

State of Minnesota
County of RamseyDistrict Court
2nd Judicial DistrictProsecutor File No. 0620552964
Court File No. 62-CR-23-5354

State of Minnesota,

Plaintiff,

vs.

KEANU AVERY LABATTE DOB: 06/10/20042512 Cook Ln
Granite Falls, MN 56241

Defendant.

COMPLAINT

Order of Detention

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-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)

Minnesota Statute: 609.342.1(c)(ii), with reference to: 609.342.2(a), 609.342.2(b), 609.342.2(c)

Maximum Sentence: 30 years or \$40,000 fine, or both.

Offense Level: Felony

Offense Date (on or about): 09/07/2023

Control #(ICR#): 23165986

Charge Description: On or about September 7, 2023, in the County of Ramsey, Minnesota, Keanu Avery Labatte did engage in sexual penetration with another person and caused personal injury to the victim, and used force, as defined by Minn. Stat. 609.341, Subd. 3(2).

COUNT II

Charge: Criminal Sexual Conduct-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)

Minnesota Statute: 609.342.1(c)(ii), with reference to: 609.342.2(a), 609.342.2(b), 609.342.2(c)

Maximum Sentence: 30 years or \$40,000 fine, or both.

Offense Level: Felony

Offense Date (on or about): 09/08/2023

Control #(ICR#): 23165986

Charge Description: On or about September 8, 2023, in the County of Ramsey, Minnesota, Keanu Avery Labatte did engage in sexual penetration with another person and caused personal injury to the victim, and used force, as defined by Minn. Stat. 609.341, Subd. 3(2).

COUNT III

Charge: Criminal Sexual Conduct-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)

Minnesota Statute: 609.342.1(c)(ii), with reference to: 609.342.2(a), 609.342.2(b), 609.342.2(c)

Maximum Sentence: 30 years or \$40,000 fine, or both.

Offense Level: Felony

Offense Date (on or about): 09/09/2023

Control #(ICR#): 23165986

Charge Description: On or about September 9, 2023, in the County of Ramsey, Minnesota, Keanu Avery Labatte did engage in sexual penetration with another person and caused personal injury to the victim, and used force, as defined by Minn. Stat. 609.341, Subd. 3(2).

COUNT IV

Charge: Domestic Assault - By Strangulation

Minnesota Statute: 609.2247.2

Maximum Sentence: 3 years or \$5,000 fine, or both

Offense Level: Felony

Offense Date (on or about): 09/07/2023 to 09/10/2023

Control #(ICR#): 23165986

Charge Description: On or between September 7, 2023 and September 10, 2023, in the County of Ramsey, Minnesota, Keanu Avery Labatte did assault a family or household member by strangulation.

COUNT V

Charge: Threats of Violence - Cause or Attempt Cause Terror

Minnesota Statute: 609.713.3(a)(1)

Maximum Sentence: 5 years or \$10,000, or both

Offense Level: Felony

Offense Date (on or about): 09/07/2023 to 09/10/2023

Control #(ICR#): 23165986

Charge Description: On or between September 7, 2023 and September 10, 2023, in the County of Ramsey, Minnesota, Keanu Avery Labatte did threaten, directly or indirectly, to commit any crime of violence with purpose to terrorize another, or in a reckless disregard of the risk of causing such terror.

STATEMENT OF PROBABLE CAUSE

On September 10, 2023, at approximately 1050 hours, SPS advised campus security that she had been physically and sexually abused throughout the weekend by her boyfriend, KEANU AVERY LABATTE, (DOB 06/10/2004), who was still on site in her dorm room on the 2000 block of Randolph Avenue, St. Paul, Ramsey County.

SPS told police that she had been in a relationship with LABATTE for the past two months. LABATTE, who lives in Granite Falls, Minnesota, arrived on campus the evening of September 7, 2023, to visit her over the weekend. While with SPS, LABATTE discovered text messages, pictures and social media information which infuriated him. LABATTE became enraged and grabbed SPS's phone which he kept away from her until Sunday. SPS said the incident ignited a weekend where she was strangled and sexually assaulted in her dorm room multiple times throughout Thursday, Friday and Saturday, starting around 2200 hours on Thursday and continuing to approximately 2359 hours on Saturday.

