

State of Minnesota
County of Stearns

District Court
7th Judicial District

Prosecutor File No.
Court File No.

CR-2017-597
73-CR-17-7732

State of Minnesota,
Plaintiff,

COMPLAINT
Summons

vs.

JEFFREY JOHN SPANIER DOB: 09/29/1964

800 Eighth Street N
Sartell, MN 56377

Defendant.

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: Ineligible Voter Knowingly Votes

Minnesota Statute: 201.014.3, with reference to: 201.014.3

Maximum Sentence: Five years in prison and \$10,000

Offense Level: Felony

Offense Date (on or about): 11/08/2016

Control #(ICR#): 17019995

Charge Description: That the defendant, Jeffrey John Spanier, then and there being, did wrongfully, unlawfully, and feloniously vote when he knew he was not eligible to vote due to a prior felony conviction and his civil rights had not been restored.

COUNT II

Charge: Registration and Eligibility of Voters - Register an ineligible voter

Minnesota Statute: 201.054.2(1), with reference to: 201.054.2

Maximum Sentence: Five years in prison and \$10,000

Offense Level: Felony

Offense Date (on or about): 11/08/2016

Control #(ICR#): 17019995

Charge Description: That the defendant, Jeffrey John Spanier, then and there being, did wrongfully, unlawfully, and intentionally cause or attempt to cause his name to be registered in a precinct when he was not eligible to vote due to his prior felony conviction and his civil rights had not been restored.

STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

On November 26, 2014, Jeffrey John Spanier, DOB: September 29, 1964, the defendant herein, was convicted of felony Gambling Violation - Sports Bookmaking in Benton County Court File No. 05-CR-13-381. On December 13, 2014, the defendant met with his probation agent and reviewed the terms of his probation. The defendant signed the probation agreement which provided, "I understand any person convicted of a felony cannot vote, serve on a jury, or hold public office until civil rights are restored."

On November 8, 2016, the defendant was on supervised probation for his felony conviction and his civil rights had not been restored. On this date, the defendant went to the City of Sartell, County of Stearns, State of Minnesota. While there, the defendant registered to vote in the local precinct by completing the Minnesota voter registration application. The defendant was an election day registrant. The defendant then signed the voter roster, cast his ballot, and voted.

Investigator Theisen with the Stearns County Sheriff's Office interviewed the defendant. The defendant admitted that he was convicted of a felony offense involving sports bookmaking. The defendant admitted that he previously signed his probation agreement and that he was on felony probation. The defendant admitted to completing the Minnesota voter registration form and certified he was not a felon. The defendant also admitted to voting.

As of the filing of this complaint, the defendant remains on felony probation for the felony gambling violation.

Complainant has reason to believe and does believe that the above information is true and correct.

The above facts constitute complainant's basis for believing that the above named defendant, on or about the 8th day of November, 2016, in the City of Sartell, County of Stearns, State of Minnesota, committed the following described offenses:

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

Vic C Weiss
Lieutenant
807 Courthouse Square
St. Cloud, MN 56303
Badge: 2505

Electronically Signed:
08/29/2017 08:54 AM
Stearns County, Minnesota

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

Prosecuting Attorney

Kevin M. Voss
Assistant County Attorney
705 Courthouse Square
St. Cloud, MN 56303
(320) 656-3880

Electronically Signed:
08/29/2017 08:15 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 on **October 23, 2017 at 12:45 PM** before the above-named court at 725 Courthouse Square, St. Cloud, MN 56303 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: \$
 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: August 29, 2017.

Judicial Officer John H. Scherer Electronically Signed: 08/29/2017 01:20 PM
 Judge of District Court

Sworn testimony has been given before the Judicial Officer by the following witnesses:

COUNTY OF STEARNS
STATE OF MINNESOTA

State of Minnesota
 Plaintiff
 vs.
Jeffrey John Spanier
 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:

02/06/2018

State of Minnesota vs JEFFREY JOHN
SPANIER

ORDER

Case Number: 73-CR-17-7732

CURRENT DEFENDANT INFORMATION

Known Address: 800 Eighth ST N Correspondence Address: 800 Eighth ST N
Sartell, MN 56377 Sartell, MN 56377

Phone Number: (H) 320-250-9100 Sex: Male
DOB: 09/29/1964
SID: MN 01029260

CASE CHARGES

Ct	Statute	Type	Description	Disposition
1	201.014.3	Charging	Ineligible Voter Knowingly Votes	Dismissed
2	201.054.2(1)	Charging	Registration and Eligibility of Voters - Register an ineligible voter	Convicted
	201.054.2	Penalty	Registration and Eligibility of Voters - Voter registration violation - Penalty	

TERMS OF DISPOSITION OR SENTENCE: COUNT 2

Level of Sentence: Felony
Sentence is a stay of imposition pursuant to M.S. 609.135.
Successful completion of probation will result in a misdemeanor conviction.

Date Pronounced: January 12, 2018

Offense Information

Ct	Offense Date	Statute	Description	Offense Disposition
2	11/08/2016	201.054.2(1)	Registration and Eligibility of Voters - Register an ineligible voter	Convicted
	MOC at Filing	GOC	Controlling Agency	Controlling No.
	Y1190	Not applicable - GOC	Stearns County Sheriff's Office	17019995

Sentence Details

Monitoring - Adult

Defendant is placed on Probation to the Court for 4 years, monitored by Stearns District Court.

Start Date: 01/12/2018 Discharge Date: 01/12/2022

Status: Active Status Date: 01/12/2018

cc: Co. Atty.
Ruetter
Dfd. (gavel copy)

Fees

Sentence includes a \$50.00 fine.

Law Library Fees	\$12.00		
County/Sheriff & Felony Fines	\$50.00		
Crim/Traffic Surcharge (once per case)	\$75.00		
Subtotal	\$137.00	Due	01/12/2018

GRAND TOTALS

Date of Sentence: 01/12/2018

Due Date: 01/12/2018

Original Amount: \$137.00

The court may refer this case for collection if you fail to make a payment, and collection costs will be added. You have the right to contest a referral for collection based on inability to pay by requesting a hearing no later than the due date. M.S. §§ 480.15, subd. 10c; 609.104

SIGNATURE

Judge Andrew R. Pearson

Sentence pronounced on 01/12/2018 by District Court Judge

Court Administrator: George Lock

320-656-3620

If you have questions regarding the terms of your sentence or disposition, please contact your attorney, TIMOTHY RAYMOND REUTER 320-251-1423, your probation agent or court administrator.

X *Jeffrey John Spanier*