State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070113747
Court File No. 07-CR-26-4835

State of Minnesota,

Plaintiff,

vs.

COLTIN MCCAIN SMITH DOB: 12/30/2006

21291 Ilavista Way
Lakeville, MN 55044

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: Criminal Sexual Conduct - 3rd Degree - Penetration - Victim mentally impaired/physically helpless
Minnesota Statute: 609.344.1(b)
Maximum Sentence: 15 Years or $30,000 fine or both.
Offense Level: Felony

Offense Date (on or about): 11/01/2025

Control #(ICR#): 26012123

Charge Description: On or about November 1, 2025, in Blue Earth County, Minnesota, Coltin Mccain Smith engaged in sexual penetration with another person, knowing or having reason to know that the victim was mentally impaired, mentally incapacitated, or physically helpless.

STATEMENT OF PROBABLE CAUSE

On April 20, 2026, Officer Christianson from the Mankato Department of Public Safety was dispatched following a report by Victim 1 of a sexual assault. Victim 1 identified the perpetrator as Coltin McCain Smith (DOB: 12/30/2006). Victim 1 provided a statement to Officer Christianson at the Public Safety Center in Mankato and a second statement over the phone the next day.

Victim 1 reported the following: On October 31 and November 1, 2025, Victim 1 slept in Smith's dorm room in the City of Mankato, Blue Earth County, to give privacy to Victim 1's roommate and the roommate's boyfriend at Victim 1's residence. At that time, Victim 1 and Smith had been communicating for a while. Victim 1 thought Smith was religious. Prior to those evenings, Victim 1 later shared, Victim 1 and Smith had communicated about not being the type of people who wanted to engage in physical conduct like other young people in Mankato did.

On November 1, 2025, Victim 1 and Smith went to sleep around midnight. Victim 1 was wearing a large t-shirt and long shorts. In the middle of the night, Victim 1 awoke and realized Smith's fingers were inside Victim 1's vagina. Victim 1 did not know what to do so Victim 1 pretended to continue to sleep and moved around a bit to get Smith to stop. Victim 1 and Smith had never kissed or had any kind of sexual contact. After Victim 1 fell back asleep, Victim 1 woke up with Smith's fingers inside Victim 1's vagina again. Victim 1 then left and went to Witness 1's dorm room.

Victim 1 told Witness 1 what happened. Witness 1 is one of Victim 1's friends. Victim 1 also called Victim 1's mother, Witness 2. Witness 2 took Victim 1 to the hospital for an evaluation. At the hospital, Victim 1 reported having genital pain resulting from non-consensual digital vaginal penetration. Victim 1 provided law enforcement with screen shots of text messages about the incident exchanged between Victim 1 and Witness 2 on the days following the incident.

Witness 1 told Officer Christianson that Victim 1 went to Witness 1's dorm room after the assault and told Witness 1 about it. Witness 1 said Victim 1 was very emotional, crying, and could not explain what happened for about ten minutes because Victim 1 was so upset. Witness 1 told Officer Christianson that Victim 1 told Witness 1 that Victim 1 had woken up with Smith's fingers in Victim 1's vagina. Witness 1 reported Victim 1 had struggled emotionally since that time.

Officer Christianson also spoke with Witness 3, another of Victim 1's friends, who said Victim 1 called Witness 3 the morning of the assault and told Witness 3 about it. Witness 3 reported Victim 1 was in a poor mental state since then, and Witness 3 and other friends hung out with Victim 1 multiple times to make sure Victim 1 was ok, even sleeping in Victim 1's room to comfort Victim 1.

About two weeks after the assault, Smith's suitemate (Witness 4) and Witness 3 helped to coordinate a meeting between Smith and Victim 1 to discuss the incident. The meeting took place in Witness 4's suite. Witness 4 told police that right before the meeting, Victim 1 was in a shared bathroom crying and did not want to speak with Smith but ultimately did.

According to Victim 1, during this meeting, Smith "owned up" to what had happened and apologized for it. Initially Smith told Victim 1 that Smith thought Victim 1 was awake when Smith put his finger inside Victim 1's vagina and Smith thought that's what Victim 1 wanted. Later in the conversation, Smith acknowledged he'd simply had the urge to do that and he didn't know why he did it. Victim 1 said Smith apologized repeatedly during that conversation.

In a text message to Witness 5 about a week after the incident, Victim 1 wrote about this meeting with

Smith, “he didn’t really have an explanation of why he did what he did but he said he remembers ‘not being able to control [himself].’”

Witness 4 told Detective Lopez that Smith admitted he “fingered” Victim 1, as she had reported, and without Victim 1’s consent.

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

Ken Baker
Commander/Patrol Division
710 S Front St
Mankato, MN 56001-3803
Badge: 3144

Electronically Signed:
11/12/2026 07:59 PM
Blue Earth County, Minnesota

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

Prosecuting Attorney

John L.V. Brooks
Assistant Blue Earth County Attorney
401 Carver Road
PO Box 3129
Mankato, MN 56002
(507) 304-4600

Electronically Signed:
11/12/2026 04:15 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).

[X] 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: November 13, 2026.

Judicial Officer Mark Betters
District Court Judge

Electronically Signed: 11/13/2026 10:23 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.

Coltin Mccain Smith

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: