

STATE OF MINNESOTA
COUNTY OF FREEBORN

DISTRICT COURT - CRIMINAL DIVISION
THIRD JUDICIAL DISTRICT

State of Minnesota,

Court File No. 24-CR-23-1091

Plaintiff,

vs.

**OMNIBUS NOTICE OF MOTION
AND MOTION TO DISMISS
PURSUANT TO RULE 7.01 AND 11.04**

Austin Michael Navarro,

Defendant.

TO: The above-referenced Court and the prosecuting attorney.

PLEASE TAKE NOTICE, that pursuant to applicable Minnesota Rules of Criminal Procedure, the above-named defendant demands an Omnibus Hearing (Rule 11) in the above-entitled matter.

At the Omnibus Hearing herein the above-named defendant will move the court for an ORDER.

1. Suppressing any and all confessions, admissions, or statements in the nature of confessions made by Defendant, together with any evidence obtained as a result thereof, on the grounds that any use of such evidence, in any manner, would be in violation of the Defendant's constitutional and statutory rights.
2. Suppressing any and all communications between the defendant and his attorney as privileged communications.
3. Defendant will move the court to dismiss the above-named case on the following grounds:

For want of personal jurisdiction over the defendant in that there was insufficient probable cause for his arrest;

For want of personal jurisdiction in that the Complaint, along with supporting affidavits and sworn testimony of witnesses, if any, fails to set forth facts establishing probable cause to believe that an offense has been committed and that the defendant committed it;

There is no probable cause to believe the defendant committed the offense charged in the complaint. Said Motions will be based on all the files, records and proceedings herein and upon the grounds that defendant's legal and Constitutional rights have been violated.

4. Dismissing any and all counts of the complaint in the above captioned matter.

Said motion(s) will be based upon all the files, records and proceedings herein and upon the

grounds that defendant's legal and Constitutional rights have been violated

DEMAND FOR HEARING

Defendant hereby demands a contested hearing on the above motion, to be held as soon as practicable after the serving and filing hereof.

NAVARRO LAW FIRM, PLLC



Dated: December 12, 2023

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