
State of Minnesota,

Plaintiff,

vs.

TYLER JAMES FISHER DOB: 03/13/1994

231 Florence Avenue South
Annandale, MN 55302

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: Aid and Abet Murder - 2nd Degree - With Intent-Not Premeditated

Minnesota Statute: 609.19.1(1), with reference to: 609.05.1

Maximum Sentence: 40 years

Offense Level: Felony

Offense Date (on or about): 09/28/2013

Control #(ICR#): 13029339

Charge Description: TYLER JAMES FISHER did aid, advise, hire, counsel, conspire with or otherwise did procure the other to cause the death of a human being with intent to effect the death of that person or another, but without premeditation.

COUNT II

Charge: Aid and Abet Murder - 2nd Degree - Without Intent - While Committing a Felony

Minnesota Statute: 609.19.2(1), with reference to: 609.05.1

Maximum Sentence: 40 years

Offense Level: Felony

Offense Date (on or about): 09/28/2013

Control #(ICR#): 13029339

Charge Description: TYLER JAMES FISHER , did aid, advise, hire, counsel, conspire with or otherwise did procure the other to cause the death of a human being, without intent to effect the death of any person, while committing or attempting to commit a felony offense other than criminal sexual conduct in the first or second degree with force or violence or a drive-by shooting.

COUNT III

Charge: Aid and Abet Aggravated Robbery-1st Degree

Minnesota Statute: 609.245.1, with reference to: 609.05.1

Maximum Sentence: 20 years, \$35,000 or both

Offense Level: Felony

Offense Date (on or about): 09/28/2013

Control #(ICR#): 13029339

Charge Description: TYLER JAMES FISHER , did aid, advise, hire, counsel or conspire with or otherwise did procure the other in the commission of a robbery, where in participants are armed with a dangerous weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a dangerous weapon, and did inflict bodily harm upon another.

COUNT IV

Charge: Aiding an Offender - Accomplice After the Fact

Minnesota Statute: 609.495.3

Maximum Sentence: 20 years

Offense Level: Felony

Offense Date (on or about): 09/28/2013

Control #(ICR#): 13029339

Charge Description: TYLER JAMES FISHER did unlawfully aid another person whom he/she knows or has reason to know has committed a criminal act by destroying or concealing evidence of that crime, providing false or misleading information about that crime, receiving the proceeds of that crime, or otherwise obstructing the investigation or prosecution of that crime.

STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

The complainant is a licensed police officer with the State of Minnesota. The complainant is familiar with the law enforcement officers submitting reports in this matter, and believe those persons to be reliable and their reports to be true and accurate. The complainant attests that, based on those reports, the following facts establish probable cause:

On September 28, 2013, at approximately 7:59 a.m. officers with the Annandale Police Department and the Wright County Sheriff's Office were dispatched to the residence at 165 Poplar Avenue South in the City of Annandale, Wright County, Minnesota, on a report of a deceased male found inside a detached garage. Upon arrival, officers discovered a deceased male in the garage with a large amount of blood pooled under him on the floor of the garage. Chief Herr and Sgt. Lutgens responded to the scene and after a brief investigation were able to identify the deceased male as Kyle Lane Greene, DOB: 3/31/1971. It appeared to officers that the entry door to the garage had been kicked in. Officers spoke with R.R., the person who called 911 upon finding Greene in the garage. R.R. identified herself as Greene's girlfriend. R.R. indicated finding Greene in the garage when she stopped by the residence following her overnight shift at work. Medical Examiner, Dr. Strobl, was called out to assist with the investigation of Greene's death. Greene sustained a large wound on his left side. After examining Greene, Dr. Strobl determined Greene's wound had been caused by a gun shot. Due to the presence of BB's in Greene's body, it appeared the wound that caused Greene's death had been caused by a shell fired from a shotgun. During the initial investigation officers spoke with a number of witnesses. The initial investigation produced information suggesting that Greene sold methamphetamine and was known to carry a large amount of cash in a wallet held on his person. Officers checked with neighbors residing close to 165 Poplar Avenue South in an effort to discover information related to Greene's death. A neighbor observed people running from the area of Greene's residence the night before after 1 a.m. The people ran to a car at which time the neighbor heard one of them yell, 'Go, go, go!' The people got into a vehicle and left the area. A separate neighbor reported hearing a loud bang come from the direction of Greene's residence at approximately 1:30 a.m.

While investigating this homicide, officers responded to a report that a juvenile, A.A., was dumping items on Nevens Avenue NW south of Highway 55 just outside of Annandale in Southside Township. Officers responded and spoke with A.A. who provided a statement to law enforcement. A.A. indicated being present with Tyler James Fisher, DOB: 3/13/1994, hereinafter 'defendant Fisher', at Fisher's home in Annandale a few days earlier. A.A. said Samara Leigh Juhl, DOB: 1/27/1994, hereinafter 'defendant Juhl', and two males from St. Cloud were also present. A.A. said defendant Fisher and the two males from St. Cloud were talking about robbing a drug dealer in Annandale who was bragging about having large quantities of drugs and a significant amount of cash. A.A. said defendant Juhl's cell phone was used to contact the target of the robbery to set up a drug deal to facilitate the robbery. The target of the robbery was Kyle Greene. Specifically, defendant Juhl sent a text message to Greene pledging certain items of personal property, tools, as payment for a quantity of methamphetamine. The items of personal property had been stolen in a series of burglaries. A.A. said defendant Fisher and the males from St. Cloud talked about getting a gun to accomplish the robbery. A.A. said he left the residence with defendant Juhl when the involvement of a gun was discussed. A.A. said defendant Fisher contacted him on September 28, 2013, at approximately 7:00 p.m. asking for a ride. Defendant Juhl was still with A.A. at this point. A.A. and defendant Juhl picked up defendant Fisher at a home near Schroeder County Park. Once they picked him up, defendant Fisher admitted serving as the 'getaway driver' in connection with the robbery and murder of Kyle Greene. Defendant Fisher requested the help of A.A. and defendant Juhl in picking up and disposing of the tools that had been photographed and sent to Greene's phone to set up the drug deal in order to facilitate the robbery. A.A., defendant Juhl and defendant Fisher felt the tools were evidence of the crime

and needed to be disposed. A.A. said the three of them picked up the tools and dumped them outside of Annandale. After dumping the tools, A.A. drove defendant Fisher and defendant Juhl to the location near Schroeder County Park. A.A. accompanied officers to the location where the tools had been dumped. Officers were able to recover the tools. The items recovered matched items taken in connection with a series of burglaries and thefts in Wright County. A.A. directed officers to the home near Schroeder County Park where he had dropped off defendant Fisher and defendant Juhl. An initial examination of the phone recovered from the garage in which Greene was found deceased resulted in the recovery of text messages from defendant Juhl relating to a drug sale in which a picture of personal property was attached and pledged as payment for drugs.

Based upon the information supplied by A.A. officers applied for and obtained a search warrant for the property at 6400 102nd Street NW in Wright County. This is the location where A.A. had taken defendant Fisher and defendant Juhl after they had dumped the tools. Defendant Fisher and defendant Juhl were located inside the residence when officers executed the search warrant. Defendant Juhl was advised of her rights and agreed to speak with officers. Defendant Juhl admitted knowing Kyle Greene and identified him as her drug dealer. Defendant Juhl had knowledge of the robbery and murder of Greene. Defendant Juhl said defendant Fisher was the driver for three other suspects involved in the robbery and murder of Greene. Defendant Juhl said the suspects came to Annandale and asked her who they could rob. Defendant Juhl identified Kyle Greene as someone the suspects could rob. Defendant Juhl recognized the significance of her involvement in this case because her phone was used to send images to Greene to set up the drug deal leading to the robbery. Defendant Juhl said defendant Fisher told her that Greene had been shot and killed. Defendant Juhl said defendant Fisher's face went white as a sheet when he disclosed Greene's murder. Defendant Juhl had information about the three suspects involved with defendant Fisher in the robbery and murder of Greene. This information assisted law enforcement in the identification of these three suspects. Defendant Fisher told defendant Juhl the three suspects went into Greene's garage where the shooting occurred.

After being advised of his rights, defendant Fisher agreed to provide a statement to law enforcement. Defendant Fisher admitted being involved in the robbery and murder of Kyle Greene. Defendant Fisher said there were three other suspects involved. Defendant Fisher said the other suspects were friends of defendant Juhl and that he had known them only for a short time. Defendant Fisher said the plan was to rob Greene. Defendant Fisher described his role as the driver of the getaway car which was owned by one of the other suspects. Defendant Fisher said he waited outside in the car while some of the other suspects were drinking in a bar. Once the other suspects exited the bar, defendant Fisher drove to a location near Greene's residence and parked the car. Defendant Fisher said he pointed out Greene's home to the suspects because they had not been to his house before. The suspects told defendant Fisher, 'If you hear a gun shot, be ready to go.' Defendant Fisher heard a gun shot after which the suspects ran to the car shouting at him, 'Go, go, go!' Defendant Fisher said the gun shot sounded like a shotgun. Defendant Fisher said he saw the 'outline' of a shotgun when the suspects got out of the car to commit the robbery. Defendant Fisher drove to his mom's house where he got out. Defendant Fisher said the other suspects threatened him if he told anyone. Defendant Fisher refused to provide the names of the other suspects at this time.

As part of the investigation into the murder of Kyle Greene, Detective Lindquist interviewed an identified witness who had spoken to defendant Fisher following the robbery and murder of Greene. Defendant Fisher told this witness he had served as the getaway driver in the robbery and murder. Defendant Fisher told this witness following the murder they drove to his mother's home and placed the murder weapon inside a safe. Officers applied for and obtained a search warrant for defendant Fisher's mother's residence located in Annandale. Execution of this warrant resulted in the recovery of a shotgun from a gun safe that had apparent blood evidence on the barrel. It appeared to officers that this weapon was the one used to murder Kyle Greene.

Defendant Fisher reached out to law enforcement and requested to provide another statement. After being

advised of his rights, defendant Fisher agreed to provide a second statement in which he offered additional information related to the murder of Kyle Greene. Defendant Fisher said the other suspects had asked him for a gun to facilitate the commission of the robbery. Defendant Fisher admitted the gun recovered from the gun safe at his mother's home was the gun he had given to the suspects and the one used to murder Kyle Greene. Defendant Fisher provided the names of the other three suspects. Due to the ongoing nature of this investigation, the suspects shall be referred to a suspect #1, suspect #2 and suspect #3. Defendant Fisher said suspect #1 came to Annandale and asked him and defendant Juhl for the name of a good candidate to rob. Defendant Juhl mentioned Greene and said he had been harassing her to provide sexual favors in exchange for supplying her with methamphetamine. Defendant Juhl said Greene carries a wad of cash along with methamphetamine. Defendant Fisher told suspect #1 that he agreed Greene was a good choice of a person to rob. Defendant Fisher said their intent was to rob Greene and intimidate him so that he wouldn't report the robbery. Defendant Fisher said the getaway car belonged to suspect #1. Suspect #1 asked defendant Fisher for a gun leading to defendant Fisher supplying the gun. Defendant Fisher said suspect #1 supplied the ammunition for the gun. Defendant Fisher said suspect #1 returned to his residence on the evening of September 27, 2013, with suspect #2 and suspect #3. Defendant Fisher said suspect #1 loaded the shotgun which was placed in the trunk of the car. Defendant Fisher said they purchased some liquor and parked near a bar in Annandale. Suspect #1 and #2 went into a bar for some time with defendant Fisher and suspect #3 remaining in the car. Upon suspect #1 and #2 returning to the car, suspect #1 drove to a location behind Greene's home. Defendant Fisher got into the driver's seat. Defendant Fisher said suspect #1 retrieved the shotgun from the trunk. Defendant Fisher said the three suspects told him that he had to be ready and be fast if he heard a gun shot. Defendant Fisher said the three suspects then walked towards Greene's house. Defendant Fisher said he heard a gun shot two or three minutes later. The suspects came running and were yelling at him to, 'go, go' as they got into the vehicle. Defendant Fisher said suspect #1 got into the rear driver's seat carrying the shotgun. The suspects stated they shot Greene. Defendant Fisher said he heard the suspects had taken Greene's wallet. Defendant Fisher said as they were driving away suspect #1 admitted shooting Greene. Suspect #3 admitted hitting Greene a few times when Greene rushed them. Defendant Fisher said he pulled into the garage at his mother's home at which time they wiped the gun down using a bath towel. Defendant Fisher said suspect #2 stated he picked up the spent shell casing. Defendant Fisher said suspect #3 unloaded the shotgun before it was placed in the gun safe. Officers had compiled separate photographic lineups for suspects #1, 2 and 3. Defendant Fisher was able to identify each of the three suspects from the separate photographic lineups as the persons involved in the robbery and murder of Kyle Greene.

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 Andrew Fashant
Deputy
3800 Braddock Avenue NE
Buffalo, MN 55313
Badge: 353

Subscribed and sworn to before the undersigned.

**Notary Public or
Judicial Official** <notary name>

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

Prosecuting Attorney Brian Anthony Lutes
assistant county attorney
10 Second Street NW
Room 400
Buffalo, MN 55313
(763) 682-7340

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 10 Second Street NW Room C201, Buffalo, MN 55313 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 is issued by the undersigned Judge as of the following date: _____, _____.

Judicial Officer <judge name>

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

**COUNTY OF WRIGHT
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

TYLER JAMES FISHER

Defendant

Clerk's Signature or File Stamp:

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: