

State of Minnesota  
County of Rice

District Court  
3rd Judicial District

Prosecutor File No. 0660041424  
Court File No. 66-CR-17-2740

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**State of Minnesota,**

Plaintiff,

vs.

**MARC LEWIS ANTHONY DOB: 11/28/1984**

1170 Cannon Valley Place #41  
Northfield, MN 55057

Defendant.

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**COMPLAINT**

Order of Detention

The Complainant submits this complaint to the Court and states that there is probable cause to believe Defendant committed the following offense(s):

**COUNT I**

**Charge: Burglary-1st Deg-Dwelling-Occupied-Non-Accomplice Present**

Minnesota Statute: 609.582.1(a)

Maximum Sentence: 20 years and/or \$35,000 fine

Offense Level: Felony

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony did enter a building without consent of the lawful possessor with intent to commit a crime or committed a crime while in the building, either directly or as an accomplice, and the building was a dwelling and another person not an accomplice was present in the building,

**COUNT II**

**Charge: Assault-2nd Degree-Dangerous Weapon**

Minnesota Statute: 609.222.1

Maximum Sentence: 7 years and/or \$14,000 fine

Offense Level: Felony

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony did assault another with a dangerous weapon.

**COUNT III**

**Charge: Domestic Assault-Felony**

Minnesota Statute: 609.2242.4

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

Offense Level: Felony

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony did assault a family or household member within ten years of the first of any combination of two or more previous qualified domestic violence-related offense convictions or adjudications of delinquency.

#### **COUNT IV**

**Charge: Threats of Violence-Intent to Terrorize**

Minnesota Statute: 609.713.1

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

Offense Level: Felony

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony, did directly or indirectly threaten to commit a crime of violence, with purpose to cause, or in reckless disregard of the risk of causing such terror.

#### **COUNT V**

**Charge: Domestic Assault - By Strangulation**

Minnesota Statute: 609.2247.2

Maximum Sentence: 3 years and/or \$5,000 fine

Offense Level: Felony

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony did assault a family or household member by strangulation,

#### **COUNT VI**

**Charge: Gross Misdemeanor 5th Degree Controlled Substance- Possess Schedule 1,2,3,4**

Minnesota Statute: 152.025.2(1)

Maximum Sentence: 1 year and/or \$3,000 fine

Offense Level: Gross Misdemeanor

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in Rice County, Minnesota, the Defendant, Marc Lewis Anthony, did unlawfully possess one or more mixtures containing a controlled substance classified in Schedule I, II, III, or IV, except a small amount of marijuana for no remuneration, and the Defendant has not been previously convicted of a violation of this chapter or a similar offense in another jurisdiction and the amount of the controlled substance possessed, other than heroin, was less than 0.25 grams or one dosage unit or less or, if heroin, was less than 0.05 grams of heroin.

#### **COUNT VII**

**Charge: Fleeing a Peace Officer By a Means Other Than a Motor Vehicle**

Minnesota Statute: 609.487.6

Maximum Sentence: 90 days and/or \$1,000 fine

Offense Level: Misdemeanor

Offense Date (on or about): 11/06/2017

Control #(ICR#): 17006847

Charge Description: On or about November 6, 2017, in the County of Rice, Minnesota, Marc Lewis Anthony did and for the purpose of avoiding arrest, detention, or investigation, or in order to conceal or destroy potential evidence related to the commission of a crime, did attempt to evade or elude a peace officer acting in the lawful discharge of an official duty, by means of running, hiding, or by any other means except fleeing in a motor vehicle.

## STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

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

On November 6, 2017, Faribault Police Officers were dispatched to a residence located in the city of Faribault, Rice County, Minnesota, regarding a domestic assault. The reporting party stated that MARC LEWIS ANTHONY, dob 11/28/1984, hereinafter "Defendant," was at the home of his current girlfriend, RP, and was hitting and choking her. RP is currently 32 weeks pregnant.

Officer Carstensen arrived at the residence along with Sergeant Knutson and Detective Gramling. Officer Carstensen observed Defendant walk down the stairs from the apartment and she went upstairs to locate RP. Officer Carstensen located RP who stated that she was having abdominal pains and an ambulance was called for her. RP told Officer Carstensen that Defendant was at her residence and refused to leave. RP stated that Defendant became angry when RP insisted that he leave and he choked her so that she could not breathe. Officer Carstensen observed a chunk of hair near RP's collar. RP stated she believed it was from Defendant pulling her hair when she was pulled to the ground. RP was then taken to the hospital.

Officer Carstensen later took another statement from RP while she was at the hospital. RP stated that she had been trying to get Defendant out of her home because she did not want him there. She stated that she asked him repeatedly to leave and he got mad. Defendant then jumped up and started choking her and stated that he was going to kill her. Defendant grabbed RP's face and squeezed her jaw. Defendant then pointed a gun at RP and said he would shoot her eye out. RP stated that the gun looked real but that Defendant stated that it was a BB gun. RP stated that Defendant had entered her home today when she was in the shower. Defendant charged RP in the bedroom and then took her to the living room where he choked her. RP stated that when Defendant was choking her, he had one hand on her arm and the other hand around her neck. Defendant pushed his thumb into the front of her neck. RP stated that she could not breathe while Defendant was choking her and got lightheaded. RP stated that she grabbed a knife to try and protect herself when Defendant had the gun.

