

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070110825
Court File No. 07-CR-25-3764

State of Minnesota,

Plaintiff,

vs.

ERASMO OZUNA JR DOB: 05/01/1991

120 8th St Apt 4
Lafayette, MN 56054

Defendant.

COMPLAINT

Summons

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 - Operate Motor Vehicle Under Influence of Controlled Substance

Minnesota Statute: 169A.20.1(2), with reference to: 169A.27.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 03/22/2025

Control #(ICR#): 25200494

Charge Description: On or about March 22, 2025, in the County of Blue Earth, Minnesota, Erasmo Ozuna Jr, did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of a controlled substance.

COUNT II

Charge: Traffic - DWI - Operate Motor Vehicle Under Influence of intoxicating substance - Impaired

Minnesota Statute: 169A.20.1(3), with reference to: 169A.27.2

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

Offense Level: Misdemeanor

Offense Date (on or about): 03/22/2025

Control #(ICR#): 25200494

Charge Description: On or about March 22, 2025, in the County of Blue Earth, Minnesota, Erasmo Ozuna Jr, did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of an intoxicating substance and he/she knew or had reason to know that the substance had the capacity to cause impairment.

COUNT III

Charge: Pharmacy - Legend Drugs- Unlawful Possess/Sell/Give Away/Barter/Exchange/Distribute

Minnesota Statute: 151.37.1, with reference to: 151.29
Maximum Sentence: 90 days jail, a \$1,000 fine, or both
Offense Level: Misdemeanor

Offense Date (on or about): 03/22/2025

Control #(ICR#): 25200494

Charge Description: On or about March 22, 2025, in the County of Blue Earth, Minnesota, Erasmo Ozuna Jr did, have in possession, sell, give away, barter, exchange, or distribute a legend drug.

COUNT IV

Charge: Motor Vehicle Registration - Unregistered - Certain Acts Forbidden

Minnesota Statute: 168.36.2, with reference to: 168.36.2
Maximum Sentence: 90 Days and/or \$1,000.00 fine
Offense Level: Misdemeanor

Offense Date (on or about): 03/22/2025

Control #(ICR#): 25200494

Charge Description: On or about March 22, 2025, in the County of Blue Earth, Minnesota, Erasmo Ozuna Jr did use any number plate or registration certificate that had expired upon or in connection with a motor vehicle for which the number plate or registration certificate was not issued.

COUNT V

Charge: Traffic Regulation-Uninsured Vehicle-Owner Violation

Minnesota Statute: 169.797.2, with reference to: 169.797.4(a)
Maximum Sentence: 90 days or \$1,000 fine, or both.
Offense Level: Misdemeanor

Offense Date (on or about): 03/22/2025

Control #(ICR#): 25200494

Charge Description: On or about March 22, 2025, in the County of Blue Earth, Minnesota, Erasmo Ozuna Jr did, as an owner of a vehicle with respect to which security is required under sections 65B.41 to 65B.71, operate the vehicle or permit it to be operated upon a public highway, street, or road in this state and knew or had reason to know that the vehicle did not have security complying with the terms of section 65B.48.

STATEMENT OF PROBABLE CAUSE

On March 22, 2025, at 12:57 p.m., law enforcement officers in Blue Earth County were dispatched to investigate a driving complaint that a Trailblazer was crossing over the center and fog lines around Highway 22 and Blue Earth County Road 90. The Trailblazer also reportedly drove on the shoulder.

Blue Earth County Sheriff Deputy Lt. Othoudt found the car on 192nd Street in Blue Earth County. The vehicle was a 2002 Chevrolet Trailblazer. The driver was identified as Erasmo Ozuna, Jr. (DOB 05/01/1991).

The license plates on the vehicle had expired. The plate number was 9UE158 and expired in October 2024. Plates numbered 960AE3 had been assigned and should have been on the Trailblazer.

Minnesota State Trooper Jessie Roseberry, a Drug Recognition Evaluator, went to the scene and observed the following behaviors of Ozuna: swaying, staggering, slurred speech, and glassy eyes. The Trooper also noted that Ozuna had slow motor movements and was "obviously intoxicated."

The Trooper had Ozuna perform the Horizontal Gaze Nystagmus, One Leg Stand and Walk & Turn tests. Ozuna's performance on the field sobriety tests and his behavior indicated that Ozuna was under the influence of narcotics.

A Search Warrant was obtained and served on Ozuna. Ozuna agreed to allow a blood draw. BCA DWI Blood Collection Kit B474070 was used. The blood sample was drawn at 3:25 p.m. The sample was sealed and sent to the BCA.

On May 5, 2025, The Minnesota Bureau of Criminal Apprehension Laboratory reported that Ozuna's blood samples revealed delta-9-THC levels of 3.9 ng/ml hydroxy-THC (active metabolite of delta-9). The Lab Report also found alpha-hydroxyalprazolam (a metabolite of alprazolam) in Ozuna's blood sample.

The occupants of the Trailblazer admitted that the vehicle was not insured. Ozuna has a pending case in Brown County which includes a count of No Insurance (08-CR-25-193).

Ozuna had a small bag slung over his shoulder under his coat. Inside the bag was a pipe with residue and a prescription pill container. Ozuna admitted using the pipe to smoke marijuana. The inside of the Trailblazer had an odor of marijuana, and the Trooper located a blunt in a cupholder and an ashtray with what appeared to be burnt marijuana.

The prescription pill container from the small bag had a very worn label with Ozuna's name on it, and indicating it contained Alazopram. Inside it were two different kinds of tablets. There were two round white tablets with the imprint of "H 502." According to www.drugs.com, that imprint is for Hydroxyzine, an anti-histamine that reduces central nervous system activity and can be used as a sedative. The brand names associated with the drug include ANX, Vistaril, Atarax, and Rezine.

The other kind of tablets inside the container were white and rectangular with four sections. There were no imprints on those tablets. An imprint is legally required. There were 14 whole tablets and six half tablets. Trooper Roseberry used www.drugs.com to determine the tablets closely resembled Alazopram (Xanax).

Trooper Roseberry and Sergeant Perrin tested the tablets using an ion scanning machine and concluded they were W-18, a synthetic opioid similar to fentanyl, though about 100 times stronger on average.

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

Jean Cemensky
Captain
2171 Bassett Drive
Mankato, MN 56001-6888
Badge: 308

Electronically Signed:
09/22/2025 09:05 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

Christopher K Lowe
Assistant County Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
09/18/2025 04:07 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: September 22, 2025.

Judicial Officer

Greg Anderson
District Court Judge

Electronically Signed: 09/22/2025 09:38 AM

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.

Erasmo Ozuna Jr

Defendant

LAW ENFORCEMENT OFFICER RETURN OF SERVICE

*I hereby Certify and Return that I have served a copy of this
Summons upon the Defendant herein named.*

Signature of Authorized Service Agent: