

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 20A00744  
Court File No. 27-CR-20-1537

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**State of Minnesota,**  
Plaintiff,

**COMPLAINT**  
Warrant

vs.

**ELSA E SEGURA DOB: 01/04/1992**

176 Christenson Court NE  
Fridley, MN 55432

Defendant.

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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: Kidnapping-Confine/Remove Any Person-No Consent**

Minnesota Statute: 609.25.1, with reference to: 609.25.2(1), 609.05.1, 609.05.2

Maximum Sentence: 20 YEARS AND/OR \$35,000

Offense Level: Felony

Offense Date (on or about): 12/31/2019

Control #(ICR#): 19381335

Charge Description: That on or about 12/31/2019, in Hennepin County, Minnesota, ELSA E SEGURA acting alone or intentionally aiding, advising, hiring, counseling or conspiring with others, or otherwise procuring the others to commit the crime, confined victim without her consent to commit great bodily harm or to terrorize the victim or another.

## STATEMENT OF PROBABLE CAUSE

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On December 31, 2019, M.B. was abducted from 8300 Niagara Avenue in Maple Grove, Hennepin County, Minnesota. M.B. was a realtor, and the abduction occurred while she was showing the house. Video surveillance from across the street showed M.B. arrived in her black BMW, and entered the house at approximately 3:00 p.m. A U-Haul van arrived shortly thereafter, at least two males abducted her, placed her in the cargo area of the van, and left the residence at approximately 3:17 p.m.

That same day, at approximately 5:40 p.m., a U-Haul van drove up to M.B.'s house, and a masked gunman entered the front door. The door was locked, and it was discovered that he used M.B.'s key to open the door. The gunman proceeded to shoot M.B.'s boyfriend multiple times with a .45 caliber pistol. Discharged cartridge casings (DCC's) from a .45 caliber handgun were found at the scene.

M.B.'s boyfriend, J.M., did not know who would have done this, but was able to name one individual he knew wanted to harm him. However, J.M. indicated this person, hereinafter referred to as, "Suspect," did not know where he was living. Suspect and others were aware that M.B. and J.M. were involved with each other.

About an hour later, Minneapolis police responded to the 1300 block alley of Russell Avenue on a report of shots fired and found M.B. lying in the alley. She was shot three times, a .45 DCC was located close to where she was lying. Police observed that her wrists had been bound with tape. Video surveillance captured a U-Haul leaving the alley at around the time of the shooting. M.B. would later die from the injuries she sustained. A Cedric Berry has been charged with aiding and abetting in this kidnapping and murder, and his fingerprint was lifted from the tape that bound M.B.'s wrist.

Subsequent investigation revealed that M.B. recently received several calls on her personal cell phone from the same phone number, 612-407-2101. M.B. found this very odd, and she expressed to others that she did not know how this person obtained her personal phone number. The first call M.B. received from this number was on December 29, 2019. The caller left a voicemail, which investigators later obtained. A female claiming to be, "Lisa Pawloski," left the message and requested a showing for the 8300 Niagara Lane address, "...maybe tomorrow morning."

Investigators confirmed that the voice mail was left by a ELSA ELENA SEGURA, DOB 01/04/1992, Defendant herein. Defendant's voice was verified by law enforcement personnel who were personally familiar with her. Defendant is known to be the girlfriend of Suspect. Suspect is known to be a close friend of Berry Davis. Berry Davis is known to be a close friend of Cedric Berry, and the two had substantial contact throughout the times relevant to this investigation.

A search warrant of the 612-407-2101 cell number Defendant used to lure M.B. to the Maple Grove house showed that the phone was purchased and became active at approximately 4:00 p.m. on December 29, 2019. The subscriber for the account was listed as "Lisa Powalski," the same name by which Defendant identified herself to M.B. Call detail records showed that at all times relevant to this investigation, this phone was used for the sole purpose of calling M.B.'s cell phone. The phone Defendant was using made no other calls to any other numbers from December 29, 2019, through January 3, 2020.

Law enforcement was able to confirm when and where that phone was purchased. Investigators were able to obtain receipts and video of the purchase, which showed Cedric Berry buying the phone on December

29, 2019, at approximately 4:00 p.m. While making the purchase, Berry is observed receiving two calls on his cell phone. A review of the records for telephone number 612-364-7325 (Cedric Berry) show he received two calls and two text messages from telephone number 612-434-9800.

Law enforcement was aware that the telephone number 612-434-9800 belonged to Berry Davis. A review of the call detail records for telephone numbers 612-364-7325 (Cedric Berry), 612-434-9800 (Berry Davis) and 612-407-2101 ("Lisa Powalski") showed that all three phones utilized the same towers and sectors from 4:01 p.m. to 4:53 p.m. on December 29, 2019. Beginning at 4:39 p.m. and continuing to 4:53 p.m., all three phones utilized the tower, sector and distance consistent with being at the known residence of Defendant in Fridley, Minnesota. This is consistent with the individuals possessing these phones to be together during these times.

On the morning of December 30, 2019, when Defendant was attempting to lure M.B. to the home in Maple Grove, M.B. did go to that residence for a showing, but a co-realtor was with M.B. at that time. Around 11:19 a.m., M.B. received a phone call from the phone Defendant was using, 612-407-2101, and the female caller asked M.B. if the stove at the house was gas or electric.

During this call, the call detail records of Cedric Berry and Berry Davis were utilizing cell towers, sectors, and distances consistent with being in the area of 8300 Niagara Lane. No one actually showed to view the house, and investigators believed that this call was made to see if M.B. was present. Investigators also believed that Berry Davis and Cedric Berry were scouting the house to see if M.B. was alone.

A further review of the call detail records for Davis and Berry showed that from December 29, 2019 through January 1, 2020, their telephones were in other locations pertinent to the investigation. This included in the area of the alley near 1300 Russell Avenue at the time of the murder of M.B.

On December 30, 2019 at approximately 8:50 p.m., Cedric Berry obtained possession of the U-Haul that was used in the abduction and murder of M.B. Cedric Berry had multiple phone calls with Berry Davis that morning, prior to getting the U-Haul.

Cell phone records show that on December 31, 2019, from approximately 11:45 a.m. through 8:35 p.m., Berry Davis and Cedric Berry had no phone contact with each other. Investigators believed this lack of cell phone communication, particularly when there was so much between their two phones during other time frames, would be consistent with Cedric Berry and Berry Davis being in close proximity (not needing to speak via phone) during the course of the abduction and murder of M.B. and attempted murder of her boyfriend.

At approximately 8:45 p.m. on December 31, 2019, the U-Haul was returned to the area it was initially picked up. Around this same time, Cedric Berry and Berry Davis resumed having frequent contact via their respective cell phones.

On January 14, 2020, Defendant was brought to the Minneapolis Police Department and interviewed. After being advised of her rights, investigators played the December 29, 2019 voicemail left on M.B.'s cell phone from telephone number 612-407-2101. Defendant was asked if she remembered making the call. Defendant stated that she did in fact remember making the call and admitted it was her voice leaving the message.

In a recorded phone call from jail, Cedric Berry spoke to his mother on January 7, 2020 at approximately 7:41 p.m. Cedric Berry stated, "They (police) know who did this, they just want me to tell. Remember this, my name is Cedric Berry, his name is Berry Davis."

Defendant was recently released from custody. The State is seeking a warrant. Suspect and Berry Davis are not in custody. They both have substantial resources and out of state contacts, and they are both aware of this investigation. Because of Defendant's relationship with them, the State considers her a flight risk.

## 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**

Mark Suchta  
Sergeant  
350 S 5th St  
Minneapolis, MN 55415-1389  
Badge: 6995

Electronically Signed:  
01/17/2020 09:44 AM  
Hennepin County, Minnesota

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

**Prosecuting Attorney**

Thad Tudor  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
01/17/2020 09:40 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 on \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ AM/PM before the above-named court at the address listed on the attached court summons 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: \$1,000,000.00

Conditions of Release: No Contact with Co-Defendant(s)

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 17, 2020.

**Judicial Officer**

Kristin Siegesmund  
District Court Judge

Electronically Signed: 01/17/2020 09:55 AM

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

**COUNTY OF HENNEPIN  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**ELSA E SEGURA**

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE  
I hereby Certify and Return that I have served a copy of this Warrant  
upon the Defendant herein named.*

Signature of Authorized Service Agent:

## DEFENDANT FACT SHEET

**Name:** ELSA E SEGURA  
**DOB:** 01/04/1992  
**Address:** 176 Christenson Court NE  
Fridley, MN 55432

**Alias Names/DOB:** Elsa Elena Segura DOB: 1/4/1992  
**SID:** MN17KM8552

**Height:**  
**Weight:**  
**Eye Color:**  
**Hair Color:**

**Gender:** FEMALE  
**Race:** Unknown  
**Fingerprints Required per Statute:** Yes  
**Fingerprint match to Criminal History Record:** Yes

**Driver's License #:**  
**SILS Person ID #:** 815626  
**SILS Tracking No.** 3151342  
**Alcohol Concentration:**

## STATUTE AND OFFENSE GRID

<b>Cnt Nbr</b>	<b>Statute Type</b>	<b>Offense Date(s)</b>	<b>Statute Nbrs and Descriptions</b>	<b>Offense Level</b>	<b>MOC</b>	<b>GOC</b>	<b>Controlling Agencies</b>	<b>Case Numbers</b>
1	Charge	12/31/2019	609.25.1 Kidnapping-Confine/Remove Any Person-No Consent	Felony	K1226	X	MN0271100	19381335
	Modifier	12/31/2019	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	K1226	X	MN0271100	19381335
	Modifier	12/31/2019	609.05.1 Liability for Crimes of Another-Intentional	No-Level	K1226	X	MN0271100	19381335
	Penalty	12/31/2019	609.25.2(1) Kidnapping-Released in Safe Place-No Great Bodily Harm - Sentence	Felony	K1226	X	MN0271100	19381335