

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070113910
Court File No. 07-CR-26-3178

State of Minnesota,

Plaintiff,

vs.

JAIRO DELGADO MARTINEZ DOB: 10/01/2002

427 N Broad Street
Mankato, MN 56001

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: Traffic - DWI - Refuse to submit to chemical test; Blood or urine as required by search warrant

Minnesota Statute: 169A.20.2(2), with reference to: 169A.26.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/04/2026

Control #(ICR#): 26024490

Charge Description: On or about August 4, 2026, in the County of Blue Earth, Minnesota, Jairo Delgado Martinez, did, drive, operate, or was in physical control of any motor vehicle and the Defendant refused to submit to a chemical test of the person's blood or urine as required by a search warrant.

COUNT II

Charge: Traffic - DWI - Operate Motor Vehicle - Under influence; Cannabis/hemp product, artificial CBD/THC

Minnesota Statute: 169A.20.1(8), with reference to: 169A.27.2

Maximum Sentence: 90 days or \$1,000 fine, or both.

Offense Level: Misdemeanor

Offense Date (on or about): 08/04/2026

Control #(ICR#): 26024490

Charge Description: On or about August 4, 2026, in the County of Blue Earth, Minnesota, Jairo Delgado Martinez, did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of cannabis flower, a cannabis product, a lower-potency hemp edible, a hemp-derived consumer product, an artificially derived cannabinoid, or tetrahydrocannabinols.

COUNT III

Charge: Carry BB Gun/Rifle/Shotgun/Aslt Wpn-Public Place

Minnesota Statute: 624.7181.2

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

Offense Level: Gross Misdemeanor

Offense Date (on or about): 08/04/2026

Control #(ICR#): 26024490

Charge Description: On or about August 4, 2026, in the County of Blue Earth, Minnesota, Jairo Delgado Martinez did carry a BB gun in a public place.

COUNT IV

Charge: Cannabis open package - Possess in motor vehicle; Not compliant packaging or container

Minnesota Statute: 169A.36.3(1)

Maximum Sentence: 90 days or \$1,000 fine, or both.

Offense Level: Misdemeanor

Offense Date (on or about): 08/04/2026

Control #(ICR#): 26024490

Charge Description: On or about August 4, 2026, in the County of Blue Earth, Minnesota, Jairo Delgado Martinez, had in possession while in a private motor vehicle on a street or highway, any cannabis flower, a cannabis product, a lower-potency hemp edible, a hemp-derived consumer product, or any other product containing an artificially derived cannabinoid that is in packaging or another container that does not comply with the relevant packaging requirements in chapter 152 or 342.

COUNT V

Charge: Penalty for not Complying with Peace Officer

Minnesota Statute: 169.02.2

Maximum Sentence: 90 days or \$1,000 fine, or both.

Offense Level: Misdemeanor

Offense Date (on or about): 08/04/2026

Control #(ICR#): 26024490

Charge Description: On or about August 4, 2026, in the County of Blue Earth, Minnesota, Jairo Delgado Martinez did, willfully fail or refuse to comply with any lawful order or direction of any peace officer invested by law with authority to direct, control, or regulate traffic.

STATEMENT OF PROBABLE CAUSE

On August 4, 2026, approximately 1:20 AM, Officer Rutz of the Mankato Department of Public Safety was on patrol in Mankato, Minnesota, Blue Earth County. Officer Rutz observed a vehicle that was going extremely slow on 35 mile-per-hour roadway. The roads were clear and the weather was 70 degrees. Officer Rutz observed the vehicle going between 17 and 20 mph for over a mile and a half.

Officer Rutz initiated a traffic stop. The driver was immediately argumentative and refused to identify himself. Officer Rutz smelled the overwhelming odor consistent with burnt marijuana coming from the vehicle. While speaking with the driver, Officer Rutz observed that the driver had slow motor movements, his eyes were bloodshot and glassy, he appeared to have the inability to comprehend what was being explained to him, his speech was slow and deliberate, and his reaction time appeared slightly delayed.

The driver continued to refuse to identify himself. The driver was taken out of the vehicle and placed in handcuffs. Officer Rutz discovered the suspect's driver's license in his front pocket. He was identified as Jairo Delgado Martinez (dob 10/1/2002).

Officers observed a small black handgun in the vehicle. The handgun was recovered and was confirmed to be a loaded BB gun. Martinez does not have a permit to carry.

Inside the vehicle, officers also located two improperly sealed marijuana packages.

Martinez preformed field sobriety tests. Officers observed multiple signs of impairment.

Officer Rutz applied for a search warrant for Martinez's blood or urine. A District Court judge issued the search warrant.

Officer Rutz explained to Martinez that he had a warrant for his blood or urine and refusal was a crime. Martinez refused to submit a blood or urine test and told Officer Rutz to take him to jail.

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

Adam Gray
Operations Commander
710 S Front St
Mankato, MN 56001-3803
Badge: 3117

Electronically Signed:
08/04/2026 11:39 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Taylor Fast
Assistant County Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
08/04/2026 11:34 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: August 4, 2026.

Judicial Officer Greg Anderson
District Court Judge

Electronically Signed: 08/04/2026 01:08 PM

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

**COUNTY OF BLUE EARTH
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Jairo Delgado Martinez

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: