

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070113256
Court File No. 07-CR-26-1589

State of Minnesota,
Plaintiff,

COMPLAINT
Warrant

vs.

FERNANDO GUTIERREZ DOB: 01/10/1978

10990 95th Street Ne
New Beginnings
Ostego, MN 55362

Defendant.

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 - 5th Degree - Nonconsensual sexual contact

Minnesota Statute: 609.3451.1a(1), with reference to: 609.3451.2

Maximum Sentence: 0-364 days imprisonment and/or 0-\$3000 fine

Offense Level: Gross Misdemeanor

Offense Date (on or about): 04/17/2026

Control #(ICR#): 26011723

Charge Description: On or about April 17, 2026, in Blue Earth County, Minnesota, Fernando Gutierrez did engage in nonconsensual sexual contact with another person.

STATEMENT OF PROBABLE CAUSE

On April 17, 2026, at approximately 6:55 AM, officers from Mankato Department of Public Safety were dispatched to a laundromat in the City of Mankato on a reported the sexual assault. The complainant, Victim 1, Stated that a man had harassed her and touched her inappropriately. Victim 1 stated that the man, later identified as Fernando Gutierrez, was in the restroom with a chihuahua.

Ofc. Sean McClinton arrived at the scene and spoke with Victim 1. Victim 1 stated she was doing laundry at the laundromat. Victim 1 stated she went to the washing machine to change out her clothes and Gutierrez approached her and tried to speak with her. Victim 1 believed Gutierrez was "hitting" on her. Gutierrez asked Victim 1 if she needed help with her laundry and she stated she did not.

Victim 1 stated that Gutierrez then walked right behind her and hit her on her buttocks with his hand. Victim 1 stated there was plenty of room and that there was no reason for Gutierrez to touch her buttocks. Victim 1 stated she told Gutierrez not to touch her and that he was a creep and a pervert. Victim 1 stated that Gutierrez laughed it off and then went into the bathroom. Victim 1 stated she did not consent to this contact.

Officers would later view surveillance footage from the laundromat. In the footage Gutierrez can be seen walking behind Victim 1 and extending his right arm and appears to contact Victim 1 buttocks area. There is plenty of room for Gutierrez to walk past Victim 1. On the video Victim 1 can be seen using her left arm to push Gutierrez's hand away.

Ofc. Connor Coutier arrived on the scene and observed Gutierrez carrying laundry to his vehicle. Ofc. Coutier made contact with Gutierrez and asked him what had happened. Gutierrez admitted that he bumped into the buttocks of Victim 1, but claimed he did not do so intentionally. Gutierrez further said that Victim 1 was a "slut" and was asking for it based upon the "clothing she wore."

Gutierrez was heavily intoxicated and was taken to detox. A warrant for his arrest as requested.

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

Kelly Wood
Patrol Officer
710 S Front St
Mankato, MN 56001-3803
Badge: 3134

Electronically Signed:
04/20/2026 09:02 AM
Blue Earth County, Minnesota

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

Prosecuting Attorney

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

Electronically Signed:
04/20/2026 08:45 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: \$20,000.00

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: April 20, 2026.

Judicial Officer

Greg Anderson
District Court Judge

Electronically Signed: 04/20/2026 09:42 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.

Fernando Gutierrez

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE
I hereby Certify and Return that I have served a copy of this Warrant
upon the Defendant herein named.*

Signature of Authorized Service Agent: