

State of Minnesota
County of Blue Earth

District Court
5th Judicial District

Prosecutor File No. 0070112491
Court File No. 07-CR-25-5249

State of Minnesota,
Plaintiff,

vs.

MICHAEL ALLEN SMITH DOB: 09/02/1983

13368 507th Avenue
Vernon Center, MN 56090

Defendant.

COMPLAINT

Summons

☒ Amended

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: Stalking - Engages in Stalking

Minnesota Statute: 609.749.5(a), with reference to: 609.749.5(a)

Maximum Sentence: 20 years, or \$30,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 09/01/2025 to 12/24/2025

Control #(ICR#): 25017630

Charge Description: On or between September 1, 2025 and December 24, 2025, in the County of Blue Earth, Minnesota, Michael Allen Smith, did engaged in stalking with respect to a single victim or one or more members of a single household which the actor knows or has reason to know would cause the victim under the circumstances to feel terrorized or to fear bodily harm and which does cause this reaction on the part of the victim, is guilty of a felony and may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than \$20,000, or both.

COUNT II

Charge: Harassment - Causes or reasonably expect to cause substantial emotional distress to other person

Minnesota Statute: 609.749.2(b)(3), with reference to: 609.749.2(b)

Maximum Sentence: 364 days and/or \$3,000 fine

Offense Level: Gross Misdemeanor

Offense Date (on or about): 09/01/2025 to 12/24/2025

Control #(ICR#): 25017630

Charge Description: Between September 1 and December 24, 2025, in the County of Blue Earth, Minnesota, Michael Allen Smith, did commit harassment with intent to kill, harass, or intimidate another person by causing or reasonably expecting to cause substantial emotional distress to the other person.

COUNT III

Charge: Domestic Abuse No Contact Order - Violate No Contact Order - Misdemeanor

Minnesota Statute: 629.75.2(b), with reference to: 629.75.2(b)

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

Offense Level: Misdemeanor

Offense Date (on or about): 10/19/2025

Control #(ICR#): 25017630

Charge Description: On or about October 19, 2025, in the County of Blue Earth, Minnesota, Michael Allen Smith did violate a Domestic Abuse No-Contact Order and the respondent or person to be restrained knew of the existence of the order.

STATEMENT OF PROBABLE CAUSE

On July 1, 2025, Judge Jass signed an Ex Parte Order for Protection in Blue Earth County District Court File 07-FA-25-2565. The Order protects Victim 1 and five minors from Michael Allen Smith (DOB: 09/02/1983). Law enforcement personally served the Order on July 2, 2025. The Order for Protection continues to be in force as of the date of this Amended Complaint. The Order includes the following: "Respondent must not have any contact with the Protected Person(s) whether in person, with or through other persons, by telephone, mail, e-mail, through electronic devices, social media, or by any other means except business regarding their joint minor child."

On October 19, 2025, Victim 1 contacted the Blue Earth County Sheriff's Office and reported that she received a phone notice of a tracking device. The message read "Tracker traveling with you . . . the owner of the tracker can see..." Victim 1's location. Victim 1 is fearful that Smith will harm her or retaliate against her for talking with law enforcement authorities.

Deputy Brashear met with Victim 1 and located a device under a piece of black tape on the roof of her vehicle. A black magnetic box was found underneath Victim 1's vehicle and was marked "Bunker Hill Security." The device was near Victim 1's spare tire. The devices each have a 20 or 21 code including the number / letter sequence: 6bac548 and 7d41608.

CCTV from a local church revealed a female park close to Victim 1's vehicle and appeared to stick something under Victim 1's vehicle. The car was registered to AG, a known female associate of Smith. AG admitted to putting trackers on a motor vehicle in order to locate property she claimed was stolen in a robbery. AG admitted placing both trackers. AG said she used an app to track the trackers and that she deleted the app when law enforcement knocked on her door.

A series of administrative search warrants were served on multiple internet providers during the investigation of this incident. The investigation revealed that Michael Allen Smith used his electronic device to search for the following topics. "can you put a tracker on your car in Minnesota"; "is it illegal to track marriage property in Minnesota" as well as searching for Victim 1's church and a support group Victim 1 belonged to. Screen shots preserved on Smith's device included addresses associated with Victim 1. When Deputy Brashear put the trackers in Faraday bags, the devices showed the deputy's location before losing the tracking signals.

Smith was arrested on December 24, 2025, and made four phone calls from the jail to AG totaling 1 hour and 15 minutes. The monitored calls reveal Smith telling AG to delete communications between them. Smith also calls a relative and directs them to write checks to themselves for \$100,000 each so he can keep money from Victim 1.

Deputy Brashear and Investigator Steinbach interviewed Smith. Smith was advised of his Miranda Rights and indicated that he was willing to answer their questions. Smith admitted belonging to Victim 1's church and started going there when he learned she went there. Smith blamed Victim 1 and could not understand why his application for a restraining order was denied by a judge. Smith also claimed to be frustrated with the Sheriff's Office.

Prior Harassment Incidents

On June 23, 2025, the Blue Earth County Sheriff's Office received a call from Witness 1 requesting a welfare check. Victim 1 had messaged Witness 1 stating that Smith was not allowing her to leave their shared residence and was threatening her. Lieutenant Othoudt and Deputy Kowalski responded to the residence in Blue Earth County.

Smith answered the door and was upset that law enforcement was present at the residence. Victim 1 reported that Smith would not let her leave with their newborn son. After discussion with law enforcement, the parties agreed to separate for the night. Smith initially agreed that Victim 1 could leave but objected to Victim 1 leaving with their newborn son. Eventually, Victim 1 left with their newborn son and her other children.

On June 24, 2025, Smith went to the Blue Earth County Sheriff's Office and wanted to file a missing person report for his newborn son. Deputy Kowalski spoke with Witness 2, a CPS worker, who confirmed that both Victim 1 and the newborn son were safe. Deputy Kowalski and Witness 2 did not report to Smith the location of Victim 1 or the newborn due to safety concerns. Smith was upset.

On June 28, 2025, Lieutenant Othoudt spoke with Smith again. Smith stated he was on his way to Burnsville to retrieve his newborn son and again wanted to file a missing person's report. Later, Smith called Lieutenant Othoudt back and stated he was outside of a residence in Burnsville and had observed Victim 1's SUV parked there. Smith asked whether he could go into the residence and obtain his newborn son if Victim 1 left the residence without him. Lieutenant Othoudt advised against this. Smith called again and reported that Victim 1 had left the residence and was heading south with the newborn. Lieutenant Othoudt advised him to stop following her. Later, Victim 1 called and reported that Smith was driving in front of her and causing problems and asked law enforcement to standby. Later, she called back and reported Smith was following her. Smith was advised to not follow Victim 1 or go to the residence in Burnsville. Victim 1 advised Lieutenant Othoudt that she was in fear for her safety.

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:
09/04/2026 11:49 AM
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:
09/04/2026 11:46 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: September 4, 2026.

Judicial Officer

Mark Betters
District Court Judge

Electronically Signed: 09/04/2026 12:05 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.

Michael Allen 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: