

State of Minnesota
County of Anoka

District Court
10th Judicial District

Prosecutor File No.
Court File No.

CA-2020-00249

State of Minnesota,

Plaintiff,

vs.

BARRY LEE HAWKINS DOB: 12/09/1983

8075 Buchanan Street NE, #3
Spring Lake Park, MN 55432

Defendant.

COMPLAINT

Order of Detention

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: Possession of Firearm or Ammunition by Ineligible Person (Prior Crime of Violence)

Minnesota Statute: 624.713.1(2), with reference to: 624.713.2(b), 609.11.5

Maximum Sentence: 60 months -15 Years and/or \$9,000.00 - \$30,000.00

Offense Level: Felony

Offense Date (on or about): 02/02/2020

Control #(ICR#): 20028342

Charge Description: On or about February 2, 2020, in the County of Anoka, Minnesota, BARRY LEE HAWKINS, did unlawfully possess ammunition, a pistol, a semiautomatic military-style assault weapon or any other firearm, after having been convicted of, or adjudicated delinquent or convicted as an extended jurisdiction juvenile for committing in this state or elsewhere, a crime of violence and at the time of offense, the Defendant or an accomplice did use or possess a firearm, to wit: .22 caliber Baretta.

COUNT II

Charge: Assault in the Second Degree

Minnesota Statute: 609.222.1, with reference to: 609.11.5

Maximum Sentence: 36 months -7 Years and/or \$4,200.00 - \$14,000.00

Offense Level: Felony

Offense Date (on or about): 02/02/2020

Control #(ICR#): 20028342

Charge Description: On or about February 2, 2020, in the County of Anoka, Minnesota, BARRY LEE HAWKINS, did assault another with a dangerous weapon and at the time of offense, the Defendant or an accomplice did use or possess a firearm, to wit: .22 caliber Baretta.

STATEMENT OF PROBABLE CAUSE

During the evening hours of February 2nd, 2020, a 911 call was received describing a shooting at an apartment on Buchanan Street NE in Spring Lake Park, Anoka County. It was initially described as a male had been shot in the face while inside apartment 3. Prior to police arrival the male victim had left the scene. At the scene, police spoke with multiple witnesses and eventually spoke with Barry Lee Hawkins, JR (DOB: 12/9/83), the defendant herein, who live at apartment #3. Prior to the shooting it is reported the defendant went to the neighboring apartment of the male victim seeking to purchase marijuana. A short time later, the victim went to the defendant's apartment. There, after a brief confrontation, the defendant pulled out .22 caliber Beretta handgun and fired a shot at the victim. The victim claimed he was hit in the face and fled the area. It was later learned the victim was not hit by the gunshot.

The defendant claimed the victim was "threatening" him, but provided no details. The defendant admitted possessing the handgun inside the apartment when the victim was there. The defendant later admitted he shot the gun. Police found the gun in a kitchen drawer as the defendant described, serial number #DAA020438. With the gun was a magazine with 7 unfired .22 cartridges. The defendant is on felony probation for an attempted robbery conviction in Anoka County from March 2019, Court file 02-CR-18-1980.

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

Matthew Aker
Detective: CID
1301 81St Avenue NE
Spring Lake Park, MN 55432

Electronically Signed:
02/03/2020 01:49 PM
Anoka County, Minnesota

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

Prosecuting Attorney

Paul L. Young
Assistant County Attorney
2100 3rd Ave
Anoka, MN 55303-2265
(763) 324-5550

Electronically Signed:
02/03/2020 01:42 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 2100 Third Avenue, Anoka, MN 55303 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: \$
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: _____, _____.

Judicial Officer <judge name>

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

**COUNTY OF ANOKA
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Barry Lee Hawkins

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: