

Redacted copy

State of Minnesota County of Ramsey District Court
COMPLAINT

AGENCIES	CONTROL NUMBER(S)	FUNCTION	CTRL
0621800	04000410	Charging	CTRL

DATE FILED	TYPE	CO ATTY FILE NO.	COURT FILE NO.
11/2/05	Original	2033125	

DOMESTIC ASSAULT

AMENDED

TAB CHARGE PREVIOUSLY FILED

STATE OF MINNESOTA,

SERIOUS FELONY WARRANT AND ORDER

PLAINTIFF,

VS.

K105-57

NAME:	TYPE	SENT TO	DATE OF BIRTH	SENT TO
TOU LUE VANG 1204 7th Street East # 3 St. Paul MN 55106 DEFENDANT	Charging	BCA	08/11/1983	BCA

CT NO	STATUTE TYPE	OFFENSE DATE	STATUTE NUMBER & DESCRIPTION	OFFENSE LEVEL	MOC	GOC
1	Charge	01/01/2002-07/31/2004	609.342,S.1(a): Criminal Sexual Conduct in the First Degree	F	L1841	N
	Definition Penalty					

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 facts as stated herein establish PROBABLE CAUSE.~~

Your complainant is a member of the Minnesota Gang Strike Force and he bases this complaint upon his review of the police reports herein and upon his own investigation:

On October 20, 2004, police were called to the Parkview Center School by a social worker who reported that she was working with a 12 year old Hmong female who was identifying numerous Hmong males as sexually assaulting her since the age of 10.

█, d.o.b. █, told police that when she was in 4th grade, she lived at █, in the city of █. She said that she was in a third floor bedroom when **TOU LUE VANG, d.o.b. 8/11/83**, came in to get some things. She said that Vang is now married to her sister, but at this time the wedding had not yet occurred. █ said that Vang sat down beside her, reached his hand into her pants and touched her vagina. █ said that she did not understand what Vang was doing, so she let him. She said that he put his fingers inside of her vagina and then pulled down his own pants and asked her to touch his penis, which she did. He then penetrated her vagina with his penis. █ said that she thought that Vang had intercourse with her four or five times since the first time, but that she could not recall each and every time. She recalled one incident when he came into her bedroom, put his penis into her mouth and ejaculated. She spit the ejaculate out onto the carpet. She said that the most recent time was during the soccer tournament in July of 2004. █ said that on this occasion she wanted to go to Walgreens to get some film developed. Vang volunteered to drive her. Instead of taking her to Walgreens, he drove her to his apartment on 7th Street, in the city of St. Paul, Ramsey County, telling her that he forgot something. █ said that Vang insisted that she come inside with him. Once inside, he began to hug her and touch her. He laid her on the floor and took her pants off and penetrated her vagina with his penis. █ told police, "it's not right, he is a lot older than me and he's married to my sister." She said that on one occasion he offered her \$10 to keep quiet about the sexual encounters.

B.M.L.S. and K.L., friends of █'s, both told police that when they were at Mississippi Magnet school, they recalled █ telling them that her brother-in-law was touching her breasts. They described her as seeming angry and sad about it.

When interviewed by police, Tou Lue Vang said that he first met █ through her sister who is now his wife. He said that in 2002 the family lived at █. He admitted to having sexual intercourse with █ two to three times while the family lived at that address. He admitted that each time his penis penetrated her vagina. Police officers noted that in 2002, █ would have been ten or eleven years old. Vang recalled the incident where he took █ to his apartment on West 7th Street and had sex with her. He also admitted to having sex with her two to three times while the family lived on Geranium in the city of St. Paul, Ramsey County.

Tou Lue Vang told police, "I made a mistake, but this is a minor thing. It is a cultural thing in Thailand to marry and have sex with girls as young as 12." Vang stated that █ should be arrested also because she was as much at fault.

COUNT 1

Between 01/01/2002 and 07/31/2004, in Ramsey County, Minnesota, the defendant, **TOU LUE VANG**, did wrongfully and unlawfully engage in sexual penetration with another person, [REDACTED], under age 13 years, and the defendant was more than 36 months older than the victim.

Said acts constituting the offense of **CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE** in violation of

Minnesota Statute: § 609.342,S.1(a)

Maximum Sentence: 30 years or \$40,000 fine or both

Complainant requests that said Defendant, subject to bail or conditions of release be [REDACTED] or that other lawful steps be taken to obtain Defendant's appearance in court or [REDACTED] if already in custody pending further proceedings, and that said Defendant otherwise be dealt with according to law.

COMPLAINANT'S NAME:
KEVIN NAVARRA

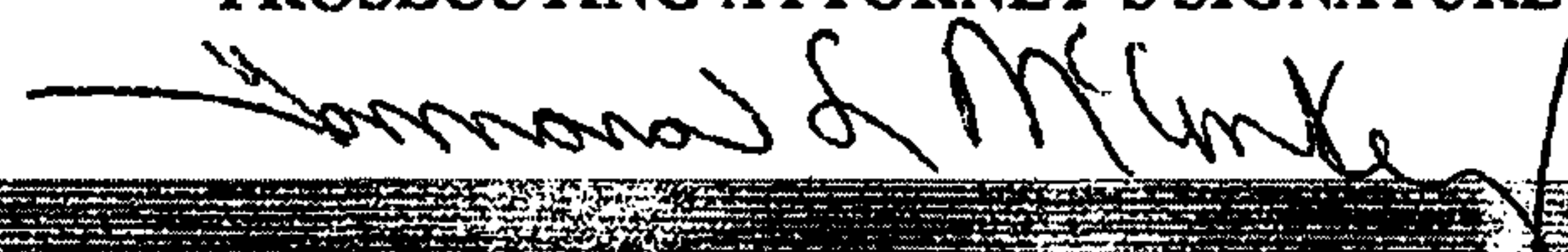
COMPLAINANT'S SIGNATURE



I hereby request to prosecute the offense(s) charged. I hereby approve this Complaint.

DATE:
01/06/2005

PROSECUTING ATTORNEY'S SIGNATURE



PROSECUTING ATTORNEY:

NAME/TITLE
Tamara L McConkey
Assistant County Attorney
Attorney Registration #249774

ADDRESS/TELEPHONE
50 W. Kellogg Blvd., #315, St. Paul, MN 55102
(651) 266-3092/sp

RECEIVED
JAN 6 2005

Court Case # _____

This COMPLAINT - WARRANT AND ORDER was subscribed and sworn to before the undersigned this 6 day of Jan 2005.

NAME:

SIGNATURE

TITLE:

Deputy Clerk of Court

John Klaseve

John K. Klaseve

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 _____ at _____ 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

EXECUTE NATIONWIDE

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 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: \$ 50,000.00

Conditions of Release: No contact with _____

This COMPLAINT - WARRANT AND ORDER, duly subscribed and sworn to, is issued by the undersigned Judicial Officer this _____ day of _____, 2005.

JUDICIAL OFFICER:

NAME:

SIGNATURE

TITLE:

Garvin

John K. Klaseve

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

STATE OF MINNESOTA COUNTY OF RAMSEY

STATE OF MINNESOTA

Plaintiff,

vs.

TOU LUE VANG

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 - WARRANT AND ORDER upon the Defendant(s) herein named.

RAMSEY DISTRICT COURT
2005 JAN -6 AM 11:11

FILED

FINDINGS OF FACT

Probable cause found that defendant committed the offenses charged.

Ordered defendant's motion to dismiss denied.

Plea of not guilty to all counts entered.

Trial and hearing on all issues set.



JUDGE OF DISTRICT COURT

Dated: 3/30/05

IDENTIFYING DATA: TOU LUE VANG

Height:

Hair:

Other:

Weight:

Eyes:

Driver's License:

Fingerprinted

Yes

No

State ID:

Local ID:

City of Violation: St. Paul

SJIS: 62118151493