  
Location: GC-C559**05/16/2023 01:30 PM**Bail Hearing  
Judicial Officer: Dayton Klein, Julia  
Location: GC-C559**Result:** Held On the Record**05/02/2023 01:30 PM**Hearing  
Judicial Officer: Mercurio, Danielle  
Location: GC-C556**Result:** Held On the Record

Date Updated: 04/12/2023

Reset by Court to 05/02/2023 01:30 PM - By agreement

Original Hearing Date: 04/25/2023 01:30 PM

**04/11/2023 01:30 PM**Bail Hearing  
Judicial Officer: Dayton Klein, Julia  
Location: GC-C559  
Cancelled; Other**03/28/2023 01:30 PM**Bail Hearing  
Judicial Officer: Mercurio, Danielle  
Location: GC-C556**Result:** Held On the Record**03/21/2023 01:30 PM**Hearing  
Judicial Officer: Borer, George  
Location: GC-C456**Result:** Held On the Record**03/17/2023 02:30 PM**First Appearance  
Judicial Officer: Bartolomei, Luis  
Location: PSF 143**Result:** Held On the Record

Search executed on 04/29/2024 06:25 PM

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 23A03030  
Court File No. 27-CR-23-5751

State of Minnesota,

Plaintiff,

vs.

**LUCAS PATRICK KRASKEY DOB: 06/01/1984**

2606 Grand St NE  
Minneapolis, MN 55418

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(1), with reference to: 609.101.3, 152.025.4(b)

Maximum Sentence: 5 YEARS AND/OR \$3,000-\$10,000

Offense Level: Felony

Offense Date (on or about): 03/16/2023

Control #(ICR#): 23005164

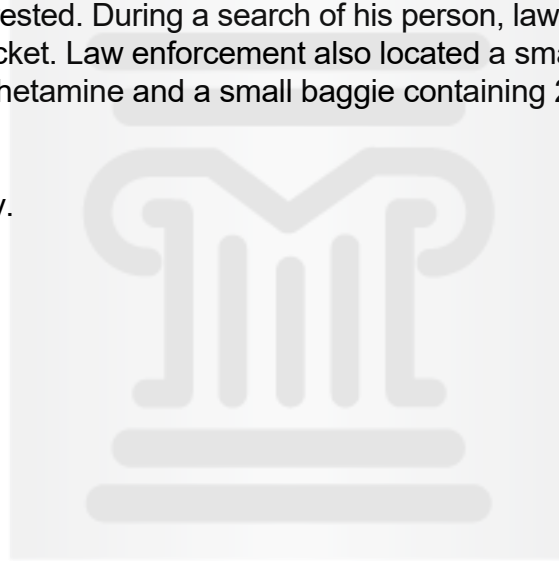
Charge Description: That on or about 3/16/2023, in Hennepin County, Minnesota, LUCAS PATRICK KRASKEY unlawfully possessed one or more mixtures containing a Schedule I, II, III, or IV controlled substance, to-wit: methamphetamine..

## STATEMENT OF PROBABLE CAUSE

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

That on or about March 16, 2023, at approximately 0443 hours, law enforcement were dispatched to Bank of America, located at 510 Blake Rd. N., in Hopkins, Hennepin County, Minnesota, on report of a male loitering in the ATM vestibule. Officers located the male, later identified as Lucas Patrick Kraskey (d.o.b. 6/1/1984), Defendant herein. Law enforcement learned that Defendant had multiple active warrants. Defendant was subsequently arrested. During a search of his person, law enforcement located a glass pipe with burnt residue in his pocket. Law enforcement also located a small baggie containing 1.4 grams of field-tested positive methamphetamine and a small baggie containing 2.5 grams of suspected marijuana.

Defendant is presently in custody.



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## 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**

Andrew Johnson  
Officer  
1010 1st St S  
Hopkins, MN 55343  
Badge: 23

Electronically Signed:  
03/17/2023 09:12 AM  
Ramsey County, 24275

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

**Prosecuting Attorney**

Hilary Minor  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
03/16/2023 02:59 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 as directed in the Notice of Hearing before the above-named court 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: \$3,000.00

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: March 17, 2023.

**Judicial Officer**

Kristin Siegesmund  
District Court Judge

Electronically Signed: 03/17/2023 09:34 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.

**LUCAS PATRICK KRASKEY**

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:

**Name:** LUCAS PATRICK KRASKEY  
**DOB:** 06/01/1984  
**Address:** 2606 Grand St NE  
Minneapolis, MN 55418

**Alias Names/DOB:**

**SID:** MN03406052

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:**

MALE

**Race:**

White

**Fingerprints Required per Statute:**

Yes

**Fingerprint match to Criminal History Record:** Yes

**Driver's License #:**

**SILS Person ID #:**

502903

**SILS Tracking No.**

3324942

**Case Scheduling Information:**

27-CR-22-17300, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228,  
27-CR-21-8230, and 27-CR-21-8229.

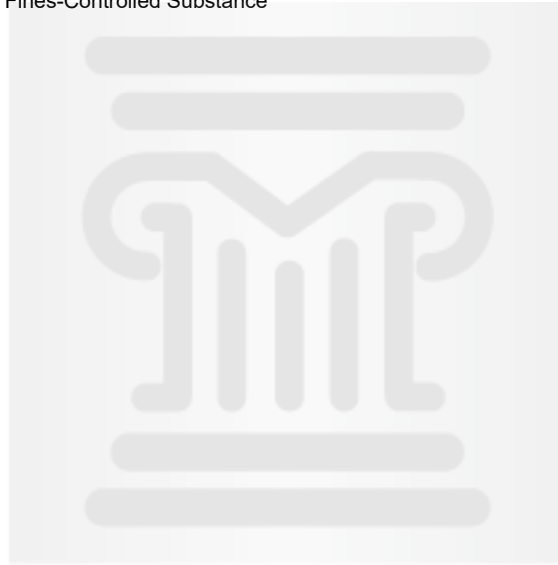
**Alcohol Concentration:**

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27-CR-23-1886  
27-CR-23-5751  
**STATUTE AND OFFENSE GRID**

Filed in District Court  
State of Minnesota  
4/28/2023 12:27 PM  
3/17/2023

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	3/16/2023	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Felony	DH5C0		MN0270900	23005164
	Penalty	3/16/2023	152.025.4(b) Drugs - 5th Degree Controlled Substance - Sale or possession	Felony	DH5C0		MN0270900	23005164
	Definition	3/16/2023	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DH5C0		MN0270900	23005164



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STATE OF MINNESOTA  
COUNTY OF HENNEPIN

State of Minnesota

v.

Lucas Krasny

## DISTRICT COURT

## FOURTH JUDICIAL DISTRICT

27CR21-8230 27CR23-5751 27CR-21-8229;  
27CR21-8227 Case: 27-CR-21-8228;  
27CR-21-8067 DOB (SILS): 27CR 22 17300  
Charge: Damage to Property 1<sup>st</sup> x 6  
5<sup>th</sup> Possession of C.S.

## CONDITIONAL RELEASE ORDER

☐ New Order☐ Amended Order

## You are released on any of the following marked options (and marked conditions):

- ☒ Post bail/bond of \$ 30,000 with no conditions. ☒ Post bail/bond of \$ 15,000 with the following conditions.  
☐ Post cash bail of \$ \_\_\_\_\_ with no conditions. ☐ Post cash bail of \$ \_\_\_\_\_ with the following conditions.  
☐ You are released with no bond, bail, or conditions. ☐ You are released with no bail on the following conditions.

- ☒ Obey all laws.
- ☒ Attend all court appearances and appointments with Psychological Services and Probation, including any Pre-Sentence Investigation interview.
- ☐ Do not have direct or indirect contact (including through social media) with \_\_\_\_\_. Stay away from a three-block radius of any such person is and where they live, work, or go to school,  
☐ except with a police escort to recover your clothing, prescriptions, electronics, and toiletries  
☐ except to facilitate parenting time/child-care, for which ☐ contact through \_\_\_\_\_ or  
☐ written contact is permitted.
- ☐ Do not have parenting time with \_\_\_\_\_ unless allowed by Child Protective Services. If a future order from a Family Court or Juvenile Court allows parenting time, you may seek a modification of this order.
- ☒ Do not possess any firearm or ammunition ☐ or other item used as a weapon.
- ☐ \_\_\_\_\_

The following marked conditions require supervision by Probation. Sign releases to confirm your compliance.

- ☒ Your release will be supervised. Notify your supervising officer of any change in your contact information within 24 hours. If you are currently on probation in Hennepin County, your Probation Officer will supervise you; these conditions are in addition to all current probation conditions. Call Probation at 612-348-3218 within 48 hours of your release.
- ☐ Complete an in-custody substance use disorder assessment with Probation Officer collateral. Follow recommendations. You are released: ☐ upon completion of the assessment interview ☐ to recommended treatment without posting bond/bail ☐ only upon court order.
- ☐ Within \_\_\_\_\_ days of your release, complete a substance use disorder assessment with Probation Officer collateral. Follow recommendations.
- ☐ Do not use any alcohol or non-prescribed controlled substance; provide a list of all medications to your supervising officer.  
☐ You are subject to ☐ random testing and/or ☐ Remote Electronic Alcohol Monitoring (REAM) at your expense. You are approved for REAM step-down after 60 days of no violations regarding use and testing, consistent with policies of conditional release, unless this box is checked: ☐
- ☐ You must remain on Electronic Home Monitoring (EHM) and follow EHM rules. If eligible, you are approved for immediate furloughs for job-seeking, work, school, medical care/treatment, legal meetings, and court. Your supervising officer may approve additional furloughs.  
☐ You will remain in custody until placed on EHM.  
☐ You must report to Client and Community Restoration at 3000 2nd Street North, Minneapolis, on \_\_\_\_\_ to activate EHM.
- ☒ You cannot leave Minnesota without court permission.
- ☐ \_\_\_\_\_

## Internal Use Only (as needed):

REVIEWED WITH DEFENDANT WHO WAS RELEASED TO:

☐ Self ☐ Treatment ☐ Other \_\_\_\_\_

Signatures:

Probation Officer \_\_\_\_\_ Date \_\_\_\_\_

Deputy \_\_\_\_\_ Date \_\_\_\_\_

Judge

Date

Defendant

Date



# MINNESOTA JUDICIAL BRANCH

STATE OF MINNESOTA

DISTRICT COURT – FELONY DIVISION

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Lucas Kraskey

Defendant.

**DEMAND FOR PRESERVATION  
AND DISCLOSURE OF EVIDENCE,  
AND MOTION FOR SUPPRESSION  
AND OTHER RELIEF**

MNCIS No. 27-CR-23-5751

\* \* \*

Defendant, by and through counsel, hereby demands preservation of, disclosure of, and access to all evidence related to the case; moves the Court for the relief specified below; and demands a hearing on the same.

**DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE**

Defendant demands that the State preserve all information and evidence within the reach of the disclosures required under Rule 9.01 of the Minnesota Rules of Criminal Procedure and applicable case law.

Defendant further demands that the State disclose all such information and evidence, and that it make all disclosures required by Rule 9.01 prior to the probable cause pretrial conference in this case.

Defendant demands access to all items subject to disclosure, and this access shall include, as appropriate, the opportunity to inspect, reproduce, photograph, test, interview, or otherwise document the matters disclosed.

These demands apply to:

1. **Investigative reports** prepared by state agents or employees in the investigation or evaluation of the case, together with the original notes of the arresting officers, if any.
2. **Statements**, as fully described in Rule 9.01, subd. 1(2). This request includes any written or recorded statement made by the Defendant or any alleged accomplice, regardless of when made, and the substance of any non-recorded oral statements by the Defendant or accomplices. This request includes recorded statements by any other

person and any written record containing the substance of statements by them, whether or not they are expected to be called at trial. This request includes statements made to any member of prosecution's staff, victim advocates, and any other person of which the government is aware or should be aware. State v. Adams, 555 N.W.2d 310 (Minn. App. 1996). It also includes disclosure of the fact that an interview with a witness took place, regardless of whether it was transcribed or whether written statements or written summaries were prepared. State v. Kaiser, 486 N.W.2d 384, 386-87 (Minn. 1992) This request also encompasses copies of recorded statements made pursuant to State v. Scales, 518 N.W.2d 587 (Minn. 1994) and any attempted recordings that for whatever alleged reason are inaudible or unavailable.

3. **Audio or video records** produced regarding this case, including squad video, 911 calls, radio runs, police radio communications, scout runs, police transport recordings, and record checks.
4. **Reports related to examinations, tests, or expert testimony**, as fully described in Rule 9.01, subd. 1(4). In addition to disclosure, Defendant also demands the in-person testimony of all analysts who performed tests the results of which the state intends to introduce into evidence at any hearing related to this case. Further, defendant hereby provides notice that he retains his right to cross-examine the analysts under State v. Caulfield, 722 N.W.2d 304, Minn. 2006.
5. **Documents and other tangible objects**, as fully described in Rule 9.01, subd. 1(3)
6. **Search warrants** obtained and executed regarding the case, including inventories and items seized.
7. **Identification procedures** including but not limited to lineups, show-up identifications, photo arrays, or the like, and details on the nature and circumstances of any and all identification procedures that become known to the government in the future.
8. **Witnesses and other persons**, as fully described in Rule 9.01, subd. 1(1).
9. **Conviction records** for all witnesses and other persons, as required to be disclosed under Rule 9.01, subd. 1(1).
10. **Prior convictions** of the Defendant or defense witnesses, to be provided as certified copies. In addition to disclosure, defendant also demands notice if the state intends to use a conviction to impeach any defense witness, including Defendant.

11. **Alleged but uncharged misconduct, prior bad acts, or relationship evidence** which the State intends to introduce at trial in this matter, disclosure to include police reports and any other documentation.
12. **Evidence related to an enhanced or aggravated sentence**, as identified in Rule 9.01, subd. 1(7). In addition to disclosure, defendant also demands notice if the state intends to seek an aggravated or enhanced sentence.

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the State after the State has begun complying with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

**DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE**  
**TENDING TO NEGATE OR REDUCE THE DEFENDANT'S GUILT**

Defendant demands that the State preserve and disclose all evidence and information known to the State which tends to negate or reduce the guilt of the Defendant, together with all evidence and information which might tend to mitigate or reduce potential punishment, as required under Minn. R. Crim. P. 9.01 subd. 1(6), under Brady v. Maryland, 373 U.S. 83 (1963), and under subsequent cases. This demand includes but is not limited to the following:

1. Evidence of bias of government witnesses or any consideration given a witness in return for cooperation with the government, including any information regarding pre-existing hard feelings, arguments, grudges, and disputes between the complainant and the Defendant.
2. Information that a government witness and/or informant was under the influence of alcohol, narcotics, or any other drug at the time of the observations about which the witness will testify and/or the informant informed.
3. Information tending to show the unreliability of a government witness, or which would tend to discredit the testimony of a government witness, including a request



for any prior inconsistent, non-corroborative, or other witness statements which the witness' trial testimony will not reflect.

4. Information—including docket numbers, dates and jurisdictions—indicating that
  - a. a government witness has had a pending juvenile or criminal case on or since the offense in this case;
  - b. a government witness was arrested, pleaded guilty, had a trial, or was sentenced on or since the date of the offense in the present case;
  - c. a government witness was on juvenile or criminal parole or probation on or since the date of the offense; and
  - d. a government witness now has or has had any other liberty interest that the witness could believe or could have believed might be favorably affected by government action.
5. Information that any government witness is or has been a police informant either at the time of the offense and/or through the day of trial, including the kind of assistance or benefits provided. "Benefit" refers to any monetary compensation, assistance of the prosecutor or the court concerning pending charges against the informant, or any other sort of consideration of value. Here, the demanded disclosure includes but is not limited to:
  - a. the length and extent of the witness' informant status;
  - b. the amounts that have been paid to the informant in connection with this case;
  - c. non-monetary assistance provided or promised to the informant, including, but not limited to, assistance in avoiding or minimizing harm from charges pending against the informant either at the time of the offense and/or any other time through the day of trial;
  - d. all statements made to the informant that promised benefits would not be provided without cooperation in connection with this case;
  - e. the nature of assistance provided to the informant prior to this case, including the number of occasions and form of help.
6. Information which tends to show a government witness' corruption including anything in police officers' personnel files indicative of corruption.
7. Perjury by any government witness at any time, whether or not adjudicated and whether or not in connection with this case.

8. Information that any government witness has made prior false accusations, including but not limited to prior complaints to the police or law enforcement agencies that did not result in a conviction.
9. Information regarding any prior "bad act" of a government witness which may bear upon the veracity of the witness with respect to the issues involved in the trial, including but not limited to the issues of self-defense or defense of others.
10. Any other information tending to show a government witness' bias in favor of the government or against the defendant or which otherwise impeaches a witness' testimony, including civilian-review-board complaints against police officers involving facts similar to those of this case, whether resolved for or against the officer.
11. Names and addresses of all witnesses who do not fully corroborate the government's case or would serve to contradict or impeach the government's evidence.
12. Any indication of threats or acts of aggression toward the defendant by the complainant or decedent, and any information that the complainant had possession of any weapons at the time of the incident. Also, any other information which would indicate that the complainant was the first aggressor and/or that the Defendant acted in self-defense.
13. Names and address of any person who:
  - a. identified some person other than the Defendant as a perpetrator of the alleged offense;
  - b. failed to identify the Defendant as a perpetrator of the alleged offense when asked to do so in any identification procedure;
  - c. gave any description(s) of the perpetrator(s) of the alleged offense which in any material respect differs from my client.
14. Information known to the government which is favorable to the defense, whether or not technically admissible in court, and which is material to the issues of guilt and/or punishment. This includes all information that the Defendant was not involved in the alleged offenses and/or that the requisite elements required to prove any of the charged offenses cannot be met.

Defendant further demands that all officers and investigative agencies concerned abide by their continuing obligation to discover, preserve, and disclose in writing any information or materials that might be viewed as favorable to the Defendant on the issues of suppression, guilt, or punishment,

either substantively, as impeachment, or as tending to discredit the government's witnesses. Kyles v. Whitley, 115 S.Ct. 1555 (1995) (imposing upon law enforcement and the prosecutor a "duty to learn" favorable information relating to the Defendant).

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the prosecutor, staff, or anyone investigation investigating this case after the State has begun its compliance with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

### **MOTION TO COMPEL DISCLOSURE AND ACCESS**

Defendant moves the Court for an Order requiring the State

- 1 To preserve all evidence and other matters subject to disclosure as herein demanded and as otherwise required by Minnesota Rule of Criminal Procedure 9.01.
- 2 To permit Defendant to have access to, inspect, reproduce, photograph, or otherwise document all disclosed items, as described in Minn. R. Crim. P 9.01, subd. 1 & subd. 1a(2).
- 3 To allow defendant to conduct reasonable tests or to provide notice and an opportunity for defense experts to observe the state's own tests if those tests preclude further tests or experiments, as described in Minn. R. Crim. P 9.01, subd. 1(4)(b).
- 4 To assist Defendant in seeking access to specified matters relating to the case which are within the possession or control of an official or employee of any governmental agency, but which are not within the control of the prosecuting attorney, as described in Minn. R. Crim. P. 9.01, subd 2(1).
- 5 For an Order directing the prosecuting attorney to identify and produce any informants who supplied or contributed information to the prosecution which led to the issuance of a Complaint against the Defendant on the grounds:



- a. The privilege of non-disclosure of any informants must give way and disclosure of the identity of an informer is required where disclosure is essential or relevant and material, and helpful to the defense of an accused, or lessens the risk of false testimony, or is necessary to secure useful testimony, or is necessary to a fair determination of the cause; or
- b. Disclosure is necessary as a means to afford this Defendant an opportunity to establish that if informants did exist, that the information supplied to the prosecutor by them was inaccurate or misrepresentative.

### **MOTION TO SUPPRESS EVIDENCE**

Defendant moves the Court for an Order suppressing, particularly with respect to those items identified in the state's notice under Rule 7.01:

- 1 Any and all evidence obtained as a result of a stop, search, or seizure, on the ground that such evidence was obtained in violation of Defendant's constitutional and statutory protections against unreasonable searches and seizures.
- 2 Any and all confessions, admissions, or statements in the nature of confessions made by Defendant, together with any evidence obtained as a result thereof, on the grounds that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.
- 3 Any and all identifications of Defendant and evidence of identification procedures used during the investigation, together with any evidence obtained as a result of identification procedures used during the investigation, on the ground that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.

Defendant further moves this court for an order suppressing other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

### **MOTION TO EXCLUDE EVIDENCE**

Defendant moves the Court for an Order restraining the prosecution from attempting to introduce at trial:

- 1 Evidence obtained as a result of stop, search, or seizure, confession or other statement by the Defendant, or identification procedures, as described above, on the grounds that the notices filed by the State are vague, ambiguous, and inspecific, all to the prejudice of the Defendant and contrary to the meaning of Minnesota R. Crim. P. 7.01.

- 2 Evidence that Defendant has been guilty of additional misconduct or crimes on other occasions, on the grounds that the state has not provided notice of its intent to use such evidence or, if it did, that such notice was not specific enough or failed to specify a particular exception to the general rule of exclusion. Defendant also moves for exclusion on the grounds that the evidence is not admissible under any exception to the general rule of exclusion, that such evidence is more prejudicial than probative, or that such evidence has not been proven to be clear and convincing.
- 3 Evidence, argument, or any other reference to prior convictions, if any, of the Defendant.
- 4 Any and all other evidence for which the State has failed to provide notice as required by the Minnesota Rules of Criminal Procedure

Defendant further moves this court for an order excluding other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

**DEMAND FOR HEARING**

Defendant hereby demands a contested hearing on the above motions, to be held as soon as practicable after the serving and filing hereof.

Respectfully submitted,

OFFICE OF THE HENNEPIN COUNTY PUBLIC DEFENDER  
Kassius O. Benson - CHIEF PUBLIC DEFENDER

By:                     /s/                      
Raissa Carpenter  
Attorney License No. 396413  
Attorney for Defendant  
701 Fourth Avenue South, Suite 1400  
Minneapolis, MN 55415

Filed in District Court  
State of Minnesota  
Mar 28, 2023 10:24 am

State of Minnesota

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

Lucas Patrick Kraskey,  
Defendant.**Order to Fourth Judicial District Court  
Psychological Services**

27-CR-21-8067

27-CR-21-8227; 27-CR-21-8228; 27-CR-21-8229; 27-CR-21-8230; 27-CR-21-8511;  
27-CR-22-17300; 27-CR-22-21679; 27-CR-22-24045; 27-CR-23-385;  
27-CR-23-5751

Defendant Information	
<input type="checkbox"/> Out of Custody <input checked="" type="checkbox"/> In Custody – at Facility: <u>Hennepin County Jail</u>	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 612-812-5542, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 Grand St Ne	
Minneapolis MN 55418-2604	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☐ For felony and gross misdemeanor cases, probable cause has been found.  
☐ The defendant is to be released upon completion of the interview process.  
☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01  
☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)  
☐ Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Consultation (Pre-Sentence) \_\_\_\_\_  
☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: RAISSA CARPENTER

Phone: 612-348-9676

Prosecuting Attorney: CHRISTOPHER ERIC FREEMAN

Phone: 612-348-5300

Phone:

3. The hearing for the return of the psychological evaluation will be held on **April 25, 2023 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
  - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
  - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
  - a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: March 28, 2023

Dayton Klein, Julia  
Mar 28 2023 9:42 AM
  
 Julia Dayton Klein  
 District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

**STATE OF MINNESOTA**  
**COUNTY OF HENNEPIN**

**DISTRICT COURT**  
**FOURTH JUDICIAL DISTRICT**  
**CRIMINAL DIVISION**

State of Minnesota,

Plaintiff,

vs.

Lucas Patrick Kraskey,

Defendant.

Court File No. 27-CR-21-6904, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228, 27-CR-21-8229, 27-CR-21-8230, 27-CR-21-8511, 27-CR-22-17300, 27-CR-22-21679, 27-CR-22-24045, 27-CR-23-385, 27-CR-23-5751, 27-CR-23-6188

**FINDINGS OF FACT,**  
**CONCLUSIONS OF LAW**  
**AND ORDER REGARDING**  
**COMPETENCY**

This matter came before the undersigned Referee/Judge of District Court on May 2, 2023. The hearing was held remotely using the Zoom internet platform. Tom Arneson, Assistant Hennepin County Attorney and Megan Griffin, Attorney with the City of Minneapolis, represented the plaintiffs. Defendant appeared in custody and was represented by Susan Herlofsky, Assistant Hennepin County Public Defender.

Based on all the files, records and proceedings in this case, the Court makes the following:

**FINDINGS OF FACT**

1. Defendant (date of birth 06/01/1984), was charged in MNCIS file 27-CR-21-6904 with 3<sup>rd</sup> Degree Damage to Property (Gross Misdemeanor - GMD) and Public Urination (Misdemeanor – MSD) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 25, 2021; in MNCIS file 27-CR-21-8227 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 24, 2021; in MNCIS file 27-CR-21-8228 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8229 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 15, 2021; in MNCIS file 27-CR-21-8230 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged

to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8511 with 3<sup>rd</sup> Degree Damage to Property (GMD) arising from an incident alleged to have occurred on March 9, 2021; in MNCIS file 27-CR-22-17300 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 27, 2022; in MNCIS file 27-CR-22-21679 with Trespassing (MSD) arising from an incident alleged to have occurred on October 18, 2022; in MNCIS file 27-CR-22-24045 with Trespass (MSD) arising from an incident alleged to have occurred on December 1, 2022; in MNCIS file 27-CR-23-385 with Trespass (MSD) arising from an incident alleged to have occurred on November 24, 2022; in MNCIS file 27-CR-23-5751 with 5<sup>th</sup> Degree Drug Possession (Felony) arising from an incident alleged to have occurred on March 16, 2023; and in MNCIS file 27-CR-23-6188.

2. On March 28, 2023, Judge Dayton Klein ordered that Defendant undergo an evaluation to assess Defendant's competency to proceed in this matter pursuant to Minn.R.Crim.P. 20.01.
3. Dr. Kristen A. Otte, Psy.D., LP, Psychological Services of Hennepin County District Court, reviewed Defendant's records, interviewed Defendant, and filed a written report with this Court.

Dr. Kristen A. Otte, Psy.D., LP, Psychological Services of Hennepin County District Court, opined that Defendant, due to mental illness or cognitive impairment, lacks the ability to rationally consult with counsel; or lacks the ability to understand the proceedings or participate in the defense. This opinion was uncontested by either party.

### **CONCLUSIONS OF LAW**

Defendant is presently incompetent to stand trial. The misdemeanor charge(s) must be dismissed pursuant to Rule 20.01.

### **ORDER**

1. The criminal proceedings in this matter are suspended until Defendant is restored to competency to proceed. While suspended, the criminal court retains authority over the criminal case including, but not limited to, bail or conditions of release.
2. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with the Court within ten (10) days of the date of service.

Tom Arneson, Assistant Hennepin County Attorney – Criminal Division; and



Megan Griffin, City of Minneapolis Attorney

Susan Herlofsky, Assistant Hennepin County Public Defender

3. The Hennepin County Prepetition Screening Program (PSP) must conduct a prepetition screening pursuant to the Minnesota Commitment and Treatment Act and make a recommendation as to whether the defendant should be civilly committed under the Act.
4. PSP shall investigate whether civil commitment should be pursued and forward a recommendation in a written report supporting or not supporting civil commitment to the Hennepin County Attorney's Office – Adult Services Division ("HCAO-ASD") within five (5) days of receiving this Order.
5. Prepetition Screening shall provide copies of the Rule 20 Competency Evaluation, the criminal Complaint(s), and the underlying police report(s) along with its written recommendation to the Hennepin County Attorney's Office – Adult Services Division.
6. Defendant is ordered to cooperate with the civil commitment process including appearing at all court appearances in the civil and criminal cases.
7. Members of PSP shall have access to all Defendant's files and records, including those protected by Federal regulation or law. This Order grants the members of PSP access to the records of any individual or entity that has provided observation, evaluation, diagnosis, care, treatment, or confinement of the Defendant. This Order applies to, but is not limited to, records maintained by: Minnesota Fourth Judicial District Court Psychological Services; chemical dependency evaluators and treatment providers; health clinics; medical centers and hospitals; physicians; psychologists; mental health care providers; case managers; parole and probation agencies; residential and nonresidential community mental health treatment facilities or programs; regional treatment centers; the Minnesota Department of Corrections; the correctional authority for any other state; schools and school districts; law enforcement agencies; and the Court's own records.
8. This Order also authorizes employees or officers of the record keepers described above to discuss the Defendant's condition, history, treatment, and/or status with the members of PSP. Information collected by PSP pursuant to this Order shall be considered private data on the Defendant, but it may be included in the written report produced by PSP and forwarded to the HCAO-ASD.

9. If the Fourth Judicial District Court – Probate/Mental Health Division finds the Defendant to be mentally ill, developmentally disabled, chemically dependent, or mentally ill and dangerous to the public, the Defendant may be committed directly to an appropriate safe and secure facility. The Hennepin County Sheriff shall transport the Defendant from the Hennepin County Adult Detention Center to the custody of the head of the facility named in the order for civil commitment when notified that placement is available for the Defendant.
10. The head of the treatment facility shall submit a written report addressing the Defendant's competency to proceed in the criminal case when the Defendant has attained competency, or at least every six months.
11. Psychological Services of Hennepin County District Court, or the Department of Human Services Forensic Evaluation Department if the defendant is civilly committed, shall have access to Defendant's treatment records to prepare the required report(s) on the defendant's mental condition with an opinion as to competency to proceed. By presentation of a copy of this order, whether mailed, sent electronically, discussed verbally, or personally delivered, the custodian of records for any agency, department, or health care provider shall release all information and/or records related to Defendant, including medical, psychological, behavioral, social service, probation/correctional, developmental disability, military, Social Security, employment, and educational records, to the agency requesting the records within 72 hours. This Order shall be sufficient to require an agency, department, entity, or health care provider to release the requested information and/or records related to treatment Defendant has received in connection with that facility. Any of the defendant's records released pursuant to this order may not be disclosed to any other person without court authorization or Defendant's signed consent.
12. The criminal conditions of release remain in effect until placement at an appropriate facility can occur.
13. If Defendant is not subject to the provisions of Minn. Stat. § 253B.18, the head of the treatment facility shall hold Defendant safe and secure under the civil commitment, and shall not permit the Defendant's release, institutional transfer, partial institutionalization status, discharge, or provisional discharge of the civil commitment until the Fourth Judicial District Court – Criminal Division has ordered conditions of release consistent with the proposed change in status. Any proposed change in status under the civil commitment requiring amended



conditions of release shall be made in writing to the Fourth Judicial District Court – Criminal Division and parties at least 14 days prior to proposed change in status. The written proposal shall address the following issues 1) whether the Defendant is competent to proceed; 2) how the proposed plan will meet the Defendant’s treatment needs; and 3) public safety risks and how they will be addressed. Either party may request a hearing to address the proposed changes to the conditions of release. If no hearing is requested, the court may issue an order amending the conditions of release consistent with the proposed change in status in the civil commitment matter.

14. In the event the Fourth Judicial District Court – Mental Health Division does not commit the Defendant, then the Defendant shall be transported in secure custody back to the Fourth Judicial District Court – Criminal Division for further proceedings herein.
15. Defendant’s next appearance in Hennepin County District Court – Criminal Division on this matter and status review of Defendant’s competence to proceed is October 31, 2023. One week prior to that date, reports regarding Defendant’s competency and mental status shall be e-filed and e-served to:
  - a. Fourth Judicial District Court – 4thCriminalRule20 email list;
  - b. Tom Arneson, Assistant Hennepin County Public Defender;
  - c. Susan Herlofsky, Assistant Hennepin County Attorney;
  - d. Assistant Hennepin County Attorney’s Office – Adult Services Division (if a commitment is ordered);
  - e. Megan Griffin, City of Minneapolis Attorney; and
  - f. The Commitment Defense Panel attorney appointed to represent Defendant by the Fourth Judicial District Court – Probate/Mental Health Division.
16. A copy of this Order, the Rule 20.01 Competency Evaluation, the criminal complaint(s), and the underlying police report(s) shall be delivered via email to the Prepetition Screening Program of Hennepin County’s Human Services and Public Health Department.

Order Recommended By:



Mercurio, Danielle  
May 2 2023 3:12 PM

Referee of District Court

BY THE COURT:



Browne, Michael  
May 2 2023 4:14 PM

Judge of District Court

STATE OF MINNESOTA  
COUNTY OF HENNEPINFiled in District Court  
State of Minnesota  
May 16, 2023 4:06 pmDISTRICT COURT  
FOURTH JUDICIAL DISTRICTState of Minnesota  
v.

LUCAS PATRICK KRASKEY

Case: 27-CR-21-8067  
27-CR-21-8227  
27-CR-21-8228  
27-CR-21-8229  
27-CR-21-8230  
27-CR-22-17300  
27-CR-23-5751

DOB (SILS): 6/1/1984; SILS 502903

Charge: FEL, Damage to Property - 1st  
Degree - Value Reduced Over \$1000

## CONDITIONAL RELEASE ORDER

☐ New Order ☒ Amended Order

## You are released on any of the following marked options (and marked conditions):

- ☒ Post bail/bond of \$30,000 with no conditions. ☐ Post bail/bond of \$\_\_\_\_\_ with the following conditions.  
☐ Post cash bail of \$\_\_\_\_\_ with no conditions. ☐ Post cash bail of \$\_\_\_\_\_ with the following conditions.  
☐ You are released with no bond, bail, or conditions. ☒ You are released with no bail on the following conditions.

1. ☒ Obey all laws.
2. ☒ Attend all court appearances and appointments with Psychological Services and Probation, including any Pre-Sentence Investigation interview.
3. ☐ Do not have direct or indirect contact (including through social media) with \_\_\_\_\_.  
Stay away from a three-block radius of any such person is and where they live, work, or go to school,  
☐ except with a police escort to recover your clothing, prescriptions, electronics, and toiletries  
☐ except to facilitate parenting time/child-care, for which ☐ contact through \_\_\_\_\_ or ☐ written contact is permitted.
4. ☐ Do not have parenting time with \_\_\_\_\_ unless allowed by Child Protective Services.  
If a future order from a Family Court or Juvenile Court allows parenting time, you may seek a modification of this order.
5. ☒ Do not possess any firearm or ammunition ☐ or other item used as a weapon.
6. ☒ Release to Anoka County holds, if such warrants are in place.
7. ☒ You cannot leave Minnesota without court permission.
- 8.

## Internal Use Only (as needed):

REVIEWED WITH DEFENDANT WHO WAS RELEASED TO:

☐ Self ☐ Treatment ☐ Other \_\_\_\_\_

Signatures:

Probation Officer \_\_\_\_\_ Date \_\_\_\_\_

Deputy \_\_\_\_\_ Date \_\_\_\_\_

Dayton Klein, Julia

Digitally signed by Dayton Klein,  
Julia

Date: 2023.05.16 14:28:16 -05'00'

Judge

Date

Defendant

Date

HC 2921 (02/2023)

Filed in District Court  
State of Minnesota  
Aug 22, 2023 8:39 am

State of Minnesota

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

**Order to Fourth Judicial District Court  
Psychological Services**Lucas Patrick Kraskey,  
Defendant.

27-CR-21-6904

27-CR-21-8067; 27-CR-21-8227; 27-CR-21-8228; 27-CR-21-8229; 27-CR-21-8230;  
27-CR-21-8511; 27-CR-22-17300; 27-CR-23-5751

Defendant Information	
<input checked="" type="checkbox"/> Out of Custody <input type="checkbox"/> In Custody – at Facility: _____	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 612-812-5542, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 Grand St Ne	
Minneapolis MN 55418-2604	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☐ For felony and gross misdemeanor cases, probable cause has been found.  
☐ The defendant is to be released upon completion of the interview process.  
☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01  
☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)  
☐ Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Consultation (Pre-Sentence) \_\_\_\_\_  
☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: ANDREW JOSEPH REILAND, II  
 Prosecuting Attorney: Heidi Johnston

Phone: 612-348-5838  
 Phone: 612-673-2757  
 Phone:

3. The hearing for the return of the psychological evaluation will be held on **October 31, 2023 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
  - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
  - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
  - a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: August 18, 2023

Dayton Klein, Julia  
Aug 21 2023 9:19 AM

District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

**STATE OF MINNESOTA**  
**COUNTY OF HENNEPIN**

**DISTRICT COURT**  
**FOURTH JUDICIAL DISTRICT**  
**CRIMINAL DIVISION**

State of Minnesota,

Plaintiff,

vs.

Lucas Patrick Kraskey,

Defendant.

Court File No. 27-CR-21-6904, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228, 27-CR-21-8229, 27-CR-21-8230, 27-CR-21-8511, 27-CR-22-17300, 27-CR-23-5751

**FINDINGS OF FACT,**  
**CONCLUSIONS OF LAW**  
**AND ORDER REGARDING**  
**COMPETENCY**

This matter came before the undersigned Judge of District Court on October 31, 2023. The hearing was held remotely using the Zoom internet platform. Tom Arneson, Assistant Hennepin County Attorney, represented the plaintiff. Megan Griffin, Assistant Minneapolis City Attorney, also represented the plaintiff. Defendant was represented by Andrew J. Reiland, II, Assistant Hennepin County Public Defender. Prior to the time of the hearing, the parties agreed to the Court handling this matter administratively, without the need for appearances.

Based on all the files, records and proceedings in this case, the Court makes the following:

**FINDINGS OF FACT**

1. Defendant (date of birth 06/01/1984), was charged in MNCIS file 27-CR-21-6904 with 3<sup>rd</sup> Degree Damage to Property (Gross Misdemeanor) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 25, 2021; in MNCIS file 27-CR-21-8227 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 24, 2021; in MNCIS file 27-CR-21-8228 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8229 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 15, 2021; in MNCIS file 27-CR-21-8230 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February

23, 2021; in MNCIS file 27-CR-21-8511 with 3<sup>rd</sup> Degree Damage to Property (Gross Misdemeanor) arising from an incident alleged to have occurred on March 9, 2021; in MNCIS file 27-CR-22-17300 with 1<sup>st</sup> Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 27, 2022; and in MNCIS file 27-CR-23-5751 with 5<sup>th</sup> Degree Drug Possession (Felony) arising from an incident alleged to have occurred on March 16, 2023.

2. On August 22, 2023, Judge Julia Dayton Klein ordered that Defendant undergo an evaluation to assess Defendant's competency to proceed in this matter pursuant to Minn.R.Crim.P. 20.01.
3. Dr. Kristen A. Otte, Psy.D., LP, ABPP, Psychological Services of Hennepin County District Court, reviewed Defendant's records, interviewed Defendant, and filed a written report with this Court.
4. Dr. Kristen A. Otte, Psy.D., LP, ABPP, Psychological Services of Hennepin County District Court, opined that Defendant, due to mental illness or cognitive impairment, lacks the ability to rationally consult with counsel; or lacks the ability to understand the proceedings or participate in the defense. This opinion was uncontested by either party.

### **CONCLUSIONS OF LAW**

Defendant is presently incompetent to stand trial.

### **ORDER**

1. The criminal proceedings in this matter are suspended until Defendant is restored to competency to proceed. While suspended, the criminal court retains authority over the criminal case including, but not limited to, bail or conditions of release.
2. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with the Court within ten (10) days of the date of service.

Darren Borg, Assistant Hennepin County Attorney – Criminal Division;

Christopher Freeman, Assistant Hennepin County Attorney – Criminal Division;

Heidi Johnston, Minneapolis City Attorney;

Andrew Reiland, II, Assistant Hennepin County Public Defender



3. The Hennepin County Prepetition Screening Program (PSP) must conduct a prepetition screening pursuant to the Minnesota Commitment and Treatment Act and make a recommendation as to whether the defendant should be civilly committed under the Act.
4. PSP shall investigate whether civil commitment should be pursued and forward a recommendation in a written report supporting or not supporting civil commitment to the Hennepin County Attorney's Office – Adult Services Division (“HCAO-ASD”) within five (5) days of receiving this Order.
5. Prepetition Screening shall provide copies of the Rule 20 Competency Evaluation, the criminal Complaint(s), and the underlying police report(s) along with its written recommendation to the Hennepin County Attorney's Office – Adult Services Division.
6. Defendant is ordered to cooperate with the civil commitment process including appearing at all court appearances in the civil and criminal cases.
7. Members of PSP shall have access to all Defendant's files and records, including those protected by Federal regulation or law. This Order grants the members of PSP access to the records of any individual or entity that has provided observation, evaluation, diagnosis, care, treatment, or confinement of the Defendant. This Order applies to, but is not limited to, records maintained by: Minnesota Fourth Judicial District Court Psychological Services; chemical dependency evaluators and treatment providers; health clinics; medical centers and hospitals; physicians; psychologists; mental health care providers; case managers; parole and probation agencies; residential and nonresidential community mental health treatment facilities or programs; regional treatment centers; the Minnesota Department of Corrections; the correctional authority for any other state; schools and school districts; law enforcement agencies; and the Court's own records.
8. This Order also authorizes employees or officers of the record keepers described above to discuss the Defendant's condition, history, treatment, and/or status with the members of PSP. Information collected by PSP pursuant to this Order shall be considered private data on the Defendant, but it may be included in the written report produced by PSP and forwarded to the HCAO-ASD.
9. If the Fourth Judicial District Court – Probate/Mental Health Division finds the Defendant to be mentally ill, developmentally disabled, chemically dependent, or mentally ill and dangerous



to the public, the Defendant may be committed directly to an appropriate safe and secure facility.

10. The head of the treatment facility shall submit a written report addressing the Defendant's competency to proceed in the criminal case when the Defendant has attained competency, or at least every six months.
11. Psychological Services of Hennepin County District Court, or the Department of Human Services Forensic Evaluation Department if the defendant is civilly committed, shall have access to Defendant's treatment records to prepare the required report(s) on the defendant's mental condition with an opinion as to competency to proceed. By presentation of a copy of this order, whether mailed, sent electronically, discussed verbally, or personally delivered, the custodian of records for any agency, department, or health care provider shall release all information and/or records related to Defendant, including medical, psychological, behavioral, social service, probation/correctional, developmental disability, military, Social Security, employment, and educational records, to the agency requesting the records within 72 hours. This Order shall be sufficient to require an agency, department, entity, or health care provider to release the requested information and/or records related to treatment Defendant has received in connection with that facility. Any of the defendant's records released pursuant to this order may not be disclosed to any other person without court authorization or Defendant's signed consent.
12. The criminal conditions of release remain in effect until placement at an appropriate facility can occur.
13. Defendant's next appearance in Hennepin County District Court – Criminal Division on this matter and status review of Defendant's competence to proceed is April 30, 2024. One week prior to that date, reports regarding Defendant's competency and mental status shall be e-filed and e-served to:
  - a. Fourth Judicial District Court – 4thCriminalRule20 email list;
  - b. Andrew Reiland, II, Assistant Hennepin County Public Defender;
  - c. Darren Borg, Assistant Hennepin County Attorney;
  - d. Christopher Freeman, Assistant Hennepin County Attorney;
  - e. Heidi Johnston, Minneapolis City Attorney;

- f. Hennepin County Attorney's Office – Adult Services Division (if a commitment is ordered);
  - g. The Commitment Defense Panel attorney appointed to represent Defendant by the Fourth Judicial District Court – Probate/Mental Health Division.
14. A copy of this Order, the Rule 20.01 Competency Evaluation, the criminal complaint(s), and the underlying police report(s) shall be delivered via email to the Prepetition Screening Program of Hennepin County's Human Services and Public Health Department.

**BY THE COURT:**



Browne, Michael  
Oct 31 2023 4:21 PM  
Judge of District Court

MINNESOTA  
JUDICIAL  
BRANCH

Filed in District Court  
State of Minnesota  
1/12/2024State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District**Court File Number: 27-CR-23-5751**

Case Type: Crim/Traf Mandatory

**Notice of Judicial Reassignment**

FILE COPY

State of Minnesota vs Lucas Patrick Kraskey

This case is reassigned to:

Judge Matthew Frank  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

All future hearings shall be scheduled before this judicial officer.

Please note that a notice to remove this judicial officer must comply, in adult criminal cases, with Minnesota Rules of Criminal Procedure 26.03 subdivision 14 and Minnesota Statute Sec. 542.16, and in juvenile delinquency cases, with Minnesota Rules of Delinquency Procedure 22.03.

Dated: January 12, 2024

Sara Gonsalves  
Court Administrator  
Hennepin County District Courtcc: ANDREW JOSEPH REILAND, II  
DARREN CHARLES BORG

State of Minnesota

Filed in District Court  
State of Minnesota  
Feb 21, 2024 4:39 pm

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

Lucas Patrick Kraskey,  
Defendant.Order to Fourth Judicial District Court  
Psychological Services  
27-CR-21-8067  
27-CR-23-5751, 27-CR-22-17300, 27-CR-21-8230, 27-CR-21-8229, 27-CR-21-8228,  
27-CR-21-8227.

Defendant Information	
<input checked="" type="checkbox"/> Out of Custody <input type="checkbox"/> In Custody – at Facility: _____	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 651-285-1729, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 GRAND ST NE	
Minneapolis MN 55418-0000	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☒ For felony and gross misdemeanor cases, probable cause has been found.  
☐ The defendant is to be released upon completion of the interview process.  
☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01  
☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)  
☐ Sex Offender Evaluation (psychosexual) pursuant to Minnesota Statute § 609.3457  
☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Consultation (Pre-Sentence) \_\_\_\_\_  
☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: ANDREW JOSEPH REILAND, II      Phone: 612-348-5838  
 Prosecuting Attorney: CHRISTOPHER ERIC FREEMAN      Phone: 612-348-5300

3. The hearing for the return of the psychological evaluation will be held on **April 30, 2024 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
  - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
  - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
  - a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: February 21, 2024

Browne, Michael  
Feb 21 2024 3:51 PM



Michael Browne  
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.



MINNESOTA  
JUDICIAL BRANCH  
MINNESOTA COURT RECORDS ONLINE (MCRO)

**Case Details (Register of Actions)**

Search executed on 04/29/2024 06:34 PM

**27-CR-23-8721****Upcoming Hearing:**Review Hearing on **09/10/2024** at **1:30 PM****Case Information****Case Number:** 27-CR-23-8721**Case Title:** State of Minnesota vs Daniel Lamar Ford**Case Type:** Crim/Traf Mandatory**Date Filed:** 04/26/2023**Case Location:** Hennepin County, Hennepin Criminal Downtown**Judicial Officer:** Bartolomei, Luis**Case Status:** Dormant**Party Information****Jurisdiction**

State of Minnesota

**Attorneys Active**

- SMITH, ELIZABETH RAE - Lead Attorney
- ARNESON, THOMAS STUART
- GALAYDH, WARSAME ALI KHALIF

**Attorneys Inactive**

- ALLSEITS, MARK STEVEN
- MILLER, MORGAN LEE

**Defendant****Ford, Daniel Lamar**

DOB: 08/28/1991

MINNEAPOLIS, MN 55404

**Attorneys Active**

- CARPENTER, RAISSA - Lead Attorney

**Attorneys Inactive**

- HODGE, BERNICE BEATRICE

**Charges****1**

Burglary-3rd Deg-Steal/Commit Felony or Gross Misd

**Statute:** 609.582.3**Additional Statute:** Burglary-3rd Deg-Steal/Commit Felony or Gross Misd (609.582.3)**Level of Charge:** Felony**Offense Date:** 04/24/2023**Community Of Offense:** Minneapolis**Law Enforcement Agency:** Minneapolis Police Department

**Prosecuting Agency:** Hennepin County Attorney**Interim Conditions****04/27/2023****Interim conditions for Ford, Daniel Lamar**

Judicial Officer: Bartolomei, Luis

- Post Bail or Bond with No Conditions  
\$20,000.00
- Release with Conditions  
\$0.00
- Remain law-abiding
- Make all future court appearances
- Do not ship/transport/possess or receive firearm or ammo
- Contact with probation
- Follow all instructions of probation
- Do not leave Minnesota without written court approval
- Comply With Geographic Restrictions Imposed
- Psychological evaluation/treatment

**04/26/2023****Interim conditions for Ford, Daniel Lamar**

Judicial Officer: Daly, Margaret A.

Expiration Date: 04/27/2023

- Post Bail or Bond with No Conditions  
\$20,000.00

**Case Events****03/12/2024**

Notice of Remote Hearing with Instructions

Index #19



2 pages

**03/12/2024**

Found Incompetent

**03/12/2024**

Waiver of Appearance

Index #18

**02/09/2024**

Rule 20 Evaluation Report

Index #17

**02/09/2024**

Rule 20 Report Distributed

**01/23/2024**

Notice of Remote Hearing with Instructions

Index #16



2 pages

**01/23/2024**







Notice of Remote Hearing with Instructions



Index #15



2 pages



<b>01/23/2024</b>	Request for Continuance Party: Attorney CARPENTER, RAISSA; Defendant Ford, Daniel Lamar Index #14	
<b>01/23/2024</b>	Fail to Appear at a hearing Party: Defendant Ford, Daniel Lamar	
<b>01/23/2024</b>	Hearing Held Remote	
<b>11/09/2023</b>	Notice of Remote Hearing with Instructions Index #13	 1 page
<b>11/09/2023</b>	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Dayton Klein, Julia Index #12	 2 pages
<b>06/28/2023</b>	Notice of Remote Hearing with Instructions Index #11	 2 pages
<b>06/27/2023</b>	Found Incompetent Judicial Officer: Skibbie, Lori	
<b>06/27/2023</b>	Hearing Held Remote	
<b>06/26/2023</b>	Rule 20 Report Distributed	
<b>06/26/2023</b>	Rule 20 Evaluation Report Index #10	
<b>04/27/2023</b>	Order for Conditional Release Judicial Officer: Bartolomei, Luis Index #9	 1 page
<b>04/27/2023</b>	Probable Cause Found	
<b>04/27/2023</b>	Notice of Remote Hearing with Instructions Index #8	 2 pages
<b>04/27/2023</b>	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Bartolomei, Luis Index #7	 2 pages
<b>04/27/2023</b>	Statement of Rights Index #6	
<b>04/27/2023</b>	Order Granting Public Defender Judicial Officer: Bartolomei, Luis Index #5	

04/27/2023	Notice of Hearing Index #4		1 page
04/27/2023	Hearing Held In-Person		
04/27/2023	Identity Verified		
04/26/2023	Pretrial Release Evaluation Form Index #3		
04/26/2023	Application for Public Defender Index #2		
04/26/2023	E-filed Comp-Order for Detention Index #1		Unknown pages

MINNESOTA  
JUDICIAL  
BRANCH

## Hearings

### Upcoming Hearings

**09/10/2024 01:30 PM** Review Hearing

### Previous Hearings

**03/12/2024 01:30 PM** Hearing  
Judicial Officer: Mercurio, Danielle  
Location: GC-C556  
Cancelled; Other

**02/06/2024 01:30 PM** Hearing  
Judicial Officer: Borer, George  
Location: GC-C456  
Cancelled; Other

**01/23/2024 01:30 PM** Review Hearing **Result:** Held On the Record  
Judicial Officer: Dayton Klein, Julia  
Location: GC-C559  
  
Date Updated: 11/09/2023  
Reset by Court to 01/23/2024 01:30 PM - By agreement  
  
Original Hearing Date: 12/26/2023 01:30 PM

**07/03/2023 09:00 AM** Omnibus Hearing  
Judicial Officer: Bartolomei, Luis  
Location: GC-C1953  
Cancelled; Other

**06/27/2023 01:30 PM** Hearing **Result:** Held On the Record  
Judicial Officer: Skibbie, Lori  
Location: GC-C457

**04/27/2023 01:30 PM** First Appearance **Result:** Held On the Record  
Judicial Officer: Bartolomei, Luis  
Location: PSF 143

Search executed on 04/29/2024 06:34 PM

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 23A04705  
Court File No. 27-CR-23-8721

State of Minnesota,

Plaintiff,

vs.

**DANIEL LAMAR FORD DOB: 08/28/1991**

2105 E Minnehaha Ave  
Minneapolis, MN 55406

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: Burglary-3rd Deg-Steal/Commit Felony or Gross Misd**

Minnesota Statute: 609.582.3, with reference to: 609.582.3

Maximum Sentence: 5 YEARS AND/OR \$10,000

Offense Level: Felony

Offense Date (on or about): 04/24/2023

Control #(ICR#): 23100983

Charge Description: That on or about 4/24/2023, in Hennepin County, Minnesota, Daniel Lamar Ford, either directly or as an accomplice, entered a building without consent and with intent to steal or commit any felony or gross misdemeanor while in the building, or entered a building without consent and stole or committed a felony or gross misdemeanor while in the building.

## STATEMENT OF PROBABLE CAUSE

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On April 24, 2023, at approximately 6:30 p.m., Minneapolis police responded to the Target store located at 2500 Lake Street East in Minneapolis, Minnesota, Hennepin County, on a reported theft.

Target security personnel reported that the suspect, later identified as DANIEL LAMAR FORD (DOB 8/28/1991), had taken merchandise and ran out the store. Officers arrived and located FORD walking under the Hiawatha Avenue Bridge, who was looking back as if he was escaping from someone. Officers approached FORD and told him they needed the items he had stolen back. FORD then walked toward the officers, yelling and screaming at them, which caused the officers to believe FORD wanted to fight them. FORD was eventually arrested.

The stolen merchandise was recovered and was worth \$122.01. FORD had been repeatedly trespassed from the Target store in the past six months.

FORD is currently in custody at the Hennepin County Jail.

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**

Jamy Schwartz  
Sergeant  
350 S 5th St  
Minneapolis, MN 55415-1389  
Badge: 6419

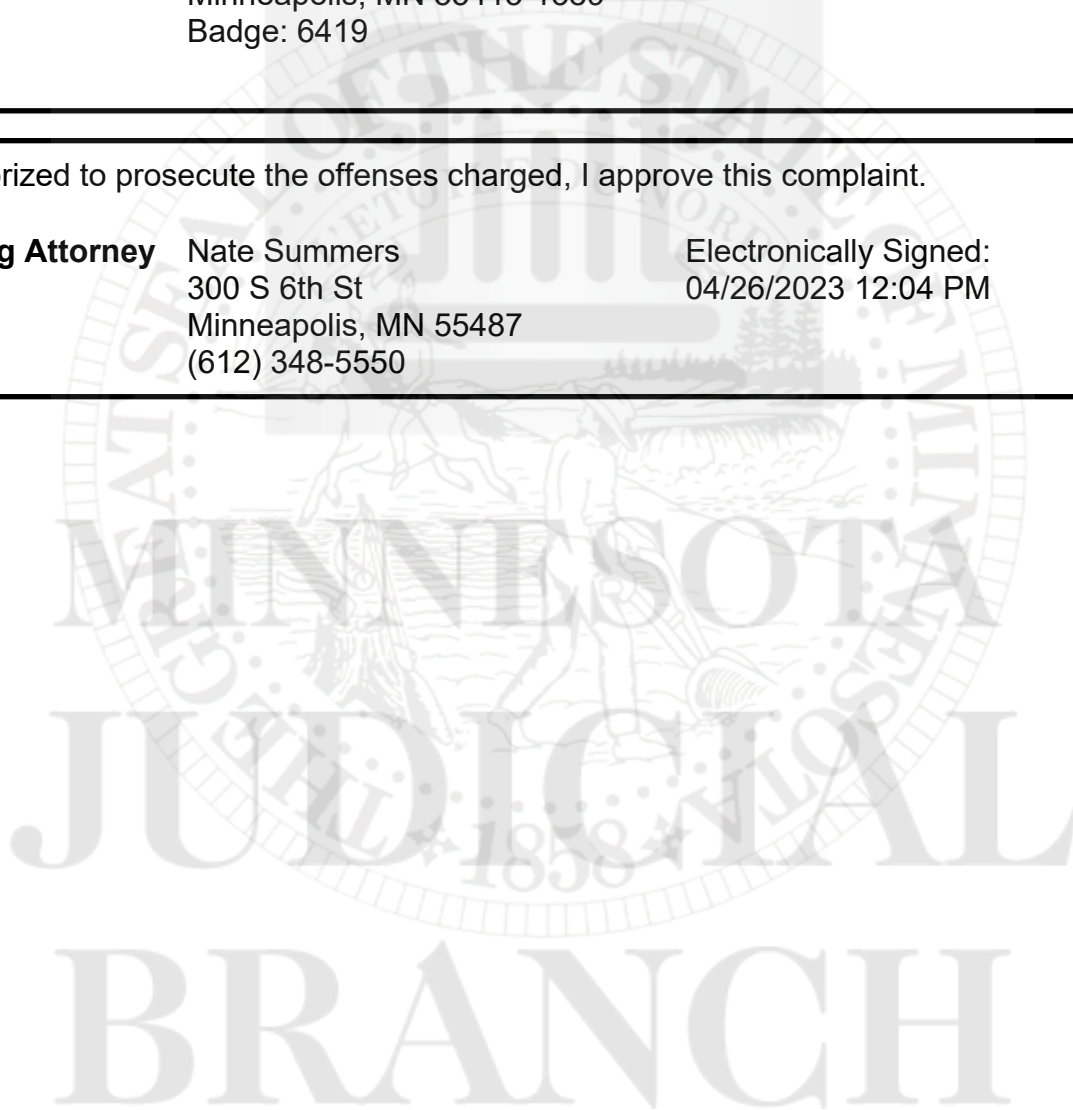
Electronically Signed:  
04/26/2023 12:08 PM  
Hennepin County, schwajl0

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

**Prosecuting Attorney**

Nate Summers  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
04/26/2023 12:04 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 as directed in the Notice of Hearing before the above-named court 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: \$20,000.00

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: April 26, 2023.

**Judicial Officer**

Margaret Daly  
District Court Judge

Electronically Signed: 04/26/2023 12:51 PM

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

COUNTY OF HENNEPIN  
STATE OF MINNESOTA

**State of Minnesota**

Plaintiff

vs.

