

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF MORTON

SOUTH CENTRAL JUDICIAL DISTRICT

The State of North Dakota,

Plaintiff,

vs.

• CODY CHARLES HALL,
AMY GOODMAN,

Defendants.

Cr. No. 30-2016-CR-

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CRIMINAL COMPLAINT

The undersigned complainant, being first duly sworn, charges that:

COUNT I: On or about September 3, 2016, in Morton County, North Dakota, the above-named Defendants [CODY CHARLES HALL and AMY GOODMAN] committed the offense of **CRIMINAL TRESPASS** in violation of **Sections 12.1-22-03** of the North Dakota Century Code by then and there: Knowing he/she is not licensed or privileged to do so, the individual enters or remains in any place to which notice against trespass is given to the actor by the individual in charge of the premises or other authorized individual or by posting in a manner reasonably likely to come to the attention of intruders; to-wit: At said time and place, the Defendants, knowing they were not licensed or privileged to do so, entered onto private property posted against trespassers and/or after being told to leave.

Penalty Section(s): N.D.C.C. §12.1-22-03
Class B Misdemeanor

COUNT II: On or about September 6, 2016, in Morton County, North Dakota, the above-named Defendant [CODY CHARLES HALL] committed the offense of **CRIMINAL TRESPASS** in violation of **Sections 12.1-22-03** of the North Dakota Century Code by then and there: Knowing he/she is not licensed or privileged to do so, the individual enters or remains in any place to which notice against trespass is given to the actor by the individual in charge of the premises or other authorized individual or by posting in a manner reasonably likely to come to the attention of intruders; to-wit: At said time and place, the Defendant, knowing he was not licensed or privileged to do so, entered onto private property posted against trespassers and/or

after receiving notice against trespassing. It is further alleged this is a second or subsequent similar offense in two years.

Penalty Section(s): N.D.C.C. §12.1-22-03
Class A Misdemeanor


All of this contrary to the statute in such cases made and provided and against the peace and dignity of the State of North Dakota.

WHEREFORE, Complainant prays that Defendant may be arrested and dealt with according to law.


Complainant

Rhonda Gross
Print Complainant Name

Subscribed and sworn to before me this 8th day of September, 2016.


District Judge

Complaint Approved:

/s/ Gabrielle J. Goter
Gabrielle J. Goter, ND #06595
Assistant State's Attorney
Morton County, North Dakota

WARRANTS ISSUED

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF MORTON)

AFFIDAVIT

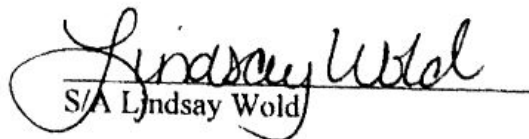
1. Your Affiant, Lindsay Wold, is a Special Agent with the Bureau of Criminal Investigation and is currently assigned to the Bismarck Office. Your affiant has been employed as a Special Agent with the Bureau of Criminal Investigation since November, 2013. Your affiant was previously employed with the Grand Forks Police Department for eight years. Your Affiant's education includes an A.A.S. in Law Enforcement from Lake Region State College, Devils Lake ND. Your Affiant has attended over 1900 hours of POST Board certified law enforcement training.
2. Your affiant advises that on September 3, 2016, at approximately 12:54 p.m. law enforcement was called and informed that a large group of protestors were blocking ND HWY 1806, in Morton County, North Dakota. Employees from the Dakota Access Pipeline were working in a field that was on the west side of the road. The employees were utilizing heavy equipment to clear the land. The land was protected by a multiple strand wire fence. In addition to the land being protected by a fence, security workers were present and had formed a line, attempting to keep the protestors from entering onto the property and disrupting the employees. The protestors ultimately damaged the fence by breaking fence posts and crossed onto private land on the west side of ND HWY 1806. The protestors eventually halted the employees from working. During this protest, protestors also assaulted security guards who were protecting the Dakota Access Pipeline workers and their equipment. The North Dakota Bureau of Criminal Investigation was called to investigate these crimes.
3. During the course of this investigation, S/A Wold was able to determine that the suspects participating in the protest had broken the fence, crossed over the fence, and walked onto private land. This protest was documented with video which was ultimately made available online, including video that was placed on social media websites. By viewing the available video footage of the protest, S/A Wold was able to identify the following:
 - a. That on September 3, 2016, CODY CHARLES HALL (DOB 03-03-1977) crossed onto private land, in which he was not licensed or privileged to be on and participated in the protest. CODY CHARLES HALL can be seen on video speaking to a large group of protestors from a dirt mound that is on the private property that is beyond the border of the fence that had been broken by protestors.
 - b. That on September 3, 2016, AMY GOODMAN (DOB 04-13-1957), crossed onto private land, in which she was not license or privileged to be on. AMY GOODMAN can be seen on video on the private property that is beyond the border of the fence. AMY

GOODMAN can be seen on video identifying herself and interviewing protestors about their involvement in the protest.

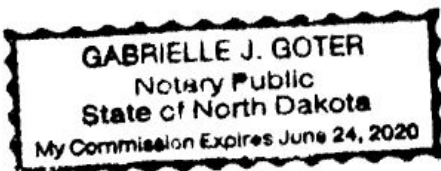
4. Based on the above information, your affiant believes there is probable cause to believe that on September 3, 2016, CODY CHARLES HALL and AMY GOODMAN have committed the crime of Criminal Trespass in violation of North Dakota Century Code 12.1-22-03.
5. On September 6, 2016 at approximately 1050 a.m. Law Enforcement was alerted to DAPL protesters were trespassing on private land south of Mandan, ND in Morton County, ND and were on equipment that was being used by DAPL for the construction of a pipeline. There was considerable amount of damage to the equipment including: painting, cutting of wires/tubing, a flattened tire and dirt placed in the fuel tanks of several of the vehicles. The Bureau of Criminal Investigation was contacted to investigate the damage to the equipment.
6. During the course of this investigation, S/A Wold was able to determine that the suspects participating in the protest had crossed over the fenceline and walked onto private land. This protest was documented with video and photos which were ultimately made available online, including video that was placed on social media websites. By viewing the available video footage of the protest, S/A Wold was able to identify the following:
 - a. That on September 6, 2016, CODY CHARLES HALL (DOB 03-03-1977) crossed onto private land, in which he was not licensed or privileged to be on and participated in the protest. CODY CHARLES HALL can be seen on video and photos near the vandalized equipment that is on the private property that is beyond the border of the fence, which had been broken by protestors. This is the second time that CODY CHARLES HALL has been identified illegally crossing onto private property after protestors were told to leave.


FURTHER YOUR AFFIANT SAYETH NOT.

Dated this 8th day of September, 2016


S/A Lindsay Wold

Subscribed and sworn to before me on this 8th day of September, 2016.




Notary Public
Morton County, North Dakota