

State of Minnesota
County of Rice

District Court
3rd Judicial District

Prosecutor File No. 0660044029
Court File No. 66-CR-19-93

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

EDWARD JAMES CLIMER JR DOB: 02/18/1981

1407 Hulett Avenue #68
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: Great Bodily Harm-Caused by Distribution. Schedule 1 or 2 Drugs

Minnesota Statute: 609.228

Maximum Sentence: Up to 10 years prison, or \$20,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 01/10/2019

Control #(ICR#): 19000143

Charge Description: On or about January 10, 2019, in Rice County, Minnesota, Edward Climer did proximately cause great bodily harm by directly or indirectly and unlawfully selling, giving away, bartering, delivering, exchanging, or distributing a controlled substance classified in Schedule I.

COUNT II

Charge: Drugs - 2nd Degree - Sale Sch 1 or 2 narcotic, LSD, MDA, or MDMA in school/park/public housing zone

Minnesota Statute: 152.022.1(7)(i), with reference to: 152.022.3(a)

Maximum Sentence: 25 years or \$500,000, or both

Offense Level: Felony

Offense Date (on or about): 01/10/2019

Control #(ICR#): 19000143

Charge Description: On or about January 10, 2019, in Rice County, Minnesota, Edward Climer did unlawfully sell one or more mixtures containing a Schedule I or Schedule II narcotic within a park zone.

COUNT III

Charge: Drugs - 3rd Degree - Sale - Narcotic

Minnesota Statute: 152.023.1(1), with reference to: 152.023.3(a)

Maximum Sentence: Up to 20 years prison, \$250,000 fine, or both
Offense Level: Felony

Offense Date (on or about): 01/10/2019

Control #(ICR#): 19000143

Charge Description: On or about January 10, 2019, in Rice County, Minnesota, Edward Climer did unlawfully sell one or more mixtures containing a narcotic drug.

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 January 10, 2019, in the City of Faribault, law enforcement was called to District One hospital for a possible overdose victim arriving by private vehicle. The private vehicle arrived at the hospital prior to law enforcement. Upon arrival, the victim was nonresponsive and not breathing. The victim still had a needle in his arm when hospital security got to the car. NARCAN was administered to the victim which resulted in a save. NARCAN is a drug used to reverse the effects of opiate and opioid overdoses. Generally, without the use of NARCAN, these opiate and opioid overdoses would result in death.

When law enforcement arrived, officers identified the overdose victim as D.H. He was alert and responsive to questions. Agents from the Cannon River Drug and Violent Offender Task Force also arrived at District One to assist in the investigation. D.H. relayed to officers and agents that the heroin he overdosed on was provided to him by Edward James Climer Jr., DOB: 02/18/1981 (hereinafter the defendant). D.H. said he was in a car with the defendant and two other witnesses. They met an unknown male at the King Mill Dam Park. The defendant was going to purchase heroin from the unknown male.

The King Mill Dam Park is a park zone.

While at the park, the defendant got out of the vehicle and met with the unknown male. The defendant got into the vehicle of the unknown male. A few moments later, the defendant exited the unknown male's vehicle and reentered the vehicle occupied by D.H. and the two other witnesses. When the defendant returned to the vehicle, he distributed the heroin to D.H. and the two other witnesses. After the distribution, D.H. and two witnesses went to Walmart in Faribault. While at Walmart, D.H. started to suffer the effects of the overdose and was transported to District One hospital by one of the witnesses.

The two witnesses were also interviewed by law enforcement. They provided statements that corroborated D.H.'s statement. They corroborated that heroin was provided to D.H. by the defendant that resulted in the overdose.

Heroin is a schedule I narcotic.

Agents conducted a post *Miranda* interview with the defendant. The defendant admitted he arranged the meeting with the heroin dealer. The defendant admitted that he made the deal for D.H. and the other two witnesses. The defendant admitted that he purchased the heroin. The defendant admitted he took a small amount for doing the deal and then distributed the remaining heroin to D.H. and the two witnesses. The defendant admitted he then went to the residence of another female and distributed some of the heroin to the female.

Agents went to the residence of the female. There agents interviewed the female. The female stated she received heroin from the defendant. The female said she used the heroin with the defendant. Agents recovered the snort straw that the female admitted she snorted the heroin with.

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

Neal Pederson
Captain
25 NW 4th Street
Faribault, MN 55021
Badge: 3202

Electronically Signed:
01/11/2019 10:54 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:
01/11/2019 10:51 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: January 11, 2019.

Judicial Officer

Jeffrey Johnson

Electronically Signed: 01/11/2019 11:06 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.

Edward James Climer Jr

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: Edward James Climer Jr
DOB: 02/18/1981
Address: 1407 Hulett Avenue #68
Faribault, MN 55021

Alias Names/DOB:

SID: MN07062792

Height:

Weight: 240lbs.

Eye Color:

Hair Color:

Gender: MALE

Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #: B342000570509 (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	1/10/2019	609.228 Great Bodily Harm-Caused by Distribution. Schedule 1 or 2 Drugs	Felony	AFA02		MN0660100	19000143
2	Charge	1/10/2019	152.022.1(7)(i) Drugs - 2nd Degree - Sale Sch 1 or 2 narcotic, LSD, MDA, or MDMA in school/park/public housing zone	Felony	DE316		MN0660100	19000143
	Penalty	1/10/2019	152.022.3(a) Drugs - 2nd Degree - Sale or Possess - Penalty - 25 Yrs/\$500,000	Felony	DE316		MN0660100	19000143
3	Charge	1/10/2019	152.023.1(1) Drugs - 3rd Degree - Sale - Narcotic	Felony	DF318		MN0660100	19000143
	Penalty	1/10/2019	152.023.3(a) Drugs - 3rd Degree - Sale or Possession - Penalty - 20 Years/\$250,000	Felony	DF318		MN0660100	19000143