

**STATE OF MINNESOTA  
COUNTY OF HENNEPIN**

**DISTRICT COURT  
FOURTH JUDICIAL DISTRICT**

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**State of Minnesota,  
Plaintiff,**

**ORDER**

**vs.**

**MNCIS No. 27-CR-20-13495**

**Eyuael Gonfa Kebede,  
Defendant.**

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The above-entitled matter came administratively before the Honorable Bev Benson on May 5 and 6, 2022. Ahmad Samaha, Assistant Minneapolis City, represents the Minneapolis City Attorney's Office. Defense Counsel Gregory Renden. Based on the record, the Court makes the following:

**FINDINGS OF FACT**

1. On May 2, 2022, and May 5, 2022, Defendant Mr. Kebede failed to appear at the hearings held in the above-two cases. As a result of the Defendant's failure to appear and the Court's belief that the Defendant had not had a chemical assessment, (a specific condition of his release) nor had he provided a chemical assessment to the Conditional Release Officer according to recent information provided by Probation, this Court directed that bench warrants be issued in each case. Defense Counsel indicated that he wanted to request a Rule 20.01, but the Court indicated it would not order a Rule 20.01 without the Defendant being present in Court.
2. Shortly after the hearing was adjourned on May 5, 2022, Conditional Release Officer Becky Rodriquez sent an email to this Court indicating that the Defendant had completed a recent

chemical assessment and recently provided it to Probation and attached a copy of the Chemical Health Assessment, which the Court forwarded to both parties.

3. Upon receiving updated information that the Chemical Assessment had been completed, the Court via email correspondence with the parties advised that a hearing should be scheduled to address this case next week to determine whether the Defendant was presently in treatment and to address the Rule 20.01 Evaluation request.
4. Defense Counsel indicated he could be available for this hearing on Monday at 1:30 p.m. Based upon that additional information from probation and since the bench warrants had not been issued by Court Administrative Staff, the Court directed that the bench warrants should be stayed and the two cases should be scheduled on the Monday, May 9, 2022, at 1:30 p.m. Pretrial calendar to address: the Rule 20.01 motion and whether Defendant is interested in the treatment placement recommended by the chemical health assessment at Park Avenue.
5. If the Defendant appears on Monday and is already in treatment, he can do an out of custody Rule 20.01 and continue in treatment. If Defendant fails to appear on Monday, the bench warrants should be issued, and he should do an in-custody Rule 20.01 evaluation and could be released once he has been interviewed for that evaluation to do the treatment at Park Avenue, with a bed to bed transfer, if he is interested/willing/amenable to participate in treatment.

### **ORDER**

1. A review hearing is scheduled for May 9, 2022, at 1:30 p.m. **The Defendant is ordered to appear via Zoom for that Review Hearing.**
2. The bench warrants should be stayed until May 9, 2022, at 130 p.m.
3. The parties can address any request(s) for a Rule 20.01 evaluation at the Review hearing.

4. Court Administrative Staff should email this order and remote hearing notice to the Defendant's email address provided to the check-in clerk.

**IT IS SO ORDERED:**

**BY THE COURT:**



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Bev Benson  
Judge of District Court

MINNESOTA  
JUDICIAL  
BRANCH