



MINNESOTA

JUDICIAL BRANCH

MINNESOTA COURT RECORDS ONLINE (MCRO)

Case Details (Register of Actions)

Search executed on 04/29/2024 06:25 PM

Upcoming Hearing:
Review Hearing on **04/30/2024** at **1:30 PM**

Case Information

Case Number: 27-CR-23-5751
Case Title: State of Minnesota vs Lucas Patrick Kraskey
Case Type: Crim/Traf Mandatory
Date Filed: 03/17/2023
Case Location: Hennepin County, Hennepin Criminal Downtown
Judicial Officer: Frank, Matthew
Case Status: Dormant

Party Information

Jurisdiction

State of Minnesota

Attorneys Active

- BORG, DARREN CHARLES - Lead Attorney
- ARNESON, THOMAS STUART
- GALAYDH, WARSAME ALI KHALIF
- GRIFFIN, MEGAN NAOMI

Attorneys Inactive

- SIMAFRANCA, RYAN D

Defendant

Kraskey, Lucas Patrick
DOB: 06/01/1984
Minneapolis, MN 55418-0000

Attorneys Active

- REILAND, ANDREW JOSEPH, II - Lead Attorney
- Herlofsky, Susan

Attorneys Inactive

- CARPENTER, RAISSA
- ELSEN, MATTHEW JOHN
- GRANSE, ALICIA LYNN

Charges

- 1

Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana

Statute: 152.025.2(1)
- Additional Statutes: Drugs - 5th Degree Controlled Substance - Sale or possession (152.025.4(b)); Minimum Fines-Controlled Substance Offenses (609.101.3)

Level of Charge: Felony

Offense Date: 03/16/2023

Community Of Offense: Hopkins

Law Enforcement Agency: Hopkins Police Department

Prosecuting Agency: Hennepin County Attorney

Interim Conditions

05/16/2023	Interim conditions for Kraskey, Lucas Patrick Judicial Officer: Dayton Klein, Julia - Remain law-abiding - Post Bail or Bond with No Conditions \$30,000.00 - Release with Conditions \$0.00 - Make all future court appearances - No use or possession of firearms or dangerous weapons - Do not leave Minnesota without written court approval - Conditions, other
03/17/2023	Interim conditions for Kraskey, Lucas Patrick Judicial Officer: Bartolomei, Luis Expiration Date: 05/16/2023 - Release with Conditions \$0.00 - Remain law-abiding - Make all future court appearances - Do not ship/transport/possess or receive firearm or ammo - Contact with probation - Follow all instructions of probation - Do not leave Minnesota without written court approval - Conditions, other
03/17/2023	Interim conditions for Kraskey, Lucas Patrick Judicial Officer: Siegesmund, Kristin Expiration Date: 03/17/2023 Post Bail or Bond with No Conditions \$3,000.00

Case Assignments

Current Case Assignment Judicial Assignment: Frank, Matthew Date of Assignment: 01/12/2024
Prior Case Assignments Judicial Assignment: Houghtaling, Melissa Date of Assignment: 03/17/2023 Reassignment Reason: Reassigned

Date of Assignment: 03/17/2023
Reassignment Reason: Initial Assignment

Case Events

02/23/2024	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Browne, Michael K Index #18	 2 pages
01/12/2024	Notice of Case Reassignment Judicial Officer: Frank, Matthew Index #17	 1 page
11/01/2023	Finding of Incompetency and Order Judicial Officer: Browne, Michael K Index #16	 5 pages
10/30/2023	Found Incompetent Judicial Officer: Browne, Michael K	
10/30/2023	Waiver of Appearance Index #15	
10/30/2023	Rule 20 Evaluation Report Index #14	
10/30/2023	Rule 20 Report Distributed	
08/22/2023	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Dayton Klein, Julia Index #13	 2 pages
05/16/2023	Order for Conditional Release Judicial Officer: Dayton Klein, Julia Index #12	 1 page
05/16/2023	Hearing Held Remote	
05/02/2023	Bail to stand as previously ordered	
05/02/2023	Finding of Incompetency and Order Judicial Officer: Mercurio, Danielle Index #11	 5 pages
05/02/2023	Found Incompetent Judicial Officer: Mercurio, Danielle	
05/02/2023	Hearing Held Remote	
04/14/2023	Rule 20 Evaluation Report	

	Index #10	
03/28/2023	Motion Judicial Officer: Mercurio, Danielle Index #9	
03/28/2023	Bail to stand as previously ordered	
03/28/2023	Hearing Held Remote	
03/28/2023	Order-Evaluation for Competency to Proceed (Rule 20.01) Judicial Officer: Dayton Klein, Julia Index #8	 2 pages
03/27/2023	Demand or Request for Discovery Index #7	 8 pages
03/21/2023	Motion Judicial Officer: Borer, George Party: Defendant Kraskey, Lucas Patrick Index #6	
03/21/2023	Bail to stand as previously ordered	
03/21/2023	Hearing Held Remote	
03/17/2023	Order for Conditional Release Judicial Officer: Bartolomei, Luis Index #5	 2 pages
03/17/2023	Order Granting Public Defender Judicial Officer: Bartolomei, Luis Index #4	
03/17/2023	Statement of Rights Index #3	
03/17/2023	Hearing Held In-Person	
03/17/2023	Pretrial Release Evaluation Form Index #2	
03/17/2023	E-filed Comp-Order for Detention Index #1	 Unknown pages

Hearings

Upcoming Hearings			
04/30/2024	01:30 PM	Review Hearing Judicial Officer: Skibbie, Lori Location: GC-C657	
Previous Hearings			
10/31/2023	01:30 PM	Review Hearing Judicial Officer: Browne, Michael K Location: GC-C459 Cancelled; Waived	
10/31/2023	01:30 PM	Review Hearing Judicial Officer: Browne, Michael K Location: GC-C459	
05/16/2023	01:30 PM	Bail Hearing Judicial Officer: Dayton Klein, Julia Location: GC-C559	
05/16/2023	01:30 PM	Bail Hearing Judicial Officer: Dayton Klein, Julia Location: GC-C559	Result: Held On the Record
05/02/2023	01:30 PM	Hearing Judicial Officer: Mercurio, Danielle Location: GC-C556	Result: Held On the Record
Date Updated: 04/12/2023 Reset by Court to 05/02/2023 01:30 PM - By agreement			
Original Hearing Date: 04/25/2023 01:30 PM			
04/11/2023	01:30 PM	Bail Hearing Judicial Officer: Dayton Klein, Julia Location: GC-C559 Cancelled; Other	
03/28/2023	01:30 PM	Bail Hearing Judicial Officer: Mercurio, Danielle Location: GC-C556	Result: Held On the Record
03/21/2023	01:30 PM	Hearing Judicial Officer: Borer, George Location: GC-C456	Result: Held On the Record
03/17/2023	02:30 PM	First Appearance Judicial Officer: Bartolomei, Luis Location: PSF 143	Result: Held On the Record

STATE OF MINNESOTA

DISTRICT COURT – FELONY DIVISION

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

State of Minnesota,

Plaintiff,

vs.

