

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 18A12534
Court File No. 27-CR-18-25432

State of Minnesota,

Plaintiff,

vs.

LUIS GERARDO GONZALEZ-PEREZ DOB: 01/19/1988

9608 BROWN LN
AUSTIN, TX 78754

Defendant.

COMPLAINT

Order of Detention

Amended

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: Drugs - Aggravated Controlled Substance Crime 1st Degree and 2 aggravating factors

Minnesota Statute: 152.021.2b(2), with reference to: 609.101.3, 152.021.3(d)

Maximum Sentence: 40 YEARS AND/OR \$300,000-\$1,000,000

Offense Level: Felony

Offense Date (on or about): 10/11/2018

Control #(ICR#): 18009186

Charge Description: That on or about 10/11/2018, in Hennepin County, Minnesota, LUIS GERARDO GONZALEZ-PEREZ violated Minn. Stat. ? 152.021, subd. 1, clause (1), (2), (3), (4), or (5), or subd. 2, paragraph (a), clause (1), (2), or (3), and LUIS GERARDO GONZALEZ-PEREZ or an accomplice sold or possessed 100 or more grams or 500 or more dosage units of a mixture containing the controlled substance at issue, and there were two aggravating factors present.

Minimum Sentence: 86 MONTHS

COUNT II

Charge: Drugs - 1st Degree - Sale - 17 Grams or More-Cocaine or Meth w/in 90-Day Period

Minnesota Statute: 152.021.1(1), with reference to: 609.101.3, 152.021.3(c)

Maximum Sentence: 40 YEARS AND/OR \$300,000-\$1,000,000

Offense Level: Felony

Offense Date (on or about): 10/11/2018

Control #(ICR#): 18009186

Charge Description: That on or about 10/11/2018, in Hennepin County, Minnesota, LUIS GERARDO GONZALEZ-PEREZ unlawfully sold, gave away, bartered, delivered, exchanged, distributed, disposed of to another, offered to sell, agreed to sell, manufactured or possessed with intent to sell one or more mixtures of a total weight of 100 grams or more containing cocaine.

Minimum Sentence: 65 MONTHS

COUNT III

Charge: Drugs - 1st Degree - Possess 50 grams or more - cocaine or methamphetamine

Minnesota Statute: 152.021.2(a)(1), with reference to: 609.101.3, 152.021.3(c)

Maximum Sentence: 40 YEARS AND/OR \$300,000-\$1,000,000

Offense Level: Felony

Offense Date (on or about): 10/11/2018

Control #(ICR#): 18009186

Charge Description: That on or about 10/11/2018, in Hennepin County, Minnesota, LUIS GERARDO GONZALEZ-PEREZ unlawfully possessed one or more mixtures of a total weight of 100 grams or more containing cocaine.

Minimum Sentence: 65 MONTHS

STATEMENT OF PROBABLE CAUSE

AMENDING THE COMPLAINT TO INCLUDE FURTHER DESCRIPTION OF THE LOCATION OF DEFENDANT'S VEHICLE THROUGHOUT LAW ENFORCEMENT OBSERVATION.

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

That on or about October 11, 2018, OFFICERS OBSERVED A VEHICLE, A WHITE HONDA CIVIC (TEXAS LICENSE PLATE LDY3792) PARKED IN THE PARKING LOT OF THE SUPER 8 HOTEL LOCATED AT 7800 2ND AVENUE SOUTH, IN THE CITY OF BLOOMINGTON, HENNEPIN COUNTY, MINNESOTA. THIS SUPER 8 HOTEL IS LOCATED WITHIN ONE CITY BLOCK FROM FENLASON PARK IN BLOOMINGTON. OFFICERS THEN OBSERVED THAT SAME WHITE HONDA CIVIC LEAVE THE PARKING LOT AND DRIVE EASTBOUND ON I-494. OFFICERS OBSERVED A TRAFFIC VIOLATION AND CONDUCTED A TRAFFIC STOP ON EASTBOUND I-494 JUST PRIOR TO PORTLAND AVENUE SOUTH, IN THE CITY OF BLOOMINGTON, HENNEPIN COUNTY, MINNESOTA.

Upon making contact with the driver and sole occupant of the vehicle, LUIS GERARDO GONZALEZ-PEREZ, DEFENDANT herein, DEFENDANT informed officers that he was coming from Austin, Texas to visit friends in Minnesota, but could not give officers his friends' names. DEFENDANT provided officers with a Mexico identification card and insurance for the vehicle. Officers learned that the vehicle had just been insured on October 7, 2018, and insurance would expire on November 7, 2018. The vehicle had Texas license plates, and officers observed that there was no luggage in the vehicle. DEFENDANT informed officers that he left Austin, Texas on Tuesday, October 9, 2018, and arrived in the Twin Cities the next day, and that everything in the vehicle was his. Officers asked DEFENDANT for his consent to search the vehicle, and DEFENDANT gave consent. Upon searching the vehicle, officers noticed multiple loose tools, loose bolts, and bolts missing from vehicle parts. Officers ordered a K9 sniff on the vehicle, which alerted to the presence of narcotics.

A subsequent search of the vehicle revealed the following:

- One package wrapped in gray tape tucked under the carriage of the vehicle, holding two separate packages, one containing 183.18 grams of field tested positive cocaine weighed without packaging, and one containing 1,091.21 grams of field tested positive cocaine weighed without packaging;
- One package wrapped in black tape tucked under the carriage of the vehicle containing 500.44 grams of field tested positive cocaine weighed without packaging;
- two cellular phones; and
- paperwork in the name of Jerardo Gonzalez

The combined total weight of the cocaine recovered from the vehicle equaled 1,774.86 grams, without packaging.

During a post-Miranda interview, DEFENDANT stated that he borrowed the car from his children's mother on Monday at his house in Texas and went to see his friend "Antonio," in Bastrop, Texas. DEFENDANT stated that Antonio offered him \$7,000 to drive his vehicle from Texas to Minnesota and that when he arrived in Minnesota, someone would meet DEFENDANT at a Walmart. DEFENDANT informed officers that Antonio took the car DEFENDANT was driving for a short period of time and then returned the car to DEFENDANT and gave DEFENDANT \$800 in expenses for gas and food for his travel to Minnesota. DEFENDANT stated that he was unsure what type or how much drugs were in the vehicle, but said that he knew he was transporting drugs. DEFENDANT stated that after leaving Texas he drove directly to Minnesota and only stopped to sleep in Kansas City for one night. When DEFENDANT arrived in

Minnesota, he contacted Antonio, who told DEFENDANT to go to Minneapolis and wait for his call.

DEFENDANT is 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

Thomas Maloney
Detective
1800 W Old Shakopee Road
Bloomington, MN 55431
Badge: 258

Electronically Signed:
11/16/2018 05:23 PM
Hennepin County, Minnesota

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

Prosecuting Attorney

Emily Liebman
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
11/15/2018 03:51 PM

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 300 S Sixth Street, Minneapolis, MN 55487 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: \$100,000.00

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: November 16, 2018.

Judicial Officer

Kerry Meyer
District Court Judge

Electronically Signed: 11/16/2018 06:06 PM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

LUIS GERARDO GONZALEZ-PEREZ

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:

DEFENDANT FACT SHEET

Name: LUIS GERARDO GONZALEZ-PEREZ
DOB: 01/19/1988
Address: 9608 BROWN LN
AUSTIN, TX 78754

Alias Names/DOB:

SID: MN18B64015

Height:

Weight:

Eye Color:

Hair Color:

Gender: MALE

Race: White

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #:

SILS Person ID #: 851111

SILS Tracking No. 3060194

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	10/11/2018	152.021.2b(2) Drugs - Aggravated Controlled Substance Crime 1st Degree and 2 aggravating factors	Felony	DD5AA		MN0270100	18009186
	Penalty	10/11/2018	152.021.3(d) Drugs - 1st Degree - Sale or Possession - Penalty; Convicted under subd. 2b	Felony	DD5AA		MN0270100	18009186
	Definition	10/11/2018	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DD5AA		MN0270100	18009186
2	Charge	10/11/2018	152.021.1(1) Drugs - 1st Degree - Sale - 17 Grams or More-Cocaine or Meth w/in 90-Day Period	Felony	DD2A0		MN0270100	18009186
	Penalty	10/11/2018	152.021.3(c) Drugs - 1st Degree - Sale or Possession - Penalty; 100+G or 500+ DU	Felony	DD2A0		MN0270100	18009186
	Definition	10/11/2018	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DD2A0		MN0270100	18009186
3	Charge	10/11/2018	152.021.2(a)(1) Drugs - 1st Degree - Possess 50 grams or more - cocaine or methamphetamine	Felony	DD5A0		MN0270100	18009186
	Penalty	10/11/2018	152.021.3(c) Drugs - 1st Degree - Sale or Possession - Penalty; 100+G or 500+ DU	Felony	DD5A0		MN0270100	18009186
	Definition	10/11/2018	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DD5A0		MN0270100	18009186