

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF BEADLE)

IN CIRCUIT COURT
THIRD JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA, Plaintiff vs. DAKOTA WAYNE KJELLERSON, Defendant.	02CRI23-000077 AFFIDAVIT IN SUPPORT OF ARREST WARRANT
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STATE OF SOUTH DAKOTA)
) SS
COUNTY OF BEADLE

Michael R. Moore, Beadle County State's Attorney, being first duly sworn upon oath, deposes and says:

I believe that the attached probable cause statement signed by Sergeant Detective DenJer Davis to be true and correct.



Michael R. Moore
Beadle County State's Attorney

Subscribed and sworn to before me this 24th day of February, 2023.



(SEAL)



Notary Public, South Dakota
My Commission expires: July 22, 2025

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF BEADLE

THIRD JUDICIAL CIRCUIT

State of South Dakota,

Plaintiff,

**PROBABLE CAUSE
STATEMENT**

vs.

Name: Dakota Wayne Kjellerson

DOB: [REDACTED]

Address: [REDACTED] California Ave SW

City,State,Zip Huron, SD 57350

1. I am a law enforcement officer for the HURON POLICE DEPARTMENT
2. I declare and shall affirm under the penalties of perjury that this probable cause statement has been examined by me, and to the best of my knowledge, and belief, is in all things true and correct.

On 02/18/2023 at approximately 0108 hours, I Detective Sergeant DenJer Davis, was notified of a shooting that had occurred at [REDACTED] 7th St. N.E. in Huron, SD (Beadle County).

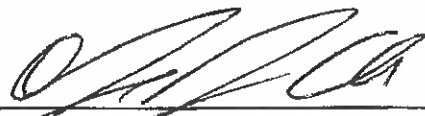
During the investigation, it was determined Dakota W. Kjellerson ([REDACTED]) arrived at the residence looking for his wife. A resident of [REDACTED] 7th St NE Apt. [REDACTED] identified as Hector Manuel Garcia Nunez ([REDACTED]) stated Dakota forcibly kicked-in the front door of the residence, making entry to the second-floor apartment. Hector stated Dakota was then warned not to enter any further advising "don't come in, we are going to shoot you". _____

Dakota then exited the residence, advising "I'm going to come back [REDACTED]". Hector stated Dakota proceeded to drive past the residence (2) times following the incident. While driving past the second time, Dakota fired two rounds at the occupied structure from his vehicle. At this time, occupants of the residence returned fire, firing an estimated (18) rounds.

Through our investigation, it was determined Dakota arrived at the residence with a firearm to "confront" the occupants. Dakota kicked in the entry door and proceeded inside the structure with the intent to commit a crime, and Dakota fired (2) pistol rounds at the structure, which he knew to be occupied. Based upon these facts, I request an arrest warrant be issued for Dakota W. Kjellerson ([REDACTED]) for the below charges.

Please consider this information to determine initial probable cause to hold the Defendant.

Dated this 24th day of February 2023



Officer Signature

Subscribed and sworn to before me on this 24th day of February, 2023



Notary Public-South Dakota

My Commission Expires:
10-02-2025

<u>SDCL</u>	<u>Offense</u>
22-18-1.1	Aggravated Assault
22-32-1	Burglary-First Degree
22-16-4	Murder In First Degree(Attempted)

Other pertinent information for bond consideration:

Alcohol Use: Yes No PBT NA Number of Failures to Appear 0

Other pertinent information for bond consideration: (examples: Prior DUI Arrests, Domestic, Assaults, Drugs, Etc.) Simple Assault, Attempt to Commit Felony with Firearm, 3rd Degree Vandalism.