

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070114424
Court File No. 07-CR-26-4358

State of Minnesota,

Plaintiff,

vs.

BRETT ANDREW DVORAK DOB: 04/03/1968

1405 Winona Street
St Peter, MN 56082

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 - Operate Motor Vehicle Under Influence of Controlled Substance

Minnesota Statute: 169A.20.1(2), with reference to: 169A.24.1

Maximum Sentence: 7 years or \$14,000 fine or both.

Offense Level: Felony

Offense Date (on or about): 10/14/2026

Control #(ICR#): 26021317

Charge Description: On or about October 14, 2026, in the County of Blue Earth, Minnesota, Brett Andrew Dvorak, did, drive, operate, or was in physical control of any motor vehicle when he/she was under the influence of a controlled substance, and the violation was committed within ten years of the first of three or more qualified driving incidents or he/she has previously been convicted of felony D.W.I.

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.24.1

Maximum Sentence: 7 years or \$14,000 fine or both.

Offense Level: Felony

Offense Date (on or about): 10/14/2026

Control #(ICR#): 26021317

Charge Description: On or about October 14, 2026, in the County of Blue Earth, Minnesota, Brett Andrew Dvorak, 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, and the violation was committed within ten years of the first of three or more qualified driving incidents or he/she has previously been

convicted of felony D.W.I.

STATEMENT OF PROBABLE CAUSE

On October 14, 2026, deputies of the Blue Earth County Sheriff's Office were dispatched to the Blue Earth County Justice Center in Blue Earth County Minnesota on report that Brett Andrew Dvorak (dob 4/3/1968) had driven to a probation appointment while impaired.

Deputies learned from Dvorak's probation officer that he had driven to an appointment. The probation officer was concerned that Dvorak was impaired and placed in apprehension a detention order on him. Law enforcement found a package of THC gummies on Dvorak's person.

Deputies obtained CCTV of Dvorak driving to the Justice Center.

Deputy Schnorenberg made contact with Dvorak who was sleeping and nodding off. Dvorak was stumbling and having a difficult time catching his balance. Deputy Schnorenberg attempted to administer the horizontal gaze nystagmus test. Dvorak failed to follow instructions. When Deputy Schnorenberg asked Dvorak what the instructions were, Dvorak stated, "don't drink and drive."

Deputy Schnorenberg also attempted to administer the walk and turn test. However, Dvorak was unable to follow instructions and nearly fell over multiple times. Deputy Schnorenberg stopped the test for Dvorak's own safety. Dvorak's demeanor was very sleepy and lethargic. Dvorak's eyelids were heavy and he maintained a blank facial expression at times. Dvorak speech was slow and often slurred or mumbled.

A warrant was obtained for Dvorak's blood. Dvorak's blood was taken and sent to the Bureau of Criminal Apprehension for further testing.

Dvorak has prior felony DWI convictions, including an upcoming sentencing in 07-CR-25-4505 and prior felony DWI conviction in 2020 which can be found in Scott County file 70-CR-18-8205.

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

Paul Barta
Captain
401 Carver Rd
Mankato, MN 56002-0228
Badge: 2721

Electronically Signed:
10/15/2026 11:48 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:
10/15/2026 11:39 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: October 15, 2026.

Judicial Officer

Bradley C Walker
District Court Judge

Electronically Signed: 10/15/2026 03:26 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.

Brett Andrew Dvorak

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: