

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No.
Court File No.

21A02371
27-CR-21-4627

State of Minnesota,

Plaintiff,

vs.

HENRY LEE BROWN DOB: 03/30/1966

3101 Morgan 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: Criminal Vehicular Homicide - Operate Vehicle with Negligence - Under Influence Alcohol

Minnesota Statute: 609.2112.1(a)(2)(i), with reference to: 609.2112.1(a)

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

Offense Level: Felony

Offense Date (on or about): 03/04/2021

Control #(ICR#): 21045302

Charge Description: That on or about March 4, 2011, in Minneapolis, Hennepin County, Minnesota, HENRY LEE BROWN did, by operating a motor vehicle in a negligent manner while under the influence of alcohol cause the death of Victim.

COUNT II

Charge: Criminal Vehicular Homicide - Driver Who Causes Collision Leaves Scene

Minnesota Statute: 609.2112.1(a)(7), with reference to: 609.2112.1(a)

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

Offense Level: Felony

Offense Date (on or about): 03/04/2021

Control #(ICR#): 21045302

Charge Description: That on or about March 4, 2021, in Minneapolis, Hennepin County, Minnesota, HENRY LEE BROWN did, by operating a motor vehicle, cause a collision that caused the death of Victim, and HENRY LEE BROWN left the scene of that collision.

STATEMENT OF PROBABLE CAUSE

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

On March 4, 2021, at approximately 5:42 p.m., personnel with the Minneapolis Police Department and Minneapolis Fire Department responded to the intersection of 30th Avenue North and Morgan Avenue North in Minneapolis, Hennepin County, Minnesota, after someone reported that a pedestrian was struck by a vehicle. The first responders found a man, later identified as Victim, injured and lying on the ground. Lifesaving efforts were made, but Victim was pronounced dead at the scene. Officers found pieces of what appeared to be a broken vehicle headlight assembly nearby.

Two area residents told police that they heard a crash and saw an SUV driving away. One of the witnesses saw Victim lying in the street immediately after the sound of the crash. Police watched surveillance video from an area resident's surveillance camera system, which showed a white Ford Edge striking Victim while he was walking across an intersection. The video showed that visibility and road conditions were good when the vehicle struck Victim, that there was room in the street for the vehicle to pass Victim without striking him, and that the vehicle immediately drove away from the scene and ran a nearby stop sign.

On March 5, 2021, police found a white Ford Edge with damage to the same area of the vehicle that struck Victim. The owner of that vehicle, Witness, also called 911 to report that she believed that her boyfriend, Defendant HENRY LEE BROWN, hit Victim with her vehicle. Witness lived near the accident scene and returned home from work when Victim was lying in the street, but before emergency personnel and law enforcement arrived. After authorities arrived and tended to Victim, Witness went home and found Defendant intoxicated and sitting in the driver's seat of her vehicle. Defendant told her that he struck something with her car. Witness called police when she saw a news story about the suspect vehicle being a white SUV.

Police arrested Defendant. In a post-Miranda interview, Defendant said that he had been drinking alcohol, did not remember hitting Victim, and did not mean for the incident to happen.

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

Scott A Olson
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 5315

Electronically Signed:
03/08/2021 11:31 AM
Hennepin County, Minnesota

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

Prosecuting Attorney

Andrew W. Johnson
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
03/08/2021 11:19 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 as directed in the Notice of Hearing before the above-named court 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: \$150,000.00

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: March 8, 2021.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 03/08/2021 11:54 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.

HENRY LEE BROWN

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: HENRY LEE BROWN
DOB: 03/30/1966
Address: 3101 Morgan Ave N
Minneapolis, MN 55411

Alias Names/DOB:

SID: MN85005582

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 #: 22362

SILS Tracking No. 3217626

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	3/4/2021	609.2112.1(a)(2)(i) Criminal Vehicular Homicide - Operate Vehicle with Negligence - Under Influence Alcohol	Felony	J1B11		MN0271100	21045302
	Penalty	3/4/2021	609.2112.1(a) Criminal Vehicular Homicide - Penalty	Felony	J1B11		MN0271100	21045302
2	Charge	3/4/2021	609.2112.1(a)(7) Criminal Vehicular Homicide - Driver Who Causes Collision Leaves Scene	Felony	J1311		MN0271100	21045302
	Penalty	3/4/2021	609.2112.1(a) Criminal Vehicular Homicide - Penalty	Felony	J1311		MN0271100	21045302