

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 21A08732
Court File No. 27-CR-21-15808

State of Minnesota,

Plaintiff,

vs.

EMMETT MAURICE NELSON DOB: 08/03/1974

2506 25th 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: Murder - 2nd Degree - With Intent-Not Premeditated

Minnesota Statute: 609.19.1(1), with reference to: 609.11.5(a), 609.19.1, 609.11.9

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 08/10/2021

Control #(ICR#): 21180028

Charge Description: That on or about August 10, 2021, in Minneapolis, Hennepin County, Minnesota, EMMETT MAURICE NELSON caused the death of Victim, a human being, with intent to effect the death of that person or another, but without premeditation, while using a firearm.

Minimum Sentence: 3 YEARS

COUNT II

Charge: Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence

Minnesota Statute: 624.713.1(2), with reference to: 609.11.5(b), 624.713.2(b)

Maximum Sentence: 15 YEARS AND/OR \$30,000

Offense Level: Felony

Offense Date (on or about): 08/10/2021

Control #(ICR#): 21180028

Charge Description: That on or about 8/10/2021, in Minneapolis, in Hennepin County, Minnesota, EMMETT MAURICE NELSON possessed ammunition or a firearm and EMMETT MAURICE NELSON has been convicted or adjudicated delinquent in this state or elsewhere of a crime of violence, Criminal Sexual Conduct 1 on 8/28/2006, for which the sentence or court supervision expired on or after August 1, 1993.

Minimum Sentence: 5 YEARS

STATEMENT OF PROBABLE CAUSE

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

On August 11, 2021, at approximately 7:23 a.m., Minneapolis Police officers were dispatched to a report of a dead body found in an alley behind 3639 Knox Avenue North in Minneapolis, Hennepin County, Minnesota. The reporting parties were two garbage haulers who located the body while driving their garbage truck through the alley.

Officers observed that Victim was a female with an apparent bullet hole on the forehead just over her right eye. Another hole was located over the Victim's left ear. Neighbors reported that they heard a vehicle and a gunshot in the alley between 3:00-4:00 a.m. A spent bullet was located in the alley east of 3650 Logan Avenue North and a discharged cartridge casing was located in the driveway of 3658 Logan Avenue North. Officers recovered surveillance video from the alley and surrounding areas.

On August 16, 2021, Witness A came into the Hennepin County Medical Center to receive a sexual assault examination. Witness A reported to medical staff that EMMETT MAURICE NELSON, Defendant, had sexually assaulted her on August 13, 2021. She had just met Defendant through Witness B. Witness A stated that Defendant picked her and Witness B up in a maroon or orange mustang with a white hood. She was hanging out with Defendant at his home, located at 2106 25th Avenue North, Minneapolis. While she was in his home, she observed brown spots on Defendant's carpet that Defendant had made obvious efforts to try to clean up. He had placed a powder down on the spot and was trying to clean the spots with a shop vac. Defendant asked Witness A to help clean up the spots. Witness A reported to medical staff that she had learned from Witness B that these were blood spots and that Defendant had admitted to Witness B that the blood spots had gotten on his carpet after he took off his bloody clothing after he shot and killed Victim and dumped her body in an alley.

Investigators spoke with Witness B, who confirmed Witness A's reports. Witness B stated they had spent time with Defendant around the time of the murder and had been at his home. They reported that Defendant admitted to them that he killed Victim and showed Witness B the location where he left Victim's body. Witness B noted that there were memorial balloons at that location in the alley when they drove past. Defendant explained that he was about to get into it with some guys from the lows, and he encountered Victim. Victim was walking on the street and said something to Defendant and he blacked out and shot her. Victim went down and he got scared and threw Victim into his car. He drove her around for 15 minutes, turned off his lights in an alley, and threw Victim's body out of the car. Defendant reported he shot Victim a second time in the head to make sure she was dead.

Witness B confirmed that Defendant drove a maroon mustang with a white hood. They also confirmed that she had been inside Defendant's residence within a day or two of Victim's murder and noticed what looked like blood on the carpet in Defendant's apartment. Witness B also reported that Defendant admitted he changed his clothes after the shooting because they were soaked in blood, and that was how the blood got on his carpet. Witness B had actually stepped on the spot in socks and it was wet from Defendant's attempts to clean it up and Witness B's socks were pink as a result. Defendant had been scrubbing the spot for days. They placed their socks in Defendant's hamper.

Surveillance footage shows Defendant's maroon Mustang in the area near Victim between 2:00-3:00 a.m. on the morning of August 11, 2021. Video also appears to show Victim chasing after Defendant's maroon Mustang. Defendant's Mustang is then seen driving northbound through the alley on the 3600 block between Knox Avenue North and Logan Avenue North. His vehicle turns its lights off and stops in the alley

for a period of time. Defendant's vehicle leaves the alley northbound still with its lights off around 4:23 a.m. Victim's body was discovered there two and a half hours later.

A search warrant was executed at Defendant's residence. Officers located a Bissell carpet vac and a bottle of bleach, indicating an attempt to clean up blood. Spots of blood like substance were located on the carpet. Clothing with blood like substance was located in Defendant's hamper. Rush DNA testing is underway.

In a post-Miranda interview, Defendant acknowledged initially denied having any cars, but eventually admitted driving a maroon Mustang with a white hood. He initially claimed that he had gotten rid of that car several weeks earlier, but later admitted he had the car until after Victim's murder. He claimed he was at home at the time of the murder and suggested that his girlfriend may have taken his car during that time. Defendant claimed someone else had "put up" that vehicle after August 15, 2021.

Defendant is currently on parole and is prohibited from possessing firearms for a conviction of Criminal Sexual Conduct 1 from August 28, 2006.

Defendant is 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

Robert Dale
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 1414

Electronically Signed:
08/23/2021 12:07 PM
Hennepin County, MN

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

Prosecuting Attorney

James Hanneman
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
08/23/2021 12:03 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 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: \$1,000,000.00

Conditions of Release: No Contact with Witnesses; No Possession of Weapons

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 23, 2021.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 08/23/2021 01:44 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.

EMMETT MAURICE NELSON

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: EMMETT MAURICE NELSON
DOB: 08/03/1974
Address: 2506 25th Ave N
Minneapolis, MN 55411

Alias Names/DOB:

SID:

Height:

Weight:

Eye Color:

Hair Color:

Gender: MALE

Race: Black

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: No

Driver's License #:

SILS Person ID #: 232370

SILS Tracking No. 3240768

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	8/10/2021	609.19.1(1) Murder - 2nd Degree - With Intent-Not Premeditated	Felony	H2812		MN0271100	21180028
	Modifier	8/10/2021	609.11.9 Minimum Sentences of Imprisonment - Applicable Offenses	No-Level	H2812		MN0271100	21180028
	Penalty	8/10/2021	609.19.1 Murder - 2nd Degree	Felony	H2812		MN0271100	21180028
	Penalty	8/10/2021	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2812		MN0271100	21180028
2	Charge	8/10/2021	624.713.1(2) Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence	Felony	W1C23		MN0271100	21180028
	Penalty	8/10/2021	624.713.2(b) Possesses any type of firearm/ammo - Crime of Violence - ineligible under 624.713.1(2)	Felony	W1C23		MN0271100	21180028
	Penalty	8/10/2021	609.11.5(b) Minimum Sentences of Imprisonment-Firearm-Felon Convicted Crime of Violence	Felony	W1C23		MN0271100	21180028