

IN DISTRICT COURT, COUNTY OF BARNES, NORTH DAKOTA

State of North Dakota,

Plaintiff,

vs.

Brett Allen Kohn,

Defendant,

CRIMINAL INFORMATION

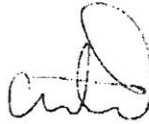
File No. 02-2017-CR- 390

The Barnes County State's Attorney charges:

[¶1] Count 1: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Possession with intent to manufacture or deliver a controlled substance**, in violation of North Dakota Century Code section 19-03.1-23(1)(a), 19-03.1-23.1(1)(b)(7), 19-03.1-07(5), 12.1-32-01(2), by then and there: The defendant willfully possessed with the intent to manufacture or deliver a controlled substance, namely fifty grams or more of a mixture or substance containing a detectable amount of Methamphetamine, in particular: The defendant possessed multiple small baggies of methamphetamine packaged for sale, with a total bag weight of 2.6 ounces. This offense is a **Class A Felony**.

[¶2] Against the peace and dignity of the State of North Dakota.

Dated this 28th day of December, 2017.



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State's Witnesses:

Sergeant Christopher Wayne Olson, Valley City  
Police Department  
Officer Jason Ronald Runge, Valley City Police  
Department  
Officer Nicholas Horner, Valley City Police  
Department  
State Lab Analyst

Penalty Section

Count 1: N.D.C.C. §§ 19-03.1-23(1)(a),  
19-03.1-23.1(1)(b)(7), 19-03.1-23.1(2)(a)  
Class A Felony.

CST # C04366

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File No. 02-2017-CR-388

The Barnes County State's Attorney charges:

[¶1] Count 1: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Possession with intent to manufacture or deliver a controlled substance**, in violation of North Dakota Century Code section 19-03.1-23(1)(b), 19-03.1-05(5), 12.1-32-01(3), by then and there: The defendant willfully possessed with the intent to manufacture or deliver a controlled substance, namely Marijuana, in particular: The defendant possessed 17 ounces of marijuana with intent to sell. This offense is a **Class B Felony**.

[¶2] Count 2: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Fleeing a peace officer**, in violation of North Dakota Century Code section 39-10-71(1), 39-10-71(2), 12.1-32-01(4), by then and there: The defendant was a driver of a motor vehicle and willfully failed or refused to bring the vehicle to a stop, or otherwise fled or attempted to elude, in any manner, a pursuing police vehicle or peace officer, when given a visual or audible signal to bring the vehicle to a stop and the defendant was fleeing after or in the commission of a felony, in particular: The defendant fled from a pursuing police officer while in the commission of a felony controlled substance offense. This offense is a **Class C Felony**.

[¶3] Count 3: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Reckless endangerment**, in violation of North Dakota Century Code section 12.1-17-03, 12.1-32-01(5), by then and there: The defendant willfully created a substantial risk of serious bodily injury or death to another, in particular: The defendant fled from law enforcement in a motor vehicle, at a high rate of speed, through the VCSU campus, with pedestrians present. This offense is a **Class A Misdemeanor**.

[¶4] Count 4: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Carrying a concealed weapon**, in violation of North Dakota Century Code section 62.1-04-02, 62.1-04-01, 62.1-04-05, 12.1-32-01(5), by then and there: The defendant, a person not eligible to do so under N.D.C.C. Chapter 62.1-04, carried a firearm or dangerous weapon concealed, in particular: The defendant carried a club-like weapon concealed in his motor vehicle. This offense is a **Class A Misdemeanor**.

[¶5] Count 5: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Refusal to halt**, in violation of North Dakota Century Code section 12.1-08-11, 12.1-32-01(6), by then and there: The defendant willfully failed or refused to stop or otherwise fled or attempted to elude, in any manner, a pursuing peace officer, when given a visual or audible signal to stop, in particular: The defendant ran from police officers after being ordered to stop. This offense is a **Class B Misdemeanor**.

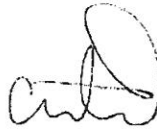
[¶6] Count 6: That on or about December 23, 2017, in Barnes County, North Dakota, the defendant, Brett Allen Kohn, did commit the offense of **Duty upon striking highway fixtures or other property**, in violation of North Dakota Century Code section 39-08-08, 39-07-06, 39-06.1-10(3), 12.1-32-01(7), by then and there:

CST # C01691, C06458, C00269, C06032, C00071, C06369

The defendant drove a vehicle involved in an accident resulting only in damage to highway fixtures or other property and failed to take reasonable steps to locate and notify the owner or person in charge of such property of the accident, in particular: The defendant fled from the scene of an accident involving damage to property on or near the VCSU campus. This offense is an **Infraction**.

[¶7] Against the peace and dignity of the State of North Dakota.

Dated this 26th day of December, 2017.



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State's Witnesses:

Officer Jason Ronald Runge, Valley City Police  
Department  
Officer Nicholas Horner, Valley City Police  
Department  
David Bass  
State Lab Analyst

Penalty Section

Count 1: N.D.C.C. §§ 19-03.1-23(1)(b)  
Class B Felony.  
Count 2: N.D.C.C. §§ 39-10-71(1)  
Class C Felony.  
Count 3: N.D.C.C. §§ 12.1-17-03  
Class A Misdemeanor.  
Count 4: N.D.C.C. §§ 62.1-04-05  
Class A Misdemeanor.  
Count 5: N.D.C.C. §§ 12.1-08-11  
Class B Misdemeanor.  
Count 6: N.D.C.C. §§ 39-07-06  
Infraction.