
STATE OF MINNESOTA
COUNTY OF DAKOTA

DISTRICT COURT
FIRST JUDICIAL DISTRICT

COURT FILE NO. 19HA-CR-12-206
COUNTY ATTORNEY FILE NO. CA-12-0102
CONTROLLING AGENCY: MN0190800
CONTROL NUMBER: 12000334

State of Minnesota,

Plaintiff,

SUMMONS

WARRANT

ORDER OF DETENTION

AMENDED

v.

LEVI DERON RANDOLPH
3407 Knox Avenue North
Minneapolis, MN 55412
DOB: 6-26-69

Defendant.

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court and states that there is probable cause to believe that the Defendant committed the following offense(s):

COUNT I

ASSAULT IN THE SECOND DEGREE

M.S. § 609.222, subd. 1; 609.101

0-7 years and/or \$4,200-\$14,000

MOC: A2031 GOC: N

Felony Gross Misdemeanor Misdemeanor Petty Misdemeanor

That on or about January 18, 2012, in Dakota County, Minnesota, LEVI DERON RANDOLPH did assault another with a dangerous weapon.

COUNT II

ASSAULT IN THE THIRD DEGREE

M.S. § 609.223, subd. 1; 609.101

0-5 years and/or \$3,000-\$10,000

MOC: A3251 GOC: N

Felony Gross Misdemeanor Misdemeanor Petty Misdemeanor

That on or about January 18, 2012, in Dakota County, Minnesota, LEVI DERON RANDOLPH assaulted another and inflicted substantial bodily harm.

STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

Your Complainant is a police officer with the Eagan Police Department. In that capacity I have reviewed the police reports and believe the following to be true.

On January 18, 2012, at approximately 7:37 p.m., Eagan police officers responded to a report of a domestic dispute in progress at Wescott Square in the City of Eagan, Dakota County, Minnesota. The reporting party advised that her cousin and step-father had gotten into a physical altercation. While officers were enroute, a second party called dispatch and identified himself as Levi Randolph. He was yelling something about a knife and then hung up.

When officers arrived, they immediately encountered an individual identified as Levi Deron Randolph, d.o.b. 6-26-69, hereinafter referred to as Defendant. He told officers he did not have a knife and nobody else did either. When asked where everyone was he said they were still up in the apartment.

When officers went upstairs to the apartment in question, they encountered K.L.M., who had blood on his hands, arms, pants, shirt and face. He was carrying a fire extinguisher in his right hand. Officers observed a thick, smoky haze in the air of the apartment. Officers noticed

that the top of K.L.M.'s index finger was missing. The finger was bleeding heavily and had an open wound.

K.L.M. was extremely agitated and speaking quickly. He stated that his wife's nephew had bitten his fingertip off. When asked to explain further, K.L.M. said that he had come back into the apartment and noticed that his PlayStation 2 was missing several games. He then walked back to the bedroom where he confronted his wife and they got into an argument. As this was going on, his wife's nephew, later identified as Defendant, heard the yelling and confronted K.L.M. He said that Defendant got in his face and spat on him. That made K.L.M. angry and he pushed Defendant. K.L.M. said that Defendant pushed him and spat a second time in his face. K.L.M. said he then put his left hand up to the Defendant's face in an attempt to push him away. At that time, Defendant bit the tip of his left index finger off. K.L.M. said the two continued to fight in the back bedroom and then Defendant walked to the kitchen and retrieved a knife from inside one of the drawers. K.L.M. said that Defendant then walked down the hallway in attempt to get at him with the knife. He said that Defendant had the knife in his right hand and was holding it up around his midsection as he was walking towards him, as though he was going to stab K.L.M. K.L.M. said that he felt he had to defend himself at that time and grabbed a fire extinguisher out of the kitchen which he sprayed at Defendant.

NOTICE: You must appear for every court hearing on this charge. A failure to appear for court on this charge is a criminal offense and may be punished as provided in Minn. Stat. §609.49.

Complainant requests that Defendant, Levi Deron Randolph, 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'S NAME

COMPLAINANT'S SIGNATURE

Subscribed and sworn to before the undersigned this ____ day of _____, 2012.

NOTARY STAMP:

SIGNATURE

Notary Public

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

Date: _____ (jjh)

PROSECUTING ATTORNEY SIGNATURE:

Kevin J. Golden
Assistant Dakota County Attorney
Dakota County Judicial Center
1560 Highway 55
Hastings MN 55033
(651) 438-4438
Attorney Registration No.: 0223402

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.

[] SUMMONS

THEREFORE YOU, THE ABOVE-NAMED DEFENDANT, ARE HEREBY SUMMONED to appear on the date stated on the attached Notice of Hearing before the above-named court at Dakota County Judicial Center, 1560 Highway 55, Hastings, Minnesota, 55033 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 hereby order, in the name of the State of Minnesota, that the above-named Defendant be apprehended and arrested without delay and brought promptly before the above-named 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 MN and Border States

[X] ORDER OF DETENTION

Since the above-named Defendant is already in custody, I hereby order, subject to bail or conditions of release, that the above-named Defendant continue to be detained pending further proceedings.

Bail: \$
Conditions of Release:

This complaint, duly subscribed and sworn to, issued by the undersigned Judicial Officer this 20 day of January, 2012.

JUDICIAL OFFICER:
NAME:
TITLE: Judge of District Court

SIGNATURE:

/s/ _____
Judge

COUNTY OF DAKOTA STATE OF MINNESOTA STATE OF MINNESOTA vs. LEVI DERON RANDOLPH	Plaintiff, Defendant.	<i>Clerk's Signature or File Stamp</i> RETURN OF SERVICE <i>I hereby Certify and Return that I have served a copy of this COMPLAINT upon the Defendant herein named.</i> Signature of Authorized Service Agent: _____
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