

State of Minnesota
County of Ramsey

District Court
2nd Judicial District

Prosecutor File No. 0620372756
Court File No. 62-CR-16-7203

State of Minnesota,

Plaintiff,

vs.

DEMONE GREGORY IVORY DOB: 03/11/1983

9840 Nicollet Ave. S, #7
Bloomington, MN 55420

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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana

Minnesota Statute: 152.025.2(1), with reference to: 152.025.4(b)

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

Offense Level: Felony

Offense Date (on or about): 10/07/2016

Control #(ICR#): 16044462

Charge Description: On or about October 7, 2016, in the County of Ramsey, Minnesota, the defendant, Demone Gregory Ivory, did possess one or more mixtures containing methamphetamine, a schedule II controlled substance.

COUNT II

Charge: Assault - 4th Degree - Peace Officer - Demonstrable bodily harm

Minnesota Statute: 609.2231.1(c)(1)

Maximum Sentence: 3 years or \$6,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 10/07/2016

Control #(ICR#): 16044462

Charge Description: On or about October 7, 2016, in the County of Ramsey, Minnesota, the defendant, Demone Gregory Ivory, did physically assault and inflict demonstrable bodily harm upon a peace officer licensed under state law who was effecting a lawful arrest or executing any other duty imposed by law.

STATEMENT OF PROBABLE CAUSE

On October 7, 2016, at about 3:10pm, Metro Transit Police responded to a bus stopped at Sixth St. and Seventh St. E., St. Paul, Ramsey County on a report of fare evasion. On arrival, officers were directed by passengers to a man sitting at the front of the bus. The officers were told by the bus operator that the man had not paid his fare and was “messing with me and the passengers”; the operator asked that the man be taken off of the bus.

Two officers approached the man, later identified as the defendant, DEMONE GREGORY IVORY (dob 3/11/1983), and told him that he needed to get off of the bus. The defendant immediately became aggressive, yelling at the officers and trying to push past them. The officers brought him out of the bus and put handcuffs on him.

In a search incident to taking the defendant into custody, the officers found a small plastic baggie of crystal-like rocks in his pocket.

The officers put the baggie on the hood of the car and continued to search the defendant. As they did so, he leaned forward and grabbed the baggie with his mouth, in an apparent attempt to consume it. One of the officers put his arm around the defendant’s torso and pulled him back up; the other officer went to grab the baggie from the defendant’s mouth with one hand while pulling back the defendant’s head with the other hand. In the struggle, the defendant bit a finger on the second officer’s hand. A considerable amount of the defendant’s saliva was transferred to the officer’s hand and fingers as a result of the bite.

While the defendant was being transported for booking, he made several unsolicited statements that the baggie was just a “dime bag” and that he could easily provide the officers with an “8 ball” if they would release him. He also admitted without solicitation that he had bit the officer. These statements were recorded on squad video.

While the defendant was awaiting booking at the Ramsey County Law Enforcement Center, he continued to act belligerent, yelling, urinating on the floor of his cell, first throwing his body around and then going limp.

In a presumptive test, the substance in the plastic baggie tested positive for the presence of methamphetamine, with a total net weight for the substance of 0.11 grams.

The officer experienced red swelling and slight purple bruising on the finger that had been bit. He continued to experience moderate pain in the finger for some time after the incident.

Officers took photos of both the narcotics and the injured finger.

The defendant has been previously convicted of a crime under chapter 152 of the Minnesota Statutes, specifically Violation of Controlled Substance Laws in the Fifth Degree, convicted October 9, 2002 (Case No. 62-K5-02-2346).

Among the other felony-level offenses for which he has also been convicted are Simple Robbery (2002), Theft from Person (2003), Fleeing Police in a Motor Vehicle (2006), Theft of a Motor Vehicle (2006), Attempted Assault in the Fifth Degree – Felony (2009), Receiving Stolen Property (2011), and Domestic Assault (2011 and 2012).

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	Richard Raymond	Electronically Signed:
	Sergeant	10/10/2016 11:33 AM
	2425 Minnehaha Avenue S	Ramsey County, Minnesota
	Minneapolis, MN 55404-4117	
	Badge: 65041	

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

Prosecuting Attorney	David Pinto	Electronically Signed:
	345 Wabasha Street N	10/10/2016 11:13 AM
	Suite 120	
	St Paul, MN 55102	
	(651) 266-3222	



