

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070111973
Court File No. 07-CR-25-4278

State of Minnesota,

Plaintiff,

vs.

SALVITORE EMERSON CLAY DOB: 03/16/1999

300 Homestead Road
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: Burglary-1st Deg-Dwelling-Occupied-Non-Accomplice Present

Minnesota Statute: 609.582.1(a), with reference to: 609.582.1a

Maximum Sentence: 20 years or \$35,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 10/22/2025

Control #(ICR#): 25030469

Charge Description: On or about October 22, 2025, in the County of Blue Earth, Minnesota, Salvatore Emerson Clay did enter a building without consent and with intent to commit a crime, or entered a building without consent and committed a crime while in the building, either directly or as an accomplice and the building is a dwelling and another person, not an accomplice, is present in it when the burglar enters or at any time while the burglar is in the building.

COUNT II

Charge: Theft-Take/Use/Transfer Movable Prop-No Consent

Minnesota Statute: 609.52.2(a)(1), with reference to: 609.52.3(5)

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

Offense Level: Misdemeanor

Offense Date (on or about): 10/22/2025

Control #(ICR#): 25030469

Charge Description: On or about October 22, 2025, in the County of Blue Earth, Minnesota, Salvatore Emerson Clay did, intentionally and without claim of right, take, use, transfer, conceal or retain possession of the movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property.

COUNT III

Charge: Financial Transaction Card Fraud-Use-No Consent

Minnesota Statute: 609.821.2(1), with reference to: 609.821.3(a)(1)(iv)

Maximum Sentence: 5 years or \$10,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 10/22/2025

Control #(ICR#): 25030469

Charge Description: On or about October 22, 2025, in the County of Blue Earth, Minnesota, Salvatore Emerson Clay did without the consent of the cardholder and knowing that the cardholder has not given consent, used or attempted to use a card to obtain the property of another or the public assistance benefit issued for the use of another and the value of the property was not more than \$250.00, and the person has previously been convicted within the preceding five years for an offense under this section; Section 609.24; 609.245; 609.52; 609.53; 609.582, Subd. 1, 2, or 3; 609.625; 609.63; 609.631; or a statute from another state in conformity with any of those sections; and the person received a felony or gross misdemeanor sentence for the offense or a sentence that was stayed under Section 609.135 if the offense to which a plea was entered would allow imposition of a felony or gross misdemeanor sentence.

COUNT IV

Charge: Theft-Take/Use/Transfer Movable Prop-No Consent

Minnesota Statute: 609.52.2(a)(1), with reference to: 609.52.3(5)

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

Offense Level: Misdemeanor

Offense Date (on or about): 10/22/2025

Control #(ICR#): 25030469

Charge Description: On or about October 22, 2025, in the County of Blue Earth, Minnesota, Salvatore Emerson Clay did, intentionally and without claim of right, take, use, transfer, conceal or retain possession of the movable property of another without the other's consent and with intent to deprive the owner permanently of possession of the property.

COUNT V

Charge: Financial Transaction Card Fraud-Use-No Consent

Minnesota Statute: 609.821.2(1), with reference to: 609.821.3(a)(1)(iv)

Maximum Sentence: 5 years or \$10,000, or both

Offense Level: Felony

Offense Date (on or about): 10/22/2025

Control #(ICR#): 25030469

Charge Description: On or about October 22, 2025, in the County of Blue Earth, Minnesota, Salvatore Emerson Clay did without the consent of the cardholder and knowing that the cardholder has not given consent, used or attempted to use a card to obtain the property of another or the public assistance benefit issued for the use of another and the value of the property was not more than \$250.00, and the person has previously been convicted within the preceding five years for an offense under this section; Section 609.24; 609.245; 609.52; 609.53; 609.582, Subd. 1, 2, or 3; 609.625; 609.63; 609.631; or a statute from another state in conformity with any of those sections; and the person received a felony or gross misdemeanor sentence for the offense or a sentence that was stayed under Section 609.135 if the offense to which a plea was entered would allow imposition of a felony or gross misdemeanor sentence.

STATEMENT OF PROBABLE CAUSE

On October 22, 2025, officers of the Mankato Department of Public Safety were dispatched to a burglary at a residence in Mankato, Minnesota, Blue Earth County. Officers learned that an individual had walked into an apartment and stole credit cards.

Officers met with Victim 1. Victim 1 stated she was sleeping and had been woken up by her cat. Victim 1 yelled out of her room. Victim 1 then went into her living room and observed her purse on the kitchen counter was open when it should've still been closed. Victim 1 went through her purse and observed that two of her credit/debit cards were missing. Victim 1 observed an unauthorized charge on the card for \$99.

Officers obtained video surveillance from the apartment complex. In the video, officers recognized the suspect as Salvatore Emerson Clay. Clay is seen walking in the complex and trying to open several door handles until he gets to Victim 1's. Clay then opens Victim 1's door and proceeds inside. Clay can then be seen jogging down the hallway and leaving after a short period of time inside the residence.

Meanwhile, officers learned that Victim 2 reported three separate unauthorized transactions that occurred on his credit card in Mankato, totaling \$54.13. Officers were able to identify Clay as the suspect in those crimes.

Officers located Clay who stated he had disposed of the credit cards in some bushes. At the jail, Clay stated he opened Victim 1's door thinking it was a business. He admitted to opening the purse and taking cash and the cards. Clay said he used the debit card at a business to attempt to buy a phone for \$99 but it did not go through.

Regarding Victim 2's card, Clay stated he saw a car with an open door and wallet, so he grabbed the wallet. Clay admitted he used the card at three businesses for a sandwich, cigarettes, and liquor.

Clay has two prior convictions for gross misdemeanor financial transaction card fraud in 2024.

SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

Complainant

Matthew Huettl
Patrol Sergeant
710 S Front St
Mankato, MN 56001-3803
Badge: 3142

Electronically Signed:
10/23/2025 03:31 PM
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:
10/23/2025 03:25 PM

FINDING OF PROBABLE CAUSE

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

☐ SUMMONS

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear 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: October 23, 2025.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 10/23/2025 03:46 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.

Salvitore Emerson Clay

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: