STATE OF MINNESOTA HOUSE OF REPRESENTATIVES

THIRD MEETING EIGHTY-FIRST SESSION

ETHICS COMMITTEE

MINUTES

Representative Elaine Harder, Chair of the Ethics Committee, reconvened the executive session at 8:09 a.m. on Friday, March 24, 2000, in Room 10 of the State Office Building.

The Clerk noted the roll.

Members present:

HARDER, Elaine, Chair MILBERT, Bob, Co Chair DAVIDS, Greg MURPHY, Mary RHODES, Jim, Alternate WAGENIUS, Jean, Alternate

Members excused:

A quorum was present.

Rep. Harder adjourned the executive session at 8:10 a.m.

Rep. Harder called the fourth meeting of the Ethics committee at 8:11 a.m.

Rep. Milbert moved approval of the minutes from 3/20/00 - 3/21/00.

Rep. Davids moved to amend minutes as follows:

Pg 2, Ln 3, Delete "David's", insert "Davids".

THE MOTION PREVAILED. The minutes are adopted as amended.

Rep. Pawlenty and Rep. Entenza testify regarding ethics complaint against Rep. Rostberg.

Rep. Harder and Milbert moved DMETHICS2. THE MOTION PREVAILED.

Rep. Harder reads Report of Committee regarding ethics complaint against Rep. Lindner.

Rep Harder moved adoption of Committee Report. **THE MOTION PREVAILED.** The Committee Report is adopted.

Rep. Entenza comments on the Committee Report.

Rep. Lindner comments on the Committee Report.

The meeting was adjourned at 8:24 a.m.

REP. ELAINE HARDER, CHAIR

Sarah Berkowitz

Committee Legislative Assistant

HOUSE COMMITTEE TAPE LOG

START TIME: 8:00 DIVISION/SUBC: CHAIR: Rep. Harder SIDE: A PAGE: DATE: 3/24/00
SIDE: A
REVOLUTIONS: LOG:
00 00 Call to Order
00 20 approval of minutes
01 00 consideration of Rostberg complaint
02 00 Rep. Pawlenty
04 45 " Entenza
05 63 "Harder
- 06 35 motion moved to lay over Rostberg complaint to await criminal procedu
06 60 motion approved
06 95 Lindner complaint
07 00 Rep. Horder
08 24 reading of findings of Ethics committee Rep. Harder
09 80 findings moved
09 93 finding approved.
10 05 Rep. Entenza
10 80 "Lindner
11 08 " Horder
11 22 adjournment

Steven Sviggum Speaker of the House

District 28B Dodge, Goodhue. Olmsted, Steele and Waseca Counties



Minnesota House of Representatives

March 7, 2000

Rep. Elaine Harder Chair, Ethics Committee 487 State Office Building 100 Constitution Avenue St. Paul, MN 55155

Dear Rep. Harder:

A complaint regarding the conduct of Rep. Jim Rostberg was submitted to my office yesterday. March 6, 2000. Pursuant to House Rule 6.10, I am referring the complaint to you as chair of the Ethics Committee for processing by the committee according to its rules of procedure.

Your charge is to investigate probable cause and make recommendations concerning possible disciplinary action. I have every confidence that you and the members of your committee will discharge your duties with regard to timely disposition of this complaint.

Sincerely,

Steve Sviggum

Speaker of the House

Tim Pawlenty Majority Leader

District 38B Dakota County



Minnesota House of Representatives

COMMITTEES: CHAIR, RULES AND LEGISLATIVE ADMINISTRATION

March 6, 2000

Speaker Steve Sviggum State Office Building 100 Constitution Ave. St. Paul, MN 55155

Dear Speaker Sviggum:

By this letter, and pursuant to Permanent Rules of the House 6.10, we are formally requesting the House Committee on Ethics convene for the purpose of investigating the following conduct of Representative Jim Rostberg.

- 1.) On Thursday, March 2, 2000, Rep. Rostberg was arrested in the State Capitol by Anoka County Sheriff deputies for suspicion of criminal sexual conduct.
- 2.) On Friday, March 3, 2000, Rep. Rostberg was charged with one count of felony criminal sexual conduct in the first degree and two counts of felony criminal sexual conduct in the second degree.

We swear the statements here to be true, to the best of our knowledge, so help us God.

We submit as evidence to support this complaint, the criminal Complaint filed in Isanti County on March 3, 2000. References to information which would identify the alleged victim have been blacked out. We will forward an unredacted version to you upon request. Also, a signed copy of the Complaint will be forwarded as soon as it becomes available.

Sincerely,

Representative Tim Pawlenty

Representative Matt Entenza

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CC: Representative Jim Rostberg

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	Isanti, MN 55040						
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			COM	PL	AINT		
	The Complainant, being duly sworn, mak	wy Complain		GENERAL SERVICE		tatas that there is an	a.bk.l
	to believe that the defendant committed th	te following a	offense(s).	. TI	re Complain ant stat	es that the following	facts establish
	PROBABLE CAUSE:	, ,,	, ,		•	, 1	,
	above-referenced matter. review the investigative Chief Deputy Sheriff Mich interviews taken by Anoka Sommer with several juver complainant, transcription of a teleph the defendant's wife, Ka complainant has learned to the best of his knowle On March 2, 2000, Invest Sheriff's Department, ale County Sheriff's Department Department Captain Len C complaint regarding the The juvenile had disclosed that she h incident was reported to the jurisdiction of wher Rostberg being an employ Sheriff's Department req investigate the case as conflict. Captain Chris that the juvenile female	reports nael Lew a County niles, i none int thy Rost the foll edge and igator R ong with ent, wer hrist to juvenile female a the Isa e the co ee of th uested t special t inform	prepis, a Sher nclud ervie berg. owing beli ob Bree investing fema sexual tific coult he An investing fema fema fema fema fema fema fema fema	assification of the state of th	ed by himsel vell as transfer between Investment these of the igator Paul and by Anoka igate a crimer ook place, by of Isanti, a County Shegators due to the igators due to the igator	Anoka County Sommer of ti County She air Rostberg. S Department the Isanti eriff's Depa to a potentic	ounty of several ator Paul mmer and our d correct ye Anoka riff's conduct The t which is ames Ivar County rtment al
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PAGE 2 OF 6
SJIS COMPLAINT NUMBER(S)
30-11-5-005486

abused her was Captain Christ requested that Investigators Bredsten and Sommer, along with Lt. Dave King, respond to the Isanti County Sheriff's Department to meet with Chief Deputy Isanti County Sheriff Michael Lewis for more information.	
On the morning of March 2, 2000, Investigators Sommer, Bredsten and Lt. King met with Chief Deputy Lewis who provided a copy of the report he had written regarding the matter, along with copies of the e-mails that were sent by the juvenile female to her friends. Chief Deputy Lewis informed Investigators Bredsten, Sommer and Lt. King that he had learned that on February 26, 2000, the juvenile female	
disclosed at a function of St. Elizabeth's Catholic Church in Isanti, that it was James Rostberg, who had touched her. Chief Deputy Lewis provided information that the juvenile female had disclosed the information to other people as well. After receiving this information, it was determined that Investigator Sommer would respond to the Isanti Middle School to	9
Investigator Sommer met with the juvenile female at the Isanti Middle School who stated that the juvenile female that she had been sexually touched by James Ivar Rostberg, several times in the past. The juvenile female stated that the first incident	
occurred when she was in third grade, The juvenile female stated that when she was in the third grade, James Ivar Rostberg, touched her on the vaginal area over her clothing. She reported to Investigator Sommer there were several other incidents after that, with the last incident	_
occurring approximately one year ago, during the 1998-1999 school year. In the final incident that occurred last year, during the 1998-1999 school year, the juvenile female	
his hand up her shirt, then inside of her bra where he touched her on	-
stated that she confronted about what had happened during the school year, and that application application applications at the learned of several other students at the learned by several constants. Charles Consol to whom the juvenile female had also assisted that had been applied and statements were taken)

