

State of Minnesota
County of Ramsey

District Court
2nd Judicial District

Prosecutor File No. 0620565445
Court File No. 62-CR-24-4219

State of Minnesota,

Plaintiff,

vs.

JUSTIN MICHAEL ANTHONY SUTHERLAND DOB: 10/10/1984

883 Front Ave
Saint Paul, MN 55103

Defendant.

COMPLAINT

Order of Detention

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

COUNT I

Charge: Threats of Violence - Reckless Disregard Risk

Minnesota Statute: 609.713.1

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

Offense Level: Felony

Offense Date (on or about): 06/28/2024

Control #(ICR#): 24117355

Charge Description: On or about June 28, 2024, in the County of Ramsey, Minnesota, Justin Michael Anthony Sutherland, did directly or indirectly threaten to commit a crime of violence, with purpose to cause, or in reckless disregard of the risk of causing, terror in another.

STATEMENT OF PROBABLE CAUSE

On June 28, 2024, at approximately 8:04 p.m., police responded to 8XX Front Avenue, St. Paul, Ramsey County, Minnesota. The caller reported that he saw a person with a gun enter the vacant building at the back door and that a female had her hands up outside the building. The caller said the male had the gun in his hand and the female appeared to be in distress.

A second caller reported that she was facetimeing with her sister and her sister said her boyfriend was trying to kill her. The caller heard the male tell her sister, "I wish you were dead right now," and that the male put his hands around her neck earlier. The caller reported that the male took the phone away from her sister and threw it on the ground, and she has been unable to get back into contact with her.

Upon arrival, police observed the suspect, **JUSTIN MICHAEL ANTHONY SUTHERLAND – DOB: 10/10/1984**, walking out of the rear of the address. The officer exited his squad car and told SUTHERLAND to turn away from him and put his hands on his head. SUTHERLAND screamed, "I called 911 and you trying to fucking arrest me?" SUTHERLAND turned away from the officer but kept yelling and said, "You should just fucking kill me." SUTHERLAND complied with the officer's verbal commands but continued yelling racially derogatory remarks at the officer. SUTHERLAND was taken into custody.

Another male, BMR, came out of the building. BMR told police he is a long-time best friend of SUTHERLAND, who has been in a relationship with SDL for the past year. BMR said SDL and SUTHERLAND moved into the building a week earlier. BMR reported that SUTHERLAND was planning to turn the property into a restaurant and was living out of the onsite apartment. BMR described SUTHERLAND and SDL's relationship as rocky and said there are issues when they fight. BMR said SDL threatened suicide in response to a previous incident.

BMR said he was working at a restaurant in Woodbury while texting with SUTHERLAND because they were going to meet later that day. SUTHERLAND texted him that he and SDL had a fight earlier in the day, so he was going to take a walk. BMR said he would come to St. Paul to try to help. While on his way to SUTHERLAND's address, BMR said he got a phone call from SUTHERLAND where SUTHERLAND screamed about how SDL went to the "racist neighbor" about him and said something to the effect of, "If I need to get my guns, I will." BMR said he told SUTHERLAND not to do anything with his guns. BMR said that when he got to the address and walked inside, SUTHERLAND and SDL were screaming at each other and trying to fight. BMR reported that he had to physically get in the middle of them and push them apart. Eventually, BMR said SDL went to the bathroom and SUTHERLAND went outside to take a walk. BMR stated that he saw a closed handgun case on SUTHERLAND's bed, which he thought was unusual. BMR denied seeing SUTHERLAND with a gun.

Police were told SDL was locked in the bathroom waiting for police. Police entered the building and observed SDL standing in the doorway of the bathroom. SDL reported that she has been SUTHERLAND's girlfriend for the last two years. SDL was visibly shaking and crying.

SDL told police that she and SUTHERLAND argued because he told her they were no longer going to a music festival. SDL also said SUTHERLAND was upset about the neighbors being racist towards him and believed took his anger out on her. SDL called her sister and began explaining the situation. While on the phone with her sister, SDL said SUTHERLAND walked up to her, placed both hands around her neck, and applied pressure while telling her, "I want you dead." SDL said she kicked SUTHERLAND off her. SDL stated that she could breathe while SUTHERLAND's hands were around her neck and that they were only around her neck for approximately three seconds. SUTHERLAND grabbed the phone out of her hand and

slammed it on the kitchen counter multiple times, which caused significant damage to the phone.

SDL ran out of the house and went to the neighbor's house to ask if she could use their phone. SDL said SUTHERLAND walked out of the back of the building with a black handgun in his hand and stood in the doorway. SDL reported that SUTHERLAND told her, "Don't come back here or I am going to shoot you." As she went back towards the house, SUTHERLAND stood in the doorway with the gun in his hand. As she approached him, SDL said SUTHERLAND pointed the gun at her then hit her in the chest with the gun. SDL stated that she was afraid for her life and held her hands up while telling SUTHERLAND, "Don't shoot me."

At that point, SDL said one of their friends, BMR, arrived on scene, walked up to SUTHERLAND, and grabbed the gun from his hand. SDL reported screaming at BMR, "He's trying to kill me." SDL said SUTHERLAND replied, "I want you dead. I don't give a fuck about you." SDL ran past them and locked herself in the bathroom. SDL described the gun as a black handgun, possibly a Glock, with a black rubber tip on the barrel. SDL told police that SUTHERLAND had several other firearms in the house.

Police spoke with SDL's sister, OSL, over the phone. OSL said SDL video called her crying and said SUTHERLAND just tried to kill her. OSL asked what happened and SDL responded, "He put his hands around my neck." OSL reported hearing SDL and SUTHERLAND arguing in the background and heard SUTHERLAND say, "I wish I killed you when I had the chance. I wish you were dead right now." OSL saw SUTHERLAND grab SDL's phone from SDL and slam it on the ground. After that, she could no longer call or text her sister, so OSL called police.

Police spoke with the initial 911 caller, DDO. DDO said he was out for a walk with his son when he saw a female standing with her hands in the air with a look of fear on her face. He saw a male walking towards the back door of the building with a firearm in his hand. DDO said he did not hear either of them say anything but said it was apparent the female was in distress based off of her hands being up and her facial expression.

Police executed a search warrant at the address. During that process, police located a plastic gun case sitting on top of the bed. Inside the gun case were two firearms: a Smith and Wesson M&P M2.0 and a Sig Sauer P320 9mm. While packaging the firearms, police observed what appeared to be a blood-like substance on the Sig Sauer. Notably, SUTHERLAND's hands had blood on them when police initially made contact with him. In addition, police recovered eight additional firearms, ammunition, and related items. Police also located and collected SDL's broken phone.

In a follow-up interview, SDL said that during an argument, SUTHERLAND grabbed her neck with both hands and squeezed for approximately five to six seconds. While strangling her, SUTHERLAND said, "I could kill you." SDL reported that she was a little bit afraid, so she facetedimed her sister. While on the phone with her sister, SUTHERLAND ripped the phone from her hand and broke it on the counter. SDL ran to a neighbor's house to use the phone. When she walked back to the house, SUTHERLAND was standing in the back doorway with a handgun pointed at her. SDL reported that SUTHERLAND made a comment about her talking to their racist neighbors and told her, "Take two more steps. I dare you." SDL said she slowly walked toward SUTHERLAND with her hands up because he still had the gun pointed at her. SDL reported that SUTHERLAND told her, "I'm not kidding. I'll shoot you. This is my property." SDL said she knocked the gun from SUTHERLAND's hand, causing it to fall on the kitchen floor. Around this time, SUTHERLAND's friend BMR came into the room. SDL stated she ran to the bathroom. SDL said she was afraid of SUTHERLAND when he pointed the gun at her. SDL reported ongoing verbal abuse from SUTHERLAND, and that he can be violent when angry. SDL said that SUTHERLAND broke her car windshield two days earlier.

At the Ramsey County Law Enforcement Center, the investigator gave SUTHERLAND a Miranda advisory. SUTHERLAND asked what he was being charged with. The investigator told SUTHERLAND he was being held on charges of Threats of Violence and Assault. SUTHERLAND said that was a lie and requested a lawyer.

Approximately an hour and a half before this incident, police responded to the same address. SDL called 911 and reported that her boyfriend choked her and was trying to kick her out of the apartment. Dispatch comments reflect that SDL was crying and refused to provide her boyfriend's name because she did not want to get anyone in trouble. SDL kept disconnecting from 911.

Responding officers spoke with SDL, who said she and SUTHERLAND had a disagreement about something stupid. SDL reported that they were in each other's faces and SUTHERLAND pushed her in the upper chest. SDL said she was fine and did not need police assistance. SUTHERLAND said they had a verbal disagreement, they did not need police, and everything was fine. No arrests were made.

NOTICE: Pursuant to Minnesota Statute 609.49, subd. 1 (a) A person charged with or convicted of a felony and released from custody, with or without bail or recognizance, who intentionally fails to appear when required after having been notified that a failure to appear for a court appearance is a criminal offense, or after having been released on an order or condition that the release personally appear when required with respect to the charge or conviction, is guilty of a crime for failure to appear and may be sentenced to not more than one-half of the maximum term of imprisonment or fine, or both, provided for the underlying crime for which the person failed to appear, but this maximum sentence shall, in no case, be less than a term of imprisonment of one year and one day or a fine of \$1,500, or both.

MINNESOTA
JUDICIAL
BRANCH

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

Megan Kosloske
Sergeant
367 Grove St
St Paul, MN 55101
Badge: 114701

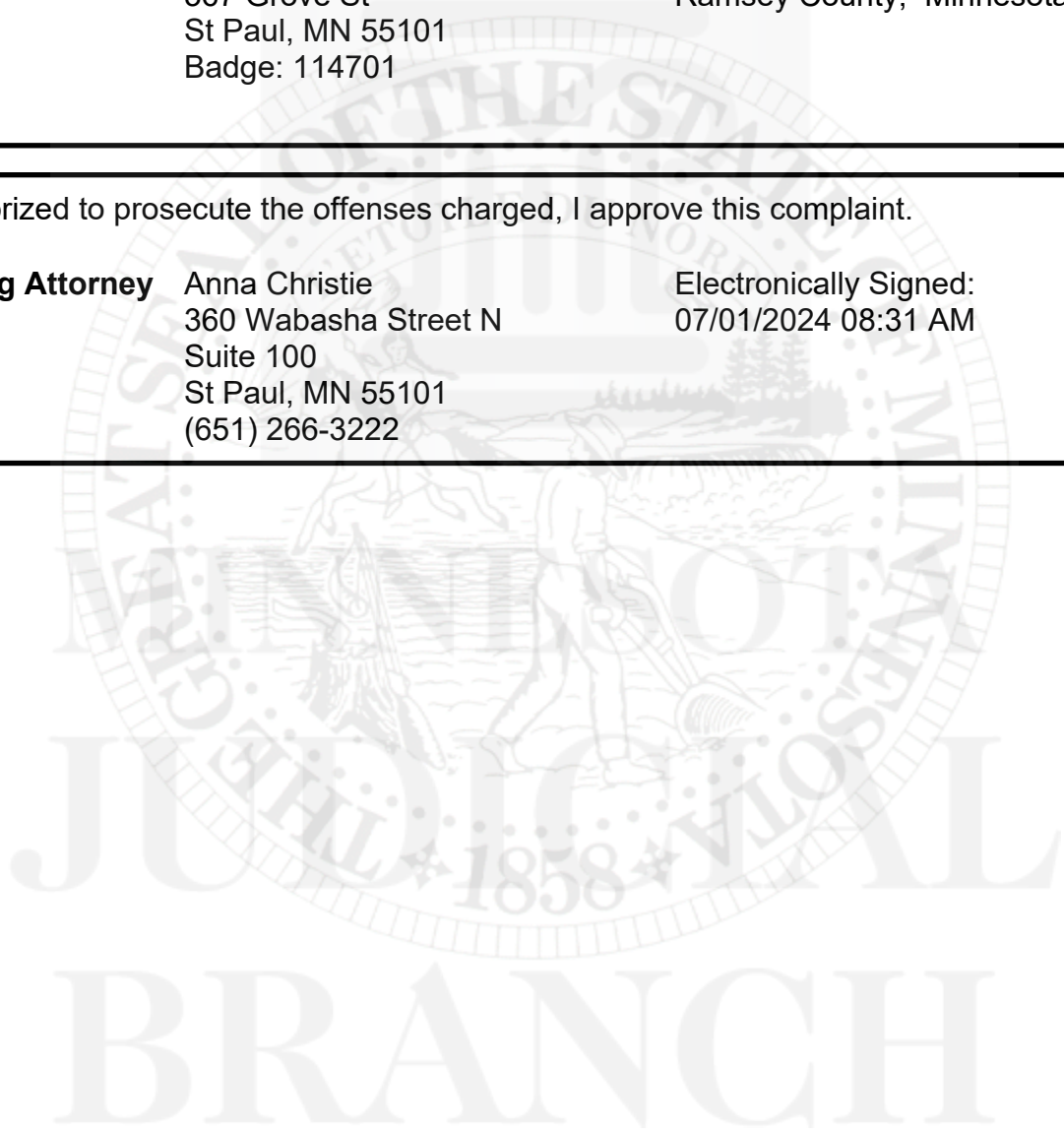
Electronically Signed:
07/01/2024 08:44 AM
Ramsey County, Minnesota

