

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 21A07930
Court File No. 27-CR-21-14541

State of Minnesota,

Plaintiff,

vs.

EMMANUEL EJIRO OGBORU DOB: 09/26/1998

2754 233 Rd Ln NW
Andover, MN 55070

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: Manslaughter - 1st Degree - While Committing Gross Misdemeanor/Misdemeanor with Violence.

Minnesota Statute: 609.20(2), with reference to: 609.20, 609.05.1, 609.05.2

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

Offense Level: Felony

Offense Date (on or about): 07/24/2021

Control #(ICR#): 21164203

Charge Description: That on or about 7/24/2021, in Hennepin County, Minnesota, Emmanuel Ejiro Ogboru, acting alone or intentionally aiding and abetting another, caused the death of the victim, while committing Assault in the Fifth Degree in violation of Minn. Stat. 609.224.

COUNT II

Charge: Manslaughter - 2nd Degree - Culpable Negligence Creating Unreasonable Risk

Minnesota Statute: 609.205(1), with reference to: 609.205, 609.05.1, 609.05.2

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

Offense Level: Felony

Offense Date (on or about): 07/24/2021

Control #(ICR#): 21164203

Charge Description: That on or about 7/24/2021, in Hennepin County, Minnesota, Emmanuel Ejiro Ogboru, acting alone or intentionally aiding and abetting another, caused the death of the victim by his culpable negligence whereby Emmanuel Ejiro Ogboru created an unreasonable risk and consciously took a chance of causing death or great bodily harm to the victim.

STATEMENT OF PROBABLE CAUSE

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

In the early morning hours of July 24, 2021, Minneapolis police responded to North Memorial Medical Center on a report of an assault which had occurred near Lowry Avenue North and Penn Avenue North in Minneapolis, Hennepin County, Minnesota.

An adult male, hereafter "the victim," was gravely injured and receiving emergency medical care. Radiographic imaging revealed a skull fracture at the back of the victim's head and significant bleeding in his brain, requiring emergency surgery.

Witnesses at the hospital reported that a fight between multiple people, including the victim, had occurred outside a club. The victim had reportedly been punched and knocked unconscious during the altercation.

Medical staff eventually advised the victim's family that his brain injury was likely fatal, and the victim died approximately two days later on July 26, 2021.

Investigators obtained videos of the incident taken on mobile devices by multiple bystanders. One of the videos depicts the victim standing with another man after the initial physical altercation had ended. Another man, later identified by multiple witnesses as EMMANUEL EJIRO OGBORU, Defendant herein, walks up to the victim and punches the victim in the left side of the face. The victim immediately falls straight backwards onto the ground, unconscious. The victim's friends drove him to the hospital after the incident.

An autopsy and death investigation by the Hennepin County Medical Examiner is not yet finalized, but the examining pathologist anticipates the cause of death to be blunt force craniocerebral injuries.

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

Marcus Benner
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 000404

Electronically Signed:
08/04/2021 02:55 PM
Hennepin County, bennems0

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

Prosecuting Attorney

Paige L Starkey
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
08/04/2021 02:52 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: \$250,000.00

Conditions of Release: No Contact with Co-Defendant(s)

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 4, 2021.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 08/04/2021 03:04 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.

Emmanuel Ejiro Ogboru

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: Emmanuel Ejiro Ogboru
DOB: 09/26/1998
Address: 2754 233 Rd Ln NW
Andover, MN 55070

Alias Names/DOB: Emmanuel Ogboru DOB: 9/26/1998
Emmanuel E Ogboru DOB: 9/26/1998

SID: MN16KC8471

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 #: 810092
SILS Tracking No. 3237970
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	7/24/2021	609.20(2) Manslaughter - 1st Degree - While Committing Gross Misdemeanor/Misdemeanor with Violence.	Felony	H4953	X	MN0271100	21164203
	Modifier	7/24/2021	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	H4953	X	MN0271100	21164203
	Modifier	7/24/2021	609.05.1 Liability for Crimes of Another-Intentional	No-Level	H4953	X	MN0271100	21164203
	Penalty	7/24/2021	609.20 Manslaughter - 1st Degree	Felony	H4953	X	MN0271100	21164203
2	Charge	7/24/2021	609.205(1) Manslaughter - 2nd Degree - Culpable Negligence Creating Unreasonable Risk	Felony	H5953	X	MN0271100	21164203
	Modifier	7/24/2021	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	H5953	X	MN0271100	21164203
	Modifier	7/24/2021	609.05.1 Liability for Crimes of Another-Intentional	No-Level	H5953	X	MN0271100	21164203
	Penalty	7/24/2021	609.205 Manslaughter - 2nd Degree	Felony	H5953	X	MN0271100	21164203