

**HOPKINS
POLICE DEPT
MNO270900**

TYPE RPT
 INFO Person Crime Property Crime
 JUV INVOLVED YES NO
 DATE/TIME RPTD. **06-01-91**

OFFENSE REPORT

SUP. APR. **910**
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OFFENSE/INCIDENT **C.S.C.** MOC **21287** OCCURRED
 LOCATION OF OCCURRENCE **1328 NE LAKE ST # 336** DIST **10** GRID **33** REPORTING OFF. BNO/ **32** ASSISTING OFF. BNO/ **6-1-91** EARLIEST DATE **6-1-91** LATEST DATE **6-1-91**
 INVEST. OFF. DISPOSITION ADULT: ARREST PENDING INACTIVE UNFOUNDED DISP DATE TIME TIME
 BNO/ EXCEPT CLRD: ADULT OTHER INFO ONLY **0230 0400**

VICTIM / WITNESSES
 (1) NAME (LAST, FIRST, MIDDLE) _____ DOB _____ W PARENT RPTG PERSON
 RES ADDRESS _____ CITY _____ RES PHONE _____ BUS PHONE _____
 (2) NAME (LAST, FIRST, MIDDLE) _____ DOB _____ W PARENT RPTG PERSON
 RES ADDRESS _____ CITY _____ RES PHONE _____ BUS PHONE _____
 (3) NAME (LAST, FIRST, MIDDLE) _____ DOB _____ W PARENT RPTG PERSON
 RES ADDRESS _____ CITY _____ RES PHONE _____ BUS PHONE _____

SUSPECT / MISSING
 (1) SUSPECT MISSING DOB _____ SEX _____ RACE **M CAUC** HT **5-8** WT **200** HAIR **BLK** EYES _____ FACIAL HAIR **NONE**
 RES ADDRESS _____ CITY _____ RES PHONE _____ GLASSES COMP **NO** BUILD **STARKY** CLOTHING _____
 ADDITIONAL INFORMATION **HAIR - BALDING IN FRONT APPROX - 38 Y.O.A.**
 (2) SUSPECT DOB _____ SEX _____ RACE _____ HT _____ WT _____ HAIR _____ EYES _____ FACIAL HAIR _____
 RES ADDRESS _____ CITY _____ RES PHONE _____ GLASSES COMP _____ BUILD _____ CLOTHING _____
 ADDITIONAL INFORMATION _____
 MEDICAL CONDITION _____ EMOTIONAL STATE _____ CHEMICAL USE _____
 POSSIBLE DESTINATION _____ PICTURE ATT. YES NO PUBLICITY YES NO PARENT/RP SIGNATURE _____

VEH
 LIC _____ LIS _____ LIY _____ VEH YR _____ MAKE _____ MODEL _____ COLOR _____ STYLE _____ VIN _____
 REGISTERED OWNER _____ REG. ADDRESS _____ PHONE _____

CHECK ONLY IF YES CAN SUSPECT BE ID'D? CAN SUSPECT VEH. BE ID'D? STOLEN PROP TRACEABLE? PHYS. EVIDENCE? PHOTOS?
 LATENT PRINTS MEMBER OPERATION I.D.? ADVISED NEIGHBORHOOD WATCH ADVISED

NARRATIVE

ENFORS ENTRIES _____ OFFENSE _____ INC NAME _____ PROPERTY _____ ARREST _____ REF CASE # _____

CASE # 91-004661

OFFENSE/INCIDENT CSC
VICTIM

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CASE # 91004661

On 6/1/91 at 0024 hours, I responded to 1328 Northeast Lake Street, #336, on a report of a CSC. I arrived on the scene and was led into the apartment by the victim, [redacted] was hysterical and crying when she let me into the apartment and she said that she had been raped. She immediately went into her mother, [redacted] bedroom and woke her mother up. [redacted] briefly told her mother what had happened. [redacted] comforted her daughter so that [redacted] was eventually able to regain her composure and give me a brief account of the sexual assault.

[redacted] said she returned home from Archies Bar in Hopkins at about 0130 hours. She said she double locked and chained the front door that leads to the apartment hallway. She said that the patio screen door was closed but that the door does not lock. She said that the glass door was open and unlocked. She said that prior to going to bed, she closed the door to her mother's bedroom where her mother was sleeping. Her mother's bedroom is right next to her own bedroom. [redacted] said she went to bed at approximately 0145 hours.

At about 0230 hours, she was awakened by the suspect who placed his left hand over her mouth and put a knife to her throat with the other hand. The suspect said, "Don't fight it." [redacted] said, "He didn't really press it (the knife) against me, it was just there." She said she was not injured by the knife and I checked her neck area and did not find any injury.

The suspect said to [redacted], "I spent all my money on crack cocaine so I needed some money and I saw you." [redacted] told the suspect that she would cooperate with him if he would set the knife down. She said that she talked the suspect into putting the knife down on a plant stand that was located on the left side of the bed. [redacted] said that the suspect was lying on top of her and that he had a hold of her by the arms. She said that she was eventually able to scoot herself up so that she was sitting with her back against the wall at the head of the bed with the suspect laying on her legs. The suspect asked her to take her clothes off and to "suck me off". [redacted] told the suspect, "No, I don't do that."

I did not go into any details about the sexual assault because I was instructed by

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Detective Klingbeil to take down to the Hennepin County Medical Center for a sexual assault examination. did say that the suspect forced her to have oral sex with him and that he did ejaculate inside her. She said that ~~de~~ was wearing the same clothes that she had on now prior to the assault.

Officer Malone arrived at the scene to await the arrival of the Hennepin County Crime Lab while I transported and her mother to the Hennepin County Medical Center for the sexual assault examination.

At the Hennepin County Medical Center, I spoke with ' mother, said that she was not awakened by any noises throughout the night.

After the completion of the sexual assault examination, I took custody of the clothes was wearing prior to the assault from RN . These clothes included a pair of women's underwear, a black pair of nylon shorts and a black nylon-style bra.

y also gave me a picture that she had taken of and the sexual assault kit.

I transported both and her mother to the Hopkins Police Department where they were both interviewed by Investigator Klingbeil.

I placed the photo and clothing into Bin #7 of the Hopkins Evidence Locker and placed the sexual assault kit into the evidence refrigerator.

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Officer Stumpf was the original investigating officer at the scene of this CSC and at his request, I asked Dispatcher Graham to call Investigator Gordon Klingbeil to the scene to assist in this investigation.

Officer Stumpf called me to the scene of this CSC so that I could wait for the Hennepin County Crime Lab, which had also been dispatched to the scene, while Officer Stumpf transported the victim to the Hennepin County Medical Center for testing. When I arrived at the victim's apartment, Officer Stumpf explained to me the following things about this CSC:

1. Entry into the apartment was made through the patio door which was unlocked.
2. The assailant used a kitchen knife, which had been taken from the kitchen, and was now laying under the victim's bed.
3. The victim's bed sheets should be processed by the Hennepin County Crime Lab for semen, hair, etc.

Officer Stumpf then transported the victim to the Hennepin County Medical Center.

Deputies Lyle Perreault and Gerard Donahue of the Hennepin County Crime Lab responded to the scene. They did the following things:

1. Took photographs of the scene.
2. Checked both the top and bottom sheets of the victim's bed and found pubic hair, head hair and semen stains.
3. Processed and confiscated the knife used in this assault.
4. Checked for fingerprints.
5. Checked for shoe prints or foot prints in the apartment.
6. Checked the grounds below the victim's balcony.

After the Hennepin County Crime Lab had processed the victim's apartment, it was secured by the apartment complex manager.

REPORTING OFFICER P. Malone/bn

DATE 6/1/91

OFFENSE/INCIDENT CSC
COMPLAINANT/DEFENDANT

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On 6/1/91, approximately 0450 hours, I was called at my residence to responde to the station in reference to a CSC case where a knife was used.

I arrived approximately 0540 hours and was briefed by Dispatcher Graham concerning the incident.

I then drove over to 1328 NE Lake Street, #336, where I met with Officer Malone and Crime Lab Deputies Donahue and Perreault. At that time, Crime Lab was just gathering evidence in bedroom and also photographing the scene. They informed me that they had some sort of liquid stain on bed sheets and also that they had located the knife underneath the bed toward the north edge of the bed.

Officer Malone had told me that in looking at the balcony of #335, they noticed that the screen door was ajar and appeared to be off the track. Officer Malone was just in the process of contacting the resident manager/caretaker so that we could check with apartment 335 to assure safety of that resident.

The resident manager is _____, and she lives at 1328 NE Lake, #337; _____ directly across the hall from the victim.

She used her master key to enter apartment #335, telling us that the apartment was rented by a _____; believed that _____ was gone for the weekend but would allow us to check the apartment for her safety.

We entered the apartment and found it to be vacant. _____ went and looked at the screen door, saying that she believes this could have been old damage and the door was just off the track.

It should be noted where the assault took place in #336, that it is the end unit toward the creek. In Creekwood, the apartment buildings have unique numbers in that 326 would be directly below 336 and 316 would be directly below 326, as all apartments in the 3000 building will begin with "3". I asked if it was possible if we try to make contact with as many people as possible on that side and _____ accompanied me.

At 0617 hours, we went to #316 and met with _____

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He is the maintenance man for the complex. He said that he had not heard anything and had his teenage son sleeping in the living room on the couch and also their baby was in a bassinet there. They also had their patio door open with just their screen door but he had not heard anything suspicious and it did not appear that anything was missing from the apartment.

At 0621 hours, we spoke to _____ in apartment 326. She also had her patio door open with just her screen door. She could not find anything amiss in her apartment and said she had heard nothing around 0400 to 0430 hours.

At 0623 hours, we went to apartment 325 and _____ had figured that this person was gone for the weekend as there was still a notice underneath the door that had been placed there some time on Friday. She used her master key to gain entry and we announced ourselves and found the apartment to be vacant.

We then went to #315 at 0626 hours and spoke with _____. She said that she had heard nothing around the 0400 to 0430 hour.

At this time, the Crime Lab and Officer Malone were checking the outer area for any possible foot prints and/or grass fragments or foot paths in the wet grass in the outer courtyard area. _____ and I walked out there and we were met by _____. She is the wife of _____. She said that their young baby had a feeding in the middle of the night and she thought it was around 0400 hours. _____ had not heard anyone climb up the balcony as they had numerous trikes and toys near their patio. She said, however, that she believed it was about 5:15 she had gone back to bed after feeding the baby and she recalls hearing voices from the upper floors. I told her at that time of the morning it very well could have been Crime Lab deputies and Officer Malone.

Deputies Donahue and Perreault had gone back into #336 and were standing on the balcony at this time. I began looking at the outer wall of the apartment building to see if I could see any scuffle marks or shoe prints or anything similar. Deputy Donahue said that he did not believe they had located any type of scuff marks on the wall but he had tried himself whether or not it could be scaled to the third floor by using the balcony. He said it's

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possible that the suspect could have pulled himself up on the ornamental railings and also used the brick for traction verses the masonite siding. In speaking to Officer Malone, he did not believe that they had found any type of foot prints or trail in the area.

It should be noted also while I was in apartment #336, I was looking on the carpeting to see if I could find any grass fragments or mud or anything similar as the courtyard area is very soft and saturated with the recent rains.

I returned to apartment #336 and met with the two Crime Lab deputies. They said they had evidence that the intercourse had taken place on the bed and they had seized the bed sheets as evidence. They had also located some pubic hairs which were seized as evidence from the bed area. They had located the knife underneath the north side of the bed. This was also taken. The room did not appear to be messed up and they said that they had been told by the victim that she did not believe it had been disturbed.

At 0645 hours, we had secure #336 with her master key.

I returned to the Hopkins Police Department where I contacted Officer Stumpf down at the Hennepin County Medical Center. He advised that currently was in the exam room having the sexual assault exam done and as soon as that is completed, he will return to the Hopkins Police Department with the victim and her mother so that I may meet with her to take a statement.

In the mean time, I asked the Minnetonka Police Department if they would have an identikit operator available and they stated that Detective Chris Hamren would be available approximately 12 noon. I also contacted Sgt. Hafermann and informed him of the progress of the investigation.

Officer Stumpf returned with the victim and her mother. I then met with them in Interview Room B. I advised first about the Crime Reparations Board and also the Sexual Violence Center. She was given cards and information on both. I then asked her if she felt like giving a voluntary taped statement as to the sequence of events that occurred last night. She said that she would. I told her that she was of age and that if she wished to have her mother with her that was fine or if she wished to give me the statement alone,

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that was fine also. She requested to speak to me alone with her mother out of the room.

I then took a taped statement from _____ concerning the events (see attached typed statement). She did not feel that she was followed home by anyone from the bar as her coach, _____ had followed her to Blake and Lake Street and she does not recall anyone following her on Lake Street. She does not recall anyone in the parking lot when she arrived either. She did recall hearing a party near the Creekwood 5000 building but it was unknown where that party was.

We went on to speak about the assault. She said she was awakened at the actual time of 0206 by a hand placed over her mouth and the edge of a knife on the left hand side of her throat. She said that she places her clock 1/2 hour ahead of time and it said 0236 the first time she looked at the clock. There was a male she described as having a round face and blonde hair receding on both sides in the front, smelling of cigarettes, with wrinkles on his face, several days growth of beard, 38-39 years old, slightly over 200#'s, 5'8" to 5'10", wearing tennis shoes and a blue and white striped button-down shirt. She then inquired what he wanted and he stated that he was there to get money for crack because he spent his entire paycheck on crack but once he had saw her and how beautiful she was, he wanted more than that. He had then removed his shirt and wanted to place his penis in her mouth and she stated that she would not do that. She then began to talk him down about placing the knife down and that they could talk about things. He had then began kissing her on the neck and touching her breasts, saying how beautiful she was. He had then removed her top. She had remained in fear as the knife was laying on the floor somewhere next to her bed. He had then asked her to remove his pants which she had not done and then he did so himself. He had then removed her shorts and underwear and then wanted her to arouse him which she did not do. He had then gotten on top of her and had sexual intercourse with her. He had said continually that he did not want to hurt her and that he also wished he could have met her under a different situation, that she was very beautiful.

The suspect had never said what he did but said that he had to work sometime today. He

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had made comments that he grew up in North Minneapolis and he used to ^{live} ~~work~~ in Hopkins and occasionally, about once a week, he would jog to work ~~to Hopkins~~ and it would be 20 miles. She did not have any hint as to what he did for a living.

The suspect had laid next to her and she stated that they had talked "small talk" for some period of time. He then placed his clothes back on, leaving his shirt unbuttoned. She had then mentioned to him that her mother was sleeping next door as they had previously spoken about that. She had inquired as to how he was going to leave the apartment and he stated that he'd go out the front door. She had then gone to the hallway and unchained and unlocked the door and let him out, seeing him walk westward down the hallway slightly and then locking and securing the door for her safety.

She stated she has not had any hang up phone calls or any other type of unwanted calls or any suspicious activity around her apartment building.

We then talked about the screen door in #335, next to her on the common patio. She said that their screen door is never off the track and it is always closed. She thought it was rather suspicious when I informed her that it was off the track. She said her brother, who used to live with her and her mother, said he always used to climb up the balcony and said it was easier to climb up on the other side so she suspected maybe that the suspect may have done the same.

I next spoke to her mother,

_____ said she had gone to bed about 2230 hours and that there had been no suspicious phone calls. She said that she had not heard _____ come in last evening which is unusual as she usually hears _____ come home. The next thing she remembered is hearing Officer Stumpf and _____ talking in the apartment.

_____ said that when she had gone to bed, she had let the cat out on the balcony and that she had opened the glass door approximately 3/4 to full width and closed the screen door and there is no lock on the screen door. She said she had slept without waking up throughout the night.

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Following speaking to _____, I took _____ and _____ back to their residence. There was _____ boyfriend, _____ I went into the hallway to speak to _____ in private. He said that around 0400 hours, that he had gotten a phone call at his residence and his mother had come to wake him up saying it was _____ calling. He had gotten on the phone and _____ was upset and crying, saying that her apartment had just been robbed and she did not know if the suspect was still in the area or not. She was able to tell _____ that she was in the kitchen now and that she had secured the apartment but did not know where the suspect had gone. He had then inquired how she knew there had been an intruder and she stated that he had placed a hand over her mouth and held a knife to her. He asked what time this had happened and she said she thought it was bout 0200 hours and that the suspect had just left now. Due to her being so upset, _____ had thought something else may have happened and he inquired whether or not something else had happened and _____ replied "yes". He then asked if the suspect had made _____ do something that she did not want to do and again _____ replied "yes". _____ said that she then began to get upset and she hysterical again when began to talk about it. _____ said at the time he spoke to her, she seemed rather confused and upset. He had then told her to call 9-1-1 to report it as he did not feel he could call the Hopkins Police from _____.

I then went out on the balcony with _____ . In looking at the balcony of apartment 335, we could see some tennis shoe prints in the dust on the deck. I knew that the Hennepin County Crime Lab deputies had photographed the screen door but am uncertain whether or not they had been on the balcony to photograph the shoe prints. I then ordered Hennepin County Crime Lab again to make sure that we had photos of the shoe prints during the day light hours.

I was also able to make contact with Detective Chris Hamren of the Minnetonka Police Department, 939-8500. I made temporary arrangements to meet with _____ and her at the Minnetonka Police Department at 1230 hours for the composite.

While interviewing _____ she had made mention that approximately 5 minutes after the suspect

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had left, that a car had driven out of the north lot of the 3000 building of Creekwood. She described it as an older brown car with horizontal tail lights. While leaving the residence, I noticed a brown Ford LTD parked on the West side of the Creekwood 4000 building, license
.. I ran registration and it comes back to
on a '72 Ford LTD. I do not know if this was the vehicle had seen leave the lot after the suspect left the area.
Investigation pending.

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White - File Canary - Investigation Pink - Squad Room

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I returned to 1328 Northeast Lake, #336, and met Crime Lab Deputy Mike Roseen. I asked that he photograph the balcony in apartment #335 as I thought possibly the tennis shoes ^{prints} could be of the suspect. I was uncertain whether or not the Crime Lab on the night shift was able to see the foot prints in the dark. Roseen and I also noticed the dirt on the window of #335 had fresh striation marks that appeared to be from the sliding screen door which possibly the suspect, when the screen door got off the track, causing the striations in the dirty window. We looked and could find no identifiable hand prints or finger prints. In looking in the ground below, I was unable to locate any finger prints or evidence of skewing up the wall either. The wrought iron railing around the apartments and patios had a rather rough finish and I could not locate any kind of shoe prints on those.

I then took the victim, _____ to the Minnetonka Police Department where we met with Detective Chris Hamren. _____ went in the room privately with Detective Hamren and put together a composite. She stated the composite was fairly close although the hair was not quite as long on the sides but she felt fairly confident that it was very close to the suspect.

_____ also said that after having some time to think about it, she does recall what sounded like party goers in the parking lot between the hours of 2:00 and 4:00 while the assault was taking place. She does not know specifically where the party was but felt by the noise in the parking lot, it was possibly somewhere in the 4000 building. I told her as time goes on she may recall other incidences which she may wish to report to me and, as many times in these cases, things will come to her at a later date. She was very tired from being up, only getting 1/2 hour sleep, and I advised her to contact me if anything else comes back.

It should be noted also while at the Minnetonka Police Department, I met with Investigator Arlen Holland. Detective Holland and Detective Ophoven recently worked a similar type burglary/CSC case involving a suspect by the name of _____. Holland suggested that I check with the Ramsey County Jail to assure us that _____ was still in custody. I contacted the

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Ramsey County ADC, 298-4621, and was told that _____ was currently in custody and will remain in custody with no bail until his sentencing on 7/11/91. He then also has pending charges in Hennepin County for DAS and the Minnetonka/Hopkins case has not been yet decided/charged.

Upon returning _____ to her apartment, she said that she did not recall a specific apartment in the building 4000 which had a party last night but noted that the third floor southeast corner apartment has numerous parties and has been warned by the management concerning these parties.

I had also spoke to _____, resident manager. She is going to be putting together information/warning to residents. _____ will be talking to her and also the caretaker/maintenance man, _____. They will attempt to find out whether or not anyone in the 4000 building had a party the last evening and provide that information to me.

_____ will also attempt to get me a list of the roster of her Archies softball team so that I may show the composite directly to the individuals to see if anyone had recognized the suspect from being at the bar.

I also met with Officer Bruce Miller back at the HPD (officer in charge) to advise him that Sgt. Hafermann had requested that an officer go to Archies Bar this evening, if time allows, to show the composite to Archies employees and also obtain a list of employees that were working on 5/31/91.

On Monday, 6/3/91, I will attempt to coordinate efforts with the Creekwood Management in putting up a flyer including a composite of the suspect to see if anyone in the complex recognizes him.

It should also be noted that _____ has lived in the complex for approximately 7 years. Approximately 2 years ago she moved up to the third floor. _____ has lived with her for the past several years. _____ assured me she has never seen the suspect in the apartment complex area and has never seen him before. _____ told me that her mother and her again checked the apartment and can find nothing amiss or missing.

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A computer message was put out to the metro area concerning the assault.

Investigation pending.

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On 6/1/91 at 2303 hours, I went to Archies Bar and spoke with employees that had been working on the night of the sexual assault. I also showed the employees a composite drawing of the suspect that the victim, _____ had produced for Investigator Klingbeil.

I spoke with the following employees:

_____ said that he had been bartending that night and that the composite matches the description of a few people that he had seen in the bar. _____ said that the composite does not fit anybody in particular and no name comes to mind.

I also spoke with _____

_____ also said the composite matches the description of several people that he had noticed in the bar but no name or person in particular comes to mind.

I also spoke with _____

_____ also said that the composite looks familiar but no person or name in particular comes to mind.

_____ told me that the manager, _____, also worked behind the bar that evening.

_____ is currently out of town but his home number is _____

I also spoke with two of the three waitresses that were working on the night of the sexual assault.

I spoke with _____

_____ said that the composite does not look familiar with anybody that she had seen in the bar.

I also spoke with _____

_____ She also said that the composite drawing does not look familiar with anyone that she recognized in the bar that evening.

_____ was the third waitress that was working that night and I was only able to obtain her first name from the other employees.

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All the employees spoke to said it was extremely busy and crowded inside the bar that evening.

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On the morning of 6/3/91, I contacted Detective Dan Laurila of the Bloomington Police Department, 881-2333. I called Detective Laurila as they recently had a homicide where a knife was used in an apartment complex where the suspect had entered via the patio door. Laurila said he had seen my TXT computer message and recalled approximately ten years ago dealing with an individual that was very soft-spoken, smoked heavily and may fit the basic description of the suspect. This individual would be a
Laurila informed me that _____ had a receding hair line, used a knife during his assaults and was very polite and apologetic after the incident. He had also gone into some upper level apartments where screens were cut. He also said that suspect _____ liked to talk considerably to the victims. Laurila told me that _____ had also been charged in Burnsville for an apparent sexual conduct where he stabbed the female victim in the head when she had refused oral sex. They had identified him in Burnsville by the thumbprint on the knife.

Laurila said he has not had any current contact with _____ for the past four years. Although _____ is slightly older than described, Laurila felt he could possibly be a good suspect. Laurila said that Bloomington would have a photograph of the suspect, In checking with Hennepin County Jail records, they had a photograph which dates back to 1981 but _____ currently does not have it available. I attempted to contact Laurila back, asking for his photograph. He was currently out when I called.

I had also received a phone message to contact Parole Agent JERRY TONDER, 348-4281. He had read my computer message also and he stated although the method of operation was slightly different, he felt he may have a suspect. The suspect he had was _____

He is a white male, 5'9", 170#'s, blue eyes, blonde hair, receding slightly in the front. He had been charged with CSC where he had followed the victim home from the bar and had fondled her breasts prior to the assault.

I also received a message to contact Detective Fennern of the Brooklyn Park Police Department, 424-8013. He said he is currently working an investigation in a check forgery and felt possibly the suspect he may have may fit the description. This suspect is _____

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He informed me that Crystal and New Hope had some sexual assaults in 1983 where _____ was the suspect. He was very apologetic after the rape and also a cocaine user. Detective Fennern told me that _____ has a receding hair line but that he has brown or darker brown hair which would be gray.

I contacted the Hennepin County Jail Records, 348-3724. They advised they will need the pictures printed and will have them available 11 AM on 6/4/91.

I next contacted _____ at the Creekwood office, _____ She told me that she had discussed the apartment of the third floor in the 4000 building with the victim's mother. She told me the apartment which we would be looking at would be apartment 437 and is rented by twin brothers _____ and they are both thin with dark curly hair. Their roommate's name is _____ . She told me he was also born in _____ I told her

_____ s description of the male was approximately 5'8" to 5'10", 200+#'s and 38-39 years old. She did not believe that _____ fit that description either. She said there had been some problems early on with one of the roommates when they moved in on 5/1/90 but that since then there has been a change over in roommates and there is no longer a problem with that apartment. _____ also told me that she had come home approximately 2230 hours that night and had checked on some of her employees who were working down in apartment 417. She does not recall any noises or parties in the 4000 building. I advised her that we were in the process of putting together a flier which she stated she would prefer to put under each person's door and not publicly hang in the hallways. She said she has had great concern from other area residents concerning the burglary/assault.