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PAGE 3 OF 6

SJIS COMPLAINT NUMBER(S)

30-11-5-005486

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	by Investigators Bredsten and Sommer of these several juveniles.
	In a statement with a juvenile male, Investigator Bredsten learned that the juvenile female told this juvenile male approximately two months ago, that she had been sexually touched and that began touching her when she was approximately six years old, and touching her approximately once a year up until she was in the seventh grade. According to this juvenile male, the juvenile female disclosed that touched her on her breasts and vaginal area with his hands, and that the juvenile female talked to about what had happened, and that he said he was sorry, and not to tell anyone. She also indicated to this juvenile male that she was afraid of because he might try to touch her again. This juvenile male stated that he encouraged the juvenile female to report to someone what was happening, and she then e-mailed friends about what
	happened.
	Investigator Sommer also conducted interviews at the Isanti Middle School speaking to three friends of the juvenile female who all corroborated the information that had been previously given to Investigator Sommer by the juvenile female
	On March 2, 2000, at approximately 1:45 p.m., a telephone call took place between Investigator Sommer and Kathy Rostberg, the wife of James Ivar Rostberg,
,	Sommer asked Kathy Rostberg if she was aware of the statements made by to which Kathy Rostberg responded yes. When asked when she became aware of them by Investigator Sommer, Kathy Rostberg stated they talked about it a couple of months ago, and they confronted her husband about it. She stated they talked about it, and it just wasn't any big deal at the time, and she did not know how badly it was affecting until the whole situation had been explained to her just now. Kathy Rostberg stated that the juvenile female
	months ago that her husband, referring to James Ivar Rostberg, the nuscand of Kathy Rostberg, had touched the breasts of the juvenile Kathy Rostberg stated
	and when she asked

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PAGE 4 OF 6
SJIS COMPLAINT NUMBER(S)
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	THE REAL PROPERTY.		(A)		-					h occur		at th	ıe	
Rost	berg	home	in	the	Count	y of I	santi	i, Sta	te of	Minnes	ota.			

James Ivar Rostberg's date of birth is May 28, 1956. The juvenile female's date of birth and was under thirteen years of age when the incidents took place from approximately January 1, 1994, through June 30, 1999. James Ivar Rostberg also has a significant relationship to the juvenile female in that he and based upon the time period of January 1, 1994, through June 30, 1999, the sexual abuse involved multiple acts committed over this extended period of time.

The above incident occurred within the County of Isanti, State of Minnesota.

----- CHARGE(S) -----

Count : 1

Charge : Felony Criminal Sexual Conduct in the First Degree.

In Violation Of: 609.342 Subd. 1(a) and Subd. 2.

Maximum Penalty: A \$40,000 fine or 30 years imprisonment, or both.

Between January 1, 1994, and June 30, 1999, the above-named defendant, within the County of Isanti, did engage in sexual contact with a person under 13 years of age with the defendant being more than 36 months older than the complainant.

Count : 2

Charge : Felony Criminal Sexual Conduct in the Second

Degree.

In Violation Of: 609.343 Subd. 1(a)

Maximum Penalty: A \$35,000 fine, or 25 years imprisonment, or both.

Between January 1, 1994 through June 30, 1999, the above-named defendant, within the County of Isanti, did engage in sexual contact with another person who was under the age of 13 years with the defendant being more than 36 months older than the complainant.

CCT	List Charge Statute Only	MOC	COC.	
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				PAGE 5 OF 6
				SJIS COMPLAINT NUMBER(S)
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Count : Felony Criminal Sexual Conduct in the Second Charge Degree. In Violation Of: 609.343 Subd. 1(h) (iii) Maximum Penalty: A \$35,000.00 fine, 25 years imprisonment, or both. On or about January 1, 1994 through June 30, 1999, within the County of Isanti, the apove-named defendant did engage in sexual contact with another person while having a significant relationship to the complainant who was under 16 years of age at the time of the sexual contact, and the sexual abuse involved multiple acts committed over an extended period of time.

THEREFORE, Complainant requests that said 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

COMPLAINANTS NAME.	COMPLAINANTS SIGNATURE.
Anoka Invstigator Rob Bredsten	
Being duly authoris	ed to prosecute the offense(s) charged. I hereby approve this Complaint.
DATE 03/03/2000	PROSECUTING ATTORNEY'S SIGNATURE
PROSECUTING ATTORNEY.	
5. AM ******	ADDRUSS/TELEPHONE

SAME. J	effrey R. Edblad	SIGNATURE:
ITLE >	Notan	
		FINDING OF PROBABLE CAUSE
iul probl	able cause exists to support aken to obtain Defendantis	supporting affidavits or supplemental sworn testinizny. I, the Issuing Officer, have determine subject to buil or conditions of release where applicable. Defendant(s) arrest or other law appearence in Court, or Defendant(s) detention, if already in clustody, pending further thereof charged with the above stated offense.
		SUMMONS
day of	. 19	BOVE-NAMED DEFENDANT(S), ARE HERE BY SUMMONED to appear on the at before the above-named court at to answer this complaint. response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.
		WARRANT
		EXECUTE ONLY IN MINNESOTA
e State o bove-nan	if Minnesota, that the above ned Court (if in session, and	I county; or other person authorized to execute this WARRANT. I hereby order, in the name named Defendant's be apprehended and arrested without delay and brought promptly before if not, before a Judge or Judicial Officer of such Court without unnecessary delay, and in a urrest or as soon thereafter as Judge or Judicial Officer is available) to be dealt with acco
		ORDER OF DETENTION
X Sin	ce the above-named Defend	ant(s) is/are already in custody; I hereby order; subject to bail or conditions of release, that
above-na Bail	med Defendant(s) continue	to be detained pending further proceedings.
Jan		
Conditio	ns of Release:	
Thus Con Jay of [nplaint - Order of Detention	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this
VAME.		SIGNATURE.
TITI C	L. J & District Court	
TITLE:	Judge of District Court	e the Judicial Officer by the following witnesses:
WOTH TES	umont has been given befo	tine staticial Officer by the following withesses.
STATE	OF MINNESOTA CO	UNTY of Clerk's Signature or File Stamp:
	Isanti	
	State of Mir	nosota
		Plaintiff. RETURN OF SERVICE
	VS.	I hereby Certify and Return that I have served a copy of the COMPLAINT-Order of Detention upon the Defendants
	James Ivar Ro	Sidera
	James Ivar Ro	Signature of Authorized Agent: Defendant(s)

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Elaine Harder

State Representative District 22B

Assistant Majority Leader Brown, Cottonwood, Jackson, Martin, Redwood and Watonwan Counties



Minnesota House of Representatives

ETHICS: CHAIR

COMMITTEES: AGRICULTURE AND RURAL DEVELOPMENT, AGRICULTURE AND RURAL DEVELOPMENT FINANCE, TAXES AND PROPERTY TAX DIVISION

March 23, 2000.

Representative Jim Rostberg 545 S.O.B. 100 Constitution Ave. St. Paul, MN 55155

Dear Representative Rostberg:

This letter is to confirm your availability and intent to attend the House Ethics Committee hearing, Friday, March 24, 2000, 8 to 9 a.m., room 10 State Office Building. The agenda will be to consider the ethics complaint filed by Representatives Pawlenty and Entenza. The agenda will be provided to you today.

I would appreciate your response to confirm that this arrangement is satisfactory. If you have any immediate questions, please do not hesitate to contact me. Thank you.

Sincerely,

Representative Elaine Harde

Chair, Ethics Committee

-I confirm that I plan to attend the House Ethics Committee hearing Friday, March 24, 2000, in room-10 of the State Office Building, from 8 to 9 a.m. of this Ethics Committee that I do not need Signed this day, March 23, 2000

Please promptly remit to Representative Elaine Harder, 487 SOB. Thank you.

Steven Sviggum Speaker of the House

District 28B Dodge, Goodhue, Olmsted, Steele and Waseca Counties



Minnesota House of Representatives

March 7, 2000

Rep. Elaine Harder Chair, Ethics Committee 487 State Office Building 100 Constitution Avenue St. Paul, MN 55155

Dear Rep. Harder:

A complaint regarding the conduct of Rep. Jim Rostberg was submitted to my office yesterday, March 6, 2000. Pursuant to House Rule 6.10, I am referring the complaint to you as chair of the Ethics Committee for processing by the committee according to its rules of procedure.

Your charge is to investigate probable cause and make recommendations concerning possible disciplinary action. I have every confidence that you and the members of your committee will discharge your duties with regard to timely disposition of this complaint.

Sincerely,

Steve Sviggum

Speaker of the House

Tim Pawlenty Majority Leader

District 38B Dakota County



Minnesota House of Representatives

COMMITTEES: CHAIR, RULES AND LEGISLATIVE ADMINISTRATION

March 6, 2000

Speaker Steve Sviggum State Office Building 100 Constitution Ave. St. Paul, MN 55155

Dear Speaker Sviggum:

By this letter, and pursuant to Permanent Rules of the House 6.10, we are formally requesting the House Committee on Ethics convene for the purpose of investigating the following conduct of Representative Jim Rostberg.

- 1.) On Thursday, March 2, 2000, Rep. Rostberg was arrested in the State Capitol by Anoka County Sheriff deputies for suspicion of criminal sexual conduct.
- 2.) On Friday, March 3, 2000, Rep. Rostberg was charged with one count of felony criminal sexual conduct in the first degree and two counts of felony criminal sexual conduct in the second degree.

We swear the statements here to be true, to the best of our knowledge, so help us God.

We submit as evidence to support this complaint, the criminal Complaint filed in Isanti County on March 3, 2000. References to information which would identify the alleged victim have been blacked out. We will forward an unredacted version to you upon request. Also, a signed copy of the Complaint will be forwarded as soon as it becomes available.

Sincerely,

Representative Tim Pawlenty

Representative Matt Entenza

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CC: Representative Jim Rostberg

					
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2 609 343 Suod '(a)	L3121	N	COURT CASE NO) 0	ATL FILED
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James Ivar Rostberg					
26450 Terrace Drive NE			05/28/1956	30	-11-5-005486
Isanti. MN 55040	DEFEN	NDANT.			
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			PLAINT		
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PAGE 2 OF 6

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Investigator Sommer also conducted interviews at the Isanti Middle School speaking to three friends of the juvenile female who all corroborated the information that had been previously given to Investigator Sommer by the juvenile female
On March 2, 2000, at approximately 1:45 p.m., a telephone call took place between Investigator Sommer and Kathy Rostberg, the wife of James
During this telephone conversation, Investigator Sommer asked Kathy Rostberg if she was aware of the statements made by to which Kathy Rostberg responded yes. When asked when she became aware of them by Investigator Sommer, Kathy Rostberg stated they talked about it a couple of months ago, and they confronted her husband about it. She stated they talked about it, and it just wasn't any big deal at the time, and she did not know how badly it was affecting until the whole situation had been explained to her just now. Kathy Rostberg stated that the juvenile female told her a couple of months ago that her husband, referring to James Ivar Rostberg, the nuscand of Kathy Rostberg, had touched the breasts of the juvenile Kathy Rostberg stated

CC:	List Charge Statute Only	MOC.	GOC
			
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PAGE 4 OF 6

SJIS COMPLAINT NUMBER(S)
30-11-5-005486

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Was	just	Stup.	ا نا ا	Duc	ic jus	- nabt	penea	. 1/0	achy	Rostber	arso	stated	tnat
Jame	s Iva	ar Ro	stbe							female (
	100									h occur:		the	
Rost	berg	home	in	the	County	of Is	santi	, Stat	te of	Minnes	ota.		

James Ivar Rostberg's date of birth is May 28, 1956. The juvenile female's date of birth age when the incidents took place from approximately January 1, 1994, through June 30, 1999. James Ivar Rostberg also has a significant relationship to the juvenile female in that he and based upon the time period of January 1, 1994. through June 30, 1999, the sexual abuse involved

The above incident occurred within the County of Isanti, State of Minnesota.

multiple acts committed over this extended period of time.

----- CHARGE(S) -----

Count : 1

Charge : Felony Criminal Sexual Conduct in the First Degree.

In Violation Of: 609.342 Subd. 1(a) and Subd. 2.

Maximum Penalty: A \$40,000 fine or 30 years imprisonment, or both.

Between January 1, 1994, and June 30, 1999, the above-named defendant, within the County of Isanti, did engage in sexual contact with a person under 13 years of age with the defendant being more than 36 months older than the complainant.

Count : 2

Charge : Felony Criminal Sexual Conduct in the Second

Degree.

In Violation Of: 609.343 Subd. 1(a)

Maximum Penalty: A \$35,000 fine, or 25 years imprisonment, or both.

Between January 1, 1994 through June 30, 1999, the above-named defendant, within the County of Isanti, did engage in sexual contact with another person who was under the age of 13 years with the defendant being more than 36 months older than the complainant.

ccr	List Charge Statute Only	MOC	GOC

PAGE 5 OF 6
SJIS COMPLAINT NUMBER(S)
30-11-5-005486

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Charge

: Felony Criminal Sexual Conduct in the Second

Degree.

In Violation Of: 609.343 Subd. 1(h) (iii)

Maximum Penalty: A \$35,000.00 fine, 25 years imprisonment, or both.

On or about January 1, 1994 through June 30, 1999, within the County of Isanti, the above-named defendant did engage in sexual contact with another person while having a significant relationship to the complainant who was under 16 years of age at the time of the sexual contact, and the sexual abuse involved multiple acts committed over an extended period of time.

THEREFORE, Complainant requests that said Defendant, subject to bail or conditions of release be:

- (1) urrested 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.

--- C- --- 1Harney 198577

COMPLAINAN'TS NAME.	COMPLAINANT'S SIGNATURE:
Anoka Invstigator Rob Bredsten	
Being duly authorized to prosecute th	e offense(s) charged, I hereby approve this Complaint.
DATE 03/03/2000	PROSECUTING ATTORNEY'S SIGNATURE.

PROSECUTING ATTORNEY:

NAME THEF

NAME: Jeffrey R. Edblad	SIGNATURE:
ITLE: Notan	
	FINDING OF PROBABLE CAUSE
hat probable cause exists to support, s teps he taken to obtain Defendant(s) a	supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined subject to buil or conditions of release where applicable. Defendant(s) arrest or other lawfin appearence in Court, or Defendant(s) detention, if already in custody, pending further thereof charged with the above stated offense.
	SUMMONS
day of . 19	OVE-NAMED DEFENDANT(S), ARE HERE BY SUMMONED to appear on the at before the above-named court at to answer this complaint.
IF YOU FAIL TO APPEAR in I	response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued
	WARRANT
	EXECUTE ONLY IN MINNESOTA county; or other person authorized to execute this WARRANT; I hereby order, in the name of
bove-named Court (if in session, and i went, not later than 36 hours after the voluw	if not, before a Judge or Judicial Officer of such Court without unnecessary delay, and in any arrest or as soon thereafter as Judge or Judicial Officer is available) to be dealt with according
	ORDER OF DETENTION
X Since the above-named Defenda	int(s) is/are already in custody; I hereby order; subject to bail or conditions of release, that the
above-named Defendant(s) continue to	
	one detained pending juriner proceedings.
Bail.	one detained pending juriner proceedings.
Bail. Conditions of Release: This Complaint - Order of Detention	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this
Bail. Conditions of Release: This Complaint - Order of Detention day of	
Bail. Conditions of Release: This Complaint - Order of Detention day of	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: e the Judicial Officer by the following witnesses:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before STATE OF MINNESOTA COL	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: e the Judicial Officer by the following witnesses: UNTY of Clerk's Signature or File Stamp:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before STATE OF MINNESOTA COLUMNATION Isanti State of Mini	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: e the Judicial Officer by the following witnesses: UNTY of Clerk's Signature or File Stamp:
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before STATE OF MINNESOTA COL	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: e the Judicial Officer by the following witnesses: Clerk's Signature or File Stamp: RETURN OF SERVICE I hereby Certify and Return that I have served a copy of this
NAME: TITLE: Judge of District Court Sworn testimony has been given before STATE OF MINNESOTA COLUMNATION State of Minimus. P. vs.	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: the Judicial Officer by the following witnesses: Clerk's Signature or File Stamp: RETURN OF SERVICE I hereby Certify and Return that I have served a copy of this COMPLAINT-Order of Detention upon the Defendant(s)
Bail. Conditions of Release: This Complaint - Order of Detention day of NAME: TITLE: Judge of District Court Sworn testimony has been given before STATE OF MINNESOTA COLL Isanti State of Mini	duly subscribed and sworn to, is issued by the undersigned Judicial Officer this SIGNATURE: the Judicial Officer by the following witnesses: Clerk's Signature or File Stamp: RETURN OF SERVICE I hereby Certify and Return that I have served a copy of this COMPLAINT-Order of Detention upon the Defendant(s)

DISTRICT COURT

COLUMN OF ICANTI		TENTU IUDICIAL DIOZDIC
COUNTY OF ISANTI	MES ROSTBERG	TENTH JUDICIAL DISTRIC
O. (2.10 O.)		111
NOTICE	OF NEXT COURT APPEARAN	
The above matter is scheduled for:	V	☐ Domestic Assa
☐ Rule 8 Hearing	Comnibus Hearing	☐ Pre-Irial
Omnibus (Contested)	☐ Court Trial	☐ Jury Tnal
☐ Sentencing	 Revocation Hearing 	☐ Other
	minutes each unless the court is otherwi	se notified.)
on 17,		
Day/Date MARCH 🕦 , 2000	Time1:30	Judge
Posting a Bond or cash in the amount Defendant's own recognizance with a All past conditions previously set by the	promise to appear for all future court appear	RELEASED UPON. (C.C. C.C.C.C.C.C.C.C.C.C.C.C.C.C.C.C.C.
☐ The Defendant shall not possess or of the Defendant shall not leave the star ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	onsume alcoholic beverages or any mood te of Minnesota without prior approval of the direct or indirect, with	contact. CARALE STANCE ARED TO CONTRACT AND CONTRACT AREA STANCE
The Defendant is excluded from the ingred to the company of the co	rnay obtain	LOWING SHALL ALSO APPLY:
David 2/ 3/	OO (M)	12 (last he)
Dated:	Jugge of Distric	ct Court,
ORDER. I UNDERSTAND TRAT A VK FORFEITURE OF BAIL, AND MAY ALS	IAT I HAVE READ THE FOREGOING AND DILATION OF THIS ORDER IS A CONTE O CONSTITUTE A CRIMINAL OFFENSE	D UNDERSTAND THE TERMS AND CONDITIONS OF THE COU EMPT OF COURT AND WILL BE CAUSE FOR ARREST AND PURSUANT TO M.S. 609 49.
Dated:	Prendant's Signature	gnature
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and location is listed above. The location	n and telephone number of the battered w	be present at all hearings if you desire. The next hearing date, to
is		
TO BE COMPLETED BY JAIL:	5.11	
Alleged victim notified by phone?	O Yes, atm	
Number of attempts for notification of vi- Alleged victim notified by mail? No	ctim Officer: Officer:	
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DISTRIBUTION		111 2121111
DISTRIBUTION	4	Copy for alleged victim
White-Court File		COPY TO GUOGEO VICTURE

Copy for local law enforcement
Other

Green-Copy for Sheriff _ Yellow-Defense Attorney _ Pink-Prosecutor

_ Goldenrod-Defendent or Probation Office

1 Harden Michell moves pursuant to Rule 6 of the Rules of

- 2 Procedure for the House Committee on Ethics that proceedings on
- 3 the ethics complaint received by the committee on March 6, 2000,
- 4 against Representative Jim Rostberg be deferred until the
- 5 completion of ongoing criminal proceedings related to the
- 6 conduct named in the ethics complaint.

By David Chanen and Bill McAuliffe Star Tribune Staff Writers

The single remaining criminal sexual conduct charge against state Rep. Jim Rostberg, R-Isanti, was dismissed Friday, and the case has been resolved in juvenile court.

Rostberg had to admit to the "elements" of the charge under the arrangement, but because juvenile court proceedings are closed, specific pleas or penalties will not be made public.

Rostberg, 44, was charged in March with three counts of criminal sexual conduct alleging that he had fondled a juvenile girl's genitals and breasts several years ago. One of the counts alleged first-degree criminal sexual conduct. The other two counts alleged second-degree criminal sexual conduct. All three counts are felonies.

Rostberg was arrested at the Capitol. The charges were later scaled back to a single count of second-degree criminal sexual conduct.

ROSTBERG continues on A16:

 The dismissal motion says that the victim requested the move to juvenile court.



Rep. Jim Rostberg had faced a count of second-degree criminal sexual conduct.

ROSTBERG from A1

Prosecutor says she sought to avoid publicity about case

The single count alleged that he had reached under the girl's shirt and fondled her breasts.

Rostberg, Isanti County's veterans' service officer and emergency services director, is not seeking election to a fourth term.

The dismissal motion, granted by District Judge James Clifford, stipulated that the criminal charge would be dismissed only after Rostberg "has made a full admission in juvenile court of the elements of the charged offense, has been adjudicated in that forum, and has agreed to abide by the disposition order of that court."

Assistant Stearns County Attorney Mary Yunker, who prosecuted the case, said she sought the move to avoid publicity about the case.

"As the matter developed, it became crystal clear to me that it was in the best interest of the victim to get her out of the limelight and get this into juvenile court," Yunker said.

The dismissal motion says that the victim requested the move to juvenile court.

Yunker said moving the proceedings to juvenile court would allow the victim to start the healing process. She said Rostberg was appropriately charged.

Regarding the requirement that Rostberg admit to the elements of the charged offense, Yunker reiterated that he was charged with having sexual contact with a person under 13. She said the juvenile court did accept his admission.

Yunker said it isn't routine to move criminal proceedings from adult to juvenile court. But she said it wasn't unusual in this case because of its high profile, due to Rostberg's status as a legislator.

"When you have cases involving very young, very vulnerable victims, you always factor in the effects of what court procedure is chosen to pursue," she said.

Rostberg, reached at his home Friday afternoon, referred questions to his attorney, Douglas Sauter.

"I can say we're happy and thankful the case is over," Sauter said.

Sauter also declined to discuss specifics of the outcome, but stressed that there are not any guilty pleas in juvenile court as there are in criminal court.

Rostberg had faced a bipartisan ethics complaint in the House after his arrest, but that may now evaporate, House Majority Leader Tim Pawlenty, R-Eagan, said Friday.

The House Ethics Committee can act only when the House is in session, and Rostberg will not be a member when the Legislature reconvenes in January.

"I don't know if we have any jurisdiction over a former member," Pawlenty said.