

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Ifrah Abdull Hassan,

Defendant.

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER INCLUDING
PETITION FOR
JUDICIAL COMMITMENT

MNCIS No: 27-CR-15-2265;
27-CR-18-19274

* * * * *

This matter came on for hearing before the undersigned Judge on August 28, 2018; Elizabeth Beltaos, Assistant Hennepin County Attorney, represented the plaintiff on the felony. The Defendant appeared with counsel, Lisa Skrzeczkoski, of the Hennepin County Defender's Office. Pursuant to the evidence adduced at the hearing and upon all of the files, records, and proceedings herein, the Court makes the following:

FINDINGS OF FACT

1. The Defendant was born on October 21, 1964, is homeless; defendant is not a Veteran; and Defendant's nearest kindred is/are unknown.
2. The defendant is located in custody at the Hennepin County Adult Detention Center.
3. Defendant was charged with Terroristic Threats (Felony) from an offense date of June 27, 2018. On August 10, 2018, Judge William Koch found probable cause to believe that the felonies were committed and that Defendant committed them. Copies of the complaint and police reports are incorporated by reference and made part of this Order.
4. On August 10, 2018, Judge William Koch ordered Psychological Services of Hennepin County District Court, to conduct an examination and make an evaluation of the Defendant's mental condition pursuant to Minn.R.Crim.P. 20.01.

5. In a report to the Court, attached and incorporated herein, [Click here to enter text.](#), Psy.D, ABPP, LP, Psychological Services of Hennepin County District Court, has determined that the Defendant is mentally ill so as to be incompetent to stand trial.

CONCLUSION OF LAW

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

ORDER

1. Defendant's civil commitment shall continue in accordance with Minnesota Rule of Criminal Procedure 20.01, subdivision 6(b)(1). The civil court should determine whether to add safe and secure language to the commitment and begin competency restoration programming.
2. The Criminal proceedings are hereby suspended until the Defendant has returned to a competent state of mind.
3. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with Court within ten days of the date of service.
4. The undersigned shall file this Order with the Fourth Judicial District Court – Criminal Division and the following persons/agencies shall be served with electronic copies of the Order:
 - a. Fourth Judicial District Court – Mental Health Division;
 - b. Hennepin County Attorney's Office – Mental Health Division;
 - c. Brian Southwell – Civil Defense Attorney.
 - d. Hennepin County Attorney's Office – Criminal Division
5. The Defendant's next review date in Hennepin County District Court – Criminal Division on the criminal matter and status review of the Rule 20, Minn.R.Crim.P. is

February 26, 2019. One week prior to that date, reports regarding Defendant's competency and mental status shall be prepared by DHS or Fourth Judicial District Court – Psychological Services, and e-filed and e-served to:

- a. Fourth Judicial District Court – Mental Health Division;
- b. Hennepin County Attorney's Office – Mental Health Division;
- c. Brian Southwell – Civil Defense Attorney.
- d. Hennepin County Attorney's Office – Criminal Division

BY THE COURT:

DATED: August 28, 2018

Carolina A. Lamas
Judge of District Court
Fourth Judicial District

MINNESOTA
JUDICIAL
BRANCH