

State of Minnesota County of HENNEPIN District Court

CCT SECTION/Subdivision M.O.C. GOC CTY. ATTY. CONTROL NO.  
 1 \$152.025, 2(1), 3(a) DE5A0 N 95-1468 0270100 95001135  
 2 \$609.52, 2(4), 3(3)(a) FIC021 N 32  
 COURT CASE NO. DATE FILED  
 MAY 9 1995

✓ if more than 6 counts (see attached)

PRGS ATTY 95-12-348-6569

State of Minnesota

VS.

PLAINTIFF,

NAME: first, middle, last

CESAR ALTIERI SAVOC 95029025

DEFENDANT.

Complaint

SUMMONS

XX WARRANT

ORDER OF DETENTION

SERIOUS FELONY

XX FELONY

GROSS MISDEMEANOR DWI

GROSS MISDEMEANOR

Date of Birth

03/17/62

SJIS COMPLAINT NUMBER

27-11-X-230334

HENNEPIN

CTY

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court and states that there is probable cause to believe that the Defendant committed the following offense (s). The complainant states that the following facts establish PROBABLE CAUSE:

YOUR COMPLAINANT, Wayne Ek, is a police officer for the Bloomington Police Department. As part of his investigation, he has reviewed the relevant police reports and laboratory analysis and believes the following to be true:

Edina Police Officer Riegert was dispatched to General Nutrition Center, 6601 France Avenue, Edina, Hennepin County, Minnesota. Upon arrival Riegert was informed by Pamela Hass that a male, later identified as CESAR ALTIERI SAVOC, Defendant herein, had purchased liquid and pill products on January 23, 1995. Hass stated that the Defendant returned the merchandise, receiving a refund of \$107.61 on January 24, 1995. The containers were checked after Defendant left, and Hass discovered the capsules had been replaced with beans and the liquid product with water.

On January 24, 1995, Officer Riegert was dispatched to Nature Foods, 1320 Southdale Center, Edina, Hennepin County, Minnesota. Upon arrival, Riegert was informed by Darla Christian that a male, later identified as Defendant herein, had returned \$50.00 in merchandise. The containers were checked after Defendant left and Christian discovered that the capsules had been replaced with beans and the liquid product with water.

On January 25, 1995, Bloomington Police Officer Taylor responded to Natures Food Center, 156 North Garden, Bloomington, Hennepin County, Minnesota. Upon arrival Taylor was informed by store Manager Wontai Kim that a male, later identified as Defendant herein, had been purchasing large quantities of vitamins and growth supplements and returning them. Kim stated he

THEREFORE, Complainant requests that said 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'S NAME:

WAYNE EK

COMPLAINANT'S SIGNATURE:

Wayne Ek

Being duly authorized to prosecute the offense(s) charged, I hereby approve this Complaint.

PROSECUTING ATTORNEY'S SIGNATURE:

David A. Olson

DATE: May 9 1995  
 April 21, 1995

PROSECUTING ATTORNEY:

NAME/TITLE:

MICHAEL LYNCH (BY D.A.O.) - TRC  
 ASSISTANT COUNTY ATTORNEY

C2100 GOVERNMENT CENTER  
 348-6988/#65596

FORM B

Rev. 3/94

returned these items to the shelves. Later that day, a customer, who had purchased a bottle of vitamins, came back to the store complaining that the bottle contained beans, not vitamins. Kim checked the other items returned by Defendant and discovered they all contained beans and the liquid items contained water. The Defendant made several returns, three of the returns are documented with refunds to Defendant of \$255.61, \$133.83 and \$21.25.

Later that day, Complainant was informed by Dispatch that the Defendant had returned to Natures Food Center. Kim identified Defendant to Complainant at which time he was arrested and placed in the squad to be transported to the Bloomington Police Department. While being transported to the Police Department, Defendant continuously thrashed around in the back seat. At one point Defendant was kicking the passenger seat. Once Defendant was secured in the jail, Complainant checked the floor of the squad and found, under the seat where Defendant had been sitting, a rock of suspected crack cocaine. Complainant states that he checked his squad prior to his shift and also prior to placing Defendant in the squad, at which time there was no contraband in the squad.

On February 27, 1995, Complainant showed a photo line-up to General Nutrition Products Manager, Leslie Halverson, who identified Defendant SAVOC as the person who returned the altered merchandise to her store.

Complainant presented the same photo line-up to Pamela Hass who identified Defendant SAVOC as the person who returned altered merchandise to General Nutrition in Edina.

Complainant also showed the same photo line-up to Wontai Kim, an employee of Nature Foods Center at the Mall of America, who identified Defendant SAVOC as the person who returned altered merchandise to Nature Foods Center.

Defendant returned a total amount of \$568.30 in altered merchandise.

Your Complainant states that the suspected drugs were delivered to Minneapolis City Chemist Bruce Person whose testing proved positive for .5 grams cocaine base.

Defendant is not presently in custody.

O F F E N S E

COUNT I: CONTROLLED SUBSTANCE CRIME FIFTH DEGREE-POSSESSION (FELONY)  
MINN. STAT. 1994, §152.025, SUBD. 2(1), SUBD. 3(a); §609.101, SUBD. 3  
PENALTY: 0-5 YEARS AND/OR \$2,000-\$10,000

That on or about January 25, 1995, in Hennepin County, Minnesota, CESAR ALTIERI SAVOC unlawfully possessed one or more mixtures containing a Schedule I, II, III, or IV controlled substance, to-wit: .5 grams crack cocaine.

COUNT II: THEFT BY SWINDLE OVER \$500 (FELONY)  
MINN. STAT. 1994, §609.52, SUBD. 2(4), SUBD. 3(3)(a)  
PENALTY: 0-5 YEARS AND/OR \$10,000

That on or between January 24, 1995 through January 25, 1995, in Hennepin County, Minnesota, CESAR ALTIERI SAVOC obtained U.S. currency, moveable property or services, of a value in excess of Five Hundred Dollars (\$500.00), from Nature's Food Center and General Nutrition Center, by swindling them using artifice, trick, device or other means and with intent to permanently deprive Nature's Food Center and General Nutrition Center of possession of the property.

This COMPLAINT was subscribed and sworn to before the undersigned this  day of .

NAME:

SIGNATURE:

TITLE:

**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 his detention, if already in custody, pending further proceedings. The Defendant (s) is/are thereof charged with the above-stated offense.

**SUMMONS**

☐ THEREFORE You, THE ABOVE-NAMED DEFENDANT(S) ARE HEREBY SUMMONED to appear on the  day of , 19  at  AM/PM before the above-named court at  to answer this complaint.

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

**WARRANT**

☐ EXECUTE IN MINNESOTA ONLY

XX To the sheriff of the above-named county; or other person authorized to execute this WARRANT; I hereby order, in the name of the State of Minnesota, that the above-named Defendant (s) be apprehended and arrested without delay and brought promptly before the above-named 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 thereafter as such Judge or Judicial Officer is available) to be dealt with according to law.

**ORDER OF DETENTION**

☐ Since the above-named Defendant (s) is/are already in custody: I hereby order; subject to bail or conditions of release, that the above-named Defendant (s) continue to be detained pending further proceedings.

Bail: \$5,000

Conditions of Release:

This COMPLAINT - ~~SUMMONS~~ WARRANT, ~~ORDER OF DETENTION~~, duly subscribed and sworn to, is issued by the undersigned Judicial Officer this 9 day of May.

NAME:

SIGNATURE:

TITLE:

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

STATE OF MINNESOTA COUNTY of

HENNEPIN

**State of Minnesota**

Plaintiff,

vs.

CESAR ALTIERI SAVOC,

Defendant (s)

Clerk's Signature or File Stamp:

**RETURN OF SERVICE**

I hereby Certify and Return that I have served a copy of this COMPLAINT - SUMMONS WARRANT ORDER OF DETENTION upon the Defendant (s) herein-named.

Signature of Authorized Service Agent:

STATE OF MINNESOTA

COUNTY OF HENNEPIN

FILED

05 SEP -8 PM 12: 27

DISTRICT COURT

FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Cesar Altieri Savoc,

Defendant.

BY HENN CO. DISTRICT  
COURT AND CLERK

DEPUTY

STATE'S DISMISSAL PURSUANT  
TO MINN. R.CRIM. P. 30.01

SIP No: 95029025  
C.A. File No: 95-1468

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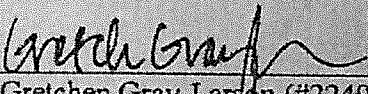
The State of Minnesota hereby dismisses the above-captioned case on the  
grounds:

The drugs were destroyed in 1997 and never brought to the City Chemist.

Respectfully submitted,

AMY KLOBUCHAR  
Hennepin County Attorney

By:

  
Gretchen Gray-Larson (#224984)

Assistant County Attorney  
C2100 Government Center  
Minneapolis, MN 55487  
Telephone: (612) 348-8196  
FAX: (612) 317-6113

Dated: September 8, 2005