

State of Minnesota
County of Rice

District Court
3rd Judicial District

Prosecutor File No. 0660042799
Court File No. 66-CR-18-1461

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

ANTHONEY MICHEAL FUGALLI DOB: 10/29/1990

10 12th St NW
Faribault, MN 55021

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: Drugs - 1st Degree - Sale - 10 grams or more heroin

Minnesota Statute: 152.021.1(3), with reference to: 152.021.3(a), 152.01.15a

Maximum Sentence: up to 30 years prison, or \$1,000,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 05/31/2018 to 06/19/2018

Control #(ICR#): 18002458

Charge Description: On or between May 31, 2018 and June 19, 2018, in Rice County, Minnesota, Anthony Fugalli did unlawfully sell, within a 90 day period, one or more mixtures containing heroin with a total weight of 10 grams or more.

STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

Complainant and/or Signing Officer designated below, declares under penalty of perjury, that he/she has reviewed police reports relating to the above-named Defendant and the allegations contained herein, and/or has spoken with peace officers having knowledge of the incident, and based upon that information, believes the following to be true and correct.

During the months of May 2018 and June 2018, the Cannon River Drug and Violent Offender Task Force and the South Central Drug Investigation Unit conducted a joint investigation into the primary supplier of heroin into Rice County. The investigation identified Anthony Michael Fugalli, DOB 10/29/1990 as the main source of heroin. The joint investigation resulted in four heroin sales by Fugalli to a Confidential Informant (CI). Two of the sales were facilitated by Fugalli, however a runner was sent to complete the sales. Those two sales were directly conducted by Scott Anthony Hargenrader, DOB: 09/09/1989.

On May 31, 2018, the CI informed agents that the CI could buy 3 grams of heroin from Fugalli. The total for the transaction would be \$650. The CI was dropped off at Hy-Vee in the City of Faribault to meet with Fugalli. Approximately 15 minutes after being dropped off, the CI was picked up by a male party driving a 2017 Ford Focus. Agents were able to identify the male as Hargenrader. The CI and Hargenrader left Hy-Vee in the vehicle. During the drive, the CI handed \$650 to Hargenrader. Hargenrader then handed the CI the 3 grams of heroin. Approximately four minutes later, the CI was dropped off at Walmart by Hargenrader. Agents then followed Hargenrader as he left Walmart. Hargenrader went to Burger King in Faribault and met up with Fugalli.

The heroin subsequently weighed 3.2 grams with packaging.

On June 7, 2018, the CI informed agents that the CI could buy 3 more grams of heroin from Fugalli. The total for this transaction would be \$510. The CI was again dropped off at Hy-Vee in the City of Faribault to meet with Fugalli. While waiting for Fugalli, the CI was texting with Fugalli. Fugalli informed the CI that Hargenrader would be meeting the CI. Approximately 15 minutes after being dropped off, the CI was again picked up by Hargenrader. The CI and Hargenrader left Hy-Vee in the vehicle, which was the same vehicle from the first sale. During the drive, the CI handed \$510 to Hargenrader. Hargenrader then handed the CI the 3 grams of heroin. Approximately three minutes later, the CI was dropped off at Walmart by Hargenrader. Agents again followed Hargenrader as he left Walmart. Again, Hargenrader went to Burger King in Faribault and met up with Fugalli.

The heroin subsequently weighed 2.8 grams.

On June 12, 2018, the CI informed agents that the CI could buy another 3 grams of heroin from Fugalli. The total for this transaction would be \$510. The CI was again dropped off at Hy-Vee in the City of Faribault to meet with Fugalli. Approximately three minutes after being dropped off, the CI was picked up by Fugalli in a 1999 Ford Escort. The CI and Fugalli left Hy-Vee in the vehicle. During the drive, the CI handed \$510 to Fugalli. Fugalli then handed the CI the 3 grams of heroin. Approximately four minutes later, the CI was dropped off at Walmart by Fugalli.

The heroin subsequently weighed 2.8 grams.

On June 19, 2018, the CI informed agents that the CI could buy 4 grams of heroin from Fugalli. The total for this transaction would be \$750. The CI was again dropped off at Hy-Vee in the City of Faribault to meet with Fugalli. Approximately five minutes after the CI was dropped off, Fugalli arrived at the Hy-Vee in the same 1999 Ford Escort. Along with Fugalli was an unknown male and two female parties. Fugalli and the three other people entered Hy-Vee. They then left Hy-Vee. A short time later, Fugalli returned to the Hy-Vee alone, again in the 1999 Ford Escort. The CI was picked up by Fugalli. The CI and Fugalli left Hy-Vee in the vehicle. During the drive, the CI handed \$750 to Fugalli. Fugalli handed the CI the 4 grams of heroin. Approximately three minutes later, the CI was dropped off at Walmart by Fugalli.

The heroin subsequently weighed 4.1 grams.

Fugalli offered or agreed to sell a total of 13 grams of heroin to the CI. Hargenrader directly sold approximately 6 grams of heroin to the CI. Fugalli directly or indirectly sold approximately 12.9 grams of heroin to the CI.

Fugalli was previously arrested on April 9, 2018 for 2nd Degree Sale of heroin. Fugalli was subsequently charged with 2nd Degree Sale of heroin. Fugalli posted \$50,000 bond with conditions which included no possession of controlled substances and to remain law abiding.

Following Fugalli's arrest, a post *Miranda* interview was conducted. During the interview, Fugalli provided numerous incriminating admissions. Fugalli admitted that he has been selling heroin. Fugalli admitted that his heroin is cut with fentanyl. Fugalli admitted that he knew Fentanyl could cause death. Fugalli admitted that his dope was strong. Fugalli admitted he was warning his customers that his heroin was strong. As to the four specific buys in this case, Fugalli admitted to selling heroin to the CI. Fugalli admitted that he used Hargenrader as a runner for some of the buys. Fugalli admitted that his heroin even caused him to doze off.

PLEASE TAKE NOTICE: Pursuant to Minn. Stat. 609.49., intentional failure to appear for duly scheduled court appearances may result in additional criminal charges, and in addition to any arrest warrant that may otherwise be issued by the Court.

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

David Daniel Dillon
Sergeant
25 NW 4th Street
Faribault, MN 55021
Badge: 3205

Electronically Signed:
06/21/2018 10:47 AM
Rice County, Minnesota

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

Prosecuting Attorney

Brian M Mortenson
218 NW 3rd Street
Faribault, MN 55021
(507) 332-6103

Electronically Signed:
06/21/2018 10:16 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 _____, _____ at _____ AM/PM before the above-named court at 218 NW 3rd Street, Faribault, MN 55021 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: June 21, 2018.

Judicial Officer

Jeffrey Johnson

Electronically Signed: 06/21/2018 10:56 AM

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

**COUNTY OF RICE
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Anthony Micheal Fugalli

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: Anthony Micheal Fugalli
DOB: 10/29/1990
Address: 10 12th St NW
Faribault, MN 55021

Alias Names/DOB:

SID: MN12FT4310

Height:

Weight: 170lbs.

Eye Color:

Hair Color:

Gender:

Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #: G827056277817 (MN)

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	5/31/2018	152.021.1(3) Drugs - 1st Degree - Sale - 10 grams or more heroin	Felony	DD218		MN0660100	18002458
	Penalty	5/31/2018	152.021.3(a) Drugs - 1st Degree - Sale/Possession - Penalty - 30 Years/\$1,000,000.	Felony	DD218		MN0660100	18002458
	Other	5/31/2018	152.01.15a Drugs, Controlled Substances - Sell	No-Level	DD218		MN0660100	18002458