

State of Minnesota
County of DakotaDistrict Court
1st Judicial DistrictProsecutor File No. CA-2024-01492
Court File No. 19HA-CR-24-1381

State of Minnesota,

Plaintiff,

vs.

NAHOM ASFAW KELEMWORK DOB: 08/27/200117365 Folige Avenue
Farmington, MN 55024

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: Controlled Substance Crime in the 2nd Degree (Possession) (Heroin or Fentanyl) (6 or More Grams or 50 or More Dosage Units)**

Minnesota Statute: 152.022.2(a)(3), with reference to: 152.022.3(a), 609.11.5

Maximum Sentence:

Offense Level: Felony

Offense Date (on or about): 07/10/2024

Control #(ICR#): 24004019

Charge Description: On or about July 10, 2024, in the County of Dakota, Minnesota, NAHOM ASFAW KELEMWORK, did unlawfully possess one or more mixtures of a total weight of six grams or more, or 50 dosage units or more, containing heroin or fentanyl and at the time of offense, the Defendant or an accomplice did use or possess a firearm, to wit: Taurus handgun and/or SCCY firearm on the back seat.

COUNT II**Charge: Controlled Substance Crime in the 2nd Degree (Possession) (Heroin or Fentanyl) (6 or More Grams or 50 or More Dosage Units)**

Minnesota Statute: 152.022.2(a)(3), with reference to: 152.022.3(a)

Maximum Sentence: 0-25 Years and/or \$150,000.00 - \$500,000.00

Offense Level: Felony

Offense Date (on or about): 07/10/2024

Control #(ICR#): 24004019

Charge Description: On or about July 10, 2024, in the County of Dakota, Minnesota, NAHOM ASFAW KELEMWORK, did unlawfully possess one or more mixtures of a total weight of six grams or more, or 50 dosage units or more, containing heroin or fentanyl. To wit: Fentanyl.

Charge: Possession of a Pistol Without a Permit (Prior Conviction)

Minnesota Statute: 624.714.1a

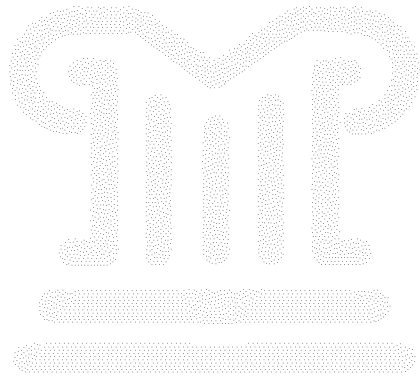
Maximum Sentence: 0-5 Years and/or \$3,000.00 - \$10,000.00

Offense Level: Felony

Offense Date (on or about): 07/10/2024

Control #(ICR#): 24004019

Charge Description: On or about July 10, 2024, in the County of Dakota, Minnesota, NAHOM ASFAW KELEMWORK, did carry, hold, or possess a pistol in a motor vehicle, snowmobile, or boat, or on or about the person's clothes or the person, or otherwise have in possession or control in a public place, without first having obtained a permit to carry the pistol, having been previously convicted for an offense under this subdivision.



MINNESOTA
JUDICIAL
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On July 10, 2024, at 10:41 p.m. an Apple Valley Police Sergeant was on routine patrol when he observed a vehicle stopped in the left turn lane to turn from eastbound 145th Street onto to north bound Cedar Avenue in the City of Apple Valley, Dakota County Minnesota. The Sergeant observed that the vehicle did not move when the turn arrow turned green. The officer drove by the vehicle and observed that the driver and lone occupant later identified as the above named defendant, Nahom Asfaw Kelemwork, appeared passed out in the driver's seat.

The Sergeant stopped and approached the vehicle driven by the defendant and knocked on the window to wake the defendant up. The vehicle was in drive and the defendant's foot was on the brake. The Sergeant observed two large pieces of burnt tin foil which he knew were indicative of narcotic use in the vehicle. A second officer observed several blue 6 "M30" pills in a plastic bag in the vehicles cup holder. The defendant was then removed from the vehicle so it could be searched.

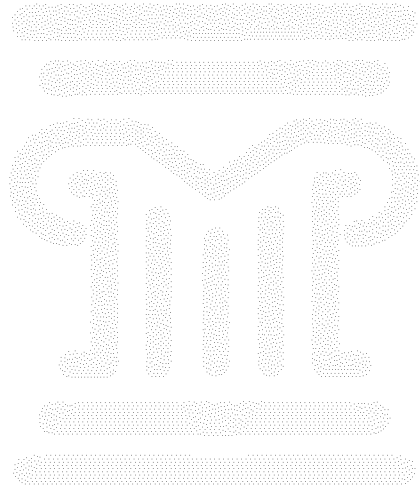
Two "M30" pills were found on the driver's side floorboard and one "M30" pill under the driver's seat. Also under the driver's seat was a Taurus handgun that was uncased. In a draw string bag on the vehicles rear seat was a loaded handgun. In a vest on the front seat of the vehicle was a large sum of cash. The defendant admitted the vest was his. An identification card for the defendant was also found on the front seat by the vest. The defendant is then transported to the Dakota County Jail.

On the way back from the jail, the officer watched her squad video of the defendant in the back seat. While the officers were searching the vehicle she observes the defendant moving around a lot in the back of he car. She hears the sound of rustling plastic. The defendant twists around more and can be seen pushing something through the gap in the protective cage in the back of the police car. The officer later looks and finds a plastic bag containing 45 "M30" pills at that location. The officer check that area at the beginning of her shift and no pills were there. Nobody else had been placed in the rear of he patrol car since the start of her shift.

The 9 "M30" pills located inside of the vehicle were weighed and the combined net weight was .96 grams, and one pill was preliminarily tested and the test indicated the presence of fentanyl. The 45 pills stuffed behind the security cage in the patrol car were weighed and the combined net weight was 4.83

grams. One pill was tested, and the test indicated the presence of fentanyl.

The Defendant was convicted of Carrying a Pistol without a Permit on October 24, 2020



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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

Adam Keeler
Sergeant
7100 147th St W
Apple Valley, MN 55124
Badge: 4907

Electronically Signed:
07/12/2024 11:52 AM
Dakota County, Minnesota

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

Prosecuting Attorney

Chip Granger
Assistant Dakota County
Attorney
1560 Hwy 55
Hastings, MN 55033-2392
(651) 438-4438

Electronically Signed:
07/12/2024 11:32 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 12, 2024.

Judicial Officer

Cynthia McCollum
Judge of District Court

Electronically Signed: 07/12/2024 12:05 PM

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

COUNTY OF DAKOTA
STATE OF MINNESOTA

State of Minnesota

Plaintiff

vs.

Nahom Asfaw Kelemwork

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: