

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 20A10268
Court File No. 27-CR-20-19312

State of Minnesota,

Plaintiff,

vs.

BRAYSHAUN LAMAR GIBSON DOB: 07/30/1992

5018 N 6th St
Minneapolis, MN 55430

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: Assault-2nd Degree-Dangerous Weapon-Substantial Bodily Harm

Minnesota Statute: 609.222.2, with reference to: 609.222.2, 609.11.4, 609.101.2

Maximum Sentence: 10 YEARS AND/OR \$6,000-\$20,000

Offense Level: Felony

Offense Date (on or about): 08/26/2020

Control #(ICR#): 20222791

Charge Description: That on or about 8/26/2020, in Hennepin County, Minnesota, BRAYSHAUN LAMAR GIBSON assaulted Victim and inflicted substantial bodily harm, while using a using a dangerous weapon.

Minimum Sentence: 1 YEAR AND 1 DAY

COUNT II

Charge: Assault-3rd Degree-Substantial Bodily Harm

Minnesota Statute: 609.223.1, with reference to: 609.223.1, 609.101.2

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

Offense Level: Felony

Offense Date (on or about): 08/26/2020

Control #(ICR#): 20222791

Charge Description: That on or about 8/26/2020, in Hennepin County, Minnesota, BRAYSHAUN LAMAR GIBSON assaulted Victim and inflicted substantial bodily harm.

COUNT III

Charge: Riot-2nd Degree-Armed w/Dangerous Weapon

Minnesota Statute: 609.71.2, with reference to: 609.71.2, 609.05.2

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

Offense Level: Felony

Offense Date (on or about): 08/26/2020

Control #(ICR#): 20222791

Charge Description: That on or about 8/26/2020, in Hennepin County, Minnesota, BRAYSHAUN LAMAR GIBSON assembled with two or more other persons, disturbed the public peace by intentionally acting with unlawful force or violence to Victim, and BRAYSHAUN LAMAR GIBSON was armed with a dangerous weapon.

COUNT IV

Charge: Burglary-3rd Deg-Steal/Commit Felony or Gross Misd

Minnesota Statute: 609.582.3, with reference to: 609.582.3

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

Offense Level: Felony

Offense Date (on or about): 08/26/2020

Control #(ICR#): 20222791

Charge Description: That on or about 8/26/2020, in Hennepin County, Minnesota, BRAYSHAUN LAMAR GIBSON, either directly or as an accomplice, entered a building without consent and with intent to steal or commit any felony or gross misdemeanor while in the building, or entered a building without consent and stole or committed a felony or gross misdemeanor while in the building.

STATEMENT OF PROBABLE CAUSE

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

On or about August 26, 2020, a Minneapolis police sergeant, Victim herein, was walking to his squad car which was parked on 600 block of Nicollet Mall in Minneapolis, Hennepin County, Minnesota. As Victim was getting into his squad car, an adult male, later identified as BRAYSHAUN LAMAR GIBSON, DOB 7/30/1992, Defendant herein, threw a metal garbage can lid at Victim and struck him in the head. Victim fell to the ground and was rendered unconscious, as he had suffered a head injury. Victim was transported to the hospital, where he was treated for possible spinal damage. The metal lid was recovered, and the approximate weight of the object is fifteen pounds.

Surveillance video from downtown cameras captured the assault, and also revealed Defendant's movements that night. Defendant is shown arriving with a group of adult males. After the assault, the video depicts Defendant fleeing from the scene, and later puts on a black jacket before entering a department store on Nicollet Mall through a broken window. Additional video shows Defendant and his companions taking property from the store. The video shows Defendant then enter a vehicle that was parked near 6th Street and 1st Avenue. The vehicle was identified as being involved in a previous but recent burglary, where the Victim in that case reported a connection to Defendant.

Officers were able to identify and apprehend Defendant, who admitted the vehicle was his, and that he was driving the vehicle in downtown Minneapolis the night of the offense. He stated he went downtown to eat dinner. After receiving the appropriate constitutional warnings, Defendant admitted he became enraged over misinformation about officers shooting someone downtown, only to later learn that it was a suicide. He stated he regretted being downtown and getting involved in the "chaos" and acknowledged he now had to face the consequences.

A search warrant was executed on Defendant's vehicle and officers recovered clothing with security tags consistent with what is sold and used in the department store Defendant went in the night of the assault. A search warrant was also done on Defendant's cell phone, and officers recovered multiple photographs of Defendant wearing what appeared to be the same clothing he was wearing during the offense.

Victim has since been released from the hospital but continues to receive therapy and ongoing treatment for his injuries.

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

Bryce Robinson
Sgt.
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 6062

Electronically Signed:
09/04/2020 12:30 PM
Hennepin County, Minnesota

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

Prosecuting Attorney

Christina Warren
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
09/04/2020 12:24 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: \$100,000.00

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: September 4, 2020.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 09/04/2020 01:37 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.

BRAYSHAUN LAMAR GIBSON

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: BRAYSHAUN LAMAR GIBSON
DOB: 07/30/1992
Address: 5018 N 6th St
Minneapolis, MN 55430

Alias Names/DOB: Brayshaun Gibson DOB: 7/30/1992
SID: MN10DH5115
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 #: 686918
SILS Tracking No. 3185939
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	8/26/2020	609.222.2 Assault-2nd Degree-Dangerous Weapon-Substantial Bodily Harm	Felony	A2243		MN0271100	20222791
	Definition	8/26/2020	609.101.2 Minimum Fines – Victim Assistance Programs	No-Level	A2243		MN0271100	20222791
	Penalty	8/26/2020	609.11.4 Minimum Sentences of Imprisonment-Use Dangerous Weapon	Felony	A2243		MN0271100	20222791
	Penalty	8/26/2020	609.222.2 Assault-2nd Degree-Dangerous Weapon-Substantial Bodily Harm	Felony	A2243		MN0271100	20222791
2	Charge	8/26/2020	609.223.1 Assault-3rd Degree-Substantial Bodily Harm	Felony	A3243		MN0271100	20222791
	Definition	8/26/2020	609.101.2 Minimum Fines – Victim Assistance Programs	No-Level	A3243		MN0271100	20222791
	Penalty	8/26/2020	609.223.1 Assault-3rd Degree-Substantial Bodily Harm	Felony	A3243		MN0271100	20222791
3	Charge	8/26/2020	609.71.2 Riot-2nd Degree-Armed w/Dangerous Weapon	Felony	N1011	X	MN0271100	20222791
	Modifier	8/26/2020	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	N1011	X	MN0271100	20222791
	Penalty	8/26/2020	609.71.2 Riot-2nd Degree-Armed w/Dangerous Weapon	Felony	N1011	X	MN0271100	20222791
4	Charge	8/26/2020	609.582.3 Burglary-3rd Deg-Steal/Commit Felony or Gross Misd	Felony	B3094		MN0271100	20222791
	Penalty	8/26/2020	609.582.3 Burglary-3rd Deg-Steal/Commit Felony or Gross Misd	Felony	B3094		MN0271100	20222791