

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Court File No.: 62-CR-21-6868

State of Minnesota,

Plaintiff,

vs.

**DEFENSE REQUEST  
FOR JURY INSTRUCTIONS**

Brian Harry Kjellberg,

Defendant .

In addition to the standard jury instructions given in a criminal trial, the defense requests that the following additional instructions that relate specifically to this case and the defense be given.

**CRIMJIG 3.