Sergeant Knutson located a knife and BB gun in a small room in the apartment along with a glass bong and a glass pipe commonly used to smoke illegal drugs.

While Officer Carstensen was talking with RP in the apartment, Defendant walked downstairs and was met by Detective Gramling. Detective Gramling noted numerous scratch marks on Defendant's face that appeared relatively fresh. Detective Gramling asked Defendant if he was hurt. Defendant denied any injuries and tried to walk back into the house. Detective Gramling told him he could not go back into the apartment because there was an investigation going on at the moment. Defendant continued to try and go

back in and was very fidgety and was grabbing at his clothes. Detective Gramling became concerned about Defendant's behavior so he took Defendant by the arm and told him that he was going to be detained while the investigation was going on. Defendant pulled away, jumped down from the porch, and began running away. Detective Gramling and several other officers began to chase him and yelled "Stop, Police." Defendant was apprehended a short distance later and was handcuffed. A broken glass pipe was located in Defendant's pant's pocket. The pipe later tested positive for methamphetamine.

Office Shuda took a statement from Defendant who stated that he was in RP's apartment when she came into the kid's back room with a knife. He wrestled the knife out of her hand and then RP calmed down. Defendant stated that he and RP used to be in a relationship but were now separated. Defendant stated that this altercation happened about an hour before officers arrived and nothing else had happened. Defendant stated that Detective Gramling had told him to turn around but not why so he got scared and ran. Defendant admitted to hearing Detective Gramling telling him to stop and that he was a police officer.

Defendant has previously been convicted of 5th Degree Assault on May 5, 2009, in Rice County District Court file number 66-CR-08-2700 and on November 25, 2013, in Rice County District Court file number 66-CR-13-999.

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

## SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:  
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or  
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

**Complainant**

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

Electronically Signed:  
11/07/2017 10:32 AM  
Rice County, Minnesota

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

**Prosecuting Attorney**

Catherine M Miller  
Assistant Rice County Attorney  
218 NW 3rd Street  
Faribault, MN 55021  
(507) 332-6103

Electronically Signed:  
11/07/2017 10:28 AM

**FINDING OF PROBABLE CAUSE**

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

**SUMMONS**

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear on \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ AM/PM before the above-named court at 218 NW 3rd Street, Faribault, MN 55021 to answer this complaint.

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

**WARRANT**

To the Sheriff of the above-named county; or other person authorized to execute this warrant: I order, in the name of the State of Minnesota, that the Defendant be apprehended and arrested without delay and brought promptly before the court (if in session), and if not, before a Judge or Judicial Officer of such court without unnecessary delay, and in any event not later than 36 hours after the arrest or as soon as such Judge or Judicial Officer is available to be dealt with according to law.

*Execute in MN Only*

*Execute Nationwide*

*Execute in Border States*

**ORDER OF DETENTION**

Since the Defendant is already in custody, I order, subject to bail or conditions of release, that the Defendant continue to be detained pending further proceedings.

Bail: \$  
Conditions of Release:

This complaint, duly subscribed and sworn to or signed under penalty of perjury, is issued by the undersigned Judicial Officer as of the following date: November 7, 2017.

**Judicial Officer**

Christine A Long  
Judge

Electronically Signed: 11/07/2017 10:45 AM

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

**COUNTY OF RICE  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**Marc Lewis Anthony**

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE  
I hereby Certify and Return that I have served a copy of this Order of  
Detention upon the Defendant herein named.*

Signature of Authorized Service Agent:

## DEFENDANT FACT SHEET

**Name:** Marc Lewis Anthony  
**DOB:** 11/28/1984  
**Address:** 1170 Cannon Valley Place #41  
Northfield, MN 55057

**Alias Names/DOB:**

**SID:** MN07020719

**Height:**

**Weight:** 170lbs.

**Eye Color:**

**Hair Color:**

**Gender:**

**Race:**

**Fingerprints Required per Statute:** Yes

**Fingerprint match to Criminal History Record:** Yes

**Handgun Permit:** No

**Driver's License #:** S229164872113 (MN)

**Alcohol Concentration:**

## STATUTE AND OFFENSE GRID

<b>Cnt Nbr</b>	<b>Statute Type</b>	<b>Offense Date(s)</b>	<b>Statute Nbrs and Descriptions</b>	<b>Offense Level</b>	<b>MOC</b>	<b>GOC</b>	<b>Controlling Agencies</b>	<b>Case Numbers</b>
1	Charge	11/6/2017	609.582.1(a) Burglary-1st Deg-Dwelling-Occupied-Non-Accompl ce Present	Felony	B1231		MN0660100	17006847
2	Charge	11/6/2017	609.222.1 Assault-2nd Degree-Dangerous Weapon	Felony	A2581		MN0660100	17006847
3	Charge	11/6/2017	609.2242.4 Domestic Assault-Felony	Felony	AJ351		MN0660100	17006847
4	Charge	11/6/2017	609.713.1 Terroristic Threats-Reckless Disregard Risk	Felony	A9B81		MN0660100	17006847
5	Charge	11/6/2017	609.2247.2 Domestic Assault - By Strangulation	Felony	AN351		MN0660100	17006847
6	Charge	11/6/2017	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Gross Misdemeanor	DH5C0		MN0660100	17006847
7	Charge	11/6/2017	609.487.6 Fleeing a Peace Officer By a Means Other Than a Motor Vehicle	Misdemeanor	E6770		MN0660100	17006847