

**State of Minnesota
County of Hennepin**

**District Court
Fourth Judicial District**

CCT	LIST CHARGE STATUTE ONLY	MOC	GOC	CTY ATTY FILE NO.	CONTROLLING AGENCY	CONTROL NO
1	609.342	L1842	N	13-5696	MN0270300	13021371
2	609.342	L1841	N			

COURT CASE NO. DATE FILED

✓if more than 6 counts (see attached) ✓if Domestic Assault as defined by MS 518B01, sub2a,b

Amended Tab Charge Previously Filed

State of Minnesota,

PLAINTIFF,

VS.

<input checked="" type="checkbox"/> SERIOUS FELONY	<input type="checkbox"/> SUMMONS
<input type="checkbox"/> FELONY	<input checked="" type="checkbox"/> WARRANT
<input type="checkbox"/> GROSS MISDM DWI	<input type="checkbox"/> ORDER OF DETENTION
<input type="checkbox"/> GROSS MISDM	<input type="checkbox"/> EXTRADITION

NAME: first, middle, last
RUBEN ANDRES MORALES

DEFENDANT,

Date of Birth	MNCIS #:	27-CR-
1/22/90	LE#:	13-19469
	SILS ID:	745920
	TRACK ID:	2662595

3334 TAYLOR ST NE
MINNEAPOLIS, MN 55418

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court and states that there is probable cause to believe that the Defendant committed the following offense(s). The complainant states that the following facts establish PROBABLE CAUSE:

Complainant, Shane Husarik, of the Brooklyn Park Police Department, has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On or about April 9, 2013, a Dakota County social worker met with a juvenile male (“Victim 1”), with a DOB of 8/10/1996. Victim 1 had recently disclosed to a mandatory reporter that he had been molested by a cousin approximately five years ago. This cousin was identified as **RUBEN ANDRES MORALES**, DOB 1/22/1990 (“defendant”). Victim 1 also believed that his younger sister (“Victim 2”), DOB 6/21/1999, had been molested by the defendant as well. The defendant is a first cousin to both Victim 1 and Victim 2.

Victim 1 said that his family had lived with the defendant’s family at Bloomington, and also at a residence in Brooklyn Park. The defendant would babysit Victim 1 and Victim 2, and this is when Victim 1 claimed he would be molested. Victim 1 said he was first molested at age 8 or 9, and the last incident occurred when he was 12 or 13 years old. Victim 1 said that the defendant would force him to touch the defendant’s penis with his hands, and the defendant would also place his penis in Victim 1’s mouth. Victim 1 was clearly uncomfortable talking about these incidents. He did admit that on one occasion, the defendant attempted to place his penis into Victim 1’s anus, but he was unable to penetrate him.

Victim 1 said that these assaults, “happened regularly” when his family lived with the defendant’s family. Their families no longer lived together, and while they had seen the defendant, no sexual assaults took place in Apple Valley (the victims’ new residence).

RUBEN ANDRES MORALES CCN #13021371

After interviewing Victim 1, the same social worker met with Victim 2. When asked if she knew why the social worker wanted to speak with her, Victim 2 responded because of, “what (our) cousin did to us.” Victim 2 became visibly upset, and began to cry. She went on to disclose that the defendant had first molested her when she was 5 or 6 years old. According to Victim 2, the defendant would take care of her and Victim 1 at their residence in Brooklyn Park (this was one of the residences shared by the two families). Victim 2 said that the defendant would play hide and seek with them, and he would take Victim 2 into a separate room, where he would remove his pants, and have Victim 2 sit in his lap. The defendant would place his penis into Victim 2’s anus, and she stated this felt, “horrible.”

Victim 2 said that these assaults happened three to four times during her childhood, all at the Brooklyn Park residence.

COMPLAINT SUPPLEMENT

CCT	SECTION/Subdivision	M.O.C.	GOC

OFFENSE

COUNT 1: CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE (FELONY)
 MINN. STAT. § 609.342, SUBD. 1(h)(iii); SUBD. 2(a), (b), (c); § 609.101, SUBD. 2; § 609.3455,
 SUBDS. 2, 3, 3a, 4, 6, 7
 PENALTY: 0-30 YEARS AND/OR \$12,000-\$40,000 PLUS CONDITIONAL RELEASE

That on or between January 1, 2005 and December 31, 2008, in Hennepin County, Minnesota, **RUBEN ANDRES MORALES**, born **1/22/90**, engaged in sexual penetration with the victim, a person under sixteen (16) years of age at the time of the sexual penetration, and **RUBEN ANDRES MORALES** is the victim's first cousin, and the sexual abuse involved multiple acts committed over an extended period of time.

COUNT 2: CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE (FELONY)
 MINN. STAT. § 609.342, SUBD. 1(a), SUBD. 2(a), (b), (c); § 609.101, SUBD. 2; § 609.3455,
 SUBDS. 2, 3, 3a, 4, 6, 7
 PENALTY: 0-30 YEARS AND/OR \$12,000-\$40,000 PLUS CONDITIONAL RELEASE

That on or between January 1, 2005 and December 31, 2005 in Hennepin County, Minnesota, **RUBEN ANDRES MORALES**, born **1/22/90**, engaged in sexual penetration with the victim, a person under the age of thirteen years, and more than thirty-six months younger than **RUBEN ANDRES MORALES**.

NOTICE: You must appear for every court hearing on this charge. A failure to appear for court on this charge is a criminal offense and may be punished as provided in Minn. Stat. § 609.49.

<i>THEFORE, Complainant requests that said Defendant, subject to bail or conditions of release be:</i>	
1) <i>arrested or that other lawful steps be taken to obtain defendant's appearance in court; or</i>	
2) <i>detained, if already in custody, pending further proceedings;</i>	
<i>and that said Defendant otherwise be dealt with according to law.</i>	
COMPLAINANT'S NAME: Shane Husarik	COMPLAINANT'S SIGNATURE:
<i>Being duly authorized to prosecute the offense(s) charged, I hereby approve this Complaint.</i>	
DATE: mly	PROSECUTING ATTORNEY'S SIGNATURE:
<i>PROSECUTING ATTORNEY:</i>	
NAME/TITLE: THAD N. TUDOR (0279936) Assistant County Attorney	ADDRESS/TELEPHONE: C2100 Government Center, Minneapolis, MN 55487 Telephone: 612-543-0525

Court Case # _____

This COMPLAINT was subscribed and sworn to before the undersigned this ____ day of _____, 20____.

NAME:

SIGNATURE:

TITLE:

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 his detention, if already in custody, pending further proceedings. The Defendant(s) is/are thereof charged with the above-stated offense.

SUMMONS

THEREFORE YOU, THE ABOVE-NAMED DEFENDANT(S), ARE HEREBY SUMMONED to appear on the _____ day of _____, 20____ at _____ AM/PM before the above-named court at _____ to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

WARRANT

EXECUTE IN MINNESOTA ONLY

To the sheriff of the above-named county; or other person authorized to execute this WARRANT; I hereby order, in the name of the State of Minnesota, that the above-named Defendant(s) be apprehended and arrested without delay and brought promptly before the above-named 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 thereafter as such Judge or Judicial Officer is available) to be dealt with according to law.

ORDER OF DETENTION

Since the above-named Defendant(s) is already in custody; I hereby order, subject to bail or conditions of release, that the above-named Defendant(s) continue to be detained pending further proceedings.

Bail: \$500,000 + CR

Conditions of Release: No contact with victim(s); No contact with address; Make all appearances; Remain law abiding.

This COMPLAINT- **WARRANT** duly subscribed and sworn to, is issued by the undersigned Judicial Officer this ____ day of _____, 20____.

NAME:

SIGNATURE

TITLE: **JUDGE OF DISTRICT COURT**

Sworn testimony has been given before the Judicial Officer by the following witnesses:

STATE OF MINNESOTA

COUNTY OF HENNEPIN

Clerk's Signature or File Stamp:

STATE OF MINNESOTA

Plaintiff

vs.

RUBEN ANDRES MORALES

Defendant(s).

RETURN OF SERVICE

I hereby Certify and Return that I have served a copy of this COMPLAINT – SUMMONS, WARRANT, ORDER OF DETENTION upon Defendant(s) herein-named.

Signature of Authorized Service Agent: