

State of Minnesota  
County of Ramsey

District Court  
2nd Judicial District

Prosecutor File No. [REDACTED]

Court File No. [REDACTED]

State of Minnesota,  
Plaintiff,

**COMPLAINT**

Order of Detention

vs.

[REDACTED]  
[REDACTED]  
Defendant.

**DISMISSED**

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: DUI - Third Degree**

Minnesota Statute: 169A.20.1(1), with reference to: 169A.26.1(a)

Maximum Sentence: 0-1 year imprisonment and/or 0-\$3000 fine

Offense Level: Gross Misdemeanor

Offense Date (on or about): [REDACTED]

Control #(ICR#): [REDACTED]

Charge Description: It is a crime for any person to drive, operate, or be in physical control of any motor vehicle, as defined in section 169A.03, subdivision 15, except for motorboats in operation and off-road recreational vehicles, within this state or on any boundary water of this state when: (1) the person is under the influence of alcohol; (2) the person is under the influence of a controlled substance; (3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the motor vehicle; (4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3); (5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or more; (6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the commercial motor vehicle is 0.04 or more; or (7) the person's body contains any amount of a controlled substance listed in schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

(a) A person who violates section 169A.20, subdivision 1, 1a, 1b, or 1c (driving while impaired crime), is guilty of third-degree driving while impaired if one aggravating factor was present when the violation was committed. (b) A person who violates section 169A.20, subdivision 2 (refusal to submit to chemical test crime), is guilty of third-degree driving while impaired.

**COUNT II**

**Charge: Gross Misdemeanor .08 or More Alcohol Conc. (Third Degree)**

Minnesota Statute: 169A.20.1(5), with reference to: 169A.26.1(a)

Maximum Sentence: 1 year and \$3,000.00

Offense Level: Gross Misdemeanor

Offense Date (on or about): [REDACTED]

Control #(ICR#): [REDACTED]

Charge Description: It is a crime for any person to drive, operate, or be in physical control of any motor vehicle, as defined in section 169A.03, subdivision 15, except for motorboats in operation and off-road recreational vehicles, within this state or on any boundary water of this state when: (1) the person is under the influence of alcohol; (2) the person is under the influence of a controlled substance; (3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the motor vehicle; (4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3); (5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or more; (6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the commercial motor vehicle is 0.04 or more; or (7) the person's body contains any amount of a controlled substance listed in schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

(a) A person who violates section 169A.20, subdivision 1, 1a, 1b, or 1c (driving while impaired crime), is guilty of third-degree driving while impaired if one aggravating factor was present when the violation was committed. (b) A person who violates section 169A.20, subdivision 2 (refusal to submit to chemical test crime), is guilty of third-degree driving while impaired.