

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT
COURT FILE NO.: 62-CR-09-1282
PROSECUTOR FILE NO.: 2077904

State of Minnesota,

Plaintiff,

v.
Matthew Lee Derosia
(DOB: 03/16/1976)
8172 Grafton Avenue
Cottage Grove, MN 55016,

**FELONY
CRIMINAL COMPLAINT**
 Summons Warrant
 Order of Detention

 Amended
 Certified Juvenile
 EJJ

Defendant.

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):

COUNT 1

On or about the 22nd day of January, 2009, in Ramsey County, Minnesota, the defendant, **MATTHEW LEE DEROSIA** did wrongfully and unlawfully intentionally, and without the consent of the owner or person in lawful possession, cause damage to physical property and the damage caused a reasonably foreseeable risk of bodily harm.

Said acts constituting the offense of **Criminal Damage to Property in the First Degree** in violation of MN Statute: §609.595.1(1)
Maximum Sentence: 5 years or \$10,000 fine, or both.

COUNT 2

On or about the 22nd day of January, 2009, in Ramsey County, Minnesota, the defendant, **MATTHEW LEE DEROSIA** did wrongfully and unlawfully intentionally, and without the consent of the owner or person in lawful possession, cause damage to physical property and the damage reduced the value of the property by more than \$1,000 measured by the cost of repair and replacement.

Said acts constituting the offense of **Criminal Damage to Property in the First Degree** in violation of MN Statute: §609.595.1(3)
Maximum Sentence: 5 years or \$10,000 fine, or both.

STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

Your complainant is an investigator with the St. Paul Police Department and bases this complaint upon his review of police reports and upon his own investigation.

Officer Braski of the St. Paul Police Department reports that on January 22, 2009 at approximately 7:49 a.m., he was dispatched to the Planned Parenthood located at 1965 Ford Parkway, St. Paul, Ramsey County, MN., on a call of an accident with injuries. Upon arrival, he observed a vehicle that had smashed into the front door of the Planned Parenthood building. The vehicle was unoccupied but standing by it was a male, later identified as MATTHEW LEE DEROSIA, d.o.b. 03/16/76, who was holding a crucifix and shouting various Bible verses. Matthew Derosia refused to respond to police and continued to recite Bible verses and shout, "Close down the Auschwitz Death Camp." Derosia was then taken into custody.

An employee of Planned Parenthood stated that she had been sitting at the front reception desk which is only six to eight feet from the main entrance when she saw a vehicle leave Ford Parkway, drive down the sidewalk and ram the front door area of the clinic. She was in fear for her safety and that of the other employees and patients at the clinic. She expressed concern that due to the high rate of speed, the person driving the vehicle had a deadly intent.

Officer Peterson of the St. Paul Police Department interviewed Matthew Derosia at the Ramsey County LEC after arrest and Miranda. When questioned, Derosia said that he had been watching the Catholic channel when he witnessed the abortions. Derosia felt he wasn't doing enough protesting. Derosia said that we are in World War III and that Jesus is coming back really soon. Jesus told Derosia to drive the truck into Planned Parenthood to stop the murderers. Derosia said the he took his mom's boyfriend's truck and planned to drive it through the doors of Planned Parenthood because the Lord had told him to do this. Derosia was adamant that if a marine had done what he had done today in war, he would be getting a medal pinned on him. When questioned as to whether he realized he could have hurt someone, Derosia responded that he did realize it but did it anyways. When questioned as to whether he would do such a thing again if he were to get out of jail, Derosia responded that he felt what he did was right and he would do it again if he were told to.

Planned Parenthood representatives stated that the initial extent of damages to their building caused by Matthew Derosia is between \$2,500 to \$5,000.

* 2077904-1 *

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'S NAME:

COMPLAINANT'S SIGNATURE:

Bobby Donahue

Subscribed and sworn to before the undersigned this _____ day of _____, 20____.

NAME/TITLE:

SIGNATURE:

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

Date: 01/23/2009

PROSECUTING ATTORNEY'S SIGNATURE:

Name: Robert A. Plesha
Assistant Ramsey County Attorney
50 West Kellogg Blvd, #315
St. Paul, MN 55102
651-266-3222/jh
Attorney Registration #87178

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.

SUMMONS

THEREFORE YOU, THE ABOVE-NAMED DEFENDANT, ARE HEREBY SUMMONED to appear on the ____ day of _____, 20__ at _____ 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 MN Only *Execute Nationwide* *Execute in Border States*

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 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 as such Judge or Judicial Officer is available to be dealt with according to law.

ORDER OF DETENTION

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

Bail: \$25,000.00
Conditions of Release:

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

JUDICIAL OFFICER:
NAME:
TITLE:

SIGNATURE:

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

<p style="text-align: center;">COUNTY OF RAMSEY STATE OF MINNESOTA</p> <p>STATE OF MINNESOTA</p> <p style="text-align: center;">vs.</p> <p>MATTHEW LEE DEROSIA</p>	<p style="text-align: center;"><i>Clerk's Signature or File Stamp:</i></p> <hr/> <p style="text-align: center;"><i>RETURN OF SERVICE</i></p> <p style="text-align: center;"><i>I hereby Certify and Return that I have served a copy of this COMPLAINT - WARRANT AND ORDER OF DETENTION upon the Defendant herein named.</i></p> <p style="text-align: center;">Signature of Authorized Service Agent:</p> <hr/>
<p style="text-align: right;">Plaintiff,</p> <p style="text-align: right;">Defendant.</p>	

FINDINGS OF FACT

Probable cause found that defendant committed the offenses charged.

Ordered defendant's motion to dismiss denied.

Plea of not guilty to all counts entered.

Trial and hearing on all issues set.

Dated: _____

JUDGE OF DISTRICT COURT

* 2077904-1 *

DEFENDANT DATA / CHARGE SHEET – ATTACHMENT A

DEFENDANT NAME: MATTHEW LEE DEROSIA

DOB: 03/16/1976

Defendant alias name(s): Matthew Lee DeRosia

Alias DOB(s):

Defendant last known address: 8172 Grafton Avenue
Cottage Grove, MN 55016

State ID: MN09BL7651

Fingerprint ID: 268570

FBI ID: 828134CD8

St. Paul PD ID:

Offender ID:

OTHER DEFENDANT / CASE IDENTIFIERS:

Fingerprinted? No Yes

Handgun permit? No Yes (Issuing Agency:)

Location of violation:

IF DRIVING OFFENSE:

Driver's License Number: Issuing State:

License Plate Number: Issuing State:

Accident Type: No injury/no damage Property Damage

check all that apply Personal Injury Fatality

Blood Alcohol Concentration (BAC):

FELONY WARRANT AND ORDER OF DETENTION COMPLAINT

CT NO	OFFENSE DATE	STATUTE TYPE	STATUTE NBR	STATUTE DESCRIPTION	OFFENSE LEVEL	MOC	G O C	AGENCY ORI CN NBR FUNCTION
1	01/22/2009	Charge	609.595.1(1)	Damage to Prop-1st Deg- Forseeable Risk Bodily Harm	F	P1912	N	St. Paul Police Dept. ORI - MN0620900 CN - 09014395 Charging
2	01/22/2009	Charge	609.595.1(3)	Damage to Prop-1st Deg- Value Reduced Over \$1000	F	P1114	N	St. Paul Police Dept. ORI - MN0620900 CN - 09014395 Charging