I next spoke to _____ who also works in the office at Creekwood and also is on the softball team with _____ told me that she had left Archies at approximately 11:30 pm that evening. She has spoken to the coach, _____ since then also. They discussed the assault and _____ said that he had followed _____ to Blake Road and Lake Street NE and that he does not recall anyone following them or anything suspicious at that time. _____ told me she does not recall anyone bothering the group at Archies and that

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they were seated in the corner of the bar away from everyone else. I advised her also that I would be bringing the composites over for distribution.

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On the afternoon of 6/3/91, I removed the sexual assault kit from the refrigerator and took it over to the BCA lab. There, I turned it over to the clerk of forensic scientists, KURT MOLINE. Moline signed the evidence sheets for the kit.

I also met with Crime Prevention Officer David Teclaw. We put together a flier with a brief description of the suspect and also some crime prevention tips on it. We also included the composite made by [redacted] in that. This was reviewed by Chief Johnson who authorized its release.

In the afternoon of 6/3/91, I met with [redacted] Asst. Manager of Creekwood Apts. She had prepared a list of all the softball players. I told her that [redacted] had said she did not believe it was any softball players or acquaintances as she had never seen the man before. I handed over the fliers which we had made up in reference to the suspect and gave those to [redacted] has requested to pass them out individually to the residents.

I also received a message to contact [redacted] at her father's residence in [redacted]. I contacted her. I told her I had spoken to her brother, [redacted] this morning and I wished to inquire whether or not the suspect could be an acquaintance of [redacted]. She said she did not know and that her mother had spoken to [redacted] but she has yet to talk to him. She is planning to return to Hopkins on the evening of 6/3/91 and returning to work on 6/4/91. She also has a counseling session set up with an advocate of the Sexual Violence Center on 6/4/91.

I asked her whether or not there was any oral sex as Stumpf had reported that she had had oral sex with the suspect. She stated she now recalls telling Officer Stumpf that she did have oral sex with the suspect but she did not. She was still in a rather confused and excited state when she had talked to Officer Stumpf. She verified to clarify the issue that she had had vaginal sex with the suspect which lasted approximately 3-5 minutes. She noted that he continually talked a lot. She said that she had turned a fan on in her room and she had done so as the suspect was very sweaty and had body odor. After turning the fan on, she indicated the suspect did not whisper anymore but talked in a normal voice.

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I inquired of her with the lengthy time that the suspect was with her, whether or not she ever had a chance to escape and/or yell for help. She stated the suspect never left her bed and she had weighed the odds against the knife being readily available to him and decided that the safest route was to comply with him.

As to the age, he had inquired of her what his age was and she had guessed that he was 28 and that's when he had made the statement to "add about ten years to that". She stated minimally she believed he was approximately 35 years old but would put him in the 38-39 year old age bracket.

She again said the suspect reminded her of _____ but definitely it was not him as she is an acquaintance of his and also he is on her softball team. She again recalled that the suspect stated he used to live in Hopkins and that he used to jog to work and lived approximately 20 miles away. During the casual conversation in an attempt to keep him calm, she had inquired what he did. He had replied that it would be "not real appropriate for me to tell you that". She stated she did not want to push the issue and they went on with other small talk.

In the late afternoon hours, I telephoned the residence of 1328 NE Lake Street, #437. There, I spoke to _____. He stated he and his other two roommates were home and they would be more than willing to assist the Hopkins Police Department and look at a composite. They invited me over to meet with them.

I drove over to Creekwood and parked outside the entrance, calling them on the car phone, asking them to step outside. They all three came down. I also met _____

At first I spoke to _____ and he told me he had been over to a friend's house by the name of _____. He had been there approximately until 0200 hours and _____ had fallen asleep and he had talked to her sister, _____ who was also in the apartment. He did not know what time he arrived home but he felt it was possibly _____

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shortly after 0200 hours. He said when he entered the complex, he did not notice any lights on at all nor did he hear any party. He had gone up to the apartment and closed their patio door and gone to bed.

I next talked to . He said he had worked at the Country Kitchen in Hopkins that night until approximately 0430 hours then had gone over to his girlfriend's house,

I then spoke to who states he works for the Golden Valley Burger King and on that night, he had closed the Burger King until approximately 0530 hours.

None of the boys seem to fit the description of the suspect and all seemed more than willing to assist Hopkins Police in the investigation.

Investigation pending.


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At approximately 2213 Hours on Monday evening, 6/3/91, I spoke telephonically with _____ who stated that she had information related to the reported CSC over the weekend. _____ related the following.

At approximately 1930 hours on Monday evening, 6/3/91, _____ observed _____ on a 1990 Chev _____, White in color, to be travelling slowly through the lot past the 4000 building. The pickup truck contained two white males, the driver of which matched the published crime watch description of the CSC suspect; that is, he was balding blond, approx 5-10, 185#, large arms. _____ states that the pickup and driver drove slowly past the building, turned around after driving EB and drove back WB, with the white male driver (suspect) apparently pointing to the building as though he were pointing out the victim's apartment to his passenger. The suspect vehicle then exited the parking lot WB back to NE Lake Street.

_____ waited to report the incident as she did not at first believe it was suspicious until she gave it some thought.

_____ registers to _____ with a St. Louis Park, MN., address. _____ 5-10, 185, Blu. Routine computer checks (attached) reveal _____ to be valid and clear with three (3) registered vehicles. _____ states that she is not familiar with the pickup truck and that no other suspicious action took place other than the drive-by.

Referred for followup investigation.

REPORTING OFFICER G.L. Wiborg, Jr., HPD#36 DATE 6-4-91

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Hopkins Police was notified by a _____ who lives at 1328 NE Lake St., that he thought he had seen the possible suspect in the recent CSC incident. I was at the dispatch center and took the call from _____. He said that as he was walking past the 3000 building, he saw a person in the front lobby area that was close^{to} the description on the flyer put out by the Police. _____ said that he watched as the suspect talked on the lobby phone and then reached over like someone was buzzing him in, but the door did not open. _____ said that the suspect hungup and then got back on the phone. He again reached over to the door but it did not open again. The suspect finally left the lobby area and walked around the south side of the building between the pool area.

The suspect was described as a white male with blond hair that appeared to be freshly cut. He was about 5'10" medium build. He had on blue shorts and a blue print type shirt. Officer Wiborg, Sgt. Sikorski and myself checked the area. I checked the lobby area to the 3000 building, but noone was there. I then walked around the pool area and saw that there were some people in the rec-room playing pool. I went in and asked them if anyone had come in here in the last few minutes. They said a blond haired male peaked around the corner of the door but did not come in and they did not think much of it. The only description they could give was a white older male. They thought he had on some type of blue pants and one thought he had on a Hawiian shirt.

Officers continued to check the area but the suspect could not be found.

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On the morning of 6/4/91, I contacted _____ at work. There were some specific questions which I wanted to ask her. I asked her if the suspect had smoked while he was in the apartment and she replied that no, he had not. I asked if he had eaten anything and she stated that no, he had not. I asked if he inquired about eating anything and she stated that no, he did not. She again told me that she has her 1500 hours appointment with the counselor at the sexual violence center today.

I also had telephone conversation with Detective Dan Laurila of the Bloomington Police Department, 881-2333. He has their photograph of _____ He will be checking to see if there is any other more current photographs of _____ He was able to ascertain that a vehicle registering to _____ is a '85 GMC pickup, '81 Ford Escort Wagon, _____ and a '81 Chevrolet Citation, _____. The address is also _____ He does not know but he believes this may be the same address just under a different routing.

We also noted that it appears as though _____ has a truck DL due to his DL printout.

I then received a phone call from Investigator Mike Snyder of the Edina PD. He stated ~~that~~ ^{that} after reading my computer printout, that he had thought of a suspect they had arrested with a fairly similar M.O. and he may fit the description. This suspect would be _____ . When they had arrested him, he was approximately 5'9", 200#'s and was 39 years old and has a receding hair line and rough face. He had been arrested several times for burglary and sexual assault. They also said that he was an unemployed window hanger who smoked heavily, ~~Palmer~~ ^{Pall Mall}, cigarettes.

I went to Hennepin County Jail where I got the rap sheet and a photograph of _____. On that it stated that _____ had been arrested on 5/14/91 by Minneapolis PD on a warrant. It showed that he was released to the Hennepin County Adult Correctional Facility on 5/23/91. Upon returning to HPD, I contacted the workhouse in Plymouth, 475-4246. They showed that _____ has been in custody since his arrival at the workhouse on 5/23/91.

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and that he is up for "straight time" with no Huber Law release until 9/15/91. This would eliminate as a suspect. For record purposes only, upon his arrest on 5/14/91, his address was

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On the afternoon of 6/6/91, Dispatcher received a call from

of 700 Cambridge Street, #201,

I contacted

at approximately

1715 hours.

In speaking to her, she stated that she had received a flier from the Ramsgate Management notifying that an assault had occurred on the third floor patio at a neighboring apartment complex. She felt that I should be aware of a situation which she had observed. She stated on 5/29/91 (Wednesday) she had been going to work approximately 0630-0635 hours driving out of the parking lot of 700 Cambridge and then EB on Cambridge. When she reached the intersection of Cambridge and Hiawatha, she had noticed a red pickup truck and she noted it had a topper on it with a male driver. She stated the male driver was either standing up on the floorboards or somehow sitting on the seat and was fully exposing himself masturbating. She said it was very obvious that he had his body raised up above so that he could be seen through the windshield. She described the male as being possibly in his late 20's, maybe early to mid 30's with light sandy-blond hair. She stated she had seen him again on the morning of 6/3/91, which would be Monday morning, approximately the same time and he again was fully exposed raised above the steering wheel and was masturbating. She did not want to get any closer and had left the area before she was able to obtain a license number. I advised her I will alert the evening shift to increase patrol during that period of time in that area but that if possible, if she is able to get me a make and brand of the pickup truck and also the license number, without approaching or endangering herself. She stated she is no longer working where she had to get up that early so she most likely will not be in that area at that time.

It is unknown whether or not this would be related to the sexual assault at Creekwood at this time.

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On 6/6/91, I stopped by the Creekwood apartment building to see if I could obtain further information about the resident of apartment 335, next to the victim. I was told that _____ was still out of town on vacation but that she lives alone in the apartment. _____ the office manager, felt that she was possibly returning this weekend from her vacation. _____ informed me that she has already left a message on _____ recorder and also placed a board in her patio door for safety. There is also a flier about the assault underneath _____ door.

The only other resident on that side of the building I hadn't been able to get a hold of was the resident of #325, _____. I was able to get a hold of _____ at work at his full name and date of birth is _____. He stated he was gone the Friday of Memorial weekend and had not returned until Sunday evening, 6/2/91. He was on vacation in North Dakota during that time. He had received a notice from the complex and also the composite and he cannot recall seeing anyone matching that description around the complex. He also said that his patio door had had a board in it and nothing in this apartment had been disturbed. He said he does not know the lady who lives above him in 335 either. _____ said after returning from his vacation and received the notice that he had spoken to _____ in the office concerning the assault and was told about it.

While speaking with _____, she had mentioned her caretaker in the 4000 building, #430, had noticed a white Ford pickup truck 4x4, fairly new, with two people in it, on Tuesday, 6/4/91, approximately 1930 hours in the parking lot. The pickup had supposedly driven in, made a U-turn and then stopped and the driver had pointed up toward _____ apartment. She had gotten the license number and the Hopkins Police had been notified. In checking throughout the afternoon, I was unable to determine what the license number was. Later in the afternoon on 6/6/91, I had conversation with _____. She said that she had spoken to _____ and supposedly that this white pickup truck was his uncle and that is the reason that they stopped and pointed toward the apartment building.

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I had also received a phone call from _____ owner of Lindee's Saloon and Eatery.
He had given the name of _____ (originally thought to be _____
_____ is an individual who has been 86'd out of Lindee's. His DOB is _____ and he
lives at 3520 Aquila Circle, St. Louis Park, #7 _____ Lindee had seen the composite
and felt _____ may fit the description. I contacted Hennepin County Jail and they do
not have a photograph of him. I then contacted the St. Louis Park PD to ask we be able
to get a booking photograph of him. Detective Ophoven will pick that photograph up on
6/7/91.

I had also received a phone call from JERRY O'NEAL, Hennepin County Parole Officer,
348-4068. He had read my TXT computer printout, saying he had an individual by the name
of _____ who was blonde haired, receding hair line, 200#'s and 6'.
Agent O'Neal has a color photograph of _____ as he did not believe Hennepin County would
have one. O'Neal will send me that photograph.

Upon receiving these photographs, I will attempt to put together some more comparable
lineups to have _____ review.

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On 6/6/91, approximately 1729 hours, arrived at the Hopkins Police Department.

She reviewed and signed her statement.

She said that one thing that had come to mind was that the suspect had a very hairy chest and she did not feel she had mentioned that to me before.

