

# OFFICE OF THE ANOKA COUNTY ATTORNEY

Tony Palumbo, County Attorney

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## **Media Contact:**

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**January 12, 2021**

## **FOR IMMEDIATE RELEASE**

### **Man charged for shooting at police squad, station in Circle Pines**

The Anoka County Attorney's Office today charged a Shoreview man for shooting out the window of a squad vehicle and a door of a police station in Circle Pines.

Donald Raymond Guse is charged with five counts:

1. Drive-by shooting (toward person, occupied motor vehicle or building)
2. Reckless discharge of a firearm within a municipality
3. Fleeing police in a motor vehicle
4. Second-degree driving while impaired
5. First-degree criminal damage to property

Guse appeared in court this morning. Anoka County District Judge Thomas Fitzpatrick set bail at \$400,000 without conditions or \$200,000 with conditions, including no use/possession of firearms and no use of mood-altering chemicals. Guse's next hearing is scheduled for Feb. 8.

The criminal complaint is attached below.

State of Minnesota  
County of Anoka

District Court  
10th Judicial District

Prosecutor File No.  
Court File No.

CA-2021-00061  
02-CR-21-174

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**State of Minnesota,**

Plaintiff,

vs.

**DONALD RAYMOND GUSE DOB: 03/13/1969**

915 Sherwood Road  
Shoreview, MN 55126

Defendant.

**COMPLAINT**

Order of Detention

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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: Drive-By Shooting (Toward Person or Occupied Motor Vehicle or Building)**

Minnesota Statute: 609.66.1e(b), with reference to: 609.11.5

Maximum Sentence: 0-10 Years and/or \$6,000.00 - \$20,000.00

Offense Level: Felony

Offense Date (on or about): 01/10/2021

Control #(ICR#): 21007138

Charge Description: On or about January 10, 2021, in the County of Anoka, Minnesota, DONALD RAYMOND GUSE, did recklessly discharge a firearm at an occupied building while in a motor vehicle and at the time of offense, the Defendant or an accomplice did use or possess a firearm, to wit: a shotgun.

**COUNT II**

**Charge: Reckless Discharge of a Firearm Within a Municipality**

Minnesota Statute: 609.66.1a(a)(3), with reference to: 609.66.1a(b)(2)

Maximum Sentence: 0-2 Years and/or \$1,500.00 - \$5,000.00

Offense Level: Felony

Offense Date (on or about): 01/10/2021

Control #(ICR#): 21007138

Charge Description: On or about January 10, 2021, in the County of Anoka, Minnesota, DONALD RAYMOND GUSE, did recklessly discharge a firearm within a municipality.

**COUNT III**

**Charge: Fleeing a Peace Officer in a Motor Vehicle**

Minnesota Statute: 609.487.3

Maximum Sentence: 0-3 Years Plus 1 Day and/or \$1,500.00 - \$5,000.00

Offense Level: Felony

Offense Date (on or about): 01/10/2021

Control #(ICR#): 21007138

Charge Description: On or about January 10, 2021, in the County of Anoka, Minnesota, DONALD RAYMOND GUSE, did by means of a motor vehicle flee or attempt to flee a peace officer who is acting in the lawful discharge of an official duty, and the perpetrator knows or should reasonably know the same to be a peace officer.

#### COUNT IV

**Charge: Second Degree Driving While Impaired (Refusal/Breath) (Aggravating Factor)**

Minnesota Statute: 169A.20.2(1), with reference to: 169A.25.1(b), 169A.25.2

Maximum Sentence: 0-1 Year and/or \$900.00 - \$3,000.00

Offense Level: Gross Misdemeanor

Offense Date (on or about): 01/10/2021

Control #(ICR#): 21007138

Charge Description: On or about January 10, 2021, in the County of Anoka, Minnesota, DONALD RAYMOND GUSE, did refuse to submit to a chemical test of the person's breath under section 169A.51 or 169A.52 and one or more aggravating factors were present.

#### COUNT V

**Charge: Criminal Damage to Property in the First Degree**

Minnesota Statute: 609.595.1(2)

Maximum Sentence: 0-5 Years and/or \$3,000.00 - \$10,000.00

Offense Level: Felony

Offense Date (on or about): 01/10/2021

Control #(ICR#): 21007138

Charge Description: On or about January 10, 2021, in the County of Anoka, Minnesota, DONALD RAYMOND GUSE, did intentionally cause damage to physical property of another without the latter's consent, and the property damaged was a public safety motor vehicle, the defendant knew the vehicle was a public safety motor vehicle, and the damage to the vehicle caused a substantial interruption or impairment of public safety service or a reasonably foreseeable risk of bodily harm.

## STATEMENT OF PROBABLE CAUSE

At approximately 7:09 PM on January 10, 2021, officers from the Centennial Lakes Police Department were inside the police station, located at 54 North Road, in the City of Circle Pines, within Anoka County, when they heard a gunshot from outside.

Officers then went outside and observed that a gunshot had been fired into the driver's side window of one of the squad cars parked next to the building. The projectile had ricocheted from the squad back out and had broken the glass door leading into the station.

Officers went back inside and reviewed surveillance video from the exterior of the building. They observed that a white Chevrolet pickup had stopped along North Road, and the occupant, while still inside the vehicle, appeared to fire a round at the building. The distance from the road to building is approximately 50 yards.

A short time later, the pickup (MN license plate 549-TAY) was located nearby. Officers initiated a traffic stop, but the vehicle accelerated through a red light and went south on Hodgson Road at a high rate of speed. Officers quickly found the vehicle as it had turned into a nearby driveway. The driver was identified as DONALD RAYMOND GUSE (DOB 3-13-1969), the defendant. As officers were removing the defendant from the vehicle, a spent shotgun shell fell out of the passenger side. The shell was a 12 gauge 3" Winchester XP3 slug. Officers later found a scoped shotgun in the backseat of the pickup. This combination of firearm and ammunition results in rifle-like performance within 150-200 yards.

Officers noted that the defendant smelled of alcohol, had bloodshot, watery eyes, and slurred speech. The defendant subsequently failed several standard field sobriety tests, and ultimately refused to take a breath test. It should be noted that the defendant has a prior DWI conviction dated 3-7-2018, which can be found in Anoka County District Court file number 02-CR-18-1096.

The defendant was interviewed, and ultimately admitted firing the gun at the squad car/police station. The defendant stated that he stopped his vehicle on the roadway, lined up the shot through the open passenger window, and fired. He claimed he was trying to shoot the tire of the squad car. At this time, the defendant's motive for the shooting is unclear.

## 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 Nelson  
Detective  
54 North Rd  
Circle Pines, MN 55014-1788

Electronically Signed:  
01/12/2021 09:49 AM  
Anoka County, Minnesota

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

**Prosecuting Attorney**

Wade A. Kish  
Assistant County Attorney  
2100 3rd Ave  
Anoka, MN 55303-2265  
(763) 324-5550

Electronically Signed:  
01/12/2021 09:45 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 as directed in the Notice of Hearing before the above-named court 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: January 12, 2021.

**Judicial Officer**

Thomas Fitzpatrick

Physically Signed: 01/12/2021 12:00 AM

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

**COUNTY OF ANOKA  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**Donald Raymond Guse**

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: