

STATE OF MINNESOTA
COUNTY OF HENNEPINDISTRICT COURT CRIMINAL DIVISION
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Crystal Latasha McBounds,

Defendant.

**ORDER UPON MOTION FOR BOND
REINSTATEMENT AND DISCHARGE**

File No. 27-CR-22-19036

Bail Bond Power No. NONE

Based upon Petitioner's affidavit, as well as upon all the files, records, and proceedings herein;

The Court has considered the *Shetsky* factors¹ and finds that:

1. When considering the purpose of bail and the civil nature of the proceedings, and the cause, purpose, and length of the defendant's absence, this factor:
☐ weighs against reinstatement. Specifically, the purpose of bail was not substantially accomplished, with consideration of the nature and length of defendant's absence.
☒ weighs in favor of reinstatement. Specifically, the purpose of bail was substantially accomplished, with consideration of the nature and length of defendant's absence.
☐ is neutral.
2. When considering the good faith of the surety as measured by the fault or willfulness of the defendant, this factor:
☐ weighs against reinstatement. Specifically, the defendant's absence was willful.
☐ weighs in favor of reinstatement. Specifically, the defendant's absence wasn't willful.
☒ is neutral.
3. When considering the good faith efforts of the surety, if any, to apprehend and produce the defendant, this factor:
☐ weighs against reinstatement. Specifically, the surety did not make efforts to apprehend and produce the defendant.
☒ weighs in favor of reinstatement. Specifically, the surety made the following efforts to apprehend and produce the defendant: See affidavit
☐ is neutral.
4. When considering any prejudice to the state in its administration of justice, this factor:
☐ weighs against reinstatement. Specifically, there was prejudice to the state.
☒ weighs in favor of reinstatement. Specifically, there was not prejudice to the state.
☐ is neutral.

¹ *In re Application of Shetsky*, 239 Minn. 463, 471, 60 N.W.2d 40, 46 (1953).

5. When considered together, along with all other relevant statutes and Court Rules, the court finds the *Shetsky* factors support an order to:

☐ deny the petition.

☒ ^{bail}reinstate the ~~bond~~ in full.

☐ reinstate the bond with a penalty.

6. Additional findings: Defendant was only on warrant status for 6 days and was found not competent.

Based on the above findings, IT IS HEREBY ORDERED:

☐ Bail reinstatement is denied. Payment must be made in full by the original due date, unless that date has passed. (If the due date has passed, payment is due within 30 days of this order.)

☐ Bail reinstatement is DENIED, but the motion for a 90-day extension is GRANTED.

☒ Bail ~~bond~~ power no. ~~NONE~~ in the amount of \$5,000.00 is reinstated.

☐ Bail bond power no. NONE in the amount of \$5,000.00 is reinstated and discharged to Minnesota Freedom Fund.

☐ Upon payment of the penalty or penalties listed below, bail bond power no. _____ in the amount of \$_____ will be reinstated and discharged to [Bond company]. Penalty is payable no later than 60 days from the date of this order or the entire bond will become due and owing.

☐ 10% of forfeited bond for filing petition more than 90 but fewer than 180 days from the date of forfeiture

☐ \$100.00 for apprehension of defendant by law enforcement within Hennepin County

☐ \$200.00 for apprehension of defendant by law enforcement outside Hennepin County

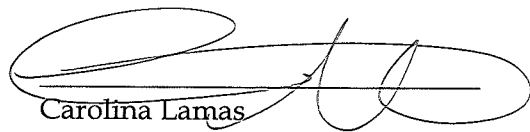
☐ \$_____ for law enforcement's actual costs to apprehend defendant

☐ Other: _____

This decision is a judgment of the court. Petitioner may request a hearing on this decision by letter to the undersigned, a copy of which must be provided to the prosecuting authority.

The Court Administrator is directed to take the necessary steps to carry out this order.

Dated: 10/11/23


Carolina Lamas
Judge of District Court