**Daniel Lamar Ford**

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:



27-CR-23-1886  
27-CR-23-8721  
**DEFENDANT FACT SHEET**

Filed in District Court  
State of Minnesota  
4/26/2023 12:27 PM  
4/26/2023

**Name:** Daniel Lamar Ford  
**DOB:** 08/28/1991  
**Address:** 2105 E Minnehaha Ave  
Minneapolis, MN 55406

**Alias Names/DOB:**

**SID:** MN09CD9481

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:**

**Race:**

**Fingerprints Required per Statute:**

**Fingerprint match to Criminal History Record:**

**Driver's License #:**

**SILS Person ID #:**

**SILS Tracking No.**

**Alcohol Concentration:**

MALE

Black

Yes

Yes

664275

3331289

MINNESOTA  
JUDICIAL  
BRANCH

27-CR-23-1886  
27-CR-23-8721  
**STATUTE AND OFFENSE GRID**

Filed in District Court  
State of Minnesota  
4/26/2023 12:27 PM  
4/26/2023

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	4/24/2023	609.582.3 Burglary-3rd Deg-Steal/Commit Felony or Gross Misd	Felony	B3634		MN0271100	23100983
	Penalty	4/24/2023	609.582.3 Burglary-3rd Deg-Steal/Commit Felony or Gross Misd	Felony	B3634		MN0271100	23100983



MINNESOTA  
JUDICIAL  
BRANCH

Filed in District Court  
State of Minnesota

State of Minnesota

APR 27 2023

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

Daniel Lamar Ford,  
Defendant.Order to Fourth Judicial District Court  
Psychological Services  
27-CR-23-8721  
27-CR-23-6104

Defendant Information	
<input checked="" type="checkbox"/> Out of Custody <input type="checkbox"/> In Custody – at Facility: _____	
Date of Birth: 08/28/1991	SILS Identifier: 664275
Phone: Home: 612-735-5987, Cell: 612-267-1615	
Email: dford849@yahoo.com	
Current Address: 2105 E Minnehaha PKWY	
Minneapolis MN 55417	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☒ For felony and gross misdemeanor cases, probable cause has been found.
- ☐ The defendant is to be released upon completion of the interview process.
- ☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01
- ☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)
- ☐ Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Consultation (Pre-Sentence) \_\_\_\_\_
- ☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney:  
Prosecuting Attorney: MARK STEVEN ALLSEITS

Phone:  
Phone:  
Phone:

3. The hearing for the return of the psychological evaluation will be held on at .

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
  - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
  - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
  - a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: April 27, 2023

  
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

STATE OF MINNESOTA  
HENNEPIN COUNTYFiled in District Court  
State of Minnesota

APR 27 2023

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

State of Minnesota

v.

Daniel Lamar Ford

Court File: 27-CR-23-8721

## NOTICE OF HEARING

Your next court appearance is:

Monday, July 03, 2023  
9:00 AM

with

Judge Luis Bartolomei  
Hennepin County Government  
Center  
300 South Sixth Street  
Minneapolis, MN 55487

This appearance is for: Omnibus Hearing

- If you do not appear for this hearing, a bench warrant may be issued for your arrest. For petty misdemeanors, a conviction will be entered if you fail to appear.
- Arrive 15 minutes early to allow time to go through security and meet with your attorney or to apply for a court-appointed attorney if you do not have funds to hire a lawyer.
- You can receive automatic reminders of future court dates via email or text. Set this up at [www.mncourts.gov/hearing-ereminders.aspx](http://www.mncourts.gov/hearing-ereminders.aspx) or scan the QR code to enroll.
- Look for your name on a monitor for further courtroom information.
- Court may take a few hours – please plan for this.
- If your contact information changes, you must let the court know at 612-348-2040.
- If you are appearing on a traffic offense, please bring your driver's license and proof of insurance.
- If you are paying a fine, please bring payment if you can. Credit cards, cash, and checks are accepted.
- Stay in touch with your attorney if you have one. If you are representing yourself, please review [www.mncourts.gov/Help-Topics/Representing-Yourself-in-Court.aspx](http://www.mncourts.gov/Help-Topics/Representing-Yourself-in-Court.aspx).
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://4thcourtspde.courts.state.mn.us> or scan the QR code to start the application.



Defendant was mailed or given a copy of this notice in court

**Served by HCSO**

Defendant Signature

Date

FILE COPY



Filed in District Court  
State of Minnesota

APR 27 2023

State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District

Court File Number: 27-CR-23-8721

Case Type: Crim/Traf Mandatory

FILE COPY

**Notice of Remote Zoom Hearing  
and Judicial Assignment****Served by HCSO**

State of Minnesota vs Daniel Lamar Ford

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

Hearing Information
<b>June 27, 2023</b>
<b>Hearing</b>
<b>1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video and audio unless otherwise directed** with Judicial Officer Lori Skibbie, Hennepin County District Court.

- If you fail to appear a warrant may be issued for your arrest. For petty misdemeanors, a conviction will be entered if you fail to appear.

You must:


- Notify the court if your address, email, or phone number changes.
- If this is the first time you've appeared in court, have your exhibits ready at the hearing and you will be given instructions at the hearing on how to submit them. If this is not the first time you've appeared, contact the judicial officer hearing your case for more instructions. Visit [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-6000 if you do not have access to the internet, or are unable to connect by video and audio.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://4thcourtspde.courts.state.mn.us> or scan the QR code to start the application.

**To join by internet:**

1. Type <https://zoomgov.com/join> in your browser's address bar (example: bar at top of page on Google Chrome, Safari, or Internet Explorer).
2. Enter the **Meeting ID and Meeting Password (if asked)**:

Meeting ID: 160 223 0876

Passcode: 1234

3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** button in the lower left-hand corner of your screen.
5. Click **Share Video**.
6. Select  to unmute (may need to tap screen to activate icons).

**To join by telephone (if you can't to join by internet):**

Be sure you know how to mute your phone when you are not speaking and unmute it again to speak.

1. Call Toll-Free: 1-833-568-8864
2. Enter the Meeting ID and Meeting Password:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. To Unmute use \*6

To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.



Dated: April 27, 2023

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc: Daniel Lamar Ford



STATE OF MINNESOTA  
COUNTY OF HENNEPINFiled in District Court  
State of MinnesotaDISTRICT COURT  
FOURTH JUDICIAL DISTRICT

APR 27 2023

State of Minnesota  
v.Case: 27CR238721

DOB (SILS): \_\_\_\_\_

Charge: 3<sup>rd</sup> BurglaryDaniel Lamar Ford

## CONDITIONAL RELEASE ORDER

☒ New Order☐ Amended Order

## You are released on any of the following marked options (and marked conditions):

- ☒ Post bail/bond of \$ 20,000. with no conditions. ☐ Post bail/bond of \$ \_\_\_\_\_ with the following conditions.  
☐ Post cash bail of \$ \_\_\_\_\_ with no conditions. ☐ Post cash bail of \$ \_\_\_\_\_ with the following conditions.  
☐ You are released with no bond, bail, or conditions. ☒ You are released with no bail on the following conditions.

- ☒ Obey all laws.
- ☒ Attend all court appearances and appointments with Psychological Services and Probation, including any Pre-Sentence Investigation interview.
- ☐ Do not have direct or indirect contact (including through social media) with \_\_\_\_\_. Stay away from a three-block radius of any such person is and where they live, work, or go to school,  
☐ except with a police escort to recover your clothing, prescriptions, electronics, and toiletries  
☐ except to facilitate parenting time/child-care, for which ☐ contact through \_\_\_\_\_ or ☐ written contact is permitted.
- ☐ Do not have parenting time with \_\_\_\_\_ unless allowed by Child Protective Services. If a future order from a Family Court or Juvenile Court allows parenting time, you may seek a modification of this order.
- ☒ Do not possess any firearm or ammunition ☐ or other item used as a weapon.
- ☒ stay away from: Target 2500 E. Lake Street, Mpls MN.

The following marked conditions require supervision by Probation. Sign releases to confirm your compliance.

- ☒ Your release will be supervised. Notify your supervising officer of any change in your contact information within 24 hours. If you are currently on probation in Hennepin County, your Probation Officer will supervise you; these conditions are in addition to all current probation conditions. Call Probation at 612-348-3218 within 48 hours of your release.
- ☐ Complete an in-custody substance use disorder assessment with Probation Officer collateral. Follow recommendations. You are released: ☐ upon completion of the assessment interview ☐ to recommended treatment without posting bond/bail ☐ only upon court order.
- ☐ Within \_\_\_\_\_ days of release, complete a substance use disorder assessment with Probation Officer collateral. Follow recommendations.
- ☐ Do not use any alcohol or non-prescribed controlled substance; provide a list of all medications to your supervising officer.  
☐ You are subject to ☐ random testing and/or ☐ Remote Electronic Alcohol Monitoring (REAM) at your expense.  
You are approved for REAM step-down after 60 days of no violations regarding use and testing, consistent with policies of conditional release, unless this box is checked: ☐
- ☐ You must remain on Electronic Home Monitoring (EHM) and follow EHM rules. If eligible, you are approved for immediate furloughs for job-seeking, work, school, medical care/treatment, legal meetings, and court. Your supervising officer may approve additional furloughs.  
☐ You will remain in custody until placed on EHM.  
☐ You must go to Client and Community Restoration at 3000 2nd Street North, Minneapolis, on \_\_\_\_\_ to activate EHM.
- ☒ You cannot leave Minnesota without court permission.
- ☒ complete out of custody R.20.01 competency evaluation

## Internal Use Only (as needed):

REVIEWED WITH DEFENDANT WHO WAS RELEASED TO:

☐ Self ☐ Treatment ☐ Other \_\_\_\_\_

Signatures:

Probation Officer \_\_\_\_\_ Date \_\_\_\_\_

Deputy \_\_\_\_\_ Date \_\_\_\_\_

Judge John St

Served by the KCSO

Defendant

Date 4/27/2023Date 4/27/2023

Filed in District Court  
State of Minnesota  
Jun 28, 2023 6:10 pmState of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial DistrictCourt File Number: 27-CR-21-20637;  
27-CR-23-8721

Case Type: Crim/Traf Mandatory

**Notice of Remote Zoom Hearing****DANIEL LAMAR FORD  
1904 26TH ST E  
MINNEAPOLIS MN 55404**

State of Minnesota vs Daniel Lamar Ford

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
<b>December 26, 2023</b>
<b>Review Hearing</b>
<b>1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video unless otherwise directed** with Judicial Officer George Borer, Hennepin County District Court.

If you fail to appear a warrant may be issued for your arrest.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-2040 if you do not have access to the internet, or are unable to connect by video.
- If you need an interpreter, contact the court before the hearing date to ask for one.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://pdapplication.courts.state.mn.us> or scan the QR code to start the application.



**To join by internet:**

1. Type <https://zoomgov.com/join> in your browser's address bar.
2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

Para obtener más información y conocer las opciones para participar en audiencias remotas, incluido cómo enviar pruebas, visite [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings).

Booqo [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

**To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.**



Dated: June 28, 2023

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc:

Filed in District Court  
State of Minnesota  
Nov 09, 2023 2:49 pm

State of Minnesota

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

**Order to Fourth Judicial District Court  
Psychological Services**Daniel Lamar Ford,  
Defendant.**27-CR-21-20637; 27-CR-23-8721**

Defendant Information	
<input checked="" type="checkbox"/> Out of Custody <input type="checkbox"/> In Custody – at Facility: _____	
Date of Birth: 08/28/1991	SILS Identifier: 664275
Phone: Home: 612-735-5987, Cell: 612-267-1615	
Email: dford849@yahoo.com	
Current Address: 1904 26TH ST E MINNEAPOLIS MN 55404	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☐ For felony and gross misdemeanor cases, probable cause has been found.  
☐ The defendant is to be released upon completion of the interview process.  
☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01  
☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)  
☐ Sex Offender Evaluation (psychosexual) pursuant to Minnesota Statute § 609.3457  
☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Consultation (Pre-Sentence) \_\_\_\_\_  
☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: RAISSA CARPENTER Phone: 612-348-9676

Prosecuting Attorney: MORGAN LEE MILLER Phone: 612-281-3339

Phone:

3. The hearing for the return of the psychological evaluation will be held on **January 23, 2024 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
  - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
  - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
  - a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: November 9, 2023

  
\_\_\_\_\_  
Julia Dayton Klein  
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.



Filed in District Court  
State of Minnesota  
Nov 09, 2023 3:02 pmState of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District  
Court File Number: **27-CR-23-8721; 27-CR-21-20637**  
Case Type: Crim/Traf Mandatory**Notice of Rescheduled Hearing**DANIEL LAMAR FORD  
1904 26TH ST E  
MINNEAPOLIS MN 55404

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**State of Minnesota vs Daniel Lamar Ford**

The previously scheduled hearing on December 26, 2023 has been rescheduled as follows:

<i>Setting</i>
<b>January 23, 2024</b>
<b>Review Hearing</b>
<b>1:30 PM</b>

at the following location:

**Zoom - To join by internet:**

1. Type <https://zoomgov.com/join> in your browser's address bar.
2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

You are expected to appear at the above time and place fully prepared. **You must notify the court if your address changes.**

To receive an eReminder for future court dates via e-mail or text, visit <http://www.mncourts.gov/Hearing-eReminders.aspx> or scan the QR code to enroll.



Dated: November 9, 2023

Sara Gonsalves  
Hennepin County Court Administratorcc: MORGAN LEE MILLER  
RAISSA CARPENTER

State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial DistrictCourt File Number: 27-CR-23-8721, 27-CR-21-  
20637.

Case Type: Crim/Traf Mandatory

**Notice of Remote Zoom Hearing****DANIEL LAMAR FORD  
1904 26TH ST E  
MINNEAPOLIS MN 55404**

State of Minnesota vs Daniel Lamar Ford

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
<b>February 06, 2024 Hearing 1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video unless otherwise directed** with Judicial Officer George Borer, Hennepin County District Court.

If you fail to appear a warrant may be issued for your arrest.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-2040 if you do not have access to the internet, or are unable to connect by video.
- If you need an interpreter, contact the court before the hearing date to ask for one.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://pdapplication.courts.state.mn.us> or scan the QR code to start the application.





**To join by internet:**

1. Type <https://zoomgov.com/join> in your browser's address bar.
2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

Para obtener más información y conocer las opciones para participar en audiencias remotas, incluido cómo enviar pruebas, visite [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings).

Booqo [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

**To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.**



Dated: January 23, 2024

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc:

State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial DistrictCourt File Number: 27-CR-23-8721, 27-CR-21-  
20637.

Case Type: Crim/Traf Mandatory

**Notice of Remote Zoom Hearing****DANIEL LAMAR FORD  
1904 26TH ST E  
MINNEAPOLIS MN 55404**

State of Minnesota vs Daniel Lamar Ford

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
<b>March 12, 2024</b>
<b>Hearing</b>
<b>1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video unless otherwise directed with Judicial Officer, Hennepin County District Court.**

If you fail to appear a warrant may be issued for your arrest.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-2040 if you do not have access to the internet, or are unable to connect by video.
- If you need an interpreter, contact the court before the hearing date to ask for one.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://pdapplication.courts.state.mn.us> or scan the QR code to start the application.



