

FORM 45 - JUDICIAL DETERMINATION OF PROBABLE CAUSE TO DETAIN

STATE OF MINNESOTA

COUNTY OF _____ DISTRICT COURT

JUDICIAL DETERMINATION OF PROBABLE CAUSE TO DETAIN

Name of Arrestee: _____

Date of Birth: _____ Present Location: _____

Arresting Agency: _____ CN#: _____

Date of Arrest: _____ Time of Arrest: _____

Facts submitted by written application and sworn affidavit?

____ Yes ____ No

Facts submitted orally upon oath?

____ Yes ____ No

Application approved by prosecuting attorney?

____ Yes ____ No

FROM THE SWORN FACTS SUBMITTED TO THE COURT IT IS DETERMINED:

_____ that the application to detain was timely presented to the court.

_____ that the application to detain was not timely presented to the court and the above-described arrestee shall be released immediately.

_____ that no probable cause exists to detain the above-described arrestee and said arrestee shall be released immediately.

_____ that probable cause exists to detain the above-described arrestee for the offense(s) of _____
_____.

It is hereby ordered that said arrestee be detained subject to the requirements of the Minnesota Rules of Criminal Procedure and further order of this court.

_____ that bail without other conditions of release is set in the amount of _____.

_____ that other conditions of release, with or without bail, are established as follows: _____
_____.

_____ that the prosecuting attorney authorized to prosecute the offense(s) specified in the Application is unavailable to approve the application and the determination as to probable cause should not be delayed.

MINNESOTA COURT RULES

CRIMINAL PROCEDURE

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The proceeding was submitted:

☐ in writing ☐ in person

☐ telephonically ☐ by FAX

DATE: _____

TIME: _____

Judge or Judicial Officer

(Effective for criminal actions commenced or arrests made after 12 o'clock midnight January 1, 1993.)