

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 17A00569
Court File No. 27-CR-17-1434

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

JAMES WILLIS MCDANIEL DOB: 07/17/1957

2101 3RD AVE S
#21
MINNEAPOLIS, MN 55404

Defendant.

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): 01/14/2017

Control #(ICR#): 17016800

Charge Description: That on or about 1/14/2017, in Hennepin County, Minnesota, JAMES WILLIS MCDANIEL , 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 dangerous weapon.

Minimum Sentence: 1 YEAR AND 1 DAY

STATEMENT OF PROBABLE CAUSE

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

That on January 14, 2017, at approximately 10:52 p.m., officers were dispatched to an apartment located at 2101 3rd Avenue South in Minneapolis, Hennepin County, Minnesota, to investigate a domestic disturbance. Upon arrival, officers were advised a person had been stabbed inside the apartment. Officers entered the apartment and located victim, an identified adult male, lying on a couch. Victim was being tended to by a female, who was identified as his girlfriend. Officers noted victim was bleeding from a wound to his upper chest, was unresponsive, and had no pulse. Medical personal arrived, attempted to revive victim, but determined he was deceased. Victim's body was subsequently transported to the Hennepin County Medical Examiner's Office for an autopsy. The autopsy revealed victim sustained, and died from, a single sharp force injury to his upper chest.

Officers also located several other individuals inside the apartment, including victim's sister, victim's mother, and JAMES WILLIS MCDANIEL, hereafter defendant. Defendant was said to be the "husband" of victim's mother, but not related to either victim or victim's sister. Officers inquired as to who stabbed victim. Victim's mother pointed at defendant and indicated defendant had stabbed victim. Officers arrested defendant.

Officers spoke with victim's mother who reported as follows: she stated she is "married" to defendant and they reside at the above-listed address. She stated all above-mentioned parties were inside the apartment drinking. She reported she was in the living room with victim and victim's girlfriend while defendant and victim's sister were in the bedroom talking. She reported victim wanted to speak with his sister and began banging on the bedroom door. She also reported victim began punching the bedroom door. She reported she was attempting to calm victim down in the hallway when defendant opened the bedroom door and stabbed victim.

Officers spoke with victim's sister who reported she was inside the bedroom with defendant. She reported she and victim previously argued earlier in the evening. She reported victim was punching through the bedroom door when defendant obtained a knife and stabbed victim.

Officers spoke with victim's girlfriend who reported she did not witness the stabbing.

During a post-Miranda statement, defendant admitted he was in the bedroom with victim's sister when victim attempted to enter the bedroom. Defendant reported victim began punching his way through the door. Defendant admitted he obtained a knife, lunged at victim with the knife, and told him to "back the fuck up." Defendant admitted he stabbed victim in the upper chest/shoulder area. Defendant admitted that after stabbing victim, he wiped the blood from the knife and placed the knife in the bedroom.

Officers located the knife in the bedroom.

At present, defendant is 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:
01/18/2017 11:15 AM
Hennepin County, Minnesota

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

Prosecuting Attorney

Darren Borg
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
01/18/2017 11:10 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 300 S Sixth Street, Minneapolis, MN 55487 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:

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 18, 2017.

Judicial Officer

Ivy S. Bernhardson
District Court Judge

Electronically Signed: 01/18/2017 11:27 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.

JAMES WILLIS MCDANIEL

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: