

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

**CONDITIONAL RELEASE ORDER
TO SURRENDER FIREARMS**

vs.

District Court File No. 62-CR-24-4219

Justin Michael Anthony Sutherland,

Defendant.

FILED IN DISTRICT COURT
STATE OF MINNESOTA

JUL 01 2024

The Court, finding that the above-referenced Defendant has been charged with Threats of Violence - Reckless Disregard Risk, and further finding credible evidence that the Defendant has in his possession firearms, destructive devices, and/or dangerous weapons, issues the following:

ORDER

1. Pursuant to Minn. Stat. 629.715, subd. 2, As part of any conditions of release, the Defendant must surrender to local law enforcement all firearms, destructive devices, and dangerous weapons owned or possessed by the Defendant.
2. Defendant is ordered to transfer all firearms to a law enforcement agency within 24 hours of his release from custody.
3. If retrieving said weapons requires going to the address prohibited by Court order, the Defendant must first secure a police escort before going to the prohibited address. **THE DEFENDANT MAY NOT GO TO THE PROHIBITED ADDRESS WITHOUT A POLICE ESCORT.**
4. Defendant must transport all firearms according to law. **ALL FIREARMS MUST REMAIN IN THE CLOSED TRUNK OF A MOTOR VEHICLE UNLOADED AND FULLY CONTAINED IN A CASE WITHOUT ANY PORTION OF THE FIREARM EXPOSED.**
5. When transferring to a law enforcement agency, defendant must contact the law enforcement agency prior to transfer and follow all instructions. **DO NOT CARRY FIREARMS INTO A LAW ENFORCEMENT BUILDING OR COURTHOUSE.**
6. Firearms must be initially transferred to a law enforcement agency, but Defendant may notify the agency to transfer firearms subject to this Order to a federally licensed firearms dealer or third party. If Defendant/Respondent requests that firearms be transferred to a federally licensed firearms dealer or third party, the Defendant/Respondent must ensure

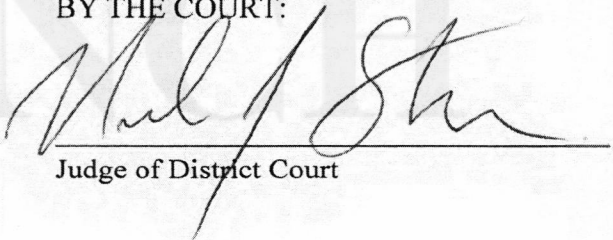
that a third party affidavit OR proof of transfer from the proposed recipient be transmitted to the law enforcement agency that took initial possession of the firearms.

- a. A third party affidavit must be signed under oath before a notary public by the person taking possession of transferred firearms and must acknowledge and state the following information: (1) Name of defendant/respondent; (2) type of transfer (permanent/temporary), (3) date of transfer, and (4) serial number, make, and model of all firearms. The third party must acknowledge in the affidavit that the third party may be held criminally and civilly responsible under section 624.7144 if the defendant/respondent gains access to a transferred firearm while the firearm is in the custody of the third party.
- b. Proof of transfer must include the following information: (1) Name of defendant/respondent; (2) type of transfer (permanent/temporary), (3) date of transfer, and (4) serial number, make, and model of all firearms.

Defendant must supply a proof of transfer or third party affidavit to the law enforcement agency before any firearms subject to this Order may be transferred to a federally licensed firearms dealer or third party.

7. Defendant/Respondent must present a copy of this Order to the federally licensed firearms dealer, law enforcement agency, or third party at the time of firearms transfer.
8. Defendant/Respondent must pay all reasonable fees imposed by a law enforcement agency to store firearms or process a permanent transfer of firearms pursuant to this Order.
9. Defendant/Respondent may not live in a residence where others possess firearms.
10. A law enforcement agency receiving firearms pursuant to this Order must investigate a third party or defendant/respondent's eligibility to lawfully possess firearms before transferring or returning firearms.

BY THE COURT:



Judge of District Court

Dated: 7/1/2024