

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

D. C. File No. 62-CR-21-6868

State of Minnesota,

Plaintiff-Appellant,

v.

Brian Harry Kjellberg,

Defendant-Respondent.

**NOTICE OF SENTENCING APPEAL
TO COURT OF APPEALS BY
PROSECUTING ATTORNEY**

Date of Oral Order: May 31, 2023
Trial Court Judge:
The Honorable Leonardo Castro
Felony Case

TO: Christa Rutherford, Clerk of Appellate Courts, 305 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr., Boulevard, St. Paul, Minnesota 55155.

Court Administrator, Criminal Division, Ramsey County District Court, 900 Courthouse, 15 West Kellogg Boulevard West, St. Paul, Minnesota 55102.

Keith Ellison, Minnesota Attorney General, 1400 Bremer Tower, 445 Minnesota Street, St. Paul, Minnesota 55101.

Office of the Minnesota State Public Defender, 540 Fairview Avenue North, Suite 300, St. Paul, Minnesota 55104.

Earl P. Gray, 332 Minnesota St, Suite W1610, St. Paul, MN 55101.

PLEASE TAKE NOTICE that the State of Minnesota hereby appeals to the Minnesota Court of Appeals pursuant to Minn. R. Crim. P. 28.05, from the May 31, 2023 oral order of the District court of Ramsey County granting defendant’s motion for a dispositional departure and placing him on probation.

Dated: August 29, 2023

Respectfully submitted,
KEITH ELLISON
Minnesota Attorney General
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St. Paul, Minnesota 55103

JOHN J. CHOI
RAMSEY COUNTY ATTORNEY



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ATTORNEYS FOR APPELLANT

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