Lucas Kraskey

Defendant.

**DEMAND FOR PRESERVATION
AND DISCLOSURE OF EVIDENCE,
AND MOTION FOR SUPPRESSION
AND OTHER RELIEF**

MNCIS No. 27-CR-23-5751

* * *

Defendant, by and through counsel, hereby demands preservation of, disclosure of, and access to all evidence related to the case; moves the Court for the relief specified below; and demands a hearing on the same.

DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE

Defendant demands that the State preserve all information and evidence within the reach of the disclosures required under Rule 9.01 of the Minnesota Rules of Criminal Procedure and applicable case law.

Defendant further demands that the State disclose all such information and evidence, and that it make all disclosures required by Rule 9.01 prior to the probable cause pretrial conference in this case.

Defendant demands access to all items subject to disclosure, and this access shall include, as appropriate, the opportunity to inspect, reproduce, photograph, test, interview, or otherwise document the matters disclosed.

These demands apply to:

1. **Investigative reports** prepared by state agents or employees in the investigation or evaluation of the case, together with the original notes of the arresting officers, if any.
2. **Statements**, as fully described in Rule 9.01, subd. 1(2). This request includes any written or recorded statement made by the Defendant or any alleged accomplice, regardless of when made, and the substance of any non-recorded oral statements by the Defendant or accomplices. This request includes recorded statements by any other

person and any written record containing the substance of statements by them, whether or not they are expected to be called at trial. This request includes statements made to any member of prosecution's staff, victim advocates, and any other person of which the government is aware or should be aware. State v. Adams, 555 N.W.2d 310 (Minn. App. 1996). It also includes disclosure of the fact that an interview with a witness took place, regardless of whether it was transcribed or whether written statements or written summaries were prepared. State v. Kaiser, 486 N.W.2d 384, 386-87 (Minn. 1992) This request also encompasses copies of recorded statements made pursuant to State v. Scales, 518 N.W.2d 587 (Minn. 1994) and any attempted recordings that for whatever alleged reason are inaudible or unavailable.

3. **Audio or video records** produced regarding this case, including squad video, 911 calls, radio runs, police radio communications, scout runs, police transport recordings, and record checks.
4. **Reports related to examinations, tests, or expert testimony**, as fully described in Rule 9.01, subd. 1(4). In addition to disclosure, Defendant also demands the in-person testimony of all analysts who performed tests the results of which the state intends to introduce into evidence at any hearing related to this case. Further, defendant hereby provides notice that he retains his right to cross-examine the analysts under State v. Caulfield, 722 N.W.2d 304, Minn. 2006.
5. **Documents and other tangible objects**, as fully described in Rule 9.01, subd. 1(3)
6. **Search warrants** obtained and executed regarding the case, including inventories and items seized.
7. **Identification procedures** including but not limited to lineups, show-up identifications, photo arrays, or the like, and details on the nature and circumstances of any and all identification procedures that become known to the government in the future.
8. **Witnesses and other persons**, as fully described in Rule 9.01, subd. 1(1).
9. **Conviction records** for all witnesses and other persons, as required to be disclosed under Rule 9.01, subd. 1(1).
10. **Prior convictions** of the Defendant or defense witnesses, to be provided as certified copies. In addition to disclosure, defendant also demands notice if the state intends to use a conviction to impeach any defense witness, including Defendant.

11. **Alleged but uncharged misconduct, prior bad acts, or relationship evidence** which the State intends to introduce at trial in this matter, disclosure to include police reports and any other documentation.
12. **Evidence related to an enhanced or aggravated sentence**, as identified in Rule 9.01, subd. 1(7). In addition to disclosure, defendant also demands notice if the state intends to seek an aggravated or enhanced sentence.

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the State after the State has begun complying with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

**DEMAND FOR PRESERVATION AND DISCLOSURE OF EVIDENCE
TENDING TO NEGATE OR REDUCE THE DEFENDANT'S GUILT**

Defendant demands that the State preserve and disclose all evidence and information known to the State which tends to negate or reduce the guilt of the Defendant, together with all evidence and information which might tend to mitigate or reduce potential punishment, as required under Minn. R. Crim. P. 9.01 subd. 1(6), under Brady v. Maryland, 373 U.S. 83 (1963), and under subsequent cases. This demand includes but is not limited to the following:

1. Evidence of bias of government witnesses or any consideration given a witness in return for cooperation with the government, including any information regarding pre-existing hard feelings, arguments, grudges, and disputes between the complainant and the Defendant.
2. Information that a government witness and/or informant was under the influence of alcohol, narcotics, or any other drug at the time of the observations about which the witness will testify and/or the informant informed.
3. Information tending to show the unreliability of a government witness, or which would tend to discredit the testimony of a government witness, including a request

for any prior inconsistent, non-corroborative, or other witness statements which the witness' trial testimony will not reflect.

4. Information—including docket numbers, dates and jurisdictions—indicating that
 - a. a government witness has had a pending juvenile or criminal case on or since the offense in this case;
 - b. a government witness was arrested, pleaded guilty, had a trial, or was sentenced on or since the date of the offense in the present case;
 - c. a government witness was on juvenile or criminal parole or probation on or since the date of the offense; and
 - d. a government witness now has or has had any other liberty interest that the witness could believe or could have believed might be favorably affected by government action.
5. Information that any government witness is or has been a police informant either at the time of the offense and/or through the day of trial, including the kind of assistance or benefits provided. "Benefit" refers to any monetary compensation, assistance of the prosecutor or the court concerning pending charges against the informant, or any other sort of consideration of value. Here, the demanded disclosure includes but is not limited to:
 - a. the length and extent of the witness' informant status;
 - b. the amounts that have been paid to the informant in connection with this case;
 - c. non-monetary assistance provided or promised to the informant, including, but not limited to, assistance in avoiding or minimizing harm from charges pending against the informant either at the time of the offense and/or any other time through the day of trial;
 - d. all statements made to the informant that promised benefits would not be provided without cooperation in connection with this case;
 - e. the nature of assistance provided to the informant prior to this case, including the number of occasions and form of help.
6. Information which tends to show a government witness' corruption including anything in police officers' personnel files indicative of corruption.
7. Perjury by any government witness at any time, whether or not adjudicated and whether or not in connection with this case.

8. Information that any government witness has made prior false accusations, including but not limited to prior complaints to the police or law enforcement agencies that did not result in a conviction.
9. Information regarding any prior "bad act" of a government witness which may bear upon the veracity of the witness with respect to the issues involved in the trial, including but not limited to the issues of self-defense or defense of others.
10. Any other information tending to show a government witness' bias in favor of the government or against the defendant or which otherwise impeaches a witness' testimony, including civilian-review-board complaints against police officers involving facts similar to those of this case, whether resolved for or against the officer.
11. Names and addresses of all witnesses who do not fully corroborate the government's case or would serve to contradict or impeach the government's evidence.
12. Any indication of threats or acts of aggression toward the defendant by the complainant or decedent, and any information that the complainant had possession of any weapons at the time of the incident. Also, any other information which would indicate that the complainant was the first aggressor and/or that the Defendant acted in self-defense.
13. Names and address of any person who:
 - a. identified some person other than the Defendant as a perpetrator of the alleged offense;
 - b. failed to identify the Defendant as a perpetrator of the alleged offense when asked to do so in any identification procedure;
 - c. gave any description(s) of the perpetrator(s) of the alleged offense which in any material respect differs from my client.
14. Information known to the government which is favorable to the defense, whether or not technically admissible in court, and which is material to the issues of guilt and/or punishment. This includes all information that the Defendant was not involved in the alleged offenses and/or that the requisite elements required to prove any of the charged offenses cannot be met.

Defendant further demands that all officers and investigative agencies concerned abide by their continuing obligation to discover, preserve, and disclose in writing any information or materials that might be viewed as favorable to the Defendant on the issues of suppression, guilt, or punishment,

either substantively, as impeachment, or as tending to discredit the government's witnesses. Kyles v. Whitley, 115 S.Ct. 1555 (1995) (imposing upon law enforcement and the prosecutor a "duty to learn" favorable information relating to the Defendant).

These requests encompass all information or evidence known to the prosecutor on this case personally or if known to any other prosecutor or law enforcement agent, as well as information and evidence about which the prosecutor on this case could acquire actual knowledge through the exercise of due diligence in responding to these inquiries.

Lastly, the defense demands disclosure of all audio or video files on CD ROM or DVD ROM disc, and demands that the state provide any and all software or other files necessary to open, view or play such disc(s).

This demand for preservation and disclosure, in its entirety, continues until final disposition of this case. It therefore encompasses any additional information subject to disclosure that becomes known to the prosecutor, staff, or anyone investigation investigating this case after the State has begun its compliance with discovery rules, orders or defense requests. Minn. R. Crim. P. 9.03, subd. 2;

MOTION TO COMPEL DISCLOSURE AND ACCESS

Defendant moves the Court for an Order requiring the State

- 1 To preserve all evidence and other matters subject to disclosure as herein demanded and as otherwise required by Minnesota Rule of Criminal Procedure 9.01.
- 2 To permit Defendant to have access to, inspect, reproduce, photograph, or otherwise document all disclosed items, as described in Minn. R. Crim. P 9.01, subd. 1 & subd. 1a(2).
- 3 To allow defendant to conduct reasonable tests or to provide notice and an opportunity for defense experts to observe the state's own tests if those tests preclude further tests or experiments, as described in Minn. R. Crim. P 9.01, subd. 1(4)(b).
- 4 To assist Defendant in seeking access to specified matters relating to the case which are within the possession or control of an official or employee of any governmental agency, but which are not within the control of the prosecuting attorney, as described in Minn. R. Crim. P. 9.01, subd 2(1).
- 5 For an Order directing the prosecuting attorney to identify and produce any informants who supplied or contributed information to the prosecution which led to the issuance of a Complaint against the Defendant on the grounds:

- a. The privilege of non-disclosure of any informants must give way and disclosure of the identity of an informer is required where disclosure is essential or relevant and material, and helpful to the defense of an accused, or lessens the risk of false testimony, or is necessary to secure useful testimony, or is necessary to a fair determination of the cause; or
- b. Disclosure is necessary as a means to afford this Defendant an opportunity to establish that if informants did exist, that the information supplied to the prosecutor by them was inaccurate or misrepresentative.

MOTION TO SUPPRESS EVIDENCE

Defendant moves the Court for an Order suppressing, particularly with respect to those items identified in the state's notice under Rule 7.01:

- 1 Any and all evidence obtained as a result of a stop, search, or seizure, on the ground that such evidence was obtained in violation of Defendant's constitutional and statutory protections against unreasonable searches and seizures.
- 2 Any and all confessions, admissions, or statements in the nature of confessions made by Defendant, together with any evidence obtained as a result thereof, on the grounds that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.
- 3 Any and all identifications of Defendant and evidence of identification procedures used during the investigation, together with any evidence obtained as a result of identification procedures used during the investigation, on the ground that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.

Defendant further moves this court for an order suppressing other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

MOTION TO EXCLUDE EVIDENCE

Defendant moves the Court for an Order restraining the prosecution from attempting to introduce at trial:

- 1 Evidence obtained as a result of stop, search, or seizure, confession or other statement by the Defendant, or identification procedures, as described above, on the grounds that the notices filed by the State are vague, ambiguous, and inspecific, all to the prejudice of the Defendant and contrary to the meaning of Minnesota R. Crim. P. 7.01.

- 2 Evidence that Defendant has been guilty of additional misconduct or crimes on other occasions, on the grounds that the state has not provided notice of its intent to use such evidence or, if it did, that such notice was not specific enough or failed to specify a particular exception to the general rule of exclusion. Defendant also moves for exclusion on the grounds that the evidence is not admissible under any exception to the general rule of exclusion, that such evidence is more prejudicial than probative, or that such evidence has not been proven to be clear and convincing.
- 3 Evidence, argument, or any other reference to prior convictions, if any, of the Defendant.
- 4 Any and all other evidence for which the State has failed to provide notice as required by the Minnesota Rules of Criminal Procedure

Defendant further moves this court for an order excluding other evidence or granting any relief that the court may require to ensure a fair and expeditious trial on this matter.

DEMAND FOR HEARING

Defendant hereby demands a contested hearing on the above motions, to be held as soon as practicable after the serving and filing hereof.

Respectfully submitted,

OFFICE OF THE HENNEPIN COUNTY PUBLIC DEFENDER
Kassius O. Benson - CHIEF PUBLIC DEFENDER

By: /s/
Raissa Carpenter
Attorney License No. 396413
Attorney for Defendant
701 Fourth Avenue South, Suite 1400
Minneapolis, MN 55415

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 23A03030
Court File No. 27-CR-23-5751

State of Minnesota,

Plaintiff,

vs.

LUCAS PATRICK KRASKEY DOB: 06/01/1984

2606 Grand St NE
Minneapolis, MN 55418

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: Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana

Minnesota Statute: 152.025.2(1), with reference to: 609.101.3, 152.025.4(b)

Maximum Sentence: 5 YEARS AND/OR \$3,000-\$10,000

Offense Level: Felony

Offense Date (on or about): 03/16/2023

Control #(ICR#): 23005164

Charge Description: That on or about 3/16/2023, in Hennepin County, Minnesota, LUCAS PATRICK KRASKEY unlawfully possessed one or more mixtures containing a Schedule I, II, III, or IV controlled substance, to-wit: methamphetamine..

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

That on or about March 16, 2023, at approximately 0443 hours, law enforcement were dispatched to Bank of America, located at 510 Blake Rd. N., in Hopkins, Hennepin County, Minnesota, on report of a male loitering in the ATM vestibule. Officers located the male, later identified as Lucas Patrick Kraskey (d.o.b. 6/1/1984), Defendant herein. Law enforcement learned that Defendant had multiple active warrants. Defendant was subsequently arrested. During a search of his person, law enforcement located a glass pipe with burnt residue in his pocket. Law enforcement also located a small baggie containing 1.4 grams of field-tested positive methamphetamine and a small baggie containing 2.5 grams of suspected marijuana.

Defendant is presently in custody.



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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

Andrew Johnson
Officer
1010 1st St S
Hopkins, MN 55343
Badge: 23

Electronically Signed:
03/17/2023 09:12 AM
Ramsey County, 24275

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

Prosecuting Attorney

Hilary Minor
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
03/16/2023 02:59 PM

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: \$3,000.00

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: March 17, 2023.

Judicial Officer

Kristin Siegesmund
District Court Judge

Electronically Signed: 03/17/2023 09:34 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.

LUCAS PATRICK KRASKEY

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:

27-CR-23-5751
DEFENDANT FACT SHEET

Filed in District Court
State of Minnesota
3/17/2023

Name: LUCAS PATRICK KRASKEY
DOB: 06/01/1984
Address: 2606 Grand St NE
Minneapolis, MN 55418

Alias Names/DOB:

SID: MN03406052

Height:

Weight:

Eye Color:

Hair Color:

Gender: MALE

Race: White

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #:

SILS Person ID #: 502903

SILS Tracking No. 3324942

Case Scheduling Information: 27-CR-22-17300, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228,
27-CR-21-8230, and 27-CR-21-8229.

Alcohol Concentration:

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27-CR-23-5751
STATUTE AND OFFENSE GRID

Filed in District Court
 State of Minnesota
 3/17/2023

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	3/16/2023	152.025.2(1) Drugs - 5th Degree - Possess Schedule 1,2,3,4 - Not Small Amount Marijuana	Felony	DH5C0		MN0270900	23005164
	Penalty	3/16/2023	152.025.4(b) Drugs - 5th Degree Controlled Substance - Sale or possession	Felony	DH5C0		MN0270900	23005164
	Definition	3/16/2023	609.101.3 Minimum Fines-Controlled Substance Offenses	No-Level	DH5C0		MN0270900	23005164



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STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT
CRIMINAL DIVISION

State of Minnesota,

Plaintiff,

vs.

Lucas Patrick Kraskey,

Defendant.

Court File No. 27-CR-21-6904, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228, 27-CR-21-8229, 27-CR-21-8230, 27-CR-21-8511, 27-CR-22-17300, 27-CR-22-21679, 27-CR-22-24045, 27-CR-23-385, 27-CR-23-5751, 27-CR-23-6188

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER REGARDING
COMPETENCY

This matter came before the undersigned Referee/Judge of District Court on May 2, 2023. The hearing was held remotely using the Zoom internet platform. Tom Arneson, Assistant Hennepin County Attorney and Megan Griffin, Attorney with the City of Minneapolis, represented the plaintiffs. Defendant appeared in custody and was represented by Susan Herlofsky, Assistant Hennepin County Public Defender.

Based on all the files, records and proceedings in this case, the Court makes the following:

FINDINGS OF FACT

1. Defendant (date of birth 06/01/1984), was charged in MNCIS file 27-CR-21-6904 with 3rd Degree Damage to Property (Gross Misdemeanor - GMD) and Public Urination (Misdemeanor – MSD) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 25, 2021; in MNCIS file 27-CR-21-8227 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 24, 2021; in MNCIS file 27-CR-21-8228 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8229 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 15, 2021; in MNCIS file 27-CR-21-8230 with 1st Degree Damage to Property (Felony) arising from an incident alleged

to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8511 with 3rd Degree Damage to Property (GMD) arising from an incident alleged to have occurred on March 9, 2021; in MNCIS file 27-CR-22-17300 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 27, 2022; in MNCIS file 27-CR-22-21679 with Trespassing (MSD) arising from an incident alleged to have occurred on October 18, 2022; in MNCIS file 27-CR-22-24045 with Trespass (MSD) arising from an incident alleged to have occurred on December 1, 2022; in MNCIS file 27-CR-23-385 with Trespass (MSD) arising from an incident alleged to have occurred on November 24, 2022; in MNCIS file 27-CR-23-5751 with 5th Degree Drug Possession (Felony) arising from an incident alleged to have occurred on March 16, 2023; and in MNCIS file 27-CR-23-6188.

2. On March 28, 2023, Judge Dayton Klein ordered that Defendant undergo an evaluation to assess Defendant's competency to proceed in this matter pursuant to Minn.R.Crim.P. 20.01.
3. Dr. Kristen A. Otte, Psy.D., LP, Psychological Services of Hennepin County District Court, reviewed Defendant's records, interviewed Defendant, and filed a written report with this Court.

Dr. Kristen A. Otte, Psy.D., LP, Psychological Services of Hennepin County District Court, opined that Defendant, due to mental illness or cognitive impairment, lacks the ability to rationally consult with counsel; or lacks the ability to understand the proceedings or participate in the defense. This opinion was uncontested by either party.

CONCLUSIONS OF LAW

Defendant is presently incompetent to stand trial. The misdemeanor charge(s) must be dismissed pursuant to Rule 20.01.

ORDER

1. The criminal proceedings in this matter are suspended until Defendant is restored to competency to proceed. While suspended, the criminal court retains authority over the criminal case including, but not limited to, bail or conditions of release.
2. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with the Court within ten (10) days of the date of service.

Tom Arneson, Assistant Hennepin County Attorney – Criminal Division; and

Megan Griffin, City of Minneapolis Attorney

Susan Herlofsky, Assistant Hennepin County Public Defender

3. The Hennepin County Prepetition Screening Program (PSP) must conduct a prepetition screening pursuant to the Minnesota Commitment and Treatment Act and make a recommendation as to whether the defendant should be civilly committed under the Act.
4. PSP shall investigate whether civil commitment should be pursued and forward a recommendation in a written report supporting or not supporting civil commitment to the Hennepin County Attorney's Office – Adult Services Division ("HCAO-ASD") within five (5) days of receiving this Order.
5. Prepetition Screening shall provide copies of the Rule 20 Competency Evaluation, the criminal Complaint(s), and the underlying police report(s) along with its written recommendation to the Hennepin County Attorney's Office – Adult Services Division.
6. Defendant is ordered to cooperate with the civil commitment process including appearing at all court appearances in the civil and criminal cases.
7. Members of PSP shall have access to all Defendant's files and records, including those protected by Federal regulation or law. This Order grants the members of PSP access to the records of any individual or entity that has provided observation, evaluation, diagnosis, care, treatment, or confinement of the Defendant. This Order applies to, but is not limited to, records maintained by: Minnesota Fourth Judicial District Court Psychological Services; chemical dependency evaluators and treatment providers; health clinics; medical centers and hospitals; physicians; psychologists; mental health care providers; case managers; parole and probation agencies; residential and nonresidential community mental health treatment facilities or programs; regional treatment centers; the Minnesota Department of Corrections; the correctional authority for any other state; schools and school districts; law enforcement agencies; and the Court's own records.
8. This Order also authorizes employees or officers of the record keepers described above to discuss the Defendant's condition, history, treatment, and/or status with the members of PSP. Information collected by PSP pursuant to this Order shall be considered private data on the Defendant, but it may be included in the written report produced by PSP and forwarded to the HCAO-ASD.

9. If the Fourth Judicial District Court – Probate/Mental Health Division finds the Defendant to be mentally ill, developmentally disabled, chemically dependent, or mentally ill and dangerous to the public, the Defendant may be committed directly to an appropriate safe and secure facility. The Hennepin County Sheriff shall transport the Defendant from the Hennepin County Adult Detention Center to the custody of the head of the facility named in the order for civil commitment when notified that placement is available for the Defendant.
10. The head of the treatment facility shall submit a written report addressing the Defendant's competency to proceed in the criminal case when the Defendant has attained competency, or at least every six months.
11. Psychological Services of Hennepin County District Court, or the Department of Human Services Forensic Evaluation Department if the defendant is civilly committed, shall have access to Defendant's treatment records to prepare the required report(s) on the defendant's mental condition with an opinion as to competency to proceed. By presentation of a copy of this order, whether mailed, sent electronically, discussed verbally, or personally delivered, the custodian of records for any agency, department, or health care provider shall release all information and/or records related to Defendant, including medical, psychological, behavioral, social service, probation/correctional, developmental disability, military, Social Security, employment, and educational records, to the agency requesting the records within 72 hours. This Order shall be sufficient to require an agency, department, entity, or health care provider to release the requested information and/or records related to treatment Defendant has received in connection with that facility. Any of the defendant's records released pursuant to this order may not be disclosed to any other person without court authorization or Defendant's signed consent.
12. The criminal conditions of release remain in effect until placement at an appropriate facility can occur.
13. If Defendant is not subject to the provisions of Minn. Stat. § 253B.18, the head of the treatment facility shall hold Defendant safe and secure under the civil commitment, and shall not permit the Defendant's release, institutional transfer, partial institutionalization status, discharge, or provisional discharge of the civil commitment until the Fourth Judicial District Court – Criminal Division has ordered conditions of release consistent with the proposed change in status. Any proposed change in status under the civil commitment requiring amended

conditions of release shall be made in writing to the Fourth Judicial District Court – Criminal Division and parties at least 14 days prior to proposed change in status. The written proposal shall address the following issues 1) whether the Defendant is competent to proceed; 2) how the proposed plan will meet the Defendant’s treatment needs; and 3) public safety risks and how they will be addressed. Either party may request a hearing to address the proposed changes to the conditions of release. If no hearing is requested, the court may issue an order amending the conditions of release consistent with the proposed change in status in the civil commitment matter.

14. In the event the Fourth Judicial District Court – Mental Health Division does not commit the Defendant, then the Defendant shall be transported in secure custody back to the Fourth Judicial District Court – Criminal Division for further proceedings herein.
15. Defendant’s next appearance in Hennepin County District Court – Criminal Division on this matter and status review of Defendant’s competence to proceed is October 31, 2023. One week prior to that date, reports regarding Defendant’s competency and mental status shall be e-filed and e-served to:
 - a. Fourth Judicial District Court – 4thCriminalRule20 email list;
 - b. Tom Arneson, Assistant Hennepin County Public Defender;
 - c. Susan Herlofsky, Assistant Hennepin County Attorney;
 - d. Assistant Hennepin County Attorney’s Office – Adult Services Division (if a commitment is ordered);
 - e. Megan Griffin, City of Minneapolis Attorney; and
 - f. The Commitment Defense Panel attorney appointed to represent Defendant by the Fourth Judicial District Court – Probate/Mental Health Division.
16. A copy of this Order, the Rule 20.01 Competency Evaluation, the criminal complaint(s), and the underlying police report(s) shall be delivered via email to the Prepetition Screening Program of Hennepin County’s Human Services and Public Health Department.

Order Recommended By:

BY THE COURT:

Referee of District Court

Judge of District Court

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT
CRIMINAL DIVISION

State of Minnesota,

Plaintiff,

vs.

Lucas Patrick Kraskey,

Defendant.

Court File No. 27-CR-21-6904, 27-CR-21-8067, 27-CR-21-8227, 27-CR-21-8228, 27-CR-21-8229, 27-CR-21-8230, 27-CR-21-8511, 27-CR-22-17300, 27-CR-23-5751

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER REGARDING
COMPETENCY

This matter came before the undersigned Judge of District Court on October 31, 2023. The hearing was held remotely using the Zoom internet platform. Tom Arneson, Assistant Hennepin County Attorney, represented the plaintiff. Megan Griffin, Assistant Minneapolis City Attorney, also represented the plaintiff. Defendant was represented by Andrew J. Reiland, II, Assistant Hennepin County Public Defender. Prior to the time of the hearing, the parties agreed to the Court handling this matter administratively, without the need for appearances.

Based on all the files, records and proceedings in this case, the Court makes the following:

FINDINGS OF FACT

1. Defendant (date of birth 06/01/1984), was charged in MNCIS file 27-CR-21-6904 with 3rd Degree Damage to Property (Gross Misdemeanor) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 29, 2021; in MNCIS file 27-CR-21-8067 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 25, 2021; in MNCIS file 27-CR-21-8227 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 24, 2021; in MNCIS file 27-CR-21-8228 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February 23, 2021; in MNCIS file 27-CR-21-8229 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 15, 2021; in MNCIS file 27-CR-21-8230 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on February

23, 2021; in MNCIS file 27-CR-21-8511 with 3rd Degree Damage to Property (Gross Misdemeanor) arising from an incident alleged to have occurred on March 9, 2021; in MNCIS file 27-CR-22-17300 with 1st Degree Damage to Property (Felony) arising from an incident alleged to have occurred on January 27, 2022; and in MNCIS file 27-CR-23-5751 with 5th Degree Drug Possession (Felony) arising from an incident alleged to have occurred on March 16, 2023.

2. On August 22, 2023, Judge Julia Dayton Klein ordered that Defendant undergo an evaluation to assess Defendant's competency to proceed in this matter pursuant to Minn.R.Crim.P. 20.01.
3. Dr. Kristen A. Otte, Psy.D., LP, ABPP, Psychological Services of Hennepin County District Court, reviewed Defendant's records, interviewed Defendant, and filed a written report with this Court.
4. Dr. Kristen A. Otte, Psy.D., LP, ABPP, Psychological Services of Hennepin County District Court, opined that Defendant, due to mental illness or cognitive impairment, lacks the ability to rationally consult with counsel; or lacks the ability to understand the proceedings or participate in the defense. This opinion was uncontested by either party.

CONCLUSIONS OF LAW

Defendant is presently incompetent to stand trial.

ORDER

1. The criminal proceedings in this matter are suspended until Defendant is restored to competency to proceed. While suspended, the criminal court retains authority over the criminal case including, but not limited to, bail or conditions of release.
2. Copies of this Order shall be served upon counsel for the parties and any objections to this Order shall be filed with the Court within ten (10) days of the date of service.

Darren Borg, Assistant Hennepin County Attorney – Criminal Division;

Christopher Freeman, Assistant Hennepin County Attorney – Criminal Division;

Heidi Johnston, Minneapolis City Attorney;

Andrew Reiland, II, Assistant Hennepin County Public Defender

3. The Hennepin County Prepetition Screening Program (PSP) must conduct a prepetition screening pursuant to the Minnesota Commitment and Treatment Act and make a recommendation as to whether the defendant should be civilly committed under the Act.
4. PSP shall investigate whether civil commitment should be pursued and forward a recommendation in a written report supporting or not supporting civil commitment to the Hennepin County Attorney's Office – Adult Services Division ("HCAO-ASD") within five (5) days of receiving this Order.
5. Prepetition Screening shall provide copies of the Rule 20 Competency Evaluation, the criminal Complaint(s), and the underlying police report(s) along with its written recommendation to the Hennepin County Attorney's Office – Adult Services Division.
6. Defendant is ordered to cooperate with the civil commitment process including appearing at all court appearances in the civil and criminal cases.
7. Members of PSP shall have access to all Defendant's files and records, including those protected by Federal regulation or law. This Order grants the members of PSP access to the records of any individual or entity that has provided observation, evaluation, diagnosis, care, treatment, or confinement of the Defendant. This Order applies to, but is not limited to, records maintained by: Minnesota Fourth Judicial District Court Psychological Services; chemical dependency evaluators and treatment providers; health clinics; medical centers and hospitals; physicians; psychologists; mental health care providers; case managers; parole and probation agencies; residential and nonresidential community mental health treatment facilities or programs; regional treatment centers; the Minnesota Department of Corrections; the correctional authority for any other state; schools and school districts; law enforcement agencies; and the Court's own records.
8. This Order also authorizes employees or officers of the record keepers described above to discuss the Defendant's condition, history, treatment, and/or status with the members of PSP. Information collected by PSP pursuant to this Order shall be considered private data on the Defendant, but it may be included in the written report produced by PSP and forwarded to the HCAO-ASD.
9. If the Fourth Judicial District Court – Probate/Mental Health Division finds the Defendant to be mentally ill, developmentally disabled, chemically dependent, or mentally ill and dangerous

to the public, the Defendant may be committed directly to an appropriate safe and secure facility.

10. The head of the treatment facility shall submit a written report addressing the Defendant's competency to proceed in the criminal case when the Defendant has attained competency, or at least every six months.
11. Psychological Services of Hennepin County District Court, or the Department of Human Services Forensic Evaluation Department if the defendant is civilly committed, shall have access to Defendant's treatment records to prepare the required report(s) on the defendant's mental condition with an opinion as to competency to proceed. By presentation of a copy of this order, whether mailed, sent electronically, discussed verbally, or personally delivered, the custodian of records for any agency, department, or health care provider shall release all information and/or records related to Defendant, including medical, psychological, behavioral, social service, probation/correctional, developmental disability, military, Social Security, employment, and educational records, to the agency requesting the records within 72 hours. This Order shall be sufficient to require an agency, department, entity, or health care provider to release the requested information and/or records related to treatment Defendant has received in connection with that facility. Any of the defendant's records released pursuant to this order may not be disclosed to any other person without court authorization or Defendant's signed consent.
12. The criminal conditions of release remain in effect until placement at an appropriate facility can occur.
13. Defendant's next appearance in Hennepin County District Court – Criminal Division on this matter and status review of Defendant's competence to proceed is April 30, 2024. One week prior to that date, reports regarding Defendant's competency and mental status shall be e-filed and e-served to:
 - a. Fourth Judicial District Court – 4thCriminalRule20 email list;
 - b. Andrew Reiland, II, Assistant Hennepin County Public Defender;
 - c. Darren Borg, Assistant Hennepin County Attorney;
 - d. Christopher Freeman, Assistant Hennepin County Attorney;
 - e. Heidi Johnston, Minneapolis City Attorney;

- f. Hennepin County Attorney's Office – Adult Services Division (if a commitment is ordered);
 - g. The Commitment Defense Panel attorney appointed to represent Defendant by the Fourth Judicial District Court – Probate/Mental Health Division.
14. A copy of this Order, the Rule 20.01 Competency Evaluation, the criminal complaint(s), and the underlying police report(s) shall be delivered via email to the Prepetition Screening Program of Hennepin County's Human Services and Public Health Department.

BY THE COURT:

Judge of District Court

MINNESOTA
JUDICIAL
BRANCH

Filed in District Court
State of Minnesota
1/12/2024

State of Minnesota
Hennepin County

District Court
Fourth Judicial District

Court File Number: 27-CR-23-5751

Case Type: Crim/Traf Mandatory

Notice of Judicial Reassignment

FILE COPY

State of Minnesota vs Lucas Patrick Kraskey

This case is reassigned to:

Judge Matthew Frank
300 South Sixth Street
Minneapolis MN 55487-0419
612-348-2040

All future hearings shall be scheduled before this judicial officer.

Please note that a notice to remove this judicial officer must comply, in adult criminal cases, with Minnesota Rules of Criminal Procedure 26.03 subdivision 14 and Minnesota Statute Sec. 542.16, and in juvenile delinquency cases, with Minnesota Rules of Delinquency Procedure 22.03.

