

State of Minnesota
County of Kandiyohi

District Court
8th Judicial District

Prosecutor File No. 0340053785
Court File No. 34-CR-24-341

State of Minnesota,

COMPLAINT

Plaintiff,

Order of Detention

vs.

NICHOLAS ROBERT REKIETA DOB: 12/16/1981

12291 51st Street NE
Spicer, MN 56288

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: Drugs - 2nd Degree - Possess 25 grams or more cocaine or methamphetamine

Minnesota Statute: 152.022.2(a)(1), with reference to: 152.022.3(a)

Maximum Sentence: 25 years or \$500,000, or both

Offense Level: Felony

Offense Date (on or about): 05/23/2024

Control #(ICR#): 24004152

Charge Description: On or about May 23, 2024, in the County of Kandiyohi, Minnesota, Defendant possessed one or more mixtures of a total weight of 25 grams or more containing cocaine, a schedule II controlled substance, to-wit: Defendant possessed over 25 grams of cocaine.

COUNT II

Charge: Possess Ammo/Any Firearm - User of Controlled Substance

Minnesota Statute: 624.713.1(10)(iii), with reference to: 624.713.2(c)

Maximum Sentence: 364 days or \$3,000 fine or both

Offense Level: Gross Misdemeanor

Offense Date (on or about): 05/23/2024

Control #(ICR#): 24004152

Charge Description: On or about May 23, 2024, in the County of Kandiyohi, Minnesota, Defendant, a user of any controlled substance, unlawfully possessed ammunition, a pistol, or semiautomatic military-style assault weapon, or any other firearm.

COUNT III

Charge: Endanger Child-Permit Present Sale/Poss Cont Subs-G

Minnesota Statute: 609.378.1(b)(2), with reference to: 609.378.1(b)(2)

Maximum Sentence: 364 days or \$3,000 fine or both

Offense Level: Gross Misdemeanor

Offense Date (on or about): 05/23/2024

Control #(ICR#): 24004152

Charge Description: On or about May 23, 2024, in the County of Kandiyohi, Minnesota, Defendant who is a parent, legal guardian, or caretaker endangers the child's person or health by knowingly causing or permitting the child to be present where any person is possessing a controlled substance in violation of Minn. Stat. 152.021, 152.022, 152.023, 152.024 or 152.0262.



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The Complainant states that the following facts establish probable cause:

Your Complainant, a licensed peace officer, is employed by the Kandiyohi County Sheriff's Office. In this capacity your Complainant believes the following to be true and correct.

On May 23, 2024, at approximately 9:13 a.m., a search warrant was executed at 12291 51st Street in Spicer, Kandiyohi County, Minnesota. NICHOLAS ROBERT REKIETA, DOB: 12/16/81 and KAYLA CHRISTINE REKIETA, DOB: 03/09/84 reside at the residence. As law enforcement approached the residence, NICHOLAS REKEITA was traveling southbound on 51st in a vehicle.

NICHOLAS REKEITA was stopped by law enforcement. Upon knocking on the door, a juvenile female opened the door and wouldn't let them in. NICHOLAS REKEITA would not provide the door code to enter the residence. Law enforcement entered the home utilizing a door ram.

Upon entry, law enforcement located KAYLA REKEITA and April Imholte and four juveniles were also in the home. Officers noted the home was extremely cluttered. There were clothes everywhere, dirty dishes, dust and an overall dirty home.

NICHOLAS REKEITA returned to the home with law enforcement. He demanded a copy of search warrant. When given a copy, he looked at it and threw it on the ground.

During the search, law enforcement located the following in the master bedroom:

The following items were located in the master bedroom near the nightstand:

- Yellow snort tube – positive for cocaine
- Black vial with white substance inside that field tested positive for cocaine and weighed 2.2 grams
- (2) credit cards listed to April Imholte
- (2) .22 caliber spent shell casings on the floor of the nightstand in the master bedroom

The following item was located underneath the bed in the master bedroom:

- Sig Sauer AR with several magazines and loose ammunition, serial number 20G002638

The following item was located in the master bedroom dresser:

- Glass container with metal filter and grinder & glass container that field tested positive for cocaine

The following items were located in a safe in the master bathroom:

- Bag with cards and dollar bill that field tested positive for cocaine
- Large corner cut baggie with white powder that field tested positive for cocaine and weighed 18.96 grams with

packaging

- (3) small baggies that field tested positive for cocaine and weighed 5.49 grams with packaging
- 8 Green colored tablets that field tested positive for Ketamine
- Digital scale that field tested positive for cocaine
- Metal pan with white powder on it that tested positive for cocaine
- (2) snort tubes and (2) metal cutters. The snort tubes tested positive for cocaine

The following items were located in a safe in the master bedroom closet:

- \$100.00 bill with white powder residue that field tested positive for cocaine
- Bindle white bag with white powder substance that field tested positive for cocaine
- Cocaine scooper
- (2) baggies within a baggie with a funnel
- Unknown Brown Substance

Additional firearms and ammunition were located in the garage.

The total amount of measurable cocaine in the master bedroom was 26.67 grams with packaging. Cocaine is a Schedule II controlled substance. Ketamine is a Schedule I controlled substance.

Detective Pomplun met with NICHOLAS REKIETA outside the residence. He was read his Miranda rights and he agreed to speak with officers without counsel. NICHOLAS REKEITA indicated that he sleeps in the master bedroom with KAYLA REKEITA. He indicated that April Imholte was at the home visiting.

NICHOLAS REKEITA and KAYLA REKEITA were placed under arrest. While being placed under arrest, Detective Pomplun noted several injuries to the arms of NICHOLAS REKEITA that appeared consistent with sores that are common with controlled substance users.

They were transported to the Kandiyohi County Jail. KAYLA REKEITA did not speak with officers.

At the Kandiyohi County Jail, NICHOLAS REKEITA was again read his Miranda rights and agreed to speak with officers without an attorney. NICHOLAS REKEITA refused to answer any questions regarding cocaine or other controlled substance use. NICHOLAS REKEITA indicates that he lives in the residence. He stays in the master bedroom with his wife, KAYLA REKEITA. April Imholte was a friend who was visiting and does not live at the residence.

While being booked into the jail, KAYLA REKEITA requested that her prescription medication be brought to her. Upon reviewing the prescription bottles for KAYLA REKEITA that were brought to the jail, jail staff found 2 unknown pills and gummies in one of the prescription bottles. These items did not match the prescription on the bottle.

PLEASE TAKE NOTICE: Pursuant to Minn. Stat. § 609.49 intentional failure to appear for duly scheduled court appearances may result in additional criminal charges in addition to any arrest warrant that may otherwise be issued by the Court.



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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	Kent Bauman Chief Deputy 2201 23rd Street NE Suite 101 Willmar, MN 56201 Badge: 3302	Electronically Signed: 05/24/2024 10:49 AM Kandiyohi County, Minnesota
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Being authorized to prosecute the offenses charged, I approve this complaint.

Prosecuting Attorney	Kristen Pierce 415 SW 6th Street P.O. Box 1126 Willmar, MN 56201 (320) 231-2440	Electronically Signed: 05/24/2024 10:33 AM
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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: May 24, 2024.

Judicial Officer

Rodney Hanson

Electronically Signed: 05/24/2024 11:00 AM

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

**COUNTY OF KANDIYOHI
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Nicholas Robert Rekieta

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:

34-CR-24-341
DEFENDANT FACT SHEET

Filed in District Court
State of Minnesota
5/24/2024

Name: Nicholas Robert Rekieta
DOB: 12/16/1981
Address: 12291 51st Street NE
Spicer, MN 56288

Alias Names/DOB:

SID: MN24EX7687

Height:

Weight:

Eye Color:

Hair Color:

Gender:

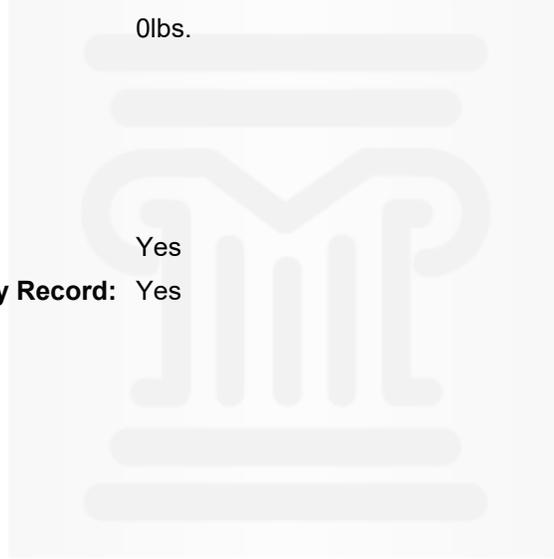
Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #:

Alcohol Concentration:



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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	5/23/2024	152.022.2(a)(1) Drugs - 2nd Degree - Possess 25 grams or more cocaine or methamphetamine	Felony	DE550		MN0340000	24004152
	Penalty	5/23/2024	152.022.3(a) Drugs - 2nd Degree - Sale or Possess - Penalty - 25 Yrs/\$500,000	Felony	DE550		MN0340000	24004152
2	Charge	5/23/2024	624.713.1(10)(iii) Possess Ammo/Any Firearm - User of Controlled Substance	Gross Misdemeanor	W2649		MN0340000	24004152
	Penalty	5/23/2024	624.713.2(c) Possesses any type of firearm/ammo - Violation of 624.713 subd. 1 other than clause (1) or (2)	Gross Misdemeanor	W2649		MN0340000	24004152
3	Charge	5/23/2024	609.378.1(b)(2) Endanger Child-Permit Present Sale/Poss Cont Subs-G	Gross Misdemeanor	I2109		MN0340000	24004152
	Penalty	5/23/2024	609.378.1(b)(2) Endanger Child-Permit Present Sale/Poss Cont Subs-G	Gross Misdemeanor	I2109		MN0340000	24004152

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