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State of Minnesota,  
Plaintiff,

**COMPLAINT**  
Order of Detention

vs.

**GARY DENNIS VOGT DOB: 04/09/1948**

9181 341st Street  
St. Joseph, MN 56374

Defendant.

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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: Attempt Murder -1st Degree - Premeditated**

Minnesota Statute: 609.185(a)(1), with reference to: 609.185, 609.17.1

Maximum Sentence: Twenty years imprisonment

Offense Level: Felony

Offense Date (on or about): 10/25/2014

Control #(ICR#): 14080887

Charge Description: That the defendant, Gary Dennis Vogt, then and there being, did wrongfully, unlawfully, and feloniously, attempt to cause the death of a human being, to wit: S.K.V., with premeditation and with intent to effect the death of S.K.V..

**COUNT II**

**Charge: Attempt Murder-1st Degree - With Intent - While Committing a Felony**

Minnesota Statute: 609.185(a)(3), with reference to: 609.185, 609.17.1

Maximum Sentence: Twenty years imprisonment

Offense Level: Felony

Offense Date (on or about): 10/25/2014

Control #(ICR#): 14080887

Charge Description: That the defendant, Gary Dennis Vogt, then and there being, did wrongfully, unlawfully, and feloniously, attempt to cause the death of a human being, to wit: S.K.V., while committing or attempting to commit a drive-by shooting.

## STATEMENT OF PROBABLE CAUSE

The Complainant states that the following facts establish probable cause:

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On October 25, 2014, at approximately 9:54 a.m., Stearns County Dispatch began receiving numerous 911 calls regarding a pickup truck driving erratically and striking an SUV on County Road 4 in the County of Stearns, State of Minnesota. Witnesses describe the pickup truck as following a smaller SUV on County Road 4 at a high rate of speed. Witnesses observed the pickup truck strike the SUV on more than one occasion, ultimately causing the SUV to go in the ditch momentarily and then end up stopped on the side of County Road 4 facing oncoming traffic.

Investigator Okerstrom spoke with victim S.K.V. (adult female fully identified in police reports) who stated that she was married to the defendant, but she had recently left him. On October 25, 2014 she was driving her SUV when she unexpectedly observed Gary Dennis Vogt, DOB: 04/09/1948, the defendant herein, traveling in his pickup truck in the opposite direction of her on County Road 2. S.K.V. stated that the defendant then turned around and came up behind her quickly as she was reaching the intersection of County Road 2 and County Road 4. S.K.V. stated the defendant pulled up next to her and wanted her to pull over and she declined. S.K.V. then turned right onto County Road 4 traveling southbound toward St. Cloud. S.K.V. stated that shortly thereafter, the defendant drove alongside her and shot at her causing a wound to her head. S.K.V. continued to drive on County Road 4 and the defendant swerved and hit her vehicle with his pickup numerous times on both the passenger side and driver's side of her vehicle. S.K.V. stated her vehicle ultimately stopped on the side of the road on County 4 in St. Cloud and the defendant shot at her again.

Witness D.R.L. (adult male fully identified in police reports) observed S.K.V.'s vehicle stopped on the side of County Road 4 south of County Road 120 facing the opposite direction of traffic. D.R.L. then observed the defendant's pickup truck pull up alongside S.K.V.'s vehicle on the passenger side. D.R.L. heard a gunshot and observed the glass shatter in S.K.V.'s vehicle. D.R.L. heard at least one more gunshot.

Medical staff at the St. Cloud Hospital located a wound to the left side of S.K.V.'s head and also confirmed that a bullet struck S.K.V. in the back.

The defendant told officers immediately after the shooting that he had "snapped" and he could not take it anymore. The defendant stated, "Once you pull the trigger, that's it." Officers located a revolver in the defendant's pickup truck. Officers noted that all six rounds in the chamber appeared to be expended.

Court records show a Harassment Restraining Order was issued on October 22, 2014 in Stearns County District Court File No. 73-CV-14-9036 that prohibited the defendant from harassing S.K.V. and that the defendant was served with the Order on the same date. Numerous individuals describe the defendant as having a hard time dealing with S.K.V. leaving him.

Deputies spoke with C.J.E. (adult female fully identified in police reports) who had been with the defendant earlier in the morning on October 25, 2014, and she stated the defendant said he was depressed and the defendant was upset because of the Harassment Restraining Order he had been served with. C.J.E. stated that the defendant talked about leaving the state, but wanted to talk to S.K.V. before he left.

Complainant has reason to believe and does believe the above information is true and correct.

The above facts constitute complainant's basis for believing that the above-named defendant, on or about the 25th day of October, 2014, in the County of Stearns, State of Minnesota, committed the offenses described herein:

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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.

<b>Complainant</b>	Jon F. Lentz Lieutenant 807 Courthouse Square St. Cloud, MN 56303 Badge: 2504	Electronically Signed: 10/28/2014 09:50 AM
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Subscribed and sworn to before the undersigned.

<b>Notary Public or Judicial Official</b>	Barb Miller Administrative Assistant, County of Stearns 807 Courthouse Square St. Cloud, MN 56303 Notary ID: 20393490	Commission expires: 01/31/2018 Electronically Signed: 10/28/2014 09:51 AM
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Being authorized to prosecute the offenses charged, I approve this complaint.

<b>Prosecuting Attorney</b>	Meriel B. Lester Assistant County Attorney 705 Courthouse Square St. Cloud, MN 56303 (320) 656-3880	Electronically Signed: 10/28/2014 09:46 AM
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## DEFENDANT FACT SHEET

**Name:** Gary Dennis Vogt  
**DOB:** 04/09/1948  
**Address:** 9181 341st Street  
St. Joseph, MN 56374  
**Alias Names/DOB:**  
**SID:** MN14HH6548  
**Fingerprints Needed:** Yes  
**Fingerprinted:** Yes  
**Handgun Permit:** No  
**Driver's License #:** (MN)  
**Alcohol Concentration:**

## 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	10/25/2014	609.185(a)(1) Murder -1st Degree - Premeditated	Felony	H1H11	N	MN0730000	14080887
	Penalty	10/25/2014	609.185 Murder - 1st Degree	Felony	H1H11	N	MN0730000	14080887
2	Charge	10/25/2014	609.185(a)(3) Murder-1st Degree - With Intent - While Committing a Felony	Felony	H1F11	N	MN0730000	14080887
	Penalty	10/25/2014	609.185 Murder - 1st Degree	Felony	H1F11	N	MN0730000	14080887