

State of Minnesota
County of Wright

District Court
10th Judicial District

Prosecutor File No. 22-16122E
Court File No. 86-CR-22-208

State of Minnesota,

Plaintiff,

vs.

DANIEL ALLEN NIEMANN DOB: 01/18/1980

3657 W BROADWAY AVENUE
ROBBINSDALE, MN 55422

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 - 1st Degree - Sale - 17 Grams or More-Cocaine or Meth w/in 90-Day Period

Minnesota Statute: 152.021.1(1), with reference to: 152.021.3(c)

Maximum Sentence: 40 years, \$1,000,000 or both

Mandatory Minimum Sentence: Not less than 65 months nor more than 40 years and not more than \$1,000,000

Offense Level: Felony

Offense Date (on or about): 01/12/2022

Control #(ICR#): 22000880

Charge Description: DANIEL ALLEN NIEMANN, on one or more occasions within a 90-day period did unlawfully sell one or more mixtures of a total weight of 17 grams or more containing cocaine or methamphetamine, to-wit: defendant did sell, give away, barter, deliver, exchange, distribute or dispose of to another, or did manufacture 1635 grams of Methamphetamine.

COUNT II

Charge: Drugs - 1st Degree - Possess 50 grams or more - cocaine or methamphetamine

Minnesota Statute: 152.021.2(a)(1), with reference to: 152.021.3(c)

Maximum Sentence: 40 years, \$1,000,000 or both

Mandatory Minimum Sentence: Not less than 65 months nor more than 40 years and not more than a \$1,000,000 fine

Offense Level: Felony

Offense Date (on or about): 01/12/2022

Control #(ICR#): 22000880

Charge Description: DANIEL ALLEN NIEMANN, did wrongfully, unlawfully and feloniously possess one or more mixtures of a total weight of 50 grams or more containing cocaine or methamphetamine, to-wit:

defendant possessed 1635 grams of Methamphetamine.

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:

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 January 12, 2022, at 11:20 a.m. Agent Dustin Miller of the Wright County Sheriff's Office Special Investigations Unit (SIU), assisted by other SIU agents and uniformed deputies, executed a search warrant at 615 Seventh Street East, Unit 207, in Monticello, Wright County, Minnesota. Daniel Allen Niemann, DOB: 1/18/1980, defendant Niemann herein, and Anna Lynn Finckbone, DOB: 6/23/1982, defendant Finckbone herein, were present together in a bedroom of the apartment when agents arrived to execute the search warrant. Multiple glass bongs were in the bedroom that appeared to have been used to smoke methamphetamine. Execution of the search warrant resulted in the recovery of four large zip lock bags and three small zip lock bags all containing a crystal substance that field tested positive for methamphetamine and weighed 447 grams, 446 grams, 445 grams, 232 grams, 33 grams, 29 grams, and 3 grams. The bags of methamphetamine were recovered from a backpack in a room in which both defendants were. Defendant Finkbone resides at the apartment. Each defendant had the opportunity to exercise dominion and control over the methamphetamine. There was \$26,900 in cash was in the backpack. Defendant Niemann had \$3,251 in his pants pocket and \$4,840 in his wallet. A further search of the bedroom resulted in the recovery of .5 grams of a crystal substance on a mirror that field tested positive for methamphetamine, six grams of green plant material that field tested positive for marijuana and 27.7 grams of suspected Psilocybin mushrooms. Given the large amount of methamphetamine and cash, it appears the methamphetamine was possessed with the intent to sell. The methamphetamine was packaged in weights in which the drug is commonly sold.

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

Kevin Olson
Deputy Sheriff
3800 Braddock Avenue NE
Buffalo, MN 55313
Badge: 161

Electronically Signed:
01/13/2022 09:29 AM
Wright County, Minnesota

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

Prosecuting Attorney

Brian Anthony Lutes
County Attorney
3700 Braddock Avenue NE
Suite 2100
Buffalo, MN 55313
(763) 682-7340

Electronically Signed:
01/13/2022 09:26 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: January 13, 2022.

Judicial Officer

Steven Lange
Senior Judge

Electronically Signed: 01/13/2022 09:55 AM

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

**COUNTY OF WRIGHT
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

DANIEL ALLEN NIEMANN

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:

DEFENDANT FACT SHEET

Name: DANIEL ALLEN NIEMANN
DOB: 01/18/1980
Address: 3657 W BROADWAY AVENUE
ROBBINSDALE, MN 55422

Alias Names/DOB:

SID: MN98014217

Height:

Weight:

Eye Color:

Hair Color:

Gender: MALE

Race: White

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #: P666129839118 (MN)

Alcohol Concentration:

STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	1/12/2022	152.021.1(1) Drugs - 1st Degree - Sale - 17 Grams or More-Cocaine or Meth w/in 90-Day Period	Felony	DD2C0		MN0860000	22000880
	Penalty	1/12/2022	152.021.3(c) Drugs - 1st Degree - Sale or Possession - Penalty; 100+G or 500+ DU	Felony	DD2C0		MN0860000	22000880
2	Charge	1/12/2022	152.021.2(a)(1) Drugs - 1st Degree - Possess 50 grams or more - cocaine or methamphetamine	Felony	DD4C0		MN0860000	22000880
	Penalty	1/12/2022	152.021.3(c) Drugs - 1st Degree - Sale or Possession - Penalty; 100+G or 500+ DU	Felony	DD4C0		MN0860000	22000880