We started with a lineup at 1755 hours. I asked her first if she recognized anyone at all to tell me and secondly if she recognized anyone as positively being the suspect to tell me. She studied the lineup and told me that the hair style was quite identical to #3 but that the suspect has a rounder face. She stated the hair color was possibly even lighter than #3 but no darker than #3. She said the face is like that of #5. I asked her if she felt the suspect was #3 and she stated that she could not be real positive that it was #3 but she could not be positive that it was not #3 either. She also said that the suspect had slightly longer hair than #3's. It should be noted that person #3 in the lineup is #5 that has a similar round face is

I then had her look at lineup #2 at 1800 hours. She stated that in looking at those, they all appeared to be too young except that suspect #5 looked slightly older but it definitely was not suspect #5.

Besides the hairy chest, I asked her if there was anything else that stood out in her mind that she recalled about the suspect. I asked her if the suspect had any tattoos and she stated that no, he did not. I asked if he had any skin abrasions, acne or lesions on his arms or hands or anything similar and she stated that no, he did not. I asked whether or not the suspect had a definite mustache and she stated that no, he just had the 3-4 day growth of beard over his entire face and mustache area.

We then clarified the issue about the white pickup truck which was seen by some of her neighbors in the Creekwood Apartment complex. She verified that that was her uncle and had spoken to her uncle and the date and time match up as to him driving through the lot. She also informed me that her mother and she are going to be moving in with her brother

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at Westside Village and they may have the same phone number.

She said she attended the counseling session at the Sexual Violence Center and has a counselor by the name of Julie and things seem to be working out well with Julie. She has an appointment to see Julie again.

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On the morning of 6-10-91, I returned a phone call to a _____ dob _____
725 NE Lake St #214, home phone _____ She wished to report to me that she
had seen the composit and believes that there is an individual who sometimes sits or hangs
around the area of the Knollwood shopping mall. She said that she goes over every day or
every other day to the pet store to get items for her animals, and that this person has been
leaning on a post or hanging around. She thought he resembled the composit, and also she
said he "looks very strange." She said he mumbles to himself. I asked where this person
would be, and she stated he hangs around, sometimes in the entrances, sometimes by Walgreen's.
She had mentioned that his hair was light brown, and she thought it was slightly shorter than
the composit, and also the suspect might be shorter than the description given. She will
notify me if she sees the person again.

I also spoke to _____ 700 Cambridge #333, home phone _____
She wished to report that she returned to her apartment building
at 700 Cambridge in the early morning hours of 6-7-91, approx. 0150. She said there was a
male driving a black Mustang convertible, she believed approx. 1988 model, with the top down.
She said that, after seeing him, she believed the driver of that Mustang matched the composit,
which had been distributed in her building. She said she did not see what direction the
Mustang went, nor was she able to get a license number.

I was able to get hold of _____ at work, _____ She said they had completed
their move out of the Creekwood apartments and were _____
I told her I wished to verify the account of her uncle being over at Creekwood
in the white pickup truck. She stated that her uncle is _____ and he was with a
friend of his by the name of _____ L, and it was _____ s pickup. This would match up to
the information as the truck does register to _____

I received photographs from the St. Paul PD of _____, and
of _____ from the St. Louis Park PD. Before doing any more
lineups, I will wait to see the likeness of some of the other photographs that I am going

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to be obtaining on this case, and then see if I can put together a lineup.

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On the afternoon of 6-11-91, I had driven to 418 Hiawatha in Hopkins. This is where Sgt. Neff had located a red and white pickup, _____, registering to _____, on a 1985 Chevrolet pickup, red with white topper. This is a description of a vehicle similar to what _____ was describing in which a male had masturbated in the early morning hours of 5-29 and 6-3-91.

Arriving at the _____ residence, I spoke to _____ mother. She stated that _____ is a single female and she is the only one who drives the pickup truck, and there would be no one out with the pickup truck at that time of the morning, nor would it be driven by a male.

I also went over to the Knollwood shopping center, where I walked the commons between 1615 hours and 1645 hours, looking for the person who supposedly fit the composit. In my half hour of walking the commons area, I did not notice anyone fitting the composit, nor talking to himself, as described by the caller.

I had received a note on the afternoon hours of 6-11-91 from Officer Hesse. He had done a lockout at 101 N Blake Rd, ref Hopkins police case 91005047. This was on a 1989 Dodge, registering to _____ is _____ mother. The waiver was signed by _____ who is _____'s brother. Officer Hesse said the person had inquired whether or not there were any leads on the CSC at Creekwood, and also felt that _____ was fairly close to the composit. I do not believe Officer Hesse knew at the time that _____ was _____'s brother.

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On the afternoon of 6/12/91, I sent a composite to both Minneapolis Crime Unit and the St. Paul PD Sex Crimes Unit in hopes of their specialized units may be able to assist us in identifying the suspect. I had also received approval from the Hopkins Police Chief to contact PAUL JOHNSON, St. Paul Police Department's artist. He will meet with me and

on the afternoon of 6/13/91 to do a sketch drawing of the possible suspect.

I called _____ at her work, _____. She agreed to do the sketch drawing with St. Paul Police Department artist.

I had also received a call from FIRMUS OPITZ, retired Hopkins Inspector, 938-1705. Opitz told me he had seen the Hopkins Sailor newspaper with the composite drawing in it and he thought that the composite resembled _____ the maintenance man at Creekwood. Opitz said he used to inspect the pools for the City and inspected the Creekwood pool and the composite reminded him of this _____. NOTE: _____ would be _____, who lives at 1328 Northeast Lake Street, #316, two floors directly below the victim.

I recontacted _____ at work and asked her if there was any possibility that the suspect could be her neighbor and also the person, _____, who plays on her softball team. She stated she was almost positive that it was not _____ because the man was bigger than _____. She recalled that _____ that evening had on his softball t-shirt and his softball pants. I asked her if she thought there was any possibility it could be _____ and she stated no, she did not believe so.

On 6/13/91, _____ came to the Hopkins Police Department and we drove to the St. Paul PD where we met with Artist Paul Johnson. We took the composite and met with Johnson approximately one hour and he will do several sketches of the suspect to have _____ view.

We returned to the Hopkins PD where I had three more lineups for _____ to look at.

Lineup #3 consisted of the following:

1. _____
2. _____
3. _____

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HOPKINS
POLICE DEPT
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OFFENSE/INCIDENT
CSC

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4.

5.

6.

She looked at the lineup at 1341 hours and studied it for several minutes and told me that none of the individuals in that lineup were the suspect. I then presented her with lineup #4 consisting of the following:

1.

2.

3.

4.

5.

6.

She studied this lineup for several minutes and told me that none of the individuals were the suspect.

I then handed her lineup #5 consisting of the following:

1.

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She studied this lineup for several minutes and said none of the individuals were the suspect.

also informed me that last evening she had gone over to apartment to assure herself it was not him. She stated she had viewed him in full light and is positive now that the suspect is not. She said that the suspect was much larger than

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I had also received a phone call from _____ of the Ramsgate Apartment Complex, She stated that two of her maintenance men, _____ 421 VanBuren, #225, and _____ 725 NE Lake, #325, _____ had been working in the apartment area today. There had been a representative of the ~~Perrigan~~ ^(spelling?) Cable Company installing cable in 421 VanBuren #339. Both _____ and _____ had come to _____ saying they believed that the man of ~~Perrigan~~ ^{PARAGON} matched the composite drawing.

I was able to determine through ~~Perrigan~~ ^{PARAGON} Cable, 522-2000, that they had subcontracted with another company called Muller and Pribyl Utilities, Inc., 2402 Hwy. 55 in Hamel, offices 10210 Crosstown Circle, Eden Prairie, 941-8447, for the installation of the cable for ~~Perrigan~~ ^{PARAGON}. I spoke to a supervisor by the name of _____ He stated that the employee that would have been there today was a new employee by the name of _____

I had contacted _____ and he agreed to meet with me at his apartment and allow me to photograph him. In the evening hours of 6/13/91, I drove to _____ address where I met with he and his girlfriend. His girlfriend's name is _____ same address. In looking at _____, he is 6', 180#'s, age 22, slender face, full blonde hair, clean shaven with moderate thickness. He also noted that he did not have much hair on his chest as the suspect had described as having a very hairy chest.

_____ allowed me to photograph him although I assured him that I did not consider him a suspect at this point due to the very obvious discrepancy in the description given by the victim. _____ did tell me that they had been ^{AT} a wedding reception on 6/1/91 and had gone out to eat with friends at Figlio's in the uptown area and had got home approximately 0130. They had gone to bed and _____ had stayed in bed the entire night.

I told _____ to inform _____ of his cooperativeness and that to give me a call to verify that _____ had cooperated and was no longer a suspect.

Detective Pratt informed me that in the Mpls. StarTribune today that Mpls. had arrested a male for rape charges who had supposedly used a knife and was very apologetic to the victim.

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He was able to locate this news article and it stated they had charged a
with criminal sexual conduct.

I contacted RITA at the Hennepin County Clerk of Courts and she informed me that
had been charged by Sgt. Bernard Martinson of the Mpls.
PD. She FAXed me a copy of that. I called the Mpls. Sex Crimes Unit and Sgt. Martinson had
left for the day, 673-3081.

I had ordered a photograph of _____ and drove down to the Hennepin County Jail
Record Division on 6/13/91. In looking at _____ description, he is 6', 146#'s, has a
very slender, acne-pitted face with a large red nose and a thick dark brown mustache. He
does have receding and thinning hair on top but has longer dark brown hair. Due to the fact
that I have asked the victim several times whether or not the suspect had a mustache and it
would be impossible for _____ to grow such a thick mustache within ten days, I do not
believe _____ could be a suspect in our case. He is also much too slender and does not have
the round face that is described by the victim and also has too dark of hair.

Investigation to continue with the drawings by St. Paul Police Artist Paul Johnson.

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On the morning of 6/11/91, I filled out the MINSAP (MN Sex Crimes Analysis Program) to the MN BCA. I filled out the needed forms, including a composite and a brief description of the crime for their analysis unit.

I was able to track down that _____ is currently in the Lino Lakes Reformatory and has been there since 12/12/90. Their computer shows that he had no leave of furloughs and was not out of custody on 6/1/91. This would eliminate _____ as any possible suspect in this matter.

I next contacted SUE at the MN BCA, 642-0605, to order some photographs. I ordered a photograph from a DL of _____ and _____

Upon receiving those photographs, I will put together another photo lineup for _____ to view.

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On 6-17-91, I was contacted by St. Paul police artist PAUL JOHNSON. He stated he had the final sketches done after he had spoken to _____ Friday concerning his original first drawing.

I contacted _____, and she stated that the drawing done by Johnson was very close and that she had just asked to have a little more hair placed on the face, but other than that, the drawing was very, very close to the individual. She stated she did not believe she needed to look at it any further, as it was that close.

I stopped by the Hennepin County Sheriff's Department, where I met with Detective Cindy Gorczyca. She is responsible for putting together the monthly Hennepin County bulletin, where I will have her place the suspect's drawing in the next issue.

I returned to the Hopkins PD and received a message that Officer Mike LUTZ of the Edina PD called, 925-2240. I contacted Lutz on the afternoon 6-17-91. He stated that they had arrested a male for 5th degree CSC for lifting up and peering under a woman's dress. When confronted about the issue, he was very apologetic and confessed and asked to tell the female that he was sorry. He felt that this individual may resemble our composit, even though he is slightly younger. The individual they had was _____

_____ of 4844 15th Ave S, Minneapolis, _____ who works the night shift at _____. They stated that he had been arrested for Gross Misdemeanor DUI somewhere recently.

In checking with his criminal history, _____

_____ I had contacted Detective Jim Berge of the Golden Valley PD and he located the booking photograph of _____ from the 1990 arrest. I will make arrangements to pick up that photograph at the Golden Valley PD on 6-18-91. Upon receiving that, I will attempt to put together a lineup with _____ in that lineup before approaching him.

REPORTING OFFICER G. Klingbeil/agb DATE 6-17-91

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On 6/19/91, I went to the Golden Valley Police Department and the Hennepin County Jail records where I picked up a picture of _____ It appears as though his hair style is much different than that described by the victim and is also medium brown in color. I may use his photograph in the near future in a lineup.

I also received a call from _____ 602-7th Avenue South, _____ She stated that on Monday afternoon, her daughter, _____ and a friend, _____ of 107-20th Avenue South, felt they saw the suspect walking up on 11th Avenue near 5th Street South. They thought that his hair was shorter than the composite and it was reddish in color and had the reddish stubble and acne on his face. They believe they also saw him swimming in the Westbrooke swimming pool and sitting near the pool. I asked that if they see him again, to immediately notify Hopkins Police to check the situation out.

*Juv
mentioned*

REPORTING OFFICER G. Klingbeil/bn DATE 6/19/91

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On 6-26-91 at approx. 1430 hours, I spoke with JAY BRASK, an investigator with the Edina police. He said that he had been talking to an investigator from Anoka named JODY WEBBER. They had a suspect that they were both looking at, who was pawning stolen phones at a pawn shop in Anoka. Apparently, this party is a known burglar, and also has sex offenses on his record. Brask also noticed that he matched the general description of the composit.

Suspect's name is He is described as being approx. 5'10" and 210 lbs. His last known address is listed as 2517 Quinsey Ave NE in Minneapolis.

I contacted the Hennepin County Jail and they will put their most current mug of Otterholt on the board for pickup.

Investigation to continue.

REPORTING
OFFICER

Ophoven/agb

DATE

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I had compiled line up #6 consisting of the following:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

_____ came to the HPD on 7/11/91 at approximately 1845 hours. She viewed the line up and stated that none of the individuals looked like the suspect.

_____ She told me last Tuesday morning, 7/9/91, that they had received three phone calls in the early morning hours. Her brother, _____, would answer the phone and it was a male asking if they could buzz him in. After speaking to this male, they discovered that Creekwood had not disconnected their phone number from the entrance to their old apartment and this individual was down in the lobby of the Creekwood building, and they live in West Side Village now. The male went on to say that he wished to see the couple that lives in 1328 NE Lake, #336. (_____ is old apartment where the assault took place). _____ has checked and found that two males live in that apartment and thinks it is rather odd that this person would call in the middle of the night. The male caller also wanted to know what address he was calling and who lived there and their phone number. He had called three times and _____ had listened on one of the phone calls and _____ believes the voice was similar or even could have been that of the suspect in this assault case.

_____ They have since notified Creekwood to have their phone disconnected from the lobby.

REPORTING OFFICER G. Klingbeil/bn DATE 7/11/91

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COMPLAINANT ~~XXXXXXXXXX~~

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On 4/10/92 at 1045 hours I received a call from SGT. BERNARD MARTINSON with Minneapolis Sex Crimes. His phone number is . He was calling in reference to Minneapolis case #M.P.9204085434. This occurred in the early morning hours of 4/10/92. Officers of the Minneapolis police department responded to the area of Lake and Hennepin to a prowler call. At the residence where the call was initiated there was a patio door found open. They arrested a male in a pickup truck who was leaving the scene for invasion of privacy. Suspects name is . physical description is 5'9", 200 pounds, with receding blonde hair.

Sgt. Martinson interview : at the Hennepin County Jail and when he saw him he recalled Detective Klingbeil's composite and artist's drawing of the suspect in our case. He thought he looked like the picture. apparently admitted that he looks into windows frequently but doesn't go any farther. However, he has been going to sex anonymous meetings. His truck, a 1988 Chev pickup, white, Minnesota license contained lock picks as well as a mask, gloves and a knife. Suspect did admit to Martinson that he knows how to use the lock picks on patio doors.

Martinson said they kept the lock picks as evidence. He said they would be tab charging him for invasion of privacy.

I contacted the jail and reserved a photograph of the suspect. This will be available either Saturday or Monday. I also ran the accompanying criminal history of , which contains a felony fire arms possession charge.

Investigation to continue with showing the photo to the victim in line up form.



REPORTING OFFICER J.S.Ophoven/pac DATE 4/10/92

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MNO270900

OFFENSE/INCIDENT
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COMPLAINANT ~~XXXXXXXXXX~~

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I received the photograph of suspect, I placed his photo in a line up which consisted of five other males of similar physical characteristics. On 4/15/92 at 1615 hours I met with I showed her the photo line up, which she studied for approximately three minutes. She thought that #6 kind of looked like the person because of the hair and eyes but that she was relatively certain it was not him. She also positively eliminated one through five from the line up. She said that there were no doubts that one through five were not involved. Number three is the position that the suspect was placed in.

said that her brother who goes to Mankato State saw a service representative who reminded him of the composite drawing. He said this person's name is . The only reason he suspected him was because of the way he looked. There was no conversation or other actions which would indicate that he was involved in this incident. Apparently brother also said that the service rep lives in St. Louis Park.

I told that we would check into his background to see if he had a criminal history or if he had a photo available which could be placed in a line up. In running checks I found his full name and DOB to be who is listed as 5'8", 160 pounds with hazel eyes. He had no criminal history and he lives at Ave. So. in St. Louis Park. There is no photograph available at this time.

also said she would try and get me the name of a person who used to live in Westside Village that she thought looked similar to the suspect. She said she saw him in the hallway one day and he went into an apartment and he seemed to want to avoid her and two days later he had moved out. She will attempt to get that name for me so I can do some checks on that person also.

REPORTING
OFFICER J.S.Ophoven/pac

DATE 4/16/92

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On 4/23/92 I spoke with the complainant by phone. She said she had names of two parties who she felt backgrounds should be looked into. Number one was a DAVID MARK VAGLE, formerly of 97 No. Blake Rd., Hopkins. The second person was STEVEN JAMES CLARINE, formerly of 105 No. Blake Rd. #304.

Complainant had seen Vagle when she moved into Westside Village apartments. Vagle worked as a caretaker for Westside Village. He had problems with alcohol and left because of the alcohol problem. Complainant said that she had seen him from time to time and thought he looked familiar to the person who had assaulted her. She was not sure if it was him, just that he looked similar. She said she wasn't certain enough to report it at the time.

I checked into Vagle's background and found that he does have a number of alcohol related driving offenses. He does not have any criminal history. He is described as being 5'7" 165 pounds. This would be slightly smaller than the description indicates. There were no photos available of him at Hennepin County Jail.

I also checked Clarine's background and found that he has a number of speeding tickets and no criminal history. He is described as 5'6", 180 pounds. There is also no photo available of Clarine.

I contacted the victim on 5/1/92 and informed her of the results of the background investigations. Case at this time will remain inactivated.

REPORTING OFFICER	J.S.Ophoven/pac	DATE	5/1/92
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White — File Canary — Investigation Pink — Squad Room

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As of this date no identification of the suspect has been made. Pending any further developments in the case and/or identification the investigation will be marked inactive.

REPORTING OFFICER G.Klingbeil/pac DATE 12/26/91

White — File Canary — Investigation Pink — Squad Room

**HOPKINS
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COMPLAINANT / DEFENDANT		DATE OF ORIGINAL REPORT

Reference 92006802

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On the morning of 1/31/94 I received a phone call from Officer JIM CORNICK of the Orono Police Department, 473-7710. Officer Cornick stated that he is investigating a criminal sexual conduct in his jurisdiction and had developed a suspect by the name of

_____, in St. Louis Park. He had recalled a composite drawing that we had displayed previously and felt possibly it could be related to either one of these two cases. The composites in these two cases have a similar description. Officer Cornick advised he is going to be doing a search warrant on his matter and wanted our material present during his search warrant.

I faxed him the beginning pages of the investigation and also the two composite drawings we have with each one of these case files.

It should be noted that the Hopkins police department has had two contacts with _____ c. Case # 90004514 and # 91009209. One is a warrant arrest, the other is a damage to property where he is a suspect in an incident involving a female's car.


Investigation pending _____ earch warrant.

REPORTING
OFFICER

G.Klingbeil/pac

1/31/94

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Reference 92006802

On the afternoon of 2/14/94 I had a conversation with Officer JIM CORNICK of the Orono police department, 473-7710. He stated that he had done a search warrant on the suspect previously named, . They had solved an ATM credit card fraud for their department and also several burglaries for the St. Louis Park police department. They had also secured a confession concerning those crimes in those cities.

Officer Cornick stated that did not admit to any involvement in either of these two cases in Hopkins. They also did not recover any type of incriminating evidence in the search warrant of his residence.

Both these cases will be turned back to the inactive files.

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REPORTING
OFFICER

G.Klingbeil/pac

2/14/94

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I had received the photograph of _____ from Detective Jan May of the St. Louis Park Police Department. She had also sent along some other photographs to be used as fillers for a six member photo line up. I compiled the photo line up with the following people:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

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I had made an appointment with _____ to meet me at the Hopkins Police Department on the afternoon hours of 05/31/94. She arrived at approximately 1454 hours. I told her that I was going to show her a six member photo line up and asked her to tell me if she knew anyone or if she recognized the suspect, to tell me that or if she recognized any of the individuals for any other reason, to tell me that.

She studied the line up for a considerable amount of time and then told me that the suspect number one's eyes looked familiar to her but that she could not identify the suspect from the line up. She did say that she recalled the suspect did have some sort of receding or thinning hair line.

Case file to remain inactive. Note: _____ has a new phone number of _____

REPORTING
OFFICER

Klingbeil/kaa

05/31/94

**HOPKINS
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On 6/7/95 I attended the Hennepin County Investigator's meeting at the Minnetonka City Hall. There I met with Special Agent STEPHANY GOODE of the BCA, 642-0610. She inquired whether or not I had submitted the specimen samples in the assault case to the BCA to do a DNA against

Agent Goode informed me that they now have DNA on

In returning to the police department I dug out the case file and I did not believe that the DNA had been submitted. Officer Meuwissen located the sexual assault kit in the evidence room refrigerator. I then took custody of that, and placed it in the temporary property refrigerator.

I spoke with CHRISTY WARD, Criminal Intelligence Analyst for the BCA. She stated I could deliver the sexual assault kit to the BCA facility on the morning of 6/9/95.

On the morning of 6/9/95, Officer Meuwissen and I delivered the sexual assault kit to the BCA and met with JAMES DOUGHERTY and CHRISTY WARD.

Analyst Ward gave me a time line of the suspect


Case awaiting analysis by the BCA.

REPORTING
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G.Klingbeil/pac

6/9/95

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Upon reporting for duty on 9/29/95, I found that a sealed box had been received from the Bureau of Criminal Apprehension. I cut open that box and found it to be the sexual assault kit from _____ and also a forensic science laboratory report. In that report it states that they had analyzed the samples and done a DNA profile analysis. A computer search of convicted sex offenders did not detect a match with the DNA obtained from the sample. It states they will do periodic searches of the DNA data base to see if they can come up with a match.

I placed the sexual assault kit back in the temporary evidence frig and will put the laboratory results with the case file.

REPORTING
OFFICER

G.Klingbeil/pac

9/29/95

**HOPKINS
POLICE DEPT.
MN0270900**

OFFENSE/INCIDENT 1 st DEGREE CRIMINAL SEXUAL CONDUCT
COMPLAINANT/DEFENDANT ALLEN, GREGORY A. DOB/01-17-1954

**SUPPLEMENTAL
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On 01-04-05, I received an email from Crime Prevention Specialist Katherine Magdal. She had received an email from _____ who was the victim in this case.

_____ email cited this case number and she was wondering if there was a connection between her case and case #02008878. She had seen the television coverage of the suspect in that case being charged.

When I received the email, I pulled the original case record and saw that Sgt. Klingbeil was the assigned investigator at the time. I spoke with him about the case and he stated that he believed a DNA match had been found in the national DNA registry several years ago. He informed me that he would check with the MN BCA to see if this was the case.

Later that day, Sgt. Klingbeil sent me an email indicating that the BCA made a positive DNA match to GREGORY A. ALLEN DOB/01-17-1954 and sent a letter to Sgt. Klingbeil on 11-17-1999. He further stated that he believed he had contacted the victim and informed her of the match and that Allen was sentenced to prison in Wapun, WI until 2030. He did not locate any reports or the letter he sent to the victim.

On 01-05-05, I contacted the victim by telephone. I informed her of what had been found on the case. She told me that she was still interested in pursuing charges in this case. I informed her that we would have to obtain a DNA swab of Allen to do a direct comparison in order to have the case continue any further.

On 04-27-05, I contacted Detective Brian Drumm of the Dodge County Sheriff's Office in Juneau, WI. I advised him of the case and asked if he would assist me in securing a search warrant for the DNA buccal swab since his department had jurisdiction. Detective Drumm stated he would secure a search warrant and asked that I fax copies of the report to him. I faxed him the reports that same day.

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**REPORTING
OFFICER**

R.F. Laudenbach

DATE

05-04-05

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MN0270900**

OFFENSE/INCIDENT 1 st DEGREE CRIMINAL SEXUAL CONDUCT	SUPPLEMENTAL REPORT	SUP APR <i>RFL</i>
COMPLAINANT/DEFENDANT ALLEN, GREGORY A. DOB/01-17-1954	DATE OF ORIGINAL REPORT 0601-1991	PAGE 2 OF 3

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On 05-03-05 at 0830 hours, I arrived in Juneau, WI and met with Detective Drumm. Detective Drumm gave me a copy of the warrant in which he was the affiant. The warrant was signed on 05-02-05 by Judge Kloss of the Circuit Court for Dodge County, WI.

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Detective Drumm and I went from his office to the Wapun Correctional Institute in Wapun, WI. We arrived at the prison at approximately 0900 hours and proceeded to the security office. The correctional officers had already brought Allen to a holding cell near the security office. Detective Drumm and I went to this cell where Detective Drumm identified himself and me to Allen. I verified Allen's identity visually via his prison identification. Detective Drumm verbally identified Allen and gave him a copy of the search warrant. Using a MN BCA buccal swab known sample kit and following the enclosed instructions, I took a DNA buccal sample from Allen. I secured the sample in the provided envelopes.

After securing the sample, I read Allen his rights per the Miranda decision. I asked Allen if he understood these rights and he stated, "Yes." I asked Allen if he wished to talk to us now and he indicated he did not want to talk. Detective Drumm and I then left the cell without questioning Allen. The reading of rights and Allen's declination to speak to us were digitally recorded and the compact disc of that recording has been forwarded with this report.

On 05-04-05 at 1011 hours, I brought the known sample kit to the MN BCA for analysis. The sample was taken in by Evidence Technician LaVonne Beck of the BCA.

On 05-05-05 at 1045 hours, I spoke with the victim via telephone to advise her of the status of the case.

A copy of the search warrant and Allen's prison file have been forwarded with this report.

Investigation to continue.

REPORTING
OFFICER

R.F. Laudenbach

DATE

05-04-05

**HOPKINS
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COMPLAINANT/DEFENDANT ALLEN, GREGORY A. DOB/01-17-1954	DATE OF ORIGINAL REPORT 06-01-1991	PAGE / OF /

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On 07-05-05, I received via U.S. Mail a BCA Report on the Examination of Physical Evidence form detailing the results of the Nuclear DNA tests in regards to this case. The "Results of Laboratory Examination:" section of the report states, "DNA profiling was performed on semen previously identified on the vaginal swabs (Item 1D) as well as on known samples from (Item 1A) and Gregory A. Allen (Item 2).

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A male DNA profile was obtained from the sperm cell fraction of Item 1D that matches the DNA profile of Gregory A. Allen. This male DNA profile would not be expected to occur more than once among unrelated individuals in the world population."

A copy of the BCA report has been forwarded with this report.

Based on the above fact, I recommend this case be sent to the County Attorney's Office for charging. Since the suspect is in custody in Wisconsin, a warrant complaint will be requested.

REPORTING OFFICER	R.F. Laudenschach	DATE	08-31-05
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HOPKINS POLICE DEPT.
MN0270900

VOLUNTARY
STATEMENT

CASE NUMBER 91004661

PAGE 1

OFFENSE/INCIDENT: CRIMINAL SEXUAL CONDUCT
VICTIM:

WITNESS _____
CRIMINAL _____

NAME (Last, First, Middle)	DATE	TIME	AGE	DATE OF BIRTH

ADDRESS	HOME PHONE
1328 NORTHEAST LAKE STREET, #336, HOPKINS, MN 55343	

EMPLOYER	ADDRESS	BUSINESS PHONE

I make the following free and voluntary statement to DET. G. KLINGBEIL who has been identified as a Police Officer of the Hopkins Police Department.

I know I have the right to remain silent. I also know anything I say in this statement can be used in court as evidence against me. I know I am entitled to talk to a lawyer and have him present now while I give this statement. I also know that if I cannot afford one, a lawyer will be appointed for me without cost. No promises or threats have been used to induce me to make this statement.

These rights have been explained to me by Officer _____ and I understand them. _____ (INITIALS)

Q: at 4:24 this morning, you reported a sexual assault to the Hopkins Police Department. Do you acknowledge that you're here at the Hopkins Police Department this morning to give me a voluntary statement concerning that assault?

A: Yes, I am.

Q: Going back to the evening hours of May 31, 1991, can you state as to where you were and who you were with?

A: Well, I worked until about 3 and I went home and went to bed for awhile. Got up and I had a softball at Eisenhower. I play for Archies Bar. Then after that I went home to get my mother's car and then I went over to Archies. We were at Archies....I left there approximately 1:15 in the morning.

Q: Backing up, what time did your softball game get done?

A: It got done about twenty to nine.

Q: While playing softball at Eisenhower, was there anyone that was bothering you or seemed to be hanging around that's not part of your known crowd or anything like that?

A: Nope, there were probably two spectators and they were just family members of a

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D Klingbeil
Witness

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couple of the other team members.

Q: So you returned to the apartment in Creekwood and got your mother's car?

A: Um-huh (affirmative)

Q: What time was that?

A: It was right after the game so I must have gotten to the apartment about ten to nine maybe. Then I was...I was at Archies at about 9:00.

Q: So when you returned to your apartment, you mother was there and you spoke with her at that time?

A: Yep.

Q: You went up to Archies at 2100 hours. This was by yourself in your mom's car?

A: Yes.

Q: Did you meet other team members up there?

A: Yep, the whole...most of the other team members were already there.

Q: So throughout the evening at Archies you sat as a group, your softball team?

A: Yes.

Q: Did you consume any alcoholic beverages at all that evening?

A: Yes, we did.

Q: Do you recall what you had and how many?

A: I had beer. I would say three or four.

Q: And what time did you leave Archies?

A: We left about 1:15. It was just _____ and I and another girl. We were the only ones left.

Q: You had walked to your mom's car from Archies?

A: Yes.

Q: Where did you park that car at?

A: In the parking ramp, in the back.

Q: Do you recall what level you were on?

A: It must have been the ~~second~~ second level. _____ walked me to my car.

Q: At any time did you notice anybody else hanging around, sitting on a fender, bumper or sitting in their car or something?

A: There were other people out there but it was just couples.

Q: So the bar had emptied out about the same time?

A: Yeah. Yeah. They were just getting into their own cars.

Q: And you stated that _____ had followed you home in his car?

A: Um-huh (affirmative)

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Witness

D. Kuykendall

Q: Where did you park your car once you got to Creekwood?

A: In the parking lot right in front of our complex.

Q: That would be the north lot near the northern door for the 3000 building?

A: Yes.

Q: And had just seen that you got inside the security door safely, or...?

A: I didn't actually drive me to the door. He...let's see. We were coming down Blake and I turned on Northeast Street and he just kept on going straight. So I just had that half a block.

Q: Had you asked him to follow you home?

A: No.

Q: Does he live in that direction?

A: He lives...yeah. He was going back home. He was going to take 7 home.

Q: OK. When you arrived at your apartment complex, did you notice anyone sitting in a car, standing on the ground or any parties in the area or anything similar?

A: There was a party going on. I just heard noises. I didn't see anything. And I just basically got out of the car and went up to the apartment. I didn't really look around because I was so tired. I just wanted to go to bed.

Q: Could you estimate what building the party was in?

A: 5000 over here. The one right next to us. I think it's 5000.

Q: In looking, that would be the apartment west of yours so that might be the 4000 building?

A: Yeah. Yep.

Q: In any manner, it's the apartment building to the west of yours?

A: Yes.

Q: And you couldn't tell if first floor, second floor...?

A: Like I said, I really didn't even look. I just heard noises.

Q: Once you parked your car near the north entrance of your building, did you go in that security door on the north end then?

A: Oh, yes, I did go in that door. I went in that north door.

Q: So then you would have had to walk most of the entire building to get to your end?

A: Yes.

Q: Again, while walking there, had you heard or seen anyone in the hallway or anything similar?

A: No, I did not notice anyone.

Q: So can you estimate approximately what time you got into your apartment then?

A: I would say about 1:25. 1:30. Somewhere in there.

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Q: When you returned to your apartment, was your mother awake yet?

A: No, she was sleeping.

Q: When you got to your apartment door, was the deadbolt latched?

A: No, she usually just locks the..just the one and then it will...yeah, that is the deadbolt lock.

Q: So your mother locks the deadbolt and leaves the knob open and the chain off?

A: Yeah.

Q: So when you returned this morning, the deadbolt was locked so you had to use your key to open the door?

A: Yes.

Q: And then shortly thereafter you got ready for bed and went into bed?

A: Um-huh (affirmative)

Q: Do you recall being on the third floor whether or not your bedroom curtains were open when you went into your room?

A: My curtains are always left open but I have a shelf right in front of it.

Q: And obviously you turned on the light when you went in there?

A: Um-huh (affirmative)

Q: When you returned home and got ready for bed, was your mother's bedroom door open or closed?

A: It was open but I closed it because I was going to stay up and eat something before I went to bed.

Q: So what time did you get into bed?

A: I would say about 1:35. I just ate and went right to bed.

Q: While traveling from Archies, was following you. Is that correct?

A: Um-huh (affirmative)

Q: Did you notice any other cars that seemed to take the same common pattern or anything like that where someone would have followed you home or did anyone come down Northeast Lake Street at that time?

A: No. I was by myself.

Q: OK. When you went to bed, you were awakened suddenly by something?

A: Yes.

Q: Can you describe that to me?

A: I was awakened by a hand over my mouth and a knife to my throat.

Q: Do you have like a digital alarm clock or something in your room where you could have seen approximately what time this was at all?

A: My clock is 1/2 hour fast. I think it said 2:36. So it would have been 2:06.

Signature _____


Witness _____

Q: With your curtain open, were you able to see the suspect as he put his hand over your mouth and put a knife to your throat?

A: I did see some of him, yes. It wasn't clear, totally clear. But I did see his face.

Q: Can you describe him to me?

A: He's got kind of a round face. Blonde hair with two receding hair lines. He's kind of losing his hair up on top. He smelled of cigarettes. I know that. He had like wrinkles on his face so I could tell he was older.

Q: A white male?

A: White male.

Q: Side burns? Mustache? Glasses?

A: He was not clean-shaven. He was just kind of scruffy. No mustache.

Q: Age wise?

A: I am approximating about 38-39 because he had asked "How old do you think I am?" and I said about 28 and he said, "Well, add about 10 years to that."

Q: Going back just to clarify one issue. When you had gotten into the apartment after Archies and that, had you secured the door latch, the deadbolt and the chain?

A: Yes. Yes, I did.

Q: Once you were awakened, did this suspect say anything to you at all?

A: He said, "Just do what I say and I won't hurt you." I immediately grabbed his hand off my mouth because I was just shocked and I said, "What are you doing? What do you want?" and with my other hand I grabbed the knife, the hand with the knife and he said, "Don't wiggle around and don't make any noises. I don't want to hurt you." And I just...I go "What do you want?" and he said, "I came in here for money to begin with but when I saw you laying here and I need more than that." I said, "Well, I wish you would put the knife away" and he said, "I don't want to hurt you with it" and I said, "Things would be a lot easier if you'd put the knife away." I did eventually convince him to put it down.

Q: While he was holding the knife, originally he was holding the blade across the front of your throat?

A: He was holding it like right about here.

Q: So it...

A: It wasn't touching me it was just there.

Q: So that would be the left jugular area on the left side of the neck?

A: Yes.

Q: Can you describe the knife to me?

A: It's a Chicago Cutlery. It's one of my mother's. It was a medium size, I would say steak...a little bigger than a steak knife.

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Witness



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Q: And that would have been from you mother's butcher block in the kitchen?

A: Yes.

Q: So he told you he had originally come there to get money was it?

A: Yes.

Q: Did he give you a reason why he had come there to get money?

A: Because he just spent his whole paycheck on crack and he needed money for gas to get to work.

Q: Did he tell you where he worked at all?

A: No, we got into a conversation about it but he avoided it. He...he's somewhat of his own boss because he said he had to work today but then he said, "Well, I'm my own boss so I guess I really don't have to go in."

Q: While he was talking to you with the knife and that, was he on top of you or was he beside your bed or where was he?

A: He was on top of me. I was laying down at first and then I had scooted up so I was sitting in my bed with my back toward the wall and he was sitting on my legs.

Q: When he had said that he had originally come for money but when he saw you now he wanted more. What did he do after that?

A: He told me that he was going to put his penis in my mouth and I refused.

Q: What did he do then?

A: He asked why. He goes, "I need this. I haven't had this for awhile." And I said, "I don't do that." And he goes, "I don't want to hurt you." And I said, "Put the knife down and we'll discuss it. We'll work this a different way." And that's when he put the knife down.

Q: Where did he place the knife?

A: He placed it on the right side of my bed. I was...I was assuming he put it down next to my...on the right side of my shelf because he had also placed his shirt there. So I just assumed he put the knife right underneath his shirt.

Q: While he was sitting on top of you with the knife and discussing what he wanted, can you describe what he was clothed in?

A: He had his shirt off and he was removing his shoes and socks.

Q: So prior to waking you up, he had taken his shirt off?

A: Yes.

Q: So then do you recall what trousers he was wearing at all?

A: I don't know if they were jeans. They were some sort of pants. I don't think they were jeans though.

Q: But when he originally sat on top of you, he had his pants, socks and shoes on?

A: Yes.

Q: After being able to talk him out of the knife and after refusing oral sex, did he

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_____  _____
Witness

continue to talk to you or...?

A: We just kind of made small talk. I don't know exactly what we even said to each other. I just tried keeping him talking to me. And keeping his mind off the knife that was next to my bed. And he removed my top and he said repeatedly throughout the two hours he was there how much...how beautiful I was and that he wished that we would have met at a different place at a different...I don't know. That we would have met somewhere else besides this spot.

Q: What were you wearing for bed clothes?

A: I had on my biking shorts and a black sports bra.

Q: When he removed your top, at that time the knife was lying next to your bed on the north side there?

A: Yes.

Q: Did he ask you to remove it first or did he just forcibly remove it?

A: He just removed it.

Q: At that time at all were you struggling with him at all throughout this or just...?

A: No, I just played along with because I knew the knife was on the...right there and he could have grabbed it any time.

Q: After removing your top, what did he do?

A: He started kissing my neck and playing with my breasts and kissing my chest.

Q: What approximate time at all do you believe this would have been?

A: About, closer to 2:30.

Q: While doing this, did he ask for any sexual favors or did he tell you that he was going to do something or if you didn't do something, he would hurt you with the knife?

A: He told me to unbuckle his jeans and I never did so he did it for me and he eventually removed his pants and he laid down next to me and he asked me to get him excited. And he was laying next to me and he had his one arm...we were kind of laying next to each other I guess and one arm was around me and the other arm was touching me all over.

Q: And at that time you still had your biker shorts on?

A: Yes.

Q: Did he forcibly remove them or reach inside of them or...?

A: He asked if I was going to get any pleasure out of all this and I said no and he asked if we could...or he asked...or said that we were going to have intercourse and I said, "I don't see any point in it because it's not going to be any fun for either one of us." He did ask about my period and all that kind of stuff. After awhile we were...after asking me, you know, if I was going enjoy any of this and...then we just made more small talk and then he said...then I asked well, if I refused, if he was going to force me into anything and he said, "I don't want to force you into anything but I need this."

Signature

Witness



Q: Did he give a reason as to why he needed it? Did he say family problems or...?

A: He was really messed up with crack. He had no money. He didn't have a girlfriend. He hasn't had a girlfriend in a long time.

Q: In some of this small talk that you had with him, did he ever tell you where he was born or where he worked or where he lived?

A: He grew up in North Minneapolis. We were...he was asking me about my...if I liked sports, if I like to do different things and then he had said that he liked to run and that he used to live in Hopkins and once a week, one day out of the five days he worked, he ran to work which was, he said, about twenty miles.

Q: Did he ever tell you what type of work he used to do in Hopkins at all?

A: No, he didn't say anything about that.

Q: In looking at his physical appearance now, did he give you the impression that he was currently a runner now?

A: No. No. He was a little stocky in the shoulders but no, it didn't look like he was in that good of shape.

Q: How much would you say he would have weighed?

A: Oh, I don't...200, over 200.

Q: Could you tell me about how tall he was at all?

A: He was a little taller than I am and I'm 5'6", so I would say about 5'8", 5'10", something like that.

Q: Going back now to him asking you to arouse him, at that point in time he'd taken his clothes off?

A: Yes.

Q: And he was lying in your single bed with you at that time?

A: Yes.

Q: What happened after that?

A: He said, "Well, I know you don't want to do this but I need it." And he removed my pants, my biking shorts and my underwear underneath that. And he removed both of them and then he laid on top of me.

Q: At any point in time did you continually tell him that you did not want to do this?

A: Yes, I did.

Q: What would he reply?

A: He said, "But I need it."

Q: And you complied because of the threat of him being within an arm's reach from the knife?

A: Exactly.

Q: So as he got on top of you, was he able to obtain an erection?

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Witness

A: Yes.

Q: And at that point in time he had sexual intercourse with you in the bed?

A: Yes, he did.

Q: Did he say anything during the sexual intercourse at all to you?

A: Not that I recall. I just closed my eyes and tried to block it out.

Q: Was he talking at all or saying anything derogatory about anyone?

A: I remember him saying that he wished he would have met me somewhere else. He said that through all the whole two hours he was there that he just wishes that we would have met in a different situation because he liked the way I was talking to him. He liked the way that I was treating him. And I was basically just playing a big game because I knew that the knife was within arm's reach. I would have did anything to please him.

Q: How long did this sexual intercourse act last?

A: About five minutes.

Q: After that was he able to reach an orgasm?

A: Yeah, he did.

Q: In that, did he ejaculate inside of you?

A: Yes, he did.

Q: After completing that, what did he do then?

A: He laid down next to me and we just made more small talk and he kept saying, "Well, I suppose I should get out of here before your mother wakes up."

Q: You had told him at that time that your mother was in the next bedroom?

A: He had...when he came in and when the knife was already down, he had asked if I was living alone. I had said that my mother was in the other room and he asked if she would wake up, or if she was going to be getting up soon. And I said I didn't think so.

Q: Did he give you instructions, not to scream or make any noise or that he would have to use the knife on you?

A: He, at the beginning, he just said, "I don't want to hurt you. Just do what I say and nothing will happen."

Q: After his completed ejaculation, he laid alongside of you in the bed?

A: Yes.

Q: He continued to lay there unclothed at that time?

A: Yes.

Q: Did he mention anything at that time or any other further discussion with you?

A: I do remember him distinctly saying that he wishes...he did say that he wishes he did not rape me, that we...he wishes we would have met and we would have met on better terms. He goes, "I like you." He goes, "You're one of the better girls

Signature

Witness



I've seen." But he did admit that he raped me.

Q: OK. Had he given you any reason as to why he had particularly chosen your third floor apartment?

A: No, he did not.

Q: OK. You said that he didn't leave until about 4 a.m., what happened between the completion of this rape as he laid next to you naked in the bed?

A: We just basically made small talk and he just kept saying he should be going and I said, "Yeah, before my mother wakes up and I've got to go to work and he's got to go to work" and that's just basically all it was and he would get up and then he would lay back down and he goes, "I'm really tired. I would like to just stay here." And I just said, "Yeah, but that wouldn't be really, that would not be a good situation if my mother saw you there." And he goes, "Yeah, I guess...what would you tell her? That this guy broke into our apartment last night?"

Q: Did he ever mention how he got into your apartment?

A: No, he did not mention anything.

Q: But your patio door was unlocked with the screen door closed?

A: Yes. And the front door from the hallway was completely locked and chained.

Q: Do you know, did he look about your room for any type of jewelry or money or look in your purse or anything?

A: My purse was out in the kitchen. Everything was in the order that I left it.

Q: So he didn't look about your bedroom for money or anything?

A: No, he did not.

Q: How long would you estimate that he laid next to you there then?

A: I would say for about 20 minutes to 1/2 hour. We just laid there and made small talk.

Q: Was the yard light shining in your bedroom window at all so you could see his face and description?

A: Yes, the yard light was shining in with the moon light. I didn't get a clear picture of him but I got a pretty good, I got a pretty good shot of him because he was almost 99% of the time he was always facing me.

Q: At some point in time did the suspect say that he had to leave or did he get up and leave or...?

A: I asked him how he wanted to leave and he just kind of looked at me and he said, "Well, I'm going to put my clothes on and walk out the front door." And I said, "Well, do you want me to check on my mother so she doesn't get all suspicious or wake up?" And he agreed that that would be a good way to do it so we both put our clothes back on. I opened my door that he had closed behind him when he came in and my mother's door was open and that just kind of...that hit me because I know I closed it when I came home. So I don't know if he opened it, looked in, saw my mother laying there and then went to my room or what but her door was open. So I shut it again. We walked through the hallway. I unlocked the door, undid the

Signature

Witness

S. Kleinfel

chain, I opened the doorway, or the door. He kissed me and...before...I forgot something. Before we had left my bedroom, he asked me if it would be possible if he could see me again and he wondered if I .

(Second tape begun)

A: He had mentioned that he would probably not try and get a hold of me for about 2-3 weeks because he wanted to try and straighten some things out with his boss and he knew he had a crack addiction and he wanted to do something about it.

Q: So he had inquired as to your phone number?

A: Yes, before we left my bedroom, he had asked if he could have my phone number because he would like to see me again.

Q: Did you give it to him?

A: I wrote down my first name, the first three numbers of my phone number and then I just gave him four numbers off the top of my head. I have no clue...I just randomly picked four numbers.

Q: After you had both gone near the doorway and you had unlatched the door and unlocked it and he kissed you, did he then walk you out to the lighted hallway?

A: Yes, he did.

Q: At that time could you see what he was wearing?

A: I did see his shirt was a blue and white short-sleeved button down shirt and I have no clue about his pants.

Q: Did you get a good look at his face in the lighted hallway or just as he walked away?

A: As he walked out he never looked at me again. So I just got the back of his head.

Q: When he left your residence, which way did he go in the hallway?

A: He took a right out my door which would mean he would be going out through the door next to the creek.

Q: Did you hear him go down the stairs and open the exit door at all?

A: No, as soon as he walked out and I saw him, he was walking out, I shut the door and I locked it and chained it.

Q: Do you recall approximately what time this would have been?

A: A little after 4:00.

Q: What did you do at that time then?

A: I walked into my bedroom. No, I did not. I walked into my mother's bedroom to see if she was okay. I stood there for awhile because she was not moving and she didn't breath...I couldn't hear her breathing and that scared me a little bit. So I just sat and watched her for a little while and I walked around her bed to look out her window to see if I could see him. I didn't see him and then she had turned over so I knew she was okay. Then I went into the living room and I looked at the patio, saw that the patio door was open.

Signature

Witness

S. Klein

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Q: The actual screen door was open?

A: The screen door was open. The patio door itself, the lock on it was pulled all the way back. At that time, I did pull that door shut and lock it. And I looked out the window again and I did not see him.

Q: You didn't hear any cars starting or motorcycles or anything similar?

A: No.

Q: The patio door, when you had come home and exchanged cars and that, the patio glass door was open and the screen was closed?

A: Yes.

Q: And that's basically the way you found it once you checked it again?

A: When I checked it after he had left, the glass door was pulled all the way back. It was open and the screen door was partially open.

Q: So the glass door wasn't all the way open when you left it?

A: When I left it...?

Q: Originally.

A: Originally. The glass door was never shut totally. It was always open, from when I came home to when he left.

Q: But it appears as though it was open farther?

A: The screen door was.

Q: So the glass door was never moved as far as you know?

A: No, it was not.

Q: Did you sustain any injuries at all from this?

A: No, he was very...he was a gentleman. I don't appear to have any bruises on me and he did not hit me or anything.

Q: After checking on your mother and checking on the living room, did you then return and wake your mother?

A: No, I went into my bedroom. I made my bed. Turned the light on, made my bed and checked to see if I could see if he took the knife or not. I could not find it so I assumed he had taken it with him. After that I was just kind of pacing back and forth. I didn't really know what to do. I went into the kitchen and had picked up the phone and at that time I called my boyfriend

Q: What is his name?

A:

Q: Do you know approximately when or exactly when you had called

A: I called him approximately five minutes after he had left the apartment and I talked to him for about 15-20 minutes.

Q: After speaking to him, did you then call the police department?

A: Yeah. I tried calming me down after I told him what had just happened. I was

Signature

Witness



trying to keep my voice down because I did not know where this man was. I didn't know if he...because I did not see him outside. And while I was talking to him, about five minutes into our conversation I heard a car start and leave the parking lot. I didn't really get a good look at it. I saw the back end and I know it was a brown, big car.

Q: Could you see how many people were in this brown car at all?

A: I just saw the back end of it.

Q: Can you describe the tail lights to me, configuration wise?

A: It had to have been an older car because there was long tail lights on older cars.

Q: Long horizontal?

A: Yes, long horizontal.

Q: Where was this car parked at?

A: It was parked right next to building 4000. So it would be the first parking, once you come into the north parking lot, it would be the first aisle and it was about the second or third car from our apartment.

Q: So as you looked across the courtyard to the north?

A: Yes.

Q: After speaking with _____, you then notified the Hopkins Police?

A: Yes, I called 9-1-1.

Q: Have you, in the past month or so, had any problems with any males at work or anyone bothering you?

A: No.

Q: Have you had any problems at home with either hang up phone calls or unreasonable sales tactics or obscene phone calls at all?

A: No.

Q: Do you think that you would recognize the suspect if you saw him again?

A: Yes, I think I would.

Q: Do you think you have a good enough picture of him in your mind that you would be able to assist an officer with putting what's called an Identi-kit together of a composite of him?

A: I'm willing to try. I think I know enough.

Q: Is there anything else you feel you can add to your statement or something that I've failed to ask?

A: I can't think of anything right off hand.

Q: At no time during the assault did you ever strike him or scratch him or leave any marks?

A: He did say that he had a lot of scars and he did not consider himself very attractive.

Signature

Witness

B. Kimpel

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Q: Could you see if his complexion was ruddy or do you think he was referring to acne scars?

A: No, he's been in a lot of brawls.

Q: Could you see any definite scars on his face in the light?

A: When I saw him, he just looked like he was just worn down. Worn out.

Q: Anything else you feel you can add to your statement at all?

A: No.

Q: Did I in any manner force you or coerce you to make this statement to me?

A: No, you did not.

Q: Would you be willing to review and sign it as a true and accurate statement once it is typed?