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

Prosecuting Attorney

Anna Christie
360 Wabasha Street N
Suite 100
St Paul, MN 55101
(651) 266-3222

Electronically Signed:
07/01/2024 08:31 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 as directed in the Notice of Hearing before the above-named court 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: July 1, 2024.

Judicial Officer

Paul Yang
Judge

Electronically Signed: 07/01/2024 09:00 AM

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

**COUNTY OF RAMSEY
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Justin Michael Anthony Sutherland

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:

62-CR-24-4219
DEFENDANT FACT SHEET

Filed in District Court
State of Minnesota
7/1/2024

Name: Justin Michael Anthony Sutherland
DOB: 10/10/1984
Address: 883 Front Ave
Saint Paul, MN 55103

Alias Names/DOB:

SID: MN04408188

Height:

Weight:

Eye Color:

Hair Color:

Gender:

Race:

Fingerprints Required per Statute:

Fingerprint match to Criminal History Record:

Driver's License #:

Alcohol Concentration:

189lbs.

Brown

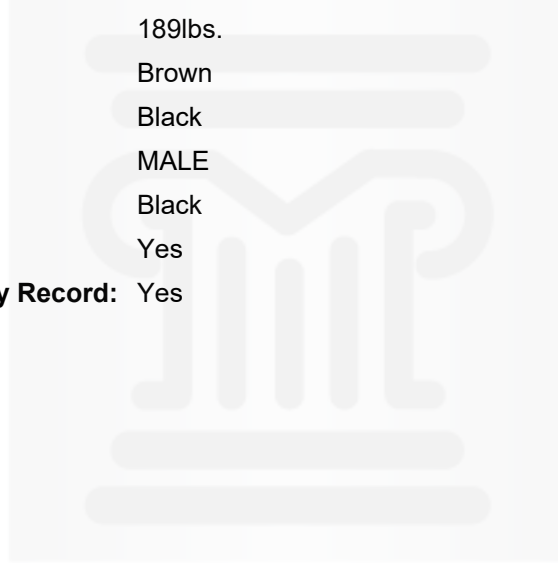
Black

MALE

Black

Yes

Yes



MINNESOTA
JUDICIAL
BRANCH

STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	6/28/2024	609.713.1 Threats of Violence - Reckless Disregard Risk	Felony	A9C11		MN0620900	24117355



MINNESOTA
JUDICIAL
BRANCH