

Case No.	,
2017000939	

Employee:		Additional Officers:
260 - Frank, Timothy J		
Date/Time:	District:	
2/22/2017 16:01:00	Southwest Region	
Status:		
Active		

Reviewed By:

Highway:	Ref Point:	County;	Other Location:
1806	34.80	Morton	Protest Camps

Events

260 - Frank, Timothy J - 02/22/2017 - Protest Camps

Lead Event

Activity	Assisting Other Governmental	Willis Judson Sojourn - Male - 42
2000		Teyana Lauri Viscarra - Female - 54

Involvement Type

Name: Willis Judson Sojourn		Address: 207 N Spooner St	·		Height: 5' 9"	Weight: 170	Race: White			
SSN/OLN: \$2658907432503	OLN State: WI				Hair Color: Brown	Eye Color: Brown				
Date of Birth: 09/05/1974	Sex: Male	City: Madison	State: WI	Zip Code: 53726	Home Teleph	Home Telephone:				
Involvement:		Other Information:					Cell Telephone:			
Pedestrian, Suspect										
Name: Teyana Lauri Viscarra	Address:			Height:	Weight:	Race: Unknown				
SSN/OLN:	OLN State:				Hair Color:	Eye Color:				
Date of Birth: 06/11/1962	Sex: Female	City:	State:	Zip Code:	Home Teleph	ione:	Work Telephone:			
Involvement:	Other Information:	Cell Telephone:								
Pedestrian, Suspect			Fax No:							

Vehicle License Plate Number - Year - Color - Make - Model

Unknown - Unknown - Unknown - Unknown

Case Narrative

260 - Frank, Timothy J, Created: 02/27/2017, Last Modified: 02/27/2017

On 02/22/2017 I, Trooper Frank, was deployed at the Dakota Access Pipeline protests. I was a part of a mobile field force that consisted of multiple law enforcement agencies from different jurisdictions. I was assigned to an arrest team on the mobile field force. At approximately 1400, my field force had been deployed to Highway 1806, just west of the main protest camps on Army Corps of Engineers property.

The protesters located in the main camps had been given a mandatory evacuation order by Governor Burgum, as well as the Army Corps of Engineers. The camps had been notified of the eviction and it was highly publicized that all protester on Army Corps land where to leave by 1400, on 02/22/2017.

At approximately 1630, my mobile field force encountered approximately 60 resistant protesters on Highway 1806. An order was issued that they vacate the area otherwise they would be subject to arrest. Prior to that order, the

protesters had also sent a liaison to negotiate with law enforcement. Their liaison had also been informed that anyone left in the camps or on the roadway, would be subject to arrest. My mobile field force moved on the resistant protesters and began to take them into custody.

I placed a male individual under arrest, on Highway 1806. The male was complaint and was handcuffed behind his back with zip handcuffs. I conducted a pat search on the male. I was assisted by Mandan Police Officer 222. I transported the male to the temporary booking area where he was turned over to Parole and Probation for further processing. My name was tied to the arrest, and my picture was taken with male. I later identified the male as Willis Judson Sojourn (DOB: 09/05/1974, WI OLN: S2658907432503).

I placed a female individual under arrest, on Highway 1806. I had held the female's right arm to escort her, and she fell to her knee. The female stated that she may have a broken foot. The foot was injured prior to my contact with her. I escorted the female back to Parole and Probation's booking area. The female was compliant and was handcuffed behind her back with zip handcuffs. I was assisted by Mandan Police Officer 222. Officer 222 conducted a search on the female. The female was then turned over to Parole and Probation for further processing. My name was tied to the arrest, and my picture was taken with female. I later identified the female as Teyana Lauri Viscarra (DOB: 06/11/1962, Possible CA OLN: N9970767). Morton County had provided Viscarra's name to me after the arrest. Morton County had stated that Teyana was her last name and Viscarra was her first. I was unable to locate any identification for the name listed in that manner. I was able to find California identification for Viscarra when I searched Teyana as her first name and Viscarra as her last name. I have listed Viscarra in my report as first name Teyana, last name Viscarra.

The mobile field force remained on scene until approximately 1830. At that time, I made no additional arrests as the resistant protesters where keeping their distance from us. We later departed from the area.

I would respectfully ask that the Morton County State's Attorney's Office please review the case. I have issued a long form complaint against Viscarra and Sojourn for Physical Obstruction of Government Functions (NDCC 12.1-08-01). The long form complaints have been added to this case file.

STATE OF NORTH DAKOTA)
COUNTY OF MORTON)
AFFIDAVIT
, Timothy Frank an employee of North Dakota Highway Patrol
attest to the following:
1. That I am a trained and licensed peace officer with 4 years of experience with jurisdiction to
enforce state law in County, North Dakota.
2. That on the 22 day of February 2017, at approximately 1630 hours, in
Morton County, North Dakota, at (specific location) Highway 1806 Mile Marker 34.8 / Dakota Access Pipeline Protest Camps
3. The suspect was identified as (Full Name) Willis Judson Sojourn
whose date of birth is (Month) September (Day) 5 (Year) 1974 and is
42 years of age.
4 The following gives rise to probable cause to charge the suspect with:
PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-08-01, Class A Misd.
CONSPIRACY TO COMMIT PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-
06-04, 12.1-08-01, Class A Misd.
□ PREVENTING/RESISTING ARREST (FELONY OFFENSE), NDCC 12.1-08-02, Class C Felony
□ PREVENTING/RESISTING ARREST (MISD. OFFENSE), NDCC 12.1-08-02, Class A Misd.
□ RECKLESS ENDANGERMENT, NDCC 12.1-17-03, Class C Felony
CONSPIRACY TO COMMIT RECKLESS ENDANGERMENT, NDCC 12.1-06-04, 12.1-17-03, Class C
Felony
CRIMINAL TRESPASS (POSTED LAND, PRIOR NOTICE, REFUSAL TO LEAVE), NDCC 12.1-22-03, Class
B Misd. ☐ CRIMINAL TRESPASS (CLOSED AS TO MANIFESTLY EXCLUDE INTRUDERS), NDCC 12.1-22-03, Class
A Misd.
2 ND OFFENSE OF CRIMINAL TRESPASS (POSTED LAND, PRIOR NOTICE, REFUSAL TO LEAVE), NDCC
12.1-22-03, Class A Misd.
☐ DISORDERLY CONDUCT, NDCC 12.1-31.01, B Misd.
CRIMINAL MISCHIEF (>\$2000/DESTRUCTIVE DEVICE), NDCC 12.1-21-05, Class C Felony
SIMPLE ASSAULT ON A PEACE OFFICER, NDCC 12.1-17-01, Class C Felony
☐ AGGRAVATED ASSAULT, NDCC 12.1-17-02, Class C Felony
TERRORIZING, NDCC 12.1-17-04, Class C Felony
CONTACT BY BODILY FLUIDS, NDCC 12.1-17-11, Class C Felony
☐ FELON IN POSSESSION OF A FIREARM, NDCC 62.1-02-01, Class C Felony
POSSESSION OF AN EXPLOSIVE, NDCC 62.1-02-11, Class C Felony
CARRYING A CONCEALED FIREARM OR WEAPON, NDCC 62.1-04-02, Class A Misd.
☐ INCITING A RIOT, NDCC 12.1-25-01, Class C Felony
□ ENGAGING IN A RIOT, NDCC 12.1-25-03, Class A Misdemeanor
☐ ENDANGERING BY FIRE/EXPLOSION, NDCC 12.1-21-02, Class B Felony
OTHER:
OTHER:
OTHER:
OTHER:

5. Circumstances and/or other facts:

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Dated this 27 day of February 2017.

Subscribed and sworn before me on the 27 day of February, 2017.

PAMELA MATTERN
Notary Public

Notary
Buvleigh County

700

PAMELA MATTERN
Notary Public
State of North Dakota
My Commission Expires Feb. 26, 2019

STATE OF NORTH DAKOTA)
) SS.
COUNTY OF MORTON)
<u>AFFIDAVIT</u>
l, an employee of North Dakota Highway Patrol
attest to the following:
1. That I am a trained and licensed peace officer with 4 years of experience with jurisdiction to
enforce state law in County, North Dakota.
2. That on the 22 day of February 2017, at approximately 1645 hours, in
Morton County, North Dakota, at (specific location)
Highway 1806 Mile Marker 34.8 / Dakota Access Pipeline Protest Camps 3. The suspect was identified as (Full Name) Viscarra Lauri Teyona
whose date of birth is (Month) June (Day) 11, (Year) 1962, and is
54 years of age.
4. The following gives rise to probable cause to charge the suspect with:
☑ PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-08-01, Class A Misd.
CONSPIRACY TO COMMIT PHYSICAL OBSTRUCTION OF A GOVERNMENT FUNCTION, NDCC 12.1-
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PREVENTING/RESISTING ARREST (FELONY OFFENSE), NDCC 12.1-08-02, Class C Felony
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CARRYING A CONCEALED FIREARM OR WEAPON, NDCC 62.1-04-02, Class A Misd.
☐INCITING A RIOT, NDCC 12.1-25-01, Class C Felony
☐ ENGAGING IN A RIOT, NDCC 12.1-25-03, Class A Misdemeanor
□ ENDANGERING BY FIRE/EXPLOSION, NDCC 12.1-21-02, Class B Felony
ENDANGERING DI TIRE, EAT LOSION, NOCC 12.1-21-02, Glass of Clony
□ OTHER:
OTHER:
☐ OTHER:

5. Circumstances and/or other facts:

1.On 02/22/2017 I, Trooper Frank, was deployed at the Dakota Access Pipeline protests. I was a part of a mobile field force that consisted of multiple law enforcement agencies from different jurisdictions. I was assigned to an arrest team on the mobile field force. At approximately 1400, my field force had been deployed to Highway 1806, just west of the main protest camps on Army Corps of Engineers property.

- 2. The protesters located in the main camps had been given a mandatory evacuation order by Governor Burgum, as well as the Army Corps of Engineers. The camps had been notified of the eviction and it was highly publicized that all protester on Army Corps land where to leave by 1400, on 02/22/2017.
- 3.At approximately 1630, my mobile field force encountered approximately 60 resistant protesters on Highway 1806. An order was issued that they vacate the area otherwise they would be subject to arrest. Prior to that order, the protesters had also sent a liaison to negotiate with law enforcement. Their liaison had also been informed that anyone left in the camps or on the roadway, would be subject to arrest. My mobile field force moved on the resistant protesters and began to take them into custody.
- 4.I placed a female individual under arrest, on Highway 1806. I had held the female's right arm to escort her, and she fell to her knee. The female stated that she may have a broken foot. The foot was injured prior to my contact with her. I escorted the female back to Parole and Probation's booking area. The female was compliant and was handcuffed behind her back with zip handcuffs. I was assisted by Mandan Police Officer 222. Officer 222 conducted a search on the female. The female was then turned over to Parole and Probation for further processing. My name was tied to the arrest, and my picture was taken with female. I later identified the female as Teyana Lauri Viscarra (DOB: 06/11/1962, Possible CA OLN: N9970767). Morton County had provided Viscarra's name to me after the arrest.

Dated this	7	7	day	of	Februsy	20	17	
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Complaining Officer/Affiant

Subscribed and sworn before me on the ${\cal Q}$

Complaining Officer/Aff

___, 2017.

PAMELA MATTERN
Notary Public
State of North Dakota
My Commission Expires Feb. 26, 2019

Maigh County

State of North Dakota NORTH DAKOTA HIGHWAY PATROL County of Morton) SS In State District Court City										Non-Active				
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Issuing Officer(s)		Officer(s) N												
T. Frank The state of North Dakota to the above named of	dotondant:	26	0	Dated th	is		_ day	of	*************			20	CONTRACTOR COM	
Court Date: You are summoned to appear at the time a charge made against you. If you fail to ap for your arrest.	and place designate pear or post bond, a	d below to ansi warrant will be	wer to the e issued	x										
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For Notification Form, refer to pre-prin	nted envelope f	or further in	formation											

State of North Dakota County of Morton		DAKOTA	HIGHWAY	PATROL	L	County No.	30		Non-Active				
City of		Before Honorable State District Judge								,	h		and the second s
The undersigned, sworn, and says:	•			The second second second							No o	00693	37235
Date of Violation Time (24 Hr.) 16:01	Day of Wk. Wednesday	Issuance D	ate 2/2017	Time (24 I		3		2 8	7	3		With the second	
The state of the s	DOB (M/D/	Y)	Age	Race Sex Ht. Wt. Hair Eyes Build					Other				
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A Street Address T 207 N Spooner St			City Madison			State	Zip 537:	26		Phone	е		B H
N/A Lic. Plate No. St. Yr. Reg.	Color(s) Veh.	Yr.	Make				Mode	***************************************		Hazar Mater		OT No.	Commercial Vehicle
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Hwy/Street 1806 - 34.8		ption of Area	en e										
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Issuing Officer(s)		Officer(s) No	7/2)	issued.		- ,				-			
T. Frank		26		Dated this	S		day	of	-			20	
The state of North Dakota to the above named Court You are summoned to appear at the time	defendant: and place designated	d below to ansv	wer to the	X									
Date: charge made against you. If you fail to a for your arrest.			issued	^									
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For Notification Form, refer to pre-pri	nted envelope fo	or further in	formation.										

NAM/SOJOURN, WILLIS JUDSON

DOB/1974-09-05

207 N SPOONER ST

SEX/MALE

HGT/509 WGT/170

MADISON, WI 53726-4034

HAI/BRO

EYE/BRO RAC/W

OLN/S2658907432503 OLS/WI

DONOR/

STATUS: RGLR - VAL, D - VAL, M - VAL

ISSUED: 2015-10-06 CLASS: RGLR EXPIRES: 2017-09-05

MATCHED ON:*L/N*F/N* MI* BD

NAME/VISCARRA TEYANA LAURI

ADDR/602 N FAIR OAKS AVE. PASADENA, CA.

AKA NAME/FINK LAURI ANN

AKA NAME/TERRAZAS LAURI ANNE

AKA NAME/TERRAZAS TEYANA ANN

AKA NAME/VISCARRA TEYANA ANN

SEX/F. DOB/061162. HGT/502. WGT/100. HAI/BRO. EYE/BRO.

OLN/N9970767. EXP 06/11/21

RSTR:NONE

STATUS:VALID

END