

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 19A09873
Court File No. 27-CR-19-19665

State of Minnesota,

Plaintiff,

vs.

ROBERT EARL BUCKINGHAM DOB: 05/22/1986

2944 Knox Ave N
Minneapolis, MN 55411

Defendant.

COMPLAINT

Order of Detention

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: Burglary-1st Deg-Poss Dangerous Weapon/Explosive

Minnesota Statute: 609.582.1(b), with reference to: 609.582.1, 609.11.4, 609.11.9

Maximum Sentence: 20 YEARS AND/OR \$35,000

Offense Level: Felony

Offense Date (on or about): 08/11/2019

Control #(ICR#): 19239809

Charge Description: That on or about August 11, 2019, in Hennepin County, Minnesota, Robert Earl Buckingham, DOB 5/22/1986, either directly or as an accomplice, entered an building, without consent and with intent to commit a crime or committed a crime while in the building and possessed a dangerous weapon, or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a dangerous weapon, while in the building.

Minimum Sentence: 1 YEAR AND 1 DAY

COUNT II

Charge: Aggravated Robbery-1st Degree

Minnesota Statute: 609.245.1, with reference to: 609.245.1, 609.11.4

Maximum Sentence: 20 YEARS AND/OR \$35,000

Offense Level: Felony

Offense Date (on or about): 08/11/2019

Control #(ICR#): 19239809

Charge Description: That on or about August 11, 2019, in Hennepin County, Minnesota, Robert Earl Buckingham, DOB 5/22/1986, took personal property from the person or in the presence of Victim 2, knowing that he was not entitled to the property and used and/or threatened the imminent use of force against Victim 2 to overcome his resistance or powers of resistance to or to compel acquiescence in the

taking or carrying away of the property, while a dangerous weapon, or an article used or fashioned in a manner to lead the victim to reasonably believe it to be a dangerous weapon.

Minimum Sentence: 1 YEAR AND 1 DAY

STATEMENT OF PROBABLE CAUSE

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

On August 11, 2019, around 6:52pm, Minneapolis Police Department officers responded to a report of a burglary at a residence on the 2700 block of 12th Avenue South, Minneapolis, Hennepin County, Minnesota. The residence is a duplex with an upper and lower unit.

Victim 1, a known adult male, stated that he and his wife left their upper level unit around 6:00pm, and that their three children remained in the home. Victim 1 stated that they were gone for about thirty minutes and when they returned home, they found their 14 year-old child, Victim 2, zip-tied in the bathroom. The other two children (a two-year old and an older child with down syndrome) did not appear to be harmed but were unable to communicate about what happened.

Victim 2 stated that he was in the shower, and a male, later identified as Robert Earl Buckingham, DOB 5/22/1986, "Defendant" herein, came into the bathroom, forced Victim 2 out of the shower, threatened to kill Victim 2 at knifepoint, and zip tied his hands together. Defendant was brandishing a large knife and directed Victim 2 to stay in the bathroom or he would kill him. Defendant then ransacked the home and Victim 1 estimated that around \$10,000 in cash was stolen.

Victim 3, a known adult female, and relative of Victims 1 and 2, who lives in the lower level unit, reported to police that she found that a window screen on the south side of her unit had been cut open and the window was open. Victim 3 reported that there was a wooden box underneath this window that had previously not been there. Defendant had used a hallway entrance from the lower unit to go to the upper unit.

Surveillance video footage from the area shows Defendant standing on the front steps of the victim's home around 5:31pm, then walking around the south side of the house. During this time two people come out of the front of house, load something into a car, and drive off. Around 6:16pm, Defendant is observed walking out of the house and walks down the street. Video surveillance also shows Defendant's car driving in the area away from the victim's home after the burglary.

A search warrant was later executed at Defendant's home and officers found clothing that matched the clothing descriptions of what Defendant was wearing during the burglary and on the surveillance footage; \$10,860 in cash and Defendant's iPhone from Defendant's bedroom; and a key to Defendant's car in his pocket. Defendant's car was also found parked outside his home.

The following facts may be used as Blakely factors support an upward sentencing departure and increased bail: the offense occurred where Victim 2 had an expectation of privacy; Defendant has prior convictions where a victim was harmed; Defendant committed the charged crime in the presence of a child; and Defendant has at least five prior convictions for felony burglary in the first degree. Defendant is a dangerous offender who has two or more prior convictions for violent crimes and is a danger to public safety.

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

Jarrod Kunze
Police Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 003910

Electronically Signed:
08/13/2019 03:49 PM
Hennepin County, MN

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

Prosecuting Attorney

Christopher Nippoldt
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
08/13/2019 03:48 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 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: \$250,000.00

Conditions of Release: No Contact with Victim; No Possession of Weapons; Make All Appearances; Remain Law Abiding

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: August 13, 2019.

Judicial Officer

Ivy S. Bernhardson
District Court Judge

Electronically Signed: 08/13/2019 03:53 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.

ROBERT EARL BUCKINGHAM

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: ROBERT EARL BUCKINGHAM
DOB: 05/22/1986
Address: 2944 Knox Ave N
Minneapolis, MN 55411

Alias Names/DOB: Robert Earl Paul Buckingham DOB: 5/22/1986
SID: MN05016321

Height:
Weight:
Eye Color:
Hair Color:

Gender: MALE
Race: Black
Fingerprints Required per Statute: Yes
Fingerprint match to Criminal History Record: Yes

Driver's License #:
SILS Person ID #: 544320
SILS Tracking No. 3119931
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	8/11/2019	609.582.1(b) Burglary-1st Deg-Poss Dangerous Weapon/Explosive	Felony	B1124		MN0271100	19239809
	Modifier	8/11/2019	609.11.9 Minimum Sentences of Imprisonment - Applicable Offenses	No-Level	B1124		MN0271100	19239809
	Penalty	8/11/2019	609.11.4 Minimum Sentences of Imprisonment-Use Dangerous Weapon	Felony	B1124		MN0271100	19239809
	Penalty	8/11/2019	609.582.1 Burglary-1st Degree	Felony	B1124		MN0271100	19239809
2	Charge	8/11/2019	609.245.1 Aggravated Robbery-1st Degree	Felony	R2536		MN0271100	19239809
	Penalty	8/11/2019	609.11.4 Minimum Sentences of Imprisonment-Use Dangerous Weapon	Felony	R2536		MN0271100	19239809
	Penalty	8/11/2019	609.245.1 Aggravated Robbery-1st Degree	Felony	R2536		MN0271100	19239809