

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 20A11952  
Court File No. 27-CR-20-23053

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**State of Minnesota,**  
Plaintiff,

**COMPLAINT**  
Summons

vs.

**MONTANA HELENA YAO DOB: 08/05/1997**

18540 County Road 6  
Plymouth, MN 55447

Defendant.

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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 - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana**

Minnesota Statute: 152.025.2(1), with reference to: 609.101.3, 152.025.4(b)

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

Offense Level: Felony

Offense Date (on or about): 09/26/2020

Control #(ICR#): 20036472

Charge Description: That on or about September 26, 2020, in Hennepin County, Minnesota, Montana Helena Yao unlawfully possessed one or more mixtures containing a Schedule I, II, III, or IV controlled substance, to-wit: more than 42.5 grams of leafy marijuana.

## STATEMENT OF PROBABLE CAUSE

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

On September 26, 2020, Plymouth Police officers were dispatched to a residence located on the 18500 block of County Road Six, in Plymouth, Hennepin County, Minnesota, on the report of a male pointing an assault rifle at a family. As part of the investigation into this offense, officers obtained a search warrant for the above residence to locate the assault rifle used in that offense and to search for marijuana given the overwhelming odor of marijuana emanating from the residence. MONTANA HELENA YAO AKA MONTANA HELENA BEASLEY, DEFENDANT herein, is a resident of this address and was present when the warrant was executed.

Upon execution of the search warrant, Officers located a large quantity of marijuana in the basement living room and office. The marijuana weighed 835.22 grams without packaging.

Officers also located three firearms in the house including a SG Works automatic long gun assault rifle, a Tristar Compact 12-gauge shotgun, and a 9mm Glock handgun. The SG Works assault rifle was located in the mudroom closet and matched the description of the rifle used in the initial call. The shotgun was located in the main floor office and the 9mm was located in the master bedroom.

Defendant Yao was interviewed stated that all of the marijuana in the residence belonged to her. She claimed that she purchased the marijuana from a store that sells medical marijuana but did not know where it was located and could not produce any documentation that she can possess medical marijuana. The marijuana recovered was in its original leafy form, which cannot be legally possessed in Minnesota.

## 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**

Dave Anderson  
Detective  
3400 Plymouth Blvd  
Plymouth, MN 55447-1482  
Badge: 82

Electronically Signed:  
10/28/2020 03:08 PM  
Hennepin County, Minnesota

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:  
10/28/2020 02:54 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: \$3,000.00

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: October 28, 2020.

**Judicial Officer**

Luis Bartolomei  
District Court Judge

Electronically Signed: 10/28/2020 03:32 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.

**Montana Helena Yao**

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:** Montana Helena Yao  
**DOB:** 08/05/1997  
**Address:** 18540 County Road 6  
Plymouth, MN 55447

**Alias Names/DOB:**

**SID:**

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:** FEMALE

**Race:** Asian

**Fingerprints Required per Statute:** Yes

**Fingerprint match to Criminal History Record:** No

**Driver's License #:**

**SILS Person ID #:** 884985

**SILS Tracking No.** 3191749

**Alcohol Concentration:**

## STATUTE AND OFFENSE GRID

<b>Cnt Nbr</b>	<b>Statute Type</b>	<b>Offense Date(s)</b>	<b>Statute Nbrs and Descriptions</b>	<b>Offense Level</b>	<b>MOC</b>	<b>GOC</b>	<b>Controlling Agencies</b>	<b>Case Numbers</b>
1	Charge	9/26/2020	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Felony	DH548		MN0271700	20036472
	Penalty	9/26/2020	152.025.4(b) Drugs - 5th Degree Controlled Substance - Sale or possession	Felony	DH548		MN0271700	20036472
	Definition	9/26/2020	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DH548		MN0271700	20036472