

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 18A12250
Court File No. 27-CR-18-24835

State of Minnesota,
Plaintiff,

COMPLAINT
Order of Detention

vs.

TIARA MARIE WILBURN DOB: 06/23/1984

1410 Newton Ave N
Minneapolis, MN 55411

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: Endangerment of Child by Firearm Access-Results Sub Harm Physical/Emot Health-F

Minnesota Statute: 609.378.1(c), with reference to: 609.378.1(c)

Maximum Sentence: 5 YEARS AND/OR \$10,000

Offense Level: Felony

Offense Date (on or about): 10/04/2018

Control #(ICR#): 18334668

Charge Description: That on or about October 4, 2018, in Hennepin County, Minnesota, Tiara Marie Wilburn intentionally or recklessly caused Child, born (3/7/14), a child under fourteen (14), to be placed in a situation likely to substantially harm the child's physical health or cause the child's death as a result of the child's access to a loaded firearm and the endangerment resulted in substantial harm to the child's physical health.

STATEMENT OF PROBABLE CAUSE

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

On October 4, 2018, Minneapolis Police officers responded to a hospital on the report of a four year old boy, Child hereinafter, who had shot himself with a firearm. Officers responded and learned that Child had gained access to a firearm in a home located on the 1400 block of Newton Avenue North in Minneapolis, Hennepin County, Minnesota. Child had significant damage to his left hand requiring surgery.

Officers spoke with TIARA MARIE WILBURN, DEFENDANT herein, who accompanied Child and Child's father to the hospital. Defendant is the girlfriend of Child's father. She told officers that Child accessed a firearm that belonged to her and shot himself. Defendant stated that she brought the firearm into the home and left it in her purse, which was placed on the floor of the bedroom closet. Defendant recounted that Child must have gained access to the firearm while she was preparing medicine for Child's father. Defendant stated that she tended to Child after he was shot and placed the firearm on the dining table in the residence. Defendant admitted that she did not have any gun locks or lock boxes for this firearm.

Officers executed a search warrant on the above address and found the firearm on the dining table. Bloodlike substance was located on the walls of the entry of the home consistent with blood spatter. A hole that was consistent with a bullet hole was seen in the ceiling of the living room.

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

Patrick Myslajek
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 4910

Electronically Signed:
10/05/2018 03:14 PM
Hennepin County, mn

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

Prosecuting Attorney

Erin Lutz
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
10/05/2018 03:12 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 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: \$40,000.00

Conditions of Release: No Contact with Victim; No Possession of Weapons

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 5, 2018.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 10/05/2018 03:16 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.

TIARA MARIE WILBURN

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: TIARA MARIE WILBURN
DOB: 06/23/1984
Address: 1410 Newton Ave N
Minneapolis, MN 55411

Alias Names/DOB:

SID: MN06113444

Height:

Weight:

Eye Color:

Hair Color:

Gender: FEMALE

Race: Black

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #:

SILS Person ID #: 578516

SILS Tracking No. 3040298

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	10/4/2018	609.378.1(c) Endangerment of Child by Firearm Access-Results Sub Harm Physical/Emot Health-F	Felony	I1111		MN0271100	18334668
	Penalty	10/4/2018	609.378.1(c) Endangerment of Child by Firearm Access-Results Sub Harm Physical/Emot Health-F	Felony	I1111		MN0271100	18334668