Dated: January 12, 2024

Sara Gonsalves
Court Administrator
Hennepin County District Court

cc: ANDREW JOSEPH REILAND, II
DARREN CHARLES BORG

State of Minnesota

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,
Plaintiff,

v.

Lucas Patrick Kraskey,
Defendant.

**Order to Fourth Judicial District Court
Psychological Services**

27-CR-21-8067

27-CR-21-8227; 27-CR-21-8228; 27-CR-21-8229; 27-CR-21-8230; 27-CR-21-8511;
27-CR-22-17300; 27-CR-22-21679; 27-CR-22-24045; 27-CR-23-385;

27-CR-23-5751

Defendant Information	
☐ Out of Custody ☒ In Custody – at Facility: <u>Hennepin County Jail</u>	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 612-812-5542, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 Grand St Ne	
Minneapolis MN 55418-2604	
☐ Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☐ For felony and gross misdemeanor cases, probable cause has been found.
- ☐ The defendant is to be released upon completion of the interview process.
- ☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01
- ☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)
- ☐ Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Consultation (Pre-Sentence) _____
- ☐ Other (please specify) _____

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: RAISSA CARPENTER

Phone: 612-348-9676

Prosecuting Attorney: CHRISTOPHER ERIC FREEMAN

Phone: 612-348-5300

Phone:

3. The hearing for the return of the psychological evaluation will be held on **April 25, 2023 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
 - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
 - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
 - b. May be mentally ill and dangerous, and
 - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
 - a. Presents an imminent risk of serious danger to another,
 - b. May be imminently suicidal, or
 - c. Needs emergency intervention.

Dated: March 28, 2023

Julia Dayton Klein
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

State of Minnesota

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,
Plaintiff,

v.

Lucas Patrick Kraskey,
Defendant.

**Order to Fourth Judicial District Court
Psychological Services**

27-CR-21-6904

27-CR-21-8067; 27-CR-21-8227; 27-CR-21-8228; 27-CR-21-8229; 27-CR-21-8230;
27-CR-21-8511; 27-CR-22-17300; 27-CR-23-5751

Defendant Information	
☒ Out of Custody ☐ In Custody – at Facility: _____	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 612-812-5542, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 Grand St Ne	
Minneapolis MN 55418-2604	
☐ Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☐ For felony and gross misdemeanor cases, probable cause has been found.
- ☐ The defendant is to be released upon completion of the interview process.
- ☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01
- ☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)
- ☐ Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Consultation (Pre-Sentence) _____
- ☐ Other (please specify) _____

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: ANDREW JOSEPH REILAND, II
Prosecuting Attorney: Heidi Johnston

Phone: 612-348-5838
Phone: 612-673-2757
Phone:

3. The hearing for the return of the psychological evaluation will be held on **October 31, 2023 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
 - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
 - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
 - b. May be mentally ill and dangerous, and
 - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
 - a. Presents an imminent risk of serious danger to another,
 - b. May be imminently suicidal, or
 - c. Needs emergency intervention.

Dated: August 18, 2023

District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

State of Minnesota

Filed in District Court
State of Minnesota
Feb 21, 2024 4:39 pm

District Court

Hennepin County

Fourth Judicial District

State of Minnesota,
Plaintiff,

v.

Lucas Patrick Kraskey,
Defendant.

Order to Fourth Judicial District Court
Psychological Services
27-CR-21-8067
27-CR-23-5751, 27-CR-22-17300, 27-CR-21-8230, 27-CR-21-8229, 27-CR-21-8228,
27-CR-21-8227.

Defendant Information	
☒ Out of Custody ☐ In Custody – at Facility: _____	
Date of Birth: 06/01/1984	SILS Identifier: 502903
Phone: Home: 651-285-1729, Cell: 612-282-1470	
Email: lucaskraskey56@gmail.com	
Current Address: 2606 GRAND ST NE	
Minneapolis MN 55418-0000	
☐ Confirmed address with Defendant	
Additional family/collateral contact number and instructions:	

It is hereby ordered:

- ☒ For felony and gross misdemeanor cases, probable cause has been found.
- ☐ The defendant is to be released upon completion of the interview process.
- ☐ This is part of the targeted misdemeanor program.

1. The Chief of Psychological Services of the Fourth Judicial District or the Chief's designee ("Examiner") shall conduct the following psychological evaluation, assessment and/or consultation regarding the defendant:

- ☒ Competency to participate in proceedings pursuant to Rule 20.01
- ☐ Mental state at the time of the alleged act pursuant to Rule 20.02 (M'Naghten Rule)
- ☐ Sex Offender Evaluation (psychosexual) pursuant to Minnesota Statute § 609.3457
- ☐ Repeat Sex Offender Evaluation pursuant to Minnesota Statute § 609.3457
- ☐ Consultation (Pre-Sentence) _____
- ☐ Other (please specify) _____

2. Copies of this evaluation shall be provided to the Court and the following individuals:

Defense Attorney: ANDREW JOSEPH REILAND, II
Prosecuting Attorney: CHRISTOPHER ERIC FREEMAN

Phone: 612-348-5838
Phone: 612-348-5300

3. The hearing for the return of the psychological evaluation will be held on **April 30, 2024 at 1:30 PM.**

4. Upon presentation of this order, the relevant custodian of records shall provide (whether mailed, faxed, or personally delivered) to the Examiner all relevant records from the following sources: behavioral, chemical dependency, developmental disability, educational, employment, judicial, law enforcement (including audio/visual recordings), medical, probation/correction, psychological, and social service. A copy of the records so requested shall be delivered to the Examiner within 96 hours of presentation of this order. Records that are faxed shall be sent to 612-348-3452. Mailed records should be sent to Hennepin County District Court, Psychological Services, 300 South Sixth Street, C-509 Government Center, Minneapolis, Minnesota 55487. All agencies maintaining the above-listed records may also communicate verbally with the requesting Examiner.
 - **The Court specifically finds** good cause exists for authorizing the disclosure of the identified records, including chemical dependency records, because other ways of obtaining the information are not available or would not be effective, and the public interest and need for disclosure outweighs the potential injury to the patient, the physician/patient relationship and any chemical dependency treatment facility or organization holding records pertaining to Defendant.
5. During the preparation of the report, the Examiner and any employee of Community Corrections and Rehabilitation may discuss the case and share relevant information in a manner consistent with Minnesota Rules of Criminal Procedure, Minnesota Statutes, and case law.
6. If a sex offender evaluation has been ordered and the defendant is a Repeat Sex Offender as defined in Minnesota Statute § 609.3457, Psychological Services is ordered to comply with both the requirements of §609.3457 and the agreement with Minnesota State Operated Forensic Services. A copy of any Repeat Sex Offender Report produced by Psychological Services shall be forwarded to the Court and the Commissioner of Corrections.
7. In the case of Rule 20 evaluations, the Examiner shall offer in the report an opinion and support for the opinion on whether the defendant:
 - a. Is suitable to refer for consideration of civil commitment and the basis of the possible commitment,
 - b. May be mentally ill and dangerous, and
 - c. Needs immediate hospitalization.
8. In the case of Rule 20 evaluations, the Examiner shall promptly notify the prosecutor, defense attorney and the Court if the Examiner concludes that the defendant:
 - a. Presents an imminent risk of serious danger to another,
 - b. May be imminently suicidal, or
 - c. Needs emergency intervention.

Dated: February 21, 2024


Browne, Michael
Feb 21 2024 3:51 PM

Michael Browne
District Court Judge

- ✓ Please direct the prosecuting agency to forward a copy of the police report for each case to Psychological Services.
- ✓ If a defendant is to be released upon completion of the interview process, a Conditional Release Order must be filed giving that direction.

STATE OF MINNESOTA
COUNTY OF HENNEPIN

State of Minnesota

v.

Lucas Krasny

DISTRICT COURT

FOURTH JUDICIAL DISTRICT

27CR21-8230 27CR23-5751 27CR-21-8229;
27CR21-8227 Case: 27-CR-21-8228;
27CR21-8067 DOB (SILS): 27CR 22 17300

Charge: Damage to Property 1st x 6
5th Possession of C.S.

CONDITIONAL RELEASE ORDER

☐ New Order

☐ Amended Order

You are released on any of the following marked options (and marked conditions):

- ☒ Post bail/bond of \$ 30,000 with no conditions. ☒ Post bail/bond of \$ 15,000 with the following conditions.
☐ Post cash bail of \$ _____ with no conditions. ☐ Post cash bail of \$ _____ with the following conditions.
☐ You are released with no bond, bail, or conditions. ☐ You are released with no bail on the following conditions.

- ☒ Obey all laws.
- ☒ Attend all court appearances and appointments with Psychological Services and Probation, including any Pre-Sentence Investigation interview.
- ☐ Do not have direct or indirect contact (including through social media) with _____. Stay away from a three-block radius of any such person is and where they live, work, or go to school,
☐ except with a police escort to recover your clothing, prescriptions, electronics, and toiletries
☐ except to facilitate parenting time/child-care, for which ☐ contact through _____ or
☐ written contact is permitted.
- ☐ Do not have parenting time with _____ unless allowed by Child Protective Services. If a future order from a Family Court or Juvenile Court allows parenting time, you may seek a modification of this order.
- ☒ Do not possess any firearm or ammunition ☐ or other item used as a weapon.
- ☐ _____

The following marked conditions require supervision by Probation. Sign releases to confirm your compliance.

- ☒ Your release will be supervised. Notify your supervising officer of any change in your contact information within 24 hours. If you are currently on probation in Hennepin County, your Probation Officer will supervise you; these conditions are in addition to all current probation conditions. Call Probation at 612-348-3218 within 48 hours of your release.
- ☐ Complete an in-custody substance use disorder assessment with Probation Officer collateral. Follow recommendations. You are released: ☐ upon completion of the assessment interview ☐ to recommended treatment without posting bond/bail ☐ only upon court order.
- ☐ Within _____ days of your release, complete a substance use disorder assessment with Probation Officer collateral. Follow recommendations.
- ☐ Do not use any alcohol or non-prescribed controlled substance; provide a list of all medications to your supervising officer.
☐ You are subject to ☐ random testing and/or ☐ Remote Electronic Alcohol Monitoring (REAM) at your expense. You are approved for REAM step-down after 60 days of no violations regarding use and testing, consistent with policies of conditional release, unless this box is checked: ☐
- ☐ You must remain on Electronic Home Monitoring (EHM) and follow EHM rules. If eligible, you are approved for immediate furloughs for job-seeking, work, school, medical care/treatment, legal meetings, and court. Your supervising officer may approve additional furloughs.
☐ You will remain in custody until placed on EHM.
☐ You must report to Client and Community Restoration at 3000 2nd Street North, Minneapolis, on _____ to activate EHM.
- ☒ You cannot leave Minnesota without court permission.
- ☐ _____

Internal Use Only (as needed):

REVIEWED WITH DEFENDANT WHO WAS RELEASED TO:

☐ Self ☐ Treatment ☐ Other _____

Signatures:

Probation Officer _____ Date _____

Deputy _____ Date _____

Judge

Date

Defendant

Date

STATE OF MINNESOTA
COUNTY OF HENNEPIN

Filed in District Court
State of Minnesota
May 16, 2023 4:06 pm

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

State of Minnesota
v.

LUCAS PATRICK KRASKEY

Case: 27-CR-21-8067
27-CR-21-8227
27-CR-21-8228
27-CR-21-8229
27-CR-21-8230
27-CR-22-17300
27-CR-23-5751

DOB (SILS): 6/1/1984; SILS 502903

Charge: FEL, Damage to Property - 1st
Degree - Value Reduced Over \$1000

CONDITIONAL RELEASE ORDER

☐ New Order ☒ Amended Order

You are released on any of the following marked options (and marked conditions):

- ☒ Post bail/bond of \$30,000 with no conditions. ☐ Post bail/bond of \$_____ with the following conditions.
☐ Post cash bail of \$_____ with no conditions. ☐ Post cash bail of \$_____ with the following conditions.
☐ You are released with no bond, bail, or conditions. ☒ You are released with no bail on the following conditions.

1. ☒ Obey all laws.
2. ☒ Attend all court appearances and appointments with Psychological Services and Probation, including any Pre-Sentence Investigation interview.
3. ☐ Do not have direct or indirect contact (including through social media) with _____.
Stay away from a three-block radius of any such person is and where they live, work, or go to school,
☐ except with a police escort to recover your clothing, prescriptions, electronics, and toiletries
☐ except to facilitate parenting time/child-care, for which ☐ contact through _____ or ☐ written contact is permitted.
4. ☐ Do not have parenting time with _____ unless allowed by Child Protective Services.
If a future order from a Family Court or Juvenile Court allows parenting time, you may seek a modification of this order.
5. ☒ Do not possess any firearm or ammunition ☐ or other item used as a weapon.
6. ☒ Release to Anoka County holds, if such warrants are in place.
7. ☒ You cannot leave Minnesota without court permission.
- 8.

Internal Use Only (as needed):

REVIEWED WITH DEFENDANT WHO WAS RELEASED TO:

☐ Self ☐ Treatment ☐ Other _____

Signatures:

Probation Officer _____ Date _____

Deputy _____ Date _____

Judge

Date

Defendant

Date

HC 2921 (02/2023)