
State of Minnesota,

Plaintiff,

vs.

BRANDON BENJAMIN BROSZKO DOB: 12/30/1984

5227 33rd Ave N
Minneapolis, MN 55422

Defendant.

COMPLAINT

Warrant

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: 609.19.1(1), 609.11.5(a)

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 07/10/2015

Control #(ICR#): 15255607

Charge Description: That on or about 7/10/2015, Minneapolis, in Hennepin County, Minnesota, BRANDON BENJAMIN BROSZKO , caused the death of Victim, a human being, with intent to effect the death of that person or another, but without premeditation, while using a firearm.

Minimum Sentence: 3 YEARS

COUNT II

Charge: Murder - 2nd Degree - Without Intent - While Committing a Felony

Minnesota Statute: 609.19.2(1), with reference to: 609.19.2(1), 609.11.5(a)

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 07/10/2015

Control #(ICR#): 15255607

Charge Description: That on or about 7/10/2015, Minneapolis, in Hennepin County, Minnesota, BRANDON BENJAMIN BROSZKO , did without intent to effect the death of any person, cause the death of Victim, a human being, while committing or attempting to commit the felony offense of Assault in the Second Degree while using a firearm.

Minimum Sentence: 3 YEARS

STATEMENT OF PROBABLE CAUSE

Complainant is an officer with the Minneapolis Police Department and has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On or about July 10, 2015 at approximately 9:32 p.m., officers of the Minneapolis Police Department responded to a local store located at 3559 Lyndale Avenue North, Minneapolis, Hennepin County, Minnesota on a report of a shooting. Upon arrival, officers located an adult male, hereinafter Victim was deceased.

Officers arrived on scene and began to secure it and identify any possible witnesses. Officers determined that the local store had video surveillance covering the inside of the store as well as parts of the adjoining outside area. Officers were able to retrieve and review the video surveillance.

Officers located a known adult female, hereinafter Witness 1 who stated that she was with Victim at the store. Officers reviewed the store surveillance and observed that the Victim arrived at the store and saw two adult males, one of whom was later identified as BRANDON BENJAMIN BROSZKO, date of birth 12/30/1984, Defendant herein. Officers learned that the adult male with Defendant that previously robbed Victim. Officers learned that Victim upon seeing the adult male at the store called some family members and friends to the store. Officers observed that Defendant and his friend are shopping for items in the store while Victim is there. Officers observed that Victim's family arrives at the store. Officers observed that Defendant and his friend then exit the store. Officers observed that Victim his friends and family members were also outside of the store. Officers observed that Victim knocked the Defendant's friend to the ground where he remained. Defendant is then seen walking away down the sidewalk. Defendant is seen grabbing an item out of his pants which causes him to drop a bottle and another item that he had obtained from the store. Defendant is seen taking a gun out of his pants and shooting in the direction of the Victim, his friends, and family. Defendant is then seen grabbing the items that he dropped and running away. Victim is also seen running in the opposite direction with one of his family members. Victim collapsed shortly thereafter.

Crime lab responded on the scene to process for evidence. Officers observed in the store video surveillance that Defendant grabbed a bottle of pop but then put it back in the cooler.

Officers located that pop bottle and had it processed for fingerprints. An analysis revealed latent fingerprints that were sufficient for comparison. The latent fingerprint matched a fingerprint from Defendant. Officers canvassed the route that Defendant used to flee the scene and recovered a sandwich that Defendant obtained from at the store. Again, a latent fingerprint was recovered and was sufficient for comparison. The latent fingerprint matched a fingerprint from Defendant. Officers also recovered the pop bottle believed to have been obtained by Defendant a short distance from the scene and it is being processed for fingerprints as well. Another food item obtained by the Defendant was located in the vicinity of the pop bottle.

The medical examiner arrived on scene and transported Victim back to their office for an autopsy. The autopsy of Victim revealed the cause and manner of death to be a gunshot wound to the chest and homicide.

Officers compiled a sequential photo lineup and administered it to Witness 1. Witness 1 identified Defendant's photograph as the person who was with the male that the Victim knocked to the ground.

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

Darcy Klund
SERGEANT
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 3728

Electronically Signed:
07/14/2015 04:27 PM

Subscribed and sworn to before the undersigned.

**Notary Public or
Judicial Official**

Charles D Green IV, Peace
Officer
License Number: 13231,
Hennepin County, Minnesota.
My license expires: 06/30/2016
Sergeant-Criminal Investigation
Division
350 S 5th St
Minneapolis, MN 55415-1389

Electronically Signed:
07/14/2015 04:28 PM

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

Prosecuting Attorney

Debra Lund
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
07/14/2015 04:25 PM

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: \$2,000,000.00
Conditions of Release: Remain Law Abiding; No Possession of Weapons

This complaint is issued by the undersigned Judge as of the following date: July 14, 2015.

Judicial Officer Amy Dawson Electronically Signed: 07/14/2015 04:35 PM

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

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

BRANDON BENJAMIN BROSZKO

Defendant

Clerk's Signature or File Stamp:

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: