

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 16A12456
Court File No. 27-CR-16-27798

State of Minnesota,
Plaintiff,

vs.

TRISTEN ELIJAH BAIER DOB: 10/30/1995

3743 20TH AVE S
Minneapolis, MN 55407

Defendant.

COMPLAINT

Order of Detention

Amended

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: Murder - 2nd Degree - With Intent-Not Premeditated

Minnesota Statute: 609.19.1(1), with reference to: 609.11.4, 609.19.1

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 10/22/2016

Control #(ICR#): 16383951

Charge Description: That on or about 10/22/2016, in Minneapolis, Hennepin County, Minnesota, TRISTEN ELIJAH BAIER, caused the death of R.B.C., a human being, with intent to effect the death of that person or another, but without premeditation, while using a dangerous weapon.

Minimum Sentence: 1 YEAR AND 1 DAY

STATEMENT OF PROBABLE CAUSE

THE COMPLAINT IS BEING AMENDED IN THE PROBABLE CAUSE PORTION AND THE CHARGES TO REFLECT THAT THE VICTIM HAS DIED.

Complainant, a licensed peace officer with the Minneapolis Police Department, has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On October 22, 2016, Minneapolis Police Officers were dispatched to the area of 28th Street and Portland Avenue South in Minneapolis, Hennepin County, Minnesota, on an assault with a vehicle call. Upon arrival, officers observed that the victim, R.B.C., had serious injuries. R.B.C. was quickly transported to the hospital. Officers observed that the suspect, TRISTEN ELIJAH BAIER, the defendant herein, was being held down by witnesses. The defendant was taken into custody.

Officers spoke to numerous witnesses, including P.B.C., who reported that he lives at 2914 Portland where he heard someone behind the house. P.B.C. reported that he went outside and saw the defendant smashing a car window with a baseball bat. P.B.C. reported that he gave chase as the defendant ran to his van. P.B.C. reported that the defendant got into his van and drove at P.B.C. According to P.B.C., the defendant crashed into a parked vehicle as he jumped out of the way. P.B.C. reported that the defendant then drove southbound on Portland.

P.B.C. reported that people were outside looking at the vehicle damage when he saw the defendant's vehicle on 29th making a right hand turn onto Portland. P.B.C. estimated that three minutes had passed since he last saw the defendant's van. P.B.C. stated that the defendant drove straight at them and hit R.B.C. and then crashed into two vehicles, coming to a stop. P.B.C. and others jumped on the defendant as he exited the vehicle.

Multiple witnesses who observed the assault reported that the defendant drove off but then came back and drove directly at the men in the street, striking R.B.C.

In a post-Miranda statement, the defendant stated that he was angry at his ex-girlfriend, who lived at 2914 Portland, so he went to the house and shattered her car window. The defendant stated that a male chased him with a knife so he threatened the male with a bat. The defendant admitted that he ran to his vehicle and that he left the street, and drove around the block. The defendant admitted that he returned to the initial location and intentionally ran over the victim because he was angry.

R.B.C. suffered serious injuries to his head including multiple fractures to the skull and bleeding on the brain. Since the time of the initial complaint, the victim has died as a result of his injuries.

The defendant is currently in custody.

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

Emily Dunphy
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 5294

Electronically Signed:
10/25/2016 09:58 AM
Hennepin County, Minnesota

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

Prosecuting Attorney

Dan Allard
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
10/25/2016 09:54 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 401 Fourth Avenue S, Minneapolis, MN 55415 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 Victim

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: October 25, 2016.

Judicial Officer

Charles Porter
District Court Judge

Electronically Signed: 10/25/2016 10:20 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.

TRISTEN ELIJAH BAIER

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: