

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 22A13856  
Court File No. 27-CR-22-25151

State of Minnesota,

Plaintiff,

vs.

**NICOLE LORETTA KELM DOB: 10/17/1985**

2627 Dupont Ave N  
Minneapolis, MN 55412

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: Assault-2nd Degree-Dangerous Weapon**

Minnesota Statute: 609.222.1, with reference to: 609.222.1, 609.11.4, 609.101.2

Maximum Sentence: 7 YEARS AND/OR \$4,200-\$14,000

Offense Level: Felony

Offense Date (on or about): 12/14/2022

Control #(ICR#): 22295887

Charge Description: That on or about 12/14/2022, in Hennepin County, Minnesota, Nicole Loretta Kelm, assaulted Victim, while using a dangerous weapon.

Minimum Sentence: 1 YEAR AND 1 DAY

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

On 14 December 2022, Minneapolis Police Department officers responded to a residence on Dupont Avenue, Minneapolis, Hennepin County, Minnesota for a reported assault. Upon arrival, officers spoke to a known adult male, Victim herein, who reported that his roommate, NICOLE LORETTA KELM, Defendant herein, struck him in the face with a metal pry bay.

Victim reported he was encouraging Defendant to get a new place to stay and Defendant became upset. Defendant then approached Victim with a metal pry bar and struck him in the side of the face. Officer's saw a fresh cut on Victim's face.

Officers also spoke to another roommate, Witness herein, who reported that he overheard Victim and Defendant arguing. After the argument he saw Defendant come upstairs with a metal pry bar and another metal tool.

Officers secured a 16-inch-long metal pry bar and apprehended Defendant.

Your Complainant is aware Defendant is in custody

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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**

Patrick Myslajek  
Sergeant  
350 S 5th St  
Minneapolis, MN 55415-1389  
Badge: 4910

Electronically Signed:  
12/16/2022 11:46 AM  
Hennepin County, Minnesota

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

**Prosecuting Attorney**

Jason Heaser  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
12/16/2022 11:11 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: \$50,000.00

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

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: December 16, 2022.

**Judicial Officer**

Ivy S. Bernhardson  
District Court Judge

Electronically Signed: 12/16/2022 11:50 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.

**Nicole Loretta Kelm**

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-22-25151  
**DEFENDANT FACT SHEET**

*Filed in District Court  
State of Minnesota  
12/16/2022*

**Name:** Nicole Loretta Kelm  
**DOB:** 10/17/1985  
**Address:** 2627 Dupont Ave N  
Minneapolis, MN 55412

**Alias Names/DOB:**

**SID:** MN09CC6038

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:**

FEMALE

**Race:**

**Fingerprints Required per Statute:** Yes

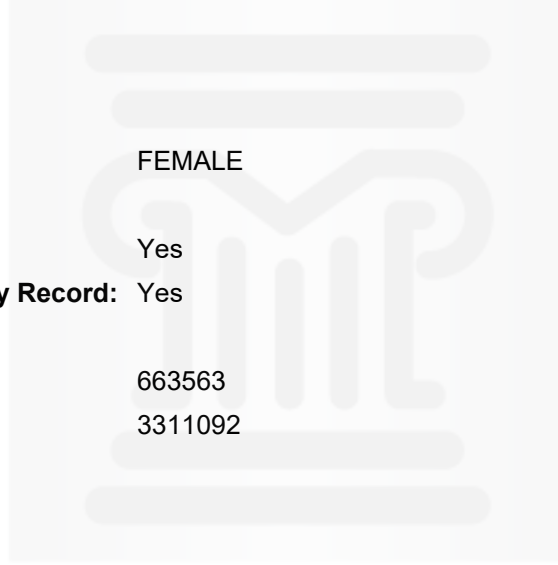
**Fingerprint match to Criminal History Record:** Yes

**Driver's License #:**

**SILS Person ID #:** 663563

**SILS Tracking No.** 3311092

**Alcohol Concentration:**

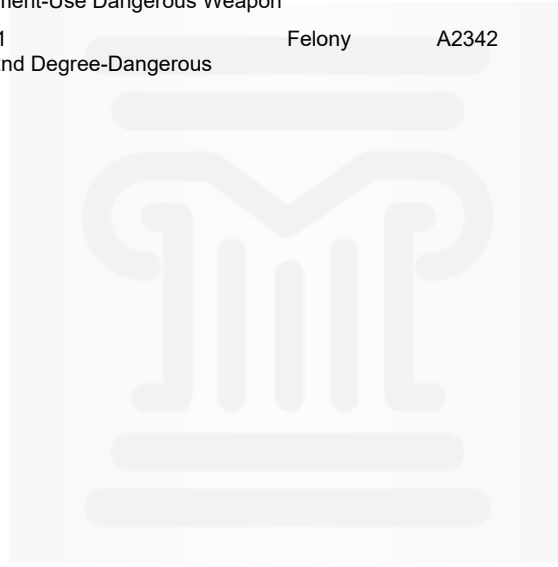


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27-CR-22-25151  
**STATUTE AND OFFENSE GRID**

Filed in District Court  
 State of Minnesota  
 12/16/2022

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	12/14/2022	609.222.1 Assault-2nd Degree-Dangerous Weapon	Felony	A2342		MN0271100	22295887
	Definition	12/14/2022	609.101.2 Minimum Fines – Victim Assistance Programs	No-Level	A2342		MN0271100	22295887
	Penalty	12/14/2022	609.11.4 Minimum Sentences of Imprisonment-Use Dangerous Weapon	Felony	A2342		MN0271100	22295887
	Penalty	12/14/2022	609.222.1 Assault-2nd Degree-Dangerous Weapon	Felony	A2342		MN0271100	22295887



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