

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

United States of America,

Case No. _____

CRIMINAL COMPLAINT

v.

John C. Hoffman
(aka) Washington County Assistant Chief Judge
Washington County District Court
14949 62nd Street North
Stillwater, MN 55082

Defendant.

_____ /

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court, and states that there is probable cause to believe that the Defendant committed the following offense(s):

COUNT I

Charge: Felony

Title 18 U.S.C. § 4. MISPRISION OF A FELONY

Maximum Sentence: Up to three years imprisonment, or payment of fine, or both.

STATEMENT OF PROBABLE CAUSE

The Complainant alleges and states that the following facts establish probable cause:

1. On or around July 7th, 2011, Complainant sent four criminal complaints (including one Amended Complaint against William Hutton) to Defendant Washington County Assistant Chief Judge, John C. Hoffman, at his office in Washington County, Minnesota. (Exhibit A)
2. Said package of complaints were sent via certified mail/ return receipt, and received by or for Defendant on or around July 8th, 2011. (Exhibit B)
3. Said complaints were submitted by Complainant against Washington County Attorney, Peter Orput, Assistant Washington County Attorney, Richard Hodsdon, and Washington County Chief Deputy Sheriff, Daniel Starry, for their active role in shielding Washington County Sheriff, William Hutton, from prosecution in a related matter wherein Complainant had previously filed a criminal complaint against Mr. Hutton that Mr. Starry and Mr. Hodsdon refused to act upon.
4. Said complaints against Mr. Orput, Mr. Starry, and Mr. Hodsdon, each contained probable cause to charge each with violations of Minnesota Statutes, 609.43 MISCONDUCT OF PUBLIC OFFICER OR EMPLOYEE (a misdemeanor), and 609.495 AIDING AN OFFENDER (a felony).

5. Along with copies of these complaints sent to Defendant, Hoffman, was a letter from Complainant requesting that Judge Hoffman cause the complaints to be presented/ forwarded to the Grand Jury in Washington County.
6. Defendant Hoffman replied by letter to Complainant stating that he is prohibited from practicing law, and therefore he would not be taking any action on the matter. (Exhibit C)
7. Defendant Hoffman, had full knowledge of the fact that Mr. Orput, Mr. Starry and Mr. Hodsdon had committed a felony in sheilding Mr. Hutton from prosecution, but refused to act in any way against said persons and in doing so shielded them from prosecution.
8. Defendant, Hoffman, failed to notify or disclose to federal authorities the felony's committed by Mr. Orput, Mr. Starry and Mr. Hodsdon, in any manner whatsoever.
9. Defendant, Hoffman, took affirmative steps to conceal the crimes committed by failing to cause the prosecution of said crimes of Mr. Orput, Mr. Starry, and Mr. Hodsdon.
10. Defendant, Hoffman, suppressed evidence in the aforementioned matter by failing to present/ forward said criminal complaints to the grand jury, as required under Minnesota Statute 628.61 (3) MATTERS INQUIRED INTO, "the Grand Jury shall inquire into the willful and corrupt misconduct in office of all public officers in the county".

11. By all rights, and for good cause, Mr. Hoffman should also be charged with two additional counts of Misprision of Felony for his role in not notifying or disclosing the informaton of the felony crimes committed by Mr. Starry, and Mr. Hodsdon to a federal judge or law enforcement officer. Complainant leaves the filing of said addional charges to the discretion of the federal prosecutor.

Complainant requests the 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.

COMPLAINANT'S NAME:

David B. Triemert

COMPLAINANT'S SIGNATURE:

David Triemert

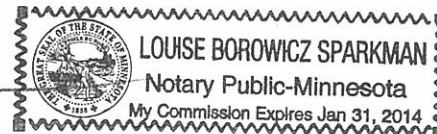
Please notify when filed, and limit all communication in this matter to U.S. Mail:

David B. Triemert
2965 Lake Elmo Avenue N.
Lake Elmo, MN 55042

**STATE OF MINNESOTA
COUNTY OF WASHINGTON**

BEFORE ME personally appeared David B. Triemert who, being by me first duly sworn and identified in accordance with Minnesota law, did execute the foregoing in my presence this 18 day of October, 2011.

Louise Borowicz Sparkman
Notary Public



My commission expires: January 31, 2014

PROSECUTING ATTORNEY

Being authorized to prosecute the offenses charged, I approve this complaint.

Date _____

PROSECUTING ATTORNEY'S SIGNATURE:

Name:

Address:

City:

State:

Zip

Phone

Attorney Registration #