**To join by internet:**

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2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

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Booqo [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

**To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.**



Dated: January 23, 2024

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc:

State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District

Court File Number: 27-CR-21-20637, 27-CR-23-8721

Case Type: Crim/Traf Mandatory

**Notice of Remote Zoom Hearing****DANIEL LAMAR FORD  
1904 E 26TH ST  
MINNEAPOLIS MN 55404**

State of Minnesota vs Daniel Lamar Ford

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
<b>September 10, 2024</b>
<b>Review Hearing</b>
<b>1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video unless otherwise directed** with Judicial Officer, Hennepin County District Court.

If you fail to appear a warrant may be issued for your arrest.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-2040 if you do not have access to the internet, or are unable to connect by video.
- If you need an interpreter, contact the court before the hearing date to ask for one.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://pdapplication.courts.state.mn.us> or scan the QR code to start the application.



**To join by internet:**

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2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

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Booqo [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.



Dated: March 12, 2024

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc:



MINNESOTA  
JUDICIAL BRANCH  
MINNESOTA COURT RECORDS ONLINE (MCRO)

**Case Details (Register of Actions)****27-CR-23-21653**

Search executed on 04/29/2024 07:43 PM

**Upcoming Hearing:**Review Hearing on **05/14/2024** at **1:30 PM****Case Information****Case Number:** 27-CR-23-21653**Case Title:** State of Minnesota vs ROBERT WILLIAM BALSIMO**Case Type:** Crim/Traf Mandatory**Date Filed:** 10/10/2023**Case Location:** Hennepin County, Hennepin Criminal Downtown**Judicial Officer:** Janzen, Lisa K**Case Status:** Dormant**Related Cases**

27-MH-PR-23-1340

**Party Information****Jurisdiction**

State of Minnesota

**Attorneys Active**

- ELLISON, ISAIAH DANIEL - Lead Attorney
- ARNESON, THOMAS STUART
- COLE, JUDITH L

**Defendant****BALSIMO, ROBERT WILLIAM**

DOB: 09/18/1981

Fergus Falls, MN 56537

**Attorneys Active**

- CARPENTER, RAISSA - Lead Attorney

**Charges****1**

Domestic Assault-Felony

**Statute:** 609.2242.4**Additional Statutes:** Minimum Fines-Assault, Crim Sex (609.101.2); Domestic Assault-Felony (609.2242.4)**Level of Charge:** Felony**Offense Date:** 10/08/2023**Community Of Offense:** Golden Valley**Law Enforcement Agency:** Golden Valley Police Department**Prosecuting Agency:** Hennepin County Attorney**Interim Conditions**

04/12/2024

**Interim conditions for BALSIMO, ROBERT WILLIAM**

Judicial Officer: Dayton Klein, Julia

Expiration Date: 05/15/2024

- No contact with victim(s)
- Stay a reasonable distance away from victim's residence
- Remain law-abiding
- Make all future court appearances
- Post Bail or Bond with No Conditions  
\$50,000.00
- Do not ship/transport/possess or receive firearm or ammo
- Do not leave Minnesota without written court approval
- Domestic No Contact (DANCO)
- Release with Conditions  
\$0.00
- Conditions, other

02/14/2024

**Interim conditions for BALSIMO, ROBERT WILLIAM**

Judicial Officer: Dayton Klein, Julia

Expiration Date: 04/02/2024

- No contact with victim(s)
- Stay a reasonable distance away from victim's residence
- Remain law-abiding
- Make all future court appearances
- Post Bail or Bond with No Conditions  
\$50,000.00
- Do not ship/transport/possess or receive firearm or ammo
- Do not leave Minnesota without written court approval
- Domestic No Contact (DANCO)
- Police escort to enter premises
- Release with Conditions  
\$0.00
- Electronic monitoring
- Conditions, other

02/13/2024

**Interim conditions for BALSIMO, ROBERT WILLIAM**

Judicial Officer: Mercurio, Danielle

Expiration Date: 02/14/2024

- No contact with victim(s)
- Stay a reasonable distance away from victim's residence
- Remain law-abiding
- Make all future court appearances
- Post Bail or Bond with No Conditions  
\$50,000.00
- Do not ship/transport/possess or receive firearm or ammo
- Do not leave Minnesota without written court approval
- Domestic No Contact (DANCO)
- Police escort to enter premises
- Release with Conditions  
\$0.00
- Electronic monitoring
- Conditions, other

10/11/2023

**Interim conditions for BALSIMO, ROBERT WILLIAM**

Judicial Officer: Janzen, Lisa K

Expiration Date: 02/13/2024

- No contact with victim(s)



- Stay a reasonable distance away from victim's residence
- Remain law-abiding
- Make all future court appearances
- Post Bail or Bond with Conditions  
\$30,000.00
- Post Bail or Bond with No Conditions  
\$50,000.00
- Do not ship/transport/possess or receive firearm or ammo
- Contact with probation
- Follow all instructions of probation
- Do not leave Minnesota without written court approval
- Domestic No Contact (DANCO)
- Police escort to enter premises

10/10/2023

Interim conditions for BALSIMO, ROBERT WILLIAM

Judicial Officer: Janzen, Lisa K

Expiration Date: 10/11/2023

- No contact with victim(s)
- Stay a reasonable distance away from victim's residence
- Remain law-abiding
- Make all future court appearances
- Post Bail or Bond with Conditions  
\$40,000.00

**Case Events****04/12/2024**

Order for Conditional Release

Judicial Officer: Dayton Klein, Julia

Index #24

**04/03/2024**

Order for Conditional Release

Judicial Officer: Dayton Klein, Julia

Index #23

**04/02/2024**

Motion

Judicial Officer: Dayton Klein, Julia

Party: Defendant BALSIMO, ROBERT WILLIAM

Index #22

**04/02/2024**

Hearing Held Remote

**02/13/2024**

Amended Order

Judicial Officer: Mercurio, Danielle

Index #21



1 page

**02/13/2024**

Order for Conditional Release

Judicial Officer: Mercurio, Danielle

Index #20

**02/13/2024**

Hearing Held Remote

**01/24/2024**

Rule 20 Progress Report

Index #19

**12/12/2023**Notice of Motion and Motion  
Index #18

2 pages

**12/05/2023**

Bail to stand as previously ordered

**12/05/2023**Motion  
Judicial Officer: Borer, George  
Party: Attorney CARPENTER, RAISSA  
Index #17**12/05/2023**

Hearing Held Remote

**11/28/2023**

Bail to stand as previously ordered

**11/28/2023**Motion  
Judicial Officer: Mercurio, Danielle  
Party: Attorney CARPENTER, RAISSA  
Index #16**11/28/2023**

Hearing Held Remote

**11/16/2023**Chemical Dependency Evaluation Report  
Index #15**11/15/2023**Finding of Incompetency and Order  
Judicial Officer: Skibbie, Lori  
Index #12

5 pages

**11/14/2023**Notice of Remote Hearing with Instructions  
Index #14

2 pages

**11/14/2023**

Bail to stand as previously ordered



**11/14/2023**Motion  
Judicial Officer: Skibbie, Lori  
Party: Attorney CARPENTER, RAISSA  
Index #13**11/14/2023**Found Incompetent  
Judicial Officer: Skibbie, Lori**11/14/2023**

Hearing Held Remote

**11/13/2023**

Rule 20 Report Distributed

**11/13/2023**Rule 20 Evaluation Report  
Index #11

10/27/2023	Notice of Motion and Motion Index #10		2 pages
10/17/2023	Demand or Request for Discovery Index #9		8 pages
10/12/2023	Review DANCO Expiration		
10/11/2023	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Janzen, Lisa K Index #8		2 pages
10/11/2023	Probable Cause Found		
10/11/2023	Criminal Domestic Abuse No Contact Order DANCO Pretrial Judicial Officer: Janzen, Lisa K Index #7		
10/11/2023	Order for Conditional Release Judicial Officer: Janzen, Lisa K Index #6		
10/11/2023	Statement of Rights Index #5		
10/11/2023	Order Granting Public Defender Judicial Officer: Janzen, Lisa K Index #4		
10/11/2023	Hearing Held In-Person		
10/11/2023	Identity Verified		
10/10/2023	Pretrial Release Evaluation Form Index #3		
10/10/2023	Application for Public Defender Index #2		
10/10/2023	E-filed Comp-Order for Detention Index #1		Unknown pages

## Hearings

### Upcoming Hearings

05/14/2024 01:30 PM

Review Hearing

Judicial Officer: Browne, Michael K  
Location: GC-C459

**Previous Hearings**

<b>04/02/2024 01:30 PM</b>	Bail Hearing Judicial Officer: Dayton Klein, Julia Location: GC-C559	<b>Result:</b> Held On the Record
<b>02/13/2024 01:30 PM</b>	Bail Hearing Judicial Officer: Mercurio, Danielle Location: GC-C556	<b>Result:</b> Held On the Record
<b>12/05/2023 01:30 PM</b>	Bail Hearing Judicial Officer: Borer, George Location: GC-C456	<b>Result:</b> Held On the Record
<b>11/28/2023 01:30 PM</b>	Bail Hearing Judicial Officer: Mercurio, Danielle Location: GC-C556	<b>Result:</b> Held On the Record
<b>11/21/2023 11:00 AM</b>	Omnibus Hearing Judicial Officer: Janzen, Lisa K Location: GC-C1059 Cancelled; Other  Date Updated: 10/11/2023 Reset by Court to 11/21/2023 11:00 AM - Other  Original Hearing Date: 11/08/2023 10:00 AM	
<b>11/14/2023 01:30 PM</b>	Hearing Judicial Officer: Skibbie, Lori Location: GC-C457	<b>Result:</b> Held On the Record
<b>10/11/2023 01:30 PM</b>	First Appearance Judicial Officer: Janzen, Lisa K Location: PSF 141	<b>Result:</b> Held On the Record

Search executed on 04/29/2024 07:43 PM

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 23A11596  
Court File No. 27-CR-23-21653

State of Minnesota,

Plaintiff,

vs.

**ROBERT WILLIAM BALSIMO** DOB: 09/18/1981

3407 26th Ave  
Golden Valley, MN 55422

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: Domestic Assault-Felony**

Minnesota Statute: 609.2242.4, with reference to: 609.101.2, 609.2242.4

Maximum Sentence: 5 YEARS AND/OR \$10,000

Offense Level: Felony

Offense Date (on or about): 10/08/2023

Control #(ICR#): 23000646

Charge Description: That on or about October 8, 2023, in golden Valley, Hennepin County, Minnesota, Robert William Balsimo did intentionally cause fear, or inflict or attempt to inflict bodily harm, upon A.K., a family or household member, and less than 10 years has elapsed since Robert William Balsimo was convicted of or adjudicated delinquent for the first of two or more previous qualified domestic violence-related offenses.

## STATEMENT OF PROBABLE CAUSE

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On or about October 8, 2023, law enforcement responded to a residence on the 3400 block of 26th Ave. North, Golden Valley, Hennepin County, State of Minnesota. Officers met with an individual, Victim herein, who stated her live-in boyfriend had attacked her. Victim's boyfriend, identified as ROBERT WILLIAM BALSIMO (DOB: 9/18/1981) Defendant herein, was still on scene. Victim stated that Defendant demanded her car keys. When Victim refused to hand over her car keys, Defendant began to argue with her. During the argument, Defendant grabbed Victim by the hair and began to pull her. Victim was momentarily able to get free and back away from Defendant. Defendant continued to approach to stated he would, "beat the piss" out of Victim. At this point, Victim was able to activate her emergency alarm. Defendant again grabbed Victim by her hair and dragged her around different rooms and kicking her. Throughout this time, Defendant repeatedly ordered Victim to turn off the alarm. Eventually police arrived and took Defendant into custody.

Defendant has the following domestic related convictions in the past ten years:

Violate a No Contact Order, 27-CR-17-6757, Misdemeanor, Disposition 11/8/2018.

Domestic Assault -Harm, 27-CR-17-17261, Felony, Disposition 1/5/2018.

Violate a No Contact Order, 02-CR-18-2716, Gross Misdemeanor, Disposition 6/14/2018.

Defendant remains in custody.

MINNESOTA  
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## 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**

Jennifer Sleavin  
Sergeant  
7800 Golden Valley Rd  
Golden Valley, MN 55427  
Badge: 507

Electronically Signed:  
10/10/2023 11:23 AM  
Hennepin County, Minnesota

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

**Prosecuting Attorney**

Isaiah Ellison  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
10/10/2023 11:20 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 as directed in the Notice of Hearing before the above-named court 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: \$40,000.00

Conditions of Release: No Contact with Victim; No Contact with Address; Remain Law Abiding; Make All Appearances

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: October 10, 2023.

**Judicial Officer**

Lisa K. Janzen  
District Court Judge

Electronically Signed: 10/10/2023 11:40 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.

**Robert William Balsimo**

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:

**Name:** Robert William Balsimo  
**DOB:** 09/18/1981  
**Address:** 3407 26th Ave  
Golden Valley, MN 55422

**Alias Names/DOB:**

**SID:** MN00702824

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:**

**Race:**

**Fingerprints Required per Statute:**

**Fingerprint match to Criminal History Record:**

**Driver's License #:**

**SILS Person ID #:**

**SILS Tracking No.**

**Alcohol Concentration:**

MALE

White

Yes

Yes

814551

3359908

MINNESOTA  
JUDICIAL  
BRANCH

27-CR-23-1886  
27-CR-23-21653  
**STATUTE AND OFFENSE GRID**

Filed in District Court  
State of Minnesota  
4/8/2025 12:27 PM  
10/10/2023

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	10/8/2023	609.2242.4 Domestic Assault-Felony	Felony	AJ302		MN0270800	23000646
	Penalty	10/8/2023	609.2242.4 Domestic Assault-Felony	Felony	AJ302		MN0270800	23000646
	Definition	10/8/2023	609.101.2 Minimum Fines – Victim Assistance Programs	No-Level	AJ302		MN0270800	23000646



MINNESOTA  
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**Filed in District Court  
State of Minnesota**

State of Minnesota

District Court

Hennepin County

**OCT 11 2023**

Fourth Judicial District

State of Minnesota,  
Plaintiff,

v.

**Order to Fourth Judicial District Court  
Psychological Services  
27-CR-23-21653**ROBERT WILLIAM BALSIMO,  
Defendant.

Defendant Information	
<input type="checkbox"/> Out of Custody	<input checked="" type="checkbox"/> In Custody – at Facility: _____
Date of Birth: 09/18/1981	SILS Identifier: 0224644; 814551
Phone: Home: 612-475-6118, Cell: 763-767-2971	
Email: balsimorobert7@gmail.com	
Current Address: 3407 26TH AVE N GOLDEN VALLEY MN 55422	
<input type="checkbox"/> Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☒ For felony and gross misdemeanor cases, probable cause has been found.  
☐ The defendant is to be released upon completion of the interview process.  
☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01  
☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)  
☐ Sex Offender Evaluation (psychosexual) pursuant to Minnesota Statute § 609.3457  
☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457  
☐ Consultation (Pre-Sentence) \_\_\_\_\_  
☐ Other (please specify) \_\_\_\_\_

2. Copies of this evaluation shall be provided to the Court and the following individuals:


Defense Attorney: RAISSA CARPENTER  
 Prosecuting Attorney: ISIAIAH DANIEL ELLISON

Phone: 612-348-9676  
 Phone: 612-348-0889  
 Phone:

3. The hearing for the return of the psychological evaluation will be held on November 08, 2023 at 10:00 AM.

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
- **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
- a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
  - b. May be mentally ill and dangerous, and
  - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
- a. Presents an imminent risk of serious danger to another,
  - b. May be imminently suicidal, or
  - c. Needs emergency intervention.

Dated: October 11, 2023

  
JANZEN  
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.



\_\_\_ STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT – FELONY DIVISION  
FOURTH JUDICIAL DISTRICT

State of Minnesota,  
  
Plaintiff,  
  
vs.  
  
Robert Balsimo,  
  
Defendant

**DEMAND FOR PRESERVATION  
AND DISCLOSURE OF EVIDENCE,  
AND MOTION FOR SUPPRESSION  
AND OTHER RELIEF**

MNCIS No. 27-CR-23-21653

\* \* \*

Defendant, by and through counsel, hereby demands preservation of, disclosure of, and access to all evidence related to the case; moves the Court for the relief specified below; and demands a hearing on the same.

**DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE**

Defendant demands that the State preserve all information and evidence within the reach of the disclosures required under Rule 9.01 of the Minnesota Rules of Criminal Procedure and applicable case law. .

Defendant further demands that the State disclose all such information and evidence, and that it make all disclosures required by Rule 9.01 prior to the probable cause pretrial conference in this case.

Defendant demands access to all items subject to disclosure, and this access shall include, as appropriate, the opportunity to inspect, reproduce, photograph, test, interview, or otherwise document the matters disclosed.

These demands apply to:

1. **Investigative reports** prepared by state agents or employees in the investigation or evaluation of the case, together with the original notes of the arresting officers, if any.
2. **Statements**, as fully described in Rule 9.01, subd. 1(2). This request includes any written or recorded statement made by the Defendant or any alleged accomplice, regardless of when made, and the substance of any non-recorded oral statements by the

Defendant or accomplices. This request includes recorded statements by any other person and any written record containing the substance of statements by them, whether or not they are expected to be called at trial. This request includes statements made to any member of prosecution's staff, victim advocates, and any other person of which the government is aware or should be aware. State v. Adams, 555 N.W.2d 310 (Minn. App. 1996). It also includes disclosure of the fact that an interview with a witness took place, regardless of whether it was transcribed or whether written statements or written summaries were prepared. State v. Kaiser, 486 N.W.2d 384, 386-87 (Minn. 1992) This request also encompasses copies of recorded statements made pursuant to State v. Scales, 518 N.W.2d 587 (Minn. 1994) and any attempted recordings that for whatever alleged reason are inaudible or unavailable.

3. **Audio or video records** produced regarding this case, including squad video, 911 calls, radio runs, police radio communications, scout runs, police transport recordings, and record checks.
4. **Reports related to examinations, tests, or expert testimony**, as fully described in Rule 9.01, subd. 1(4). In addition to disclosure, Defendant also demands the in-person testimony of all analysts who performed tests the results of which the state intends to introduce into evidence at any hearing related to this case. Further, defendant hereby provides notice that he retains his right to cross-examine the analysts under State v. Caulfield, 722 N.W.2d 304, Minn. 2006.
5. **Documents and other tangible objects**, as fully described in Rule 9.01, subd. 1(3)
6. **Search warrants** obtained and executed regarding the case, including inventories and items seized.
7. **Identification procedures** including but not limited to lineups, show-up identifications, photo arrays, or the like, and details on the nature and circumstances of any and all identification procedures that become known to the government in the future.
8. **Witnesses and other persons**, as fully described in Rule 9.01, subd. 1(1).
9. **Conviction records** for all witnesses and other persons, as required to be disclosed under Rule 9.01, subd. 1(1).
10. **Prior convictions** of the Defendant or defense witnesses, to be provided as certified copies. In addition to disclosure, defendant also demands notice if the state intends to use a conviction to impeach any defense witness, including Defendant.

11. **Alleged but uncharged misconduct, prior bad acts, or relationship evidence** which the State intends to introduce at trial in this matter, disclosure to include police reports and any other documentation.
12. **Evidence related to an enhanced or aggravated sentence**, as identified in Rule 9.01, subd. 1(7). In addition to disclosure, defendant also demands notice if the state intends to seek an aggravated or enhanced sentence.

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the State after the State has begun complying with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

### **DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE TENDING TO NEGATE OR REDUCE THE DEFENDANT'S GUILT**

Defendant demands that the State preserve and disclose all evidence and information known to the State which tends to negate or reduce the guilt of the Defendant, together with all evidence and information which might tend to mitigate or reduce potential punishment, as required under Minn. R. Crim. P. 9.01 subd. 1(6), under Brady v. Maryland, 373 U.S. 83 (1963), and under subsequent cases. This demand includes but is not limited to the following:

1. Evidence of bias of government witnesses or any consideration given a witness in return for cooperation with the government, including any information regarding pre-existing hard feelings, arguments, grudges, and disputes between the complainant and the Defendant.
2. Information that a government witness and/or informant was under the influence of alcohol, narcotics, or any other drug at the time of the observations about which the witness will testify and/or the informant informed.

3. Information tending to show the unreliability of a government witness, or which would tend to discredit the testimony of a government witness, including a request for any prior inconsistent, non-corroborative, or other witness statements which the witness' trial testimony will not reflect.
4. Information—including docket numbers, dates and jurisdictions—indicating that
  - a. a government witness has had a pending juvenile or criminal case on or since the offense in this case;
  - b. a government witness was arrested, pleaded guilty, had a trial, or was sentenced on or since the date of the offense in the present case;
  - c. a government witness was on juvenile or criminal parole or probation on or since the date of the offense; and
  - d. a government witness now has or has had any other liberty interest that the witness could believe or could have believed might be favorably affected by government action.
5. Information that any government witness is or has been a police informant either at the time of the offense and/or through the day of trial, including the kind of assistance or benefits provided. "Benefit" refers to any monetary compensation, assistance of the prosecutor or the court concerning pending charges against the informant, or any other sort of consideration of value. Here, the demanded disclosure includes but is not limited to:
  - a. the length and extent of the witness' informant status;
  - b. the amounts that have been paid to the informant in connection with this case;
  - c. non-monetary assistance provided or promised to the informant, including, but not limited to, assistance in avoiding or minimizing harm from charges pending against the informant either at the time of the offense and/or any other time through the day of trial;
  - d. all statements made to the informant that promised benefits would not be provided without cooperation in connection with this case;
  - e. the nature of assistance provided to the informant prior to this case, including the number of occasions and form of help.
6. Information which tends to show a government witness' corruption including anything in police officers' personnel files indicative of corruption.

7. Perjury by any government witness at any time, whether or not adjudicated and whether or not in connection with this case.
8. Information that any government witness has made prior false accusations, including but not limited to prior complaints to the police or law enforcement agencies that did not result in a conviction.
9. Information regarding any prior "bad act" of a government witness which may bear upon the veracity of the witness with respect to the issues involved in the trial, including but not limited to the issues of self-defense or defense of others.
10. Any other information tending to show a government witness' bias in favor of the government or against the defendant or which otherwise impeaches a witness' testimony, including civilian-review-board complaints against police officers involving facts similar to those of this case, whether resolved for or against the officer.
11. Names and addresses of all witnesses who do not fully corroborate the government's case or would serve to contradict or impeach the government's evidence.
12. Any indication of threats or acts of aggression toward the defendant by the complainant or decedent, and any information that the complainant had possession of any weapons at the time of the incident. Also, any other information which would indicate that the complainant was the first aggressor and/or that the Defendant acted in self-defense.
13. Names and address of any person who:
  - a. identified some person other than the Defendant as a perpetrator of the alleged offense;
  - b. failed to identify the Defendant as a perpetrator of the alleged offense when asked to do so in any identification procedure;
  - c. gave any description(s) of the perpetrator(s) of the alleged offense which in any material respect differs from my client.
14. Information known to the government which is favorable to the defense, whether or not technically admissible in court, and which is material to the issues of guilt and/or punishment. This includes all information that the Defendant was not involved in the alleged offenses and/or that the requisite elements required to prove any of the charged offenses cannot be met.

Defendant further demands that all officers and investigative agencies concerned abide by their continuing obligation to discover, preserve, and disclose in writing any information or materials that might be viewed as favorable to the Defendant on the issues of suppression, guilt, or punishment, either substantively, as impeachment, or as tending to discredit the government's witnesses. Kyles v. Whitley, 115 S.Ct. 1555 (1995) (imposing upon law enforcement and the prosecutor a "duty to learn" favorable information relating to the Defendant).

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the prosecutor, staff, or anyone investigation investigating this case after the State has begun its compliance with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

### **MOTION TO COMPEL DISCLOSURE AND ACCESS**

Defendant moves the Court for an Order requiring the State

- 1 To preserve all evidence and other matters subject to disclosure as herein demanded and as otherwise required by Minnesota Rule of Criminal Procedure 9.01.
- 2 To permit Defendant to have access to, inspect, reproduce, photograph, or otherwise document all disclosed items, as described in Minn. R. Crim. P 9.01, subd. 1 & subd. 1a(2).
- 3 To allow defendant to conduct reasonable tests or to provide notice and an opportunity for defense experts to observe the state's own tests if those tests preclude further tests or experiments, as described in Minn. R. Crim. P 9.01, subd. 1(4)(b).
- 4 To assist Defendant in seeking access to specified matters relating to the case which are within the possession or control of an official or employee of any governmental agency, but which are not within the control of the prosecuting attorney, as described in Minn. R. Crim. P. 9.01, subd 2(1).



- 5 For an Order directing the prosecuting attorney to identify and produce any informants who supplied or contributed information to the prosecution which led to the issuance of a Complaint against the Defendant on the grounds:
- a. The privilege of non-disclosure of any informants must give way and disclosure of the identity of an informer is required where disclosure is essential or relevant and material, and helpful to the defense of an accused, or lessens the risk of false testimony, or is necessary to secure useful testimony, or is necessary to a fair determination of the cause; or
  - b. Disclosure is necessary as a means to afford this Defendant an opportunity to establish that if informants did exist, that the information supplied to the prosecutor by them was inaccurate or misrepresentative.

### **MOTION TO SUPPRESS EVIDENCE**

Defendant moves the Court for an Order suppressing, particularly with respect to those items identified in the state's notice under Rule 7.01:

- 1 Any and all evidence obtained as a result of a stop, search, or seizure, on the ground that such evidence was obtained in violation of Defendant's constitutional and statutory protections against unreasonable searches and seizures.
- 2 Any and all confessions, admissions, or statements in the nature of confessions made by Defendant, together with any evidence obtained as a result thereof, on the grounds that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.
- 3 Any and all identifications of Defendant and evidence of identification procedures used during the investigation, together with any evidence obtained as a result of identification procedures used during the investigation, on the ground that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.

Defendant further moves this court for an order suppressing other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

### **MOTION TO EXCLUDE EVIDENCE**

Defendant moves the Court for an Order restraining the prosecution from attempting to introduce at trial:

- 1 Evidence obtained as a result of stop, search, or seizure, confession or other statement by the Defendant, or identification procedures, as described above, on the grounds that the notices filed by the State are vague, ambiguous, and inspecific, all to the prejudice of the Defendant and contrary to the meaning of Minnesota R. Crim. P. 7.01.
- 2 Evidence that Defendant has been guilty of additional misconduct or crimes on other occasions, on the grounds that the state has not provided notice of its intent to use such evidence or, if it did, that such notice was not specific enough or failed to specify a particular exception to the general rule of exclusion. Defendant also moves for exclusion on the grounds that the evidence is not admissible under any exception to the general rule of exclusion, that such evidence is more prejudicial than probative, or that such evidence has not been proven to be clear and convincing.
- 3 Evidence, argument, or any other reference to prior convictions, if any, of the Defendant.
- 4 Any and all other evidence for which the State has failed to provide notice as required by the Minnesota Rules of Criminal Procedure

Defendant further moves this court for an order excluding other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

**DEMAND FOR HEARING**

Defendant hereby demands a contested hearing on the above motions, to be held as soon as practicable after the serving and filing hereof.

Respectfully submitted,

OFFICE OF THE HENNEPIN COUNTY PUBLIC DEFENDER  
MICHAEL BERGER - CHIEF PUBLIC DEFENDER

By           /s/  
Raissa Carpenter  
Attorney ID No. 396413  
Attorney for Defendant  
701 Fourth Avenue South, Suite 1400  
Minneapolis, Minnesota 55415

Dated: This 11th, of October, 2023.

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

---

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Court File No.: 27-CR-23-21653

Plaintiff,  
vs.

**NOTICE OF MOTION AND  
MOTION TO MODIFY  
CONDITIONS OF RELEASE**

Robert William Balsimo,

Defendant.

---

TO: THE HONORABLE LISA K. JANZEN, JUDGE OF DISTRICT COURT; MARY F. MORIARTY, HENNEPIN COUNTY ATTORNEY; AND ISAIAH ELLISON, ASSISTANT HENNEPIN COUNTY ATTORNEY, C2100 GOVERNMENT CENTER, 300 SOUTH SIXTH STREET, MINNEAPOLIS, MN 55487.

**NOTICE OF MOTION AND MOTION TO MODIFY CONDITIONS OF RELEASE**

**PLEASE TAKE NOTICE** that as soon as counsel may be heard, Mr. Robert William Balsimo, by and through the below-signed attorney, will move this court for an order modifying his conditions of release.

Pursuant to Minn. R. Crim. P. 6.02, subd. 4,<sup>1</sup> “[t]he court must review conditions of release on request of any party.” Mr. Balsimo requests that the Court schedule an appearance for him to be heard on the conditions of his release.

Respectfully submitted,

LAW OFFICE OF THE HENNEPIN COUNTY  
PUBLIC DEFENDER  
FOURTH JUDICIAL DISTRICT

---

<sup>1</sup> When a criminal case is suspended pursuant to Minn. R. Crim. P. 20.01, the Court still retains authority over the criminal case, including over bail and conditions of release. Minn. R. Crim. P. 20.01, subd. 3(c).

By:

Date: October 27, 2023



Raissa R. Carpenter (#0396413)  
Assistant Public Defender  
Hennepin County Public Defender's Office  
701 Fourth Avenue South, Suite 1400  
Minneapolis, MN 55415-1600  
Office: 612-348-9676  
Fax: (612) 348-6179  
Email: [raissa.carpenter@hennepin.us](mailto:raissa.carpenter@hennepin.us)



MINNESOTA  
JUDICIAL  
BRANCH

Filed in District Court  
State of Minnesota  
Nov 14, 2023 3:47 pmState of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District

Court File Number: 27-CR-23-21653

Case Type:

**Notice of Remote Zoom Hearing****ROBERT WILLIAM BALSIMO**  
**3407 26TH AVE N**  
**GOLDEN VALLEY MN 55422**

State of Minnesota vs ROBERT WILLIAM BALSIMO

You are notified this matter is set for a remote hearing. This hearing will not be in person at the courthouse.

<i>Hearing Information</i>
<b>May 14, 2024</b>
<b>1:30 PM</b>

**The hearing will be held via Zoom and appearance shall be by video unless otherwise directed** with Judicial Officer, Hennepin County District Court.

If you fail to appear a warrant may be issued for your arrest.

The Minnesota Judicial Branch uses strict security controls for all remote technology when conducting remote hearings.

You must:

- Notify the court if your address, email, or phone number changes.
- Be fully prepared for the remote hearing. If you have exhibits you want the court to see, you must give them to the court before the hearing. Visit <https://www.mncourts.gov/Remote-Hearings.aspx> for more information and options for joining remote hearings, including how to submit exhibits.
- Contact the court at 612-348-2040 if you do not have access to the internet, or are unable to connect by video.
- If you need an interpreter, contact the court before the hearing date to ask for one.
- If you cannot afford to hire a lawyer and would like to apply for a court-appointed attorney before this appearance visit <https://pdapplication.courts.state.mn.us> or scan the QR code to start the application.

**To join by internet:**

1. Type <https://zoomgov.com/join> in your browser's address bar.

2. Enter the **Meeting ID and Meeting Passcode (if asked)**:  
Meeting ID: 160 223 0876  
Passcode: 1234
3. Update your name by clicking on your profile picture. If you are representing a party, add your role to your name, for example, John Smith, Attorney for Defendant.
4. Click the **Join Audio** icon in the lower left-hand corner of your screen.
5. Click **Share Video**.

Para obtener más información y conocer las opciones para participar en audiencias remotas, incluido cómo enviar pruebas, visite [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings).

Booqo [www.mncourts.gov/Remote-Hearings](http://www.mncourts.gov/Remote-Hearings) oo ka eego faahfaahin iyo siyaabaha aad uga qeybgeli karto dacwad-dhageysi ah fogaan-arag, iyo sida aad u soo gudbineyso wixii caddeymo ah.

To receive an eReminder for future court dates via e-mail or text, visit [www.mncourts.gov/Hearing-eReminders.aspx](http://www.mncourts.gov/Hearing-eReminders.aspx) or scan the QR code to enroll.



Dated: November 14, 2023

Sara Gonsalves  
Hennepin County Court Administrator  
300 South Sixth Street  
Minneapolis MN 55487-0419  
612-348-2040

cc:

**STATE OF MINNESOTA**  
**COUNTY OF HENNEPIN**

**DISTRICT COURT**  
**FOURTH JUDICIAL DISTRICT**  
**CRIMINAL DIVISION**

State of Minnesota,

Court File No. 27-CR-23-21653;  
27-CR-23-12404

Plaintiff,

vs.

Robert William Balsimo,

Defendant.

**FINDINGS OF FACT,**  
**CONCLUSIONS OF LAW**  
**AND ORDER REGARDING**  
**COMPETENCY**

This matter came before the undersigned Referee of District Court on November 14, 2023. The hearing was held remotely using the Zoom internet platform. Tom Arneson, Assistant Hennepin County Attorney, represented the plaintiff. Defendant appeared in custody and was represented by Raissa Carpenter, Assistant Hennepin County Public Defender.

Based on all the files, records and proceedings in this case, the Court makes the following:

**FINDINGS OF FACT**

1. Defendant (date of birth 09/18/1981), was charged in MNCIS file 27-CR-23-21653 with Domestic Assault (Felony) arising from an incident alleged to have occurred on October 8, 2023; and in MNCIS file 27-CR-23-12404 with Speed 60 Zone 88/60 (Petty Misdemeanor), No Proof MV Insurance (Misdemeanor), Driving After Revocation (Misdemeanor), and Failure to Obey a Lawful Order (Misdemeanor) arising from an incident alleged to have occurred on June 5, 2023. On October 11, 2023, Judge Lisa Janzen found probable cause to believe that the felony offense was committed and that Defendant committed it.
2. On October 11, 2023, Judge Lisa Janzen ordered that Defendant undergo an evaluation to assess Defendant's competency to proceed in this matter pursuant to Minn.R.Crim.P. 20.01.
3. Dr. Catherine A. Carlson, Psy.D., LP, Psychological Services of Hennepin County District Court, reviewed Defendant's records, interviewed Defendant, and filed a written report with this Court.
4. Dr. Catherine A. Carlson, Psy.D., LP, Psychological Services of Hennepin County District Court, opined that Defendant, due to mental illness or cognitive impairment, lacks the ability



to rationally consult with counsel; or lacks the ability to understand the proceedings or participate in the defense. This opinion was uncontested by either party.

### **CONCLUSIONS OF LAW**

Defendant is presently incompetent to stand trial. The misdemeanor charges must be dismissed pursuant to Rule 20.01.

### **ORDER**

1. The criminal proceedings in this matter are suspended until Defendant is restored to competency to proceed. While suspended, the criminal court retains authority over the criminal case including, but not limited to, bail or conditions of release.
2. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with the Court within ten (10) days of the date of service.

Isaiah Ellison, Assistant Hennepin County Attorney – Criminal Division;

Raissa Carpenter, Assistant Hennepin County Public Defender

3. The Hennepin County Prepetition Screening Program (PSP) must conduct a prepetition screening pursuant to the Minnesota Commitment and Treatment Act and make a recommendation as to whether the defendant should be civilly committed under the Act.
4. PSP shall investigate whether civil commitment should be pursued and forward a recommendation in a written report supporting or not supporting civil commitment to the Hennepin County Attorney's Office – Adult Services Division ("HCAO-ASD") within five (5) days of receiving this Order.
5. Prepetition Screening shall provide copies of the Rule 20 Competency Evaluation, the criminal Complaint(s), and the underlying police report(s) along with its written recommendation to the Hennepin County Attorney's Office – Adult Services Division.
6. Defendant is ordered to cooperate with the civil commitment process including appearing at all court appearances in the civil and criminal cases.
7. Members of PSP shall have access to all Defendant's files and records, including those protected by Federal regulation or law. This Order grants the members of PSP access to the records of any individual or entity that has provided observation, evaluation, diagnosis, care, treatment, or confinement of the Defendant. This Order applies to, but is not limited to, records

maintained by: Minnesota Fourth Judicial District Court Psychological Services; chemical dependency evaluators and treatment providers; health clinics; medical centers and hospitals; physicians; psychologists; mental health care providers; case managers; parole and probation agencies; residential and nonresidential community mental health treatment facilities or programs; regional treatment centers; the Minnesota Department of Corrections; the correctional authority for any other state; schools and school districts; law enforcement agencies; and the Court's own records.

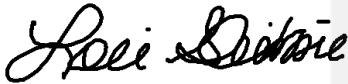
8. This Order also authorizes employees or officers of the record keepers described above to discuss the Defendant's condition, history, treatment, and/or status with the members of PSP. Information collected by PSP pursuant to this Order shall be considered private data on the Defendant, but it may be included in the written report produced by PSP and forwarded to the HCAO-ASD.
9. If the Fourth Judicial District Court – Probate/Mental Health Division finds the Defendant to be mentally ill, developmentally disabled, chemically dependent, or mentally ill and dangerous to the public, the Defendant may be committed directly to an appropriate safe and secure facility. The Hennepin County Sheriff shall transport the Defendant from the Hennepin County Adult Detention Center to the custody of the head of the facility named in the order for civil commitment when notified that placement is available for the Defendant.
10. The head of the treatment facility shall submit a written report addressing the Defendant's competency to proceed in the criminal case when the Defendant has attained competency, or at least every six months.
11. Psychological Services of Hennepin County District Court, or the Department of Human Services Forensic Evaluation Department if the defendant is civilly committed, shall have access to Defendant's treatment records to prepare the required report(s) on the defendant's mental condition with an opinion as to competency to proceed. By presentation of a copy of this order, whether mailed, sent electronically, discussed verbally, or personally delivered, the custodian of records for any agency, department, or health care provider shall release all information and/or records related to Defendant, including medical, psychological, behavioral, social service, probation/correctional, developmental disability, military, Social Security, employment, and educational records, to the agency requesting the records within 72 hours. This Order shall be sufficient to require an agency, department, entity, or health care provider

to release the requested information and/or records related to treatment Defendant has received in connection with that facility. Any of the defendant's records released pursuant to this order may not be disclosed to any other person without court authorization or Defendant's signed consent.

12. The criminal conditions of release remain in effect until placement at an appropriate facility can occur.
13. If Defendant is not subject to the provisions of Minn. Stat. § 253B.18, the head of the treatment facility shall hold Defendant safe and secure under the civil commitment, and shall not permit the Defendant's release, institutional transfer, partial institutionalization status, discharge, or provisional discharge of the civil commitment until the Fourth Judicial District Court – Criminal Division has ordered conditions of release consistent with the proposed change in status. Any proposed change in status under the civil commitment requiring amended conditions of release shall be made in writing to the Fourth Judicial District Court – Criminal Division and parties at least 14 days prior to proposed change in status. The written proposal shall address the following issues 1) whether the Defendant is competent to proceed; 2) how the proposed plan will meet the Defendant's treatment needs; and 3) public safety risks and how they will be addressed. Either party may request a hearing to address the proposed changes to the conditions of release. If no hearing is requested, the court may issue an order amending the conditions of release consistent with the proposed change in status in the civil commitment matter.
14. In the event the Fourth Judicial District Court – Mental Health Division does not commit the Defendant, then the Defendant shall be transported in secure custody back to the Fourth Judicial District Court – Criminal Division for further proceedings herein.
15. Defendant's next appearance in Hennepin County District Court – Criminal Division on this matter and status review of Defendant's competence to proceed is May 14, 2024. One week prior to that date, reports regarding Defendant's competency and mental status shall be e-filed and e-served to:
  - a. Fourth Judicial District Court – 4thCriminalRule20 email list;
  - b. Raissa Carpenter, Assistant Hennepin County Public Defender (raissa.carpenter@hennepin.us);
  - c. Isaiah Ellison, Assistant Hennepin County Attorney (Isaiah.Ellison@hennepin.us);

- d. Assistant Hennepin County Attorney's Office – Adult Services Division (if a commitment is ordered);
  - e. The Commitment Defense Panel attorney appointed to represent Defendant by the Fourth Judicial District Court – Probate/Mental Health Division.
16. A copy of this Order, the Rule 20.01 Competency Evaluation, the criminal complaint(s), and the underlying police report(s) shall be delivered via email to the Prepetition Screening Program of Hennepin County's Human Services and Public Health Department.

Order Recommended By:



Skibbie, Lori  
Nov 14 2023 4:30 PM

Referee of District Court

BY THE COURT:



Browne, Michael  
Nov 14 2023 4:33 PM

Judge of District Court

MINNESOTA  
JUDICIAL  
BRANCH

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

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DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Court File No.: 27-CR-23-21653

Plaintiff,

vs.

**NOTICE OF MOTION AND  
MOTION TO MODIFY  
CONDITIONS OF RELEASE**

Robert William Balsimo,

Defendant.

---

TO: THE HONORABLE LISA K. JANZEN, JUDGE OF DISTRICT COURT; MARY F. MORIARTY, HENNEPIN COUNTY ATTORNEY; AND ISAIAH ELLISON, ASSISTANT HENNEPIN COUNTY ATTORNEY, C2100 GOVERNMENT CENTER, 300 SOUTH SIXTH STREET, MINNEAPOLIS, MN 55487.

**NOTICE OF MOTION AND MOTION TO MODIFY CONDITIONS OF RELEASE**

**PLEASE TAKE NOTICE** that as soon as counsel may be heard, Mr. Robert William Balsimo, by and through the below-signed attorney, will move this court for an order modifying his conditions of release.

Pursuant to Minn. R. Crim. P. 6.02, subd. 4,<sup>1</sup> “[t]he court must review conditions of release on request of any party.” Mr. Balsimo requests that the Court schedule an appearance for him to be heard on the conditions of his release.

Respectfully submitted,

LAW OFFICE OF THE HENNEPIN COUNTY  
PUBLIC DEFENDER  
FOURTH JUDICIAL DISTRICT

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<sup>1</sup> When a criminal case is suspended pursuant to Minn. R. Crim. P. 20.01, the Court still retains authority over the criminal case, including over bail and conditions of release. Minn. R. Crim. P. 20.01, subd. 3(c).

By:



Date: December 12, 2023

Raissa R. Carpenter (#0396413)  
Assistant Public Defender  
Hennepin County Public Defender's Office  
701 Fourth Avenue South, Suite 1400  
Minneapolis, MN 55415-1600  
Office: 612-348-9676  
Fax: (612) 348-6179  
Email: [raissa.carpenter@hennepin.us](mailto:raissa.carpenter@hennepin.us)



MINNESOTA  
JUDICIAL  
BRANCH

State of Minnesota  
Hennepin CountyDistrict Court  
Fourth Judicial District

State of Minnesota

vs

## ORDER FOR CASE AMENDMENT

Robert William Balsimo  
(DOB: 09/18/1981)

Case(s): 27-CR-23-21653

Charge(s): Felony Domestic Assault

Defendant: ☐ Out of custody☒ In custody at: AMRTCAgency person notified: [sheriff.psfcomplaints@hennepin.us](mailto:sheriff.psfcomplaints@hennepin.us) and  
[ehm@hennepin.us](mailto:ehm@hennepin.us).Emailed: ☐ No / ☒ Yes☐ Amendment to conditional release/probation☐ Amendment to incarceration☒ Other case amendment

Amendment:	The Court waives the 50-mile radius to allow the Defendant to have EHM in Fergus Falls
Reason:	The facility in Fergus Falls is beyond the physical limitation of EHM without the 50-mile radius being waived.

If furlough: ☐ Indefinite / ☐ Definite (provide date and time range):☐ Transportation provided by:

Probation officer of record:

Amendment requested by:

(probation officer/clerk preparing form)

Phone:

Phone:

Amendment ordered by:

Mercurio, Danielle  
Feb 13 2024 2:40 PM

Referee of District Court

Dayton Klein, Julia  
Feb 13 2024 2:42 PM

District Court Judge

February 13, 2024

Date