Per SPS, LABATTE went from giving her hickies, which was consensual, to forcefully removing her clothing and penetrating her vaginally and anally with his penis and fingers after she told him that she did not want to have sex. SPS said LABATTE yelled and physically assaulted her. He also used two hands on her neck to strangle her and threatened to kill her, while calling her a slut. SPS said she was unable to breathe, felt lightheaded and saw stars while being strangled; she thought she was going to die. SPS said LABATTE also threatened to kill her family and reminded her that she knew what he had done to a prior girlfriend, which was to hold a knife to her throat. SPS described feeling terrified to the point that she would just lay next to LABATTE and not move for fear of what he would do to her.

SPS said Saturday (September 9, 2023) was the "worst of it." LABATTE made her lay down in the bathtub. He then engaged in "water boarding" by covering her mouth with a wet washcloth. On that same day, LABATTE took a knife and threatened to cut SPS's veins so that she would die and no one would help her.

LABATTE ultimately let SPS leave the dorm room on Sunday morning after SPS convinced him that she would get food from the cafeteria. LABATTE gave SPS her cell phone and demanded that she send a snap chat picture showing that she made it to the cafeteria so he could keep track of her.

While speaking with police, LABATTE called SPS repeatedly. SPS said LABATTE was paranoid that she was away from the dorm room and ready to leave campus. Police noted that SPS had black, blue and red marks on her neck by the shirt collar area. Based on the observations and the report of SPS, a probable cause arrest for Domestic Assault Strangulation and Sexual Assault for LABATTE was initiated.

SPS went to the hospital where she underwent a sexual assault examination. During the exam, SPS detailed the physical and sexual assault. She also described feeling pain in her face, neck and stomach from being punched. SPS said LABATTE punched her in the stomach four times, twice in the throat and once in the face. She detailed the waterboarding, saying that LABATTE filled a bucket, forced her to lay in the bathtub, put a washcloth over her face and poured water over her. SPS said that when LABATTE was threatening her with the knife, he held her arm and said he was looking for the right vein to cut deep enough so no one could save her.

SPS described LABATTE forcing his penis into her mouth and then forcing her head up and down on it. She said she felt "numb" during the vaginal assaults and said, "I just hurt" when he penetrated her anally. The nurse examiner noted bruising on SPS's left ear, which she said was from LABATTE biting her, a 3.5 cm pink and purple bruise to her left cheek, multiple bruises to the neck, tenderness of the abdomen with a pain rating of 8.5 out of 10, and a tear on the external genitalia. SPS declined an anal/rectal exam saying that "he barely got anything in."

LABATTE was located in SPS's dorm room and arrested. After being read his legal rights, LABATTE said, "I plead the 5th." No further questions were asked.

The security supervisor for the university, MLG, told police that SPS came into the security office that Sunday morning saying that she had been abused since Thursday. SPS was distraught and visibly upset. She further clarified that by "abused," she meant both physically and sexually. MLG immediately notified police.

SPS showed officers her telephone. The phone log revealed that LABATTE tried calling SPS five times between 1052 and 1116 hours that Sunday morning. He also texted her at 1059 hours asking why there were cops outside.

During a search of SPS's room, police found an orange/black/silver folding knife in the front pocket of a green backpack. They also located a red washcloth that was wet on the bathroom sink and noted that the water valve for the bathtub was laying on the bathroom floor under the sink. The mattress was found on the floor, which SPS said LABATTE had done to prevent others from hearing the bed squeaking during the sexual assaults.

LABATTE's criminal history shows that he is on probation for a April 13, 2023, Stay of Adjudication on a Harassment/Restraining Order violation, Minn. Stat. 609.748.6(b), Ct. File 87-CR-22-533.

NOTICE: Pursuant to Minnesota Statute 609.49, subd. 1 (a) A person charged with or convicted of a felony and released from custody, with or without bail or recognizance, who intentionally fails to appear when required after having been notified that a failure to appear for a court appearance is a criminal offense, or after having been released on an order or condition that the release personally appear when required with respect to the charge or conviction, is guilty of a crime for failure to appear and may be sentenced to not more than one-half of the maximum term of imprisonment or fine, or both, provided for the underlying crime for which the person failed to appear, but this maximum sentence shall, in no case, be less than a term of imprisonment of one year and one day or a fine of \$1,500, or both.



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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

Bryanna Sandquist
Sergeant
367 Grove St
St Paul, MN 55101
Badge: 566005

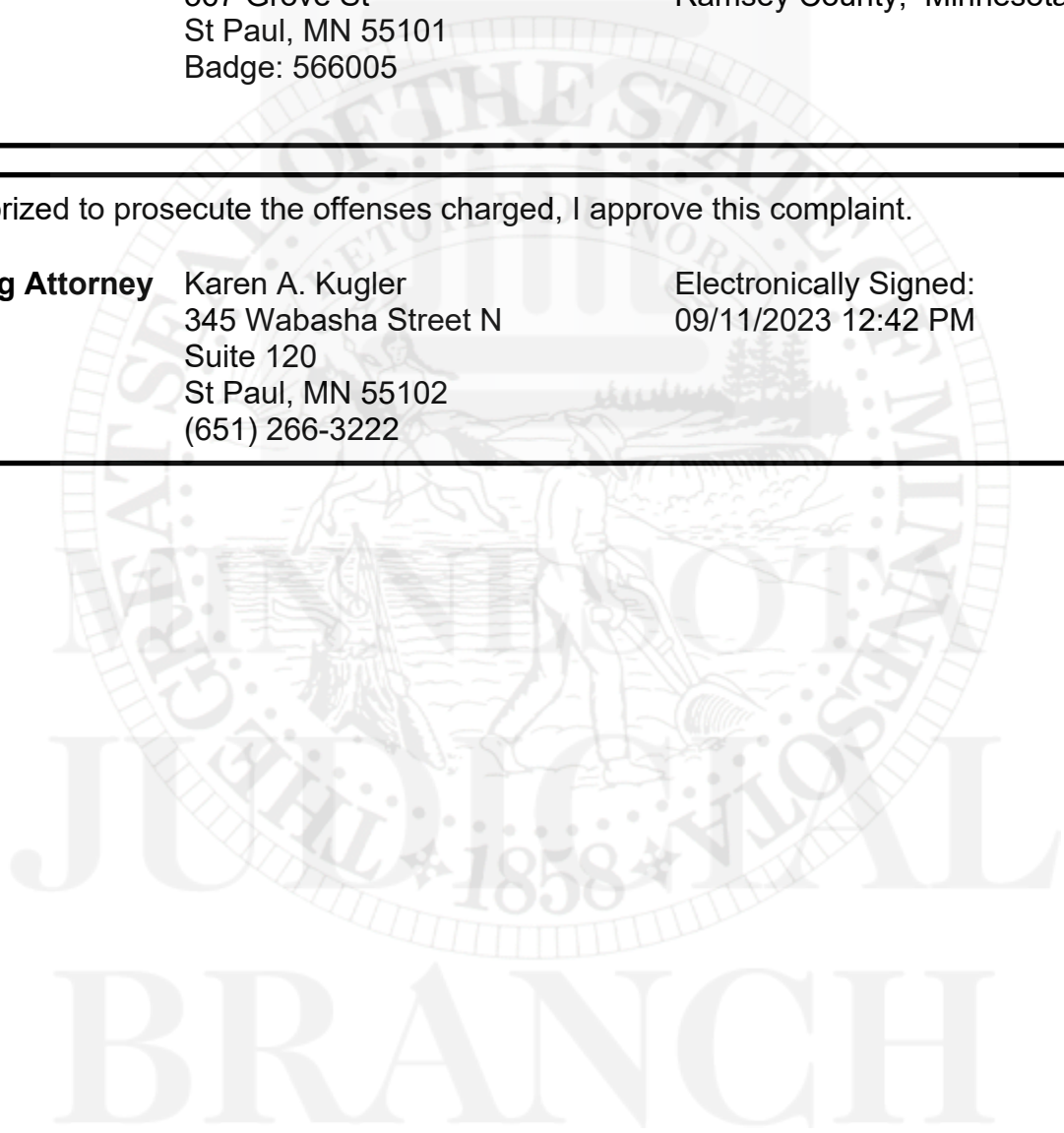
Electronically Signed:
09/11/2023 01:08 PM
Ramsey County, Minnesota

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

Prosecuting Attorney

Karen A. Kugler
345 Wabasha Street N
Suite 120
St Paul, MN 55102
(651) 266-3222

Electronically Signed:
09/11/2023 12:42 PM



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: \$100,000.00

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: September 11, 2023.

Judicial Officer

Edward Sheu
Judge

Electronically Signed: 09/11/2023 01:28 PM

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

**COUNTY OF RAMSEY
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

Keanu Avery Labatte

Defendant

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

Signature of Authorized Service Agent:

62-CR-23-5354
DEFENDANT FACT SHEET

Filed in District Court
State of Minnesota
9/11/2023

Name: Keanu Avery Labatte
DOB: 06/10/2004
Address: 2512 Cook Ln
Granite Falls, MN 56241

Alias Names/DOB:

SID: MN22DY0686

Height:

Weight:

Eye Color:

Hair Color:

Gender:

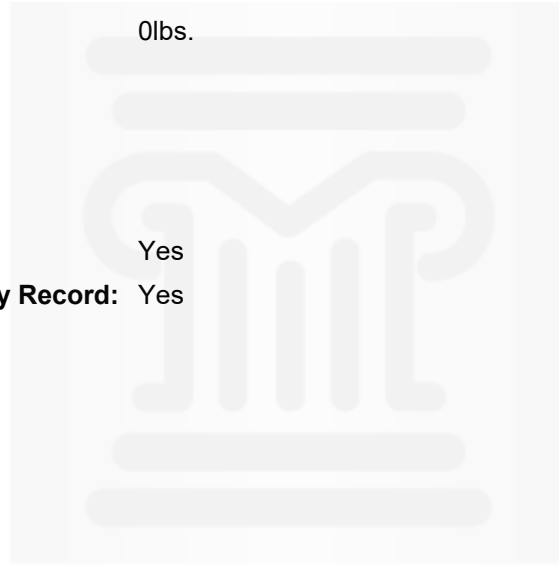
Race:

Fingerprints Required per Statute: Yes

Fingerprint match to Criminal History Record: Yes

Driver's License #:

Alcohol Concentration:



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STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	9/7/2023	609.342.1(c)(ii) Criminal Sexual Conduct-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)	Felony	L1577		MN0620900	23165986
	Penalty	9/7/2023	609.342.2(a) Criminal Sexual Conduct - 1st Degree - Penalty - Stat Max	Felony	L1577		MN0620900	23165986
	Penalty	9/7/2023	609.342.2(b) Criminal Sexual Conduct - 1st Degree - Penalty - Presumptive 144 mo.	Felony	L1577		MN0620900	23165986
	Definition	9/7/2023	609.342.2(c) Criminal Sexual Conduct - 1st Degree - Subject to conditional release under section 609.3455	No-Level	L1577		MN0620900	23165986
2	Charge	9/8/2023	609.342.1(c)(ii) Criminal Sexual Conduct-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)	Felony	L1577		MN0620900	23165986
	Definition	9/8/2023	609.342.2(c) Criminal Sexual Conduct - 1st Degree - Subject to conditional release under section 609.3455	No-Level	L1577		MN0620900	23165986
	Penalty	9/8/2023	609.342.2(b) Criminal Sexual Conduct - 1st Degree - Penalty - Presumptive 144 mo.	Felony	L1577		MN0620900	23165986
	Penalty	9/8/2023	609.342.2(a) Criminal Sexual Conduct - 1st Degree - Penalty - Stat Max	Felony	L1577		MN0620900	23165986
3	Charge	9/9/2023	609.342.1(c)(ii) Criminal Sexual Conduct-1st Degree-Penetration-Uses force, as defined in section 609.341, subd 3(2)	Felony	L1577		MN0620900	23165986
	Definition	9/9/2023	609.342.2(c) Criminal Sexual Conduct - 1st Degree - Subject to conditional release under section 609.3455	No-Level	L1577		MN0620900	23165986
	Penalty	9/9/2023	609.342.2(b) Criminal Sexual Conduct - 1st Degree - Penalty - Presumptive 144 mo.	Felony	L1577		MN0620900	23165986
	Penalty	9/9/2023	609.342.2(a) Criminal Sexual Conduct - 1st Degree - Penalty - Stat Max	Felony	L1577		MN0620900	23165986
4	Charge	9/7/2023	609.2247.2 Domestic Assault - By Strangulation	Felony	AN351		MN0620900	23165986
5	Charge	9/7/2023	609.713.3(a)(1) Threats of Violence - Cause or Attempt Cause Terror	Felony	A9351		MN0620900	23165986