

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF ANOKA

TENTH JUDICIAL DISTRICT

State of Minnesota,

Court File No.: [REDACTED]

Plaintiff,

vs.

**NOTICE OF MOTIONS AND MOTIONS  
TO SUPPRESS AND DISMISS**

[REDACTED] Y [REDACTED]

Defendant.

TO: THE STATE OF MINNESOTA AND MS. [REDACTED] ASSISTANT ANOKA  
COUNTY ATTORNEY, 2100 THIRD AVENUE, ANOKA, MINNESOTA 55303

PLEASE TAKE NOTICE that at a future contested omnibus hearing before the  
Honorable Presiding Judge of the above-named District Court at the Anoka County Courthouse,  
2100 3rd Avenue, Anoka, Minnesota, Mr. Y [REDACTED], by and through his attorney, will move this  
Court for an Order granting the relief requested in the following Motions.

**MOTIONS**

Mr. Y [REDACTED], through his undersigned counsel, hereby moves the Court for the following  
relief:

1. For an Order suppressing all evidence and dismissing the complaint because law enforcement violated Mr. Y [REDACTED]'s United States and Minnesota Constitutional Fourth Amendment rights by entering the curtilage of his home without a warrant, consent, or probable cause and exigent circumstances. U.S. CONST. amend. IV; MINN. CONST. art. I, § 10; *State v. Krech*, 403 N.W.2d 634 (Minn. 1987); *United States v. Dunn*, 480 U.S. 294 (1987).

2. For an Order dismissing the Complaint as the conduct alleged by the State is protected religious activity and speech. U.S. CONST. amend. I; MINN. CONST. art. I, § 16.
3. For an Order dismissing the Complaint due to lack of probable cause pursuant to *State v. Florence*, 239 N.W.2d 892 (Minn. 1976).

These Motions are made on all the files and records in the case, the United States and Minnesota Constitutions, the Minnesota Statutes and Rules of Criminal Procedure, the interests of justice, a memorandum of law to be submitted, and upon such other and further points and authorities as may be subsequently presented to the Court.

Respectfully submitted,

**RYAN GARRY, ATTORNEY, LLC**

Dated: [Redacted], 2020

s/ Ryan Garry

Ryan P. Garry (Attorney No. 0336129)  
Elizabeth R. Duel (Attorney No. 0393619)  
Attorneys for Defendant  
333 South 7th Street, Suite 2350  
Minneapolis, MN 55402  
Phone: (612) 436-3051  
Fax: (612) 436-3052  
ryan@ryangarry.com | elizabeth@ryangarry.com