

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 20A07187
Court File No. 27-CR-20-14319

State of Minnesota,

Plaintiff,

vs.

ALBERT KUEHNE DOB: 09/10/1983

1300 Zachary Lane N
Dayton, MN 55327

Defendant.

COMPLAINT

Summons

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: Harassment - Aggravated Violations - Commit Because of Bias

Minnesota Statute: 609.749.3(a)(1), with reference to: 609.749.3(a), 609.749.2

Maximum Sentence: 5 YEARS AND/OR \$3,000-\$10,000

Offense Level: Felony

Offense Date (on or about): 03/25/2020

Control #(ICR#): 20200334

Charge Description: That on or about 3/25/2020, in Minneapolis, Hennepin County, Minnesota, Albert Kuehne harassed victim by following, monitoring, or pursuing the victim, whether in person or through any available technological or other means and committed the offense because of the victim's or another's actual or perceived race, color, religion, sex, sexual orientation, disability, age or national origin.

COUNT II

Charge: Harassment - Aggravated Violations - Commit Because of Bias

Minnesota Statute: 609.749.3(a)(1), with reference to: 609.749.3(a), 609.749.2

Maximum Sentence: 5 YEARS AND/OR \$3,000-\$10,000

Offense Level: Felony

Offense Date (on or about): 03/25/2020

Control #(ICR#): 20200334

Charge Description: That on or about 3/25/2020, in Minneapolis, Hennepin County, Minnesota, Albert Kuehne harassed victim by directly or indirectly or through third parties manifesting a purpose or intent to injure her person, property or rights by commission of an unlawful act, and committed the offense because of the victim's or another's actual or perceived race, color, religion, sex, sexual orientation, disability, age or national origin.

STATEMENT OF PROBABLE CAUSE

Complainant, a licensed peace officer with the Minnesota BCA, has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On March 25, 2020, ALBERT KUEHNE, the defendant herein, was working as a Minnesota State Patrol Trooper when he responded to a one-car accident at the location of I-94 and Cedar Avenue in Minneapolis, Hennepin County, Minnesota. The defendant encountered the driver of that vehicle, a 25-year-old woman, hereinafter referred to as Victim. The defendant detained Victim on suspicion of DWI. Victim was eventually transported to the hospital where she was treated and released.

Upon returning home, the Victim's boyfriend was using Victim's Macbook which was linked to her cell phone. The Macbook records showed that Victim's phone was accessed and sent I-messages containing nude photographs of Victim to an unknown phone. Victim's phone itself had no record of the messages being sent as those records had been deleted.

Victim's boyfriend contacted the unknown phone number and the person on the other end of the call eventually identified themselves as the defendant.

Victim contacted a lawyer who reported the incident. An investigation was then started by the BCA.

Complainant obtained the squad video of the incident. The video showed that as the defendant was leading Victim to his squad car, Victim can be seen on squad video taking out her cell phone. Soon after, the defendant is heard telling Victim "give me your phone". Cell phone records showed that the photos were sent from Victim's phone at 4:44. Based on the squad video, it appears that the defendant was alone in the squad at that time as Victim was being treated by paramedics.

Investigators seized the defendant's phone, and pursuant to a search warrant, searched the contents of the phone. Located on the defendant's phone was a record of calls from Victim's boyfriend as well as records of receiving messages from Victim's phone. Further, three photos of Victim were located on the defendant's phone. The images in question show Victim either nude or partially nude. Two of the photos show Victim's exposed breasts.

Victim was interviewed. She denied giving the defendant permission to access her phone. She denied giving the defendant permission to view photos of herself or to send himself the photos.

The defendant is not currently in custody.

SIGNATURES AND APPROVALS

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

Robert J Nance
Senior Special Agent
1430 Maryland Avenue E
St. Paul, MN 55106
Badge: 1320

Electronically Signed:
06/23/2020 08:58 AM
Ramsey County, MN

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

Prosecuting Attorney

Dan Allard
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
06/23/2020 08:49 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 on _____, _____ at _____ AM/PM before the above-named court at the address listed on the attached court summons 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: \$30,000.00

Conditions of Release:

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: June 23, 2020.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 06/23/2020 10:39 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.

Albert Kuehne

Defendant

LAW ENFORCEMENT OFFICER RETURN OF SERVICE
*I hereby Certify and Return that I have served a copy of this
Summons upon the Defendant herein named.*

Signature of Authorized Service Agent:

DEFENDANT FACT SHEET

Name: Albert Kuehne
DOB: 09/10/1983
Address: 1300 Zachary Lane N
Dayton, MN 55327

Alias Names/DOB:

SID:

Height:

Weight:

Eye Color:

Hair Color:

Gender:

Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: No

Driver's License #:

SILS Person ID #: 881044

SILS Tracking No. 3176366

Alcohol Concentration:

STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	3/25/2020	609.749.3(a)(1) Harassment - Aggravated Violations - Commit Because of Bias	Felony	N1311		MNBCA0000	20200334
	Penalty	3/25/2020	609.749.2 Harassment Crimes - Penalty	Gross Misdemeanor	N1311		MNBCA0000	20200334
	Penalty	3/25/2020	609.749.3(a) Harassment - Aggravated Violations - Penalty	Felony	N1311		MNBCA0000	20200334
2	Charge	3/25/2020	609.749.3(a)(1) Harassment - Aggravated Violations - Commit Because of Bias	Felony	N1311		MNBCA0000	20200334
	Penalty	3/25/2020	609.749.2 Harassment Crimes - Penalty	Gross Misdemeanor	N1311		MNBCA0000	20200334
	Penalty	3/25/2020	609.749.3(a) Harassment - Aggravated Violations - Penalty	Felony	N1311		MNBCA0000	20200334