A: Yes.

End of statement at 1010 hours.

Signature

Witness

B. Keibel

CCT	LIST CHARGE STATUTE ONLY	MOC	GOC
1	§609.342	L1287	N
2	§609.342	L2387	N
3	§609.582	B1252	N

CTY ATTY
FILE NO.

05-6036

CONTROLLING
AGENCY
0270900

CONTROL NO.
91004661

05 SEP 22 PM 1:53

COURT CASE NO.

DATE FILED

009.11

DEPT
HENN. CO. DISTRICT
COURT ADMINISTRATOR

if more than 6 counts (see attached) if Domestic Assault as defined by MS 518B01, sub2a,b

State of Minnesota,

PLAINTIFF,

VS.

Amended

Tab Charge Previously Filed

SERIOUS FELONY

SUMMONS

FELONY

WARRANT

GROSS MISDM DWI

ORDER OF DETENTION

GROSS MISDM

EXTRADITION

NAME: first, middle, last

Date of Birth

Legal Edge Number

GREGORY A. ALLEN 05055973

1/17/54

LE#: 05-43262

Inmate No. 167930-A

c/o Waupun Correctional Facility

200 S. Madison St.

Waupun, WI 53963-0351 DEFENDANT.

SOR

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court and states that there is probable cause to believe that the Defendant committed the following offense(s). The complainant states that the following facts establish PROBABLE CAUSE:

COMPLAINANT, Detective Raymond Laudenbach of the Hopkins Police Department, has reviewed relevant police reports and believes that the following information establishes probable cause:

On June 1, 1991, a known adult female then known as [redacted] was sexually assaulted in her Hopkins, Hennepin County home. Twenty-two-year-old [redacted] was sleeping in her bed at 2:00 a.m. in the morning when she was awoken by a hand being placed over her mouth and a knife from her own kitchen being placed on her throat. A man, unknown to her, was holding the knife. [redacted] asked him what he wanted and he said he was there to get money for crack cocaine. He told her that once he saw how beautiful she was, he decided he wanted more than that. He took his shirt off and told her he wanted oral sex. [redacted] told him she would not do that.

[redacted] convinced the man to put the knife down. He began kissing her neck and telling her how beautiful she was. He touched her breasts and removed her pants and underwear. The man then climbed on top of her and had sexual intercourse with her. He repeatedly told her he was sorry they had to meet this way and not under different circumstances. The defendant then left.

Investigation revealed that the man entered through a patio door that was unlocked. The knife was left near [redacted]'s bed. [redacted] underwent a sexual assault examination, which revealed the presence of semen.

While a number of suspects were developed over the years, no one was identified as [redacted]'s assailant.

In 1999, the Minnesota BCA determined that the DNA in the sperm collected during the sexual assault examination matched the DNA profile in the blood sample taken from defendant **GREGORY A. ALLEN**. The defendant is an inmate serving a 60-year sentence for second-degree sexual assault, burglary, and kidnapping at the Wisconsin Correctional Institute in Waupun, Wisconsin.

After securing a search warrant and a buccal sample, complainant submitted the known DNA sample to the BCA in 2005. Testing revealed a match between the DNA in defendant's known sample and the DNA from the sperm.

In addition to the offenses in Wisconsin, the defendant's criminal history includes a Minnesota simple robbery conviction in 1971 (the defendant was a juvenile), felony possession of marijuana from North Dakota in 1976, and battery of a police officer in Wisconsin in 1987.

The defendant is currently in custody in Waupun, Wisconsin. He was taken into custody on October 25, 1995, and has been in custody in Wisconsin since that date.

O F F E N S E

COUNT 1: CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE (FELONY)
MINN. STAT. 1991, §609.342, SUBD. 1(c), SUBD. 2; §609.101, SUBD. 2
PENALTY: 0 -25 YEARS AND/OR \$500-\$40,000

That on or about June 1, 1991, in Hopkins, Hennepin County, Minnesota, **GREGORY A. ALLEN** engaged in sexual penetration with _____, a known adult female, and circumstances existing at the time of the act caused _____ to have a reasonable fear of imminent great bodily harm to herself or another.

COUNT 2: CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE (FELONY)
MINN. STAT. 1991, §609.342, SUBD. 1(d), SUBD. 2; §609.11; §609.101, SUBD. 2
PENALTY: 1 YEAR AND 1 DAY -25 YEARS AND/OR \$500-\$40,000

That on or about June 1, 1991, in Hopkins, Hennepin County, Minnesota, **GREGORY A. ALLEN**, armed with a dangerous weapon, to-wit: a knife, engaged in sexual penetration with _____, a known adult female, and used or threatened to use the weapon to cause _____ to submit.

OFFENSES CONTINUED ON NEXT PAGE

COMPLAINT SUPPLEMENT

CCT	SECTION/Subdivision	M.O.C.	GOC

OFFENSES – CONTINUED

CHARGE 3: BURGLARY - FIRST DEGREE (FELONY)
MINN. STAT. 1991, §609.582, SUBD. 1(a), 1a
PENALTY: 6 MONTHS-20 YEARS AND/OR \$35,000

On or about June 1, 1991, in Hopkins, Hennepin County, Minnesota, **GREGORY A. ALLEN** entered a dwelling, without consent, and with intent to commit a crime or committed a crime while in the dwelling and another person, a known adult female, who was not an accomplice, was in the dwelling at any time while **GREGORY A. ALLEN** was in the dwelling.

NOTE: You must appear for every court hearing on this charge. A failure to appear for court on this charge is a criminal offense and may be punished as provided in Minn. Stat. § 609.49.

BEFORE, Complainant requests that said 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'S NAME:

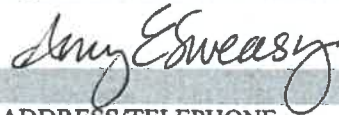
Donald Laudenbach

COMPLAINANT'S SIGNATURE:



Being duly authorized to prosecute the offense(s) charged, I hereby approve this Complaint.

PROSECUTING ATTORNEY'S SIGNATURE:



September 2005

Red

PROSECUTING ATTORNEY:

TITLE:

Amy E. Sweasy (#26104X)
Assistant County Attorney

ADDRESS/TELEPHONE:

C2100 Government Center, Minneapolis, MN 55487
Telephone: (612) 348-6552

Court Case # _____

This COMPLAINT was subscribed and sworn to before the undersigned this _____ day of _____, 20____.

NAME:

SIGNATURE:

TITLE:

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 his detention, if already in custody, pending further proceedings. The Defendant(s) is/are thereof charged with the above-stated offense.

SUMMONS

THEREFORE YOU, THE ABOVE-NAMED DEFENDANT(S), ARE HEREBY SUMMONED to appear on the _____ day of _____, 20____ at _____ AM/PM before the above-named court at _____ to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

WARRANT

EXECUTE IN MINNESOTA ONLY
To the sheriff of the above-named county; or other person authorized to execute this WARRANT; I hereby order, in the name of the State of Minnesota, that the above-named Defendant(s) be apprehended and arrested without delay and brought promptly before the above-named 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 thereafter as such Judge or Judicial Officer is available) to be dealt with according to law.

ORDER OF DETENTION

Since the above-named Defendant(s) is already in custody; I hereby order, subject to bail or conditions of release, that the above-named Defendant(s) continue to be detained pending further proceedings.

Bail: \$1,000,000.00

Conditions of Release:

This COMPLAINT- WARRANT duly subscribed and sworn to, is issued by the undersigned Judicial Officer this _____ day of _____, 20____.

NAME:

SIGNATURE

/S/ PATRICIA L. BELOIS
Judge of District Court

TITLE: **JUDGE OF DISTRICT COURT**

SEP 22 2005

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

STATE OF MINNESOTA COUNTY OF HENNEPIN

Clerk's Signature or File Stamp:

STATE OF MINNESOTA

Plaintiff

Vs.

GREGORY A. ALLEN

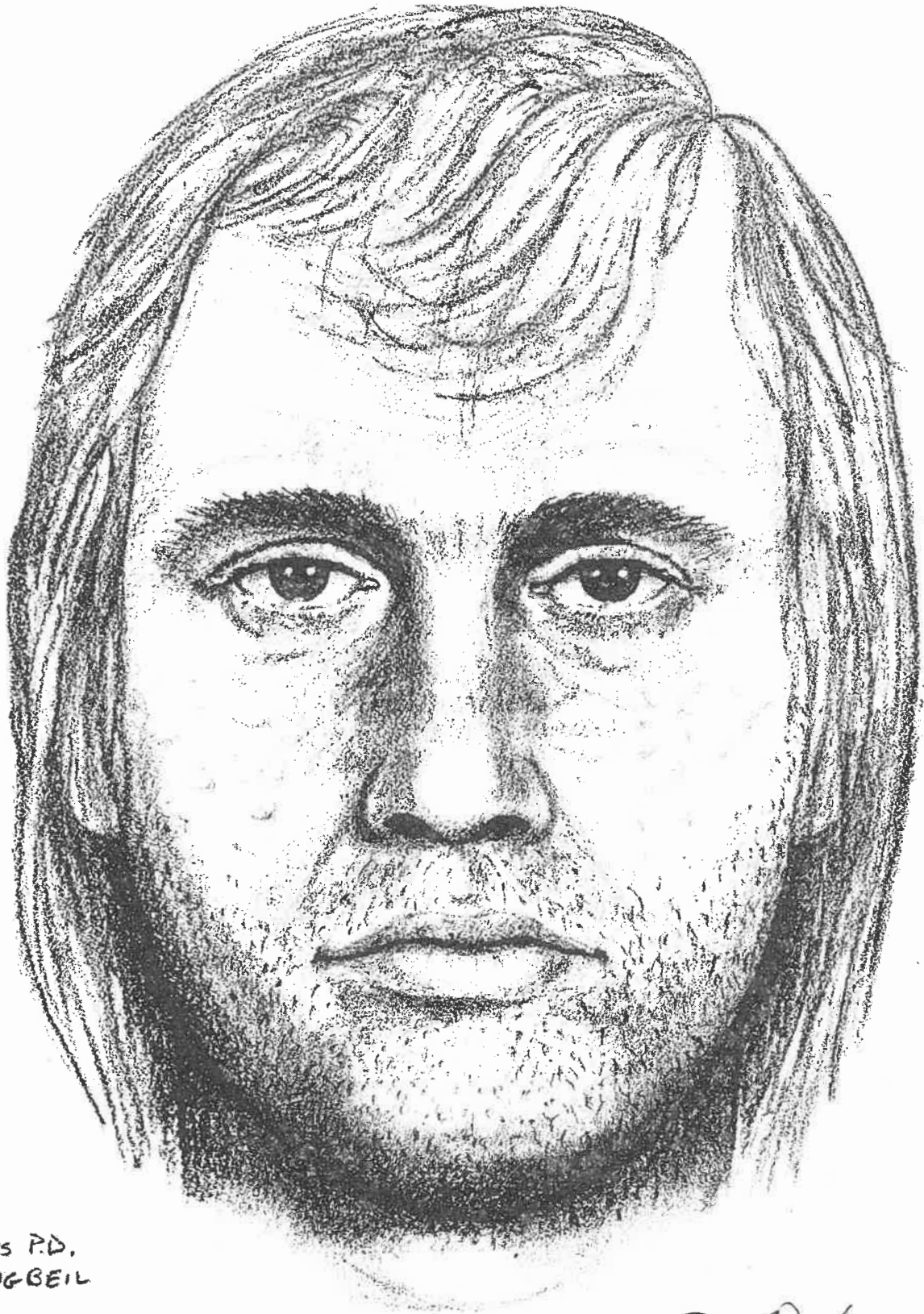
Defendant.

RETURN OF SERVICE

I hereby Certify and Return that I have served a copy of this COMPLAINT – SUMMONS, WARRANT, ORDER OF DETENTION upon Defendant(s) herein-named.

Signature of Authorized Service Agent:

ARTIST'S SKETCH



OR: HOPKINS P.D.
GORDY KLINGBEIL

Paul Johnson POLICE ARTIST

CITY OF ST. PAUL DEPARTMENT OF POLICE

C.N. <i>HOPKINS P.D.</i> <i>91004661</i>		OFFENCE <i>C.S.C.</i>	PERSON INTERVIEWED (INITIALS)	DATE <i>6/13/91</i>	TIME <i>12:45</i>
DESCRIPTION OF PERSON WANTED					
SEX <i>MALE</i>	AGE <i>38-39</i>	HEIGHT <i>5'8"-5'10"</i>	WEIGHT <i>200+</i>	COLOR OF SKIN <input checked="" type="checkbox"/> WHITE	<input checked="" type="checkbox"/> TAN <input type="checkbox"/> BROWN <input type="checkbox"/> BLACK
COLOR OF HAIR <i>BLONDE</i>	COLOR OF EYES <i>DARK ?</i>	REMARKS (IF OTHER)			