

State of Minnesota
County of Rice

District Court
3rd Judicial District

Prosecutor File No. 0660042823
Court File No. 66-CR-18-1485

State of Minnesota,

Plaintiff,

vs.

COLE ROBERT STOCKER DOB: 12/10/1990

340 Valley View Dr
Jordan, MN 55352

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: Drugs - 3rd Degree - Possess 10 grams or more a narcotic drug other than heroin

Minnesota Statute: 152.023.2(a)(1), with reference to: 152.023.3(a)

Maximum Sentence: 20 years or \$250,000, or both

Offense Level: Felony

Offense Date (on or about): 06/23/2018

Control #(ICR#): 18000244

Charge Description: On or about June 23, 2018, in Rice County, Minnesota, Cole Stocker did unlawfully possess one or more mixtures containing a Schedule II narcotic, to wit: methamphetamine, weighing 10 grams or more.

COUNT II

Charge: 152.025.1(1) - Felony 5th Degree Controlled Substance- Possess Schedule 1,2,3,4

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(a)

Maximum Sentence: 5 years and/or \$10,000 fine

Offense Level: Felony

Offense Date (on or about): 06/23/2018

Control #(ICR#): 18000244

Charge Description: On or about June 23, 2018, in Rice County, Minnesota, Cole Stocker did unlawfully possess one or more mixtures containing a Schedule I controlled substance, to wit: marijuana, weighing more than 42.5 grams.

COUNT III

Charge: Felony 5th Degree Controlled Substance- Possess Schedule 1,2,3,4

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(a)

Maximum Sentence: 5 years and/or \$10,000 fine

Offense Level: Felony

Offense Date (on or about): 06/23/2018

Control #(ICR#): 18000244

Charge Description: On or about June 23, 2018, in Rice County, Minnesota, Cole Stocker did unlawfully possess one or more mixtures containing a Schedule I narcotic, to wit: heroin, weighing 0.05 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.

On or about June 23, 2018, an officer with the Lonsdale Police Department conducted a traffic stop on a black SUV with MN plate ZZ-223. The reason for the stop was because the SUV had a front windshield that was broken in multiple places. The vehicle had 3 occupants. As the vehicle was in the process of pulling over, the officer observed both front occupants moving around inside the vehicle towards the floor board and center console area.

The officer made contact with the occupants. As the officer was identifying himself to the driver, the officer immediately noticed the strong and distinct odor of raw marijuana coming from inside the vehicle. The officer explained the reason for the stop to the driver, identified as Heather Lee Bosquez, DOB: 03/25/1977. Bosquez stated she was pulled over earlier in the week for the same thing. The officer explained to Bosquez that he could smell the odor of marijuana coming from inside the vehicle. The officer then asked how much marijuana was in the vehicle. At this point, the male passenger, identified as Cole Robert Stocker, DOB: 12/10/1990, stated that he has a glass bowl that he was using and that might be why it was so strong. Stocker then reached into his pocket and placed the glass pipe between the passenger seat and the center console. The officer asked Stocker for his ID and Stocker stated his ID was inside the backpack on the floor in front of him.

The occupants were asked to exit the vehicle. Bosquez then asked if it was illegal to have marijuana in the car. The officer told Bosquez that it was illegal. A search of the vehicle was conducted. During the search, the officer located a gray purse, a small black bag on the floorboard behind the center console, and a black backpack on the passenger floor board, among other items.

The gray purse was searched. Found inside the purse was a yellowish glass pipe with burned marijuana residue on it. The officer then found a small clear plastic zip lock style bag with a small amount of crystal like substance. An interior compartment of the purse contained a smaller bag, with "Dime Bags" written on it. Inside the "Dime Bags" bag was a pink in color glass pipe with a large amount of white in color residue inside. Also inside the bag was a silver lighter, a small spoon/pick, and a black and silver butane torch.

Bosquez later admitted the gray purse was hers.

The small black bag was searched. Inside the black bag was a large Ziploc bag that contained a large amount of clear crystal substance. The substance tested positive for methamphetamine. The crystal substance was weighed, with packaging, with a scale that was found inside the vehicle. The methamphetamine weighed 17.3 grams. Also located in the bag was a red bandana that was wrapped around another clear in color glass pipe that had a white residue inside. Another small white in color bag was located that contained a small silver in color cylinder tube that had a white and brown residue inside. The last item located was another silk material bag that contained another clear glass pipe with white residue inside.

The black backpack on the passenger floor was searched. Inside was a blue in color grinder that has a brown in color sand like substance inside that tested positive for MDMA. Also inside the backpack was a black in color zipped up bag. The black bag had an extremely pungent smell of marijuana coming from it. Inside was 3 bags of raw marijuana weighing 47.2 grams. Also found were two large packages of small baggies matching the other as that had narcotics inside. Another black bag was found in the backpack. That bag contained 2 smaller Ziploc style bags that had a clear crystal like substance. The substance tested positive for methamphetamine. One bag weighed 5.9 grams and the other bag weighed 5.7 grams. Also located inside the small black bag was a matching Ziploc bag that contained a small black tar like substance that tested positive for heroin. The bag of black tar heroin weighed .5 grams with packaging.

Bosquez admitted the drugs were coming out of Lonsdale.

The officers recovered 28.9 grams of methamphetamine, 56.2 grams of raw marijuana, and .5 grams of black tar heroin. The combined street value of what was found was approximately \$3,500.

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

Jason Schmitz
Lonsdale Police Chief
115 Alabama St SW
PO Box 357
Lonsdale, MN 55046
Badge: 3401

Electronically Signed:
06/25/2018 10:45 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:
06/25/2018 10:14 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 25, 2018.

Judicial Officer

Christine A Long
Judge

Electronically Signed: 06/25/2018 11:08 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.

Cole Robert Stocker

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: Cole Robert Stocker
DOB: 12/10/1990
Address: 340 Valley View Dr
Jordan, MN 55352

Alias Names/DOB:

SID: MN12EV4414

Height:

Weight: 250lbs.

Eye Color:

Hair Color:

Gender: MALE

Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #: Z706290562913 (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	6/23/2018	152.023.2(a)(1) Drugs - 3rd Degree - Possess 10 grams or more a narcotic drug other than heroin	Felony	DF5C8		MN0660400	18000244
	Penalty	6/23/2018	152.023.3(a) Drugs - 3rd Degree - Sale or Possession - Penalty - 20 Years/\$250,000	Felony	DF5C8		MN0660400	18000244
2	Charge	6/23/2018	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Felony	DH548		MN0660400	18000244
	Penalty	6/23/2018	152.025.4(a) Drugs - 5th Degree Controlled Substance - Conviction under Subd 2(1) previously not convicted	Gross Misdemeanor	DH548		MN0660400	18000244
3	Charge	6/23/2018	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Felony	DH518		MN0660400	18000244
	Penalty	6/23/2018	152.025.4(a) Drugs - 5th Degree Controlled Substance - Conviction under Subd 2(1) previously not convicted	Gross Misdemeanor	DH518		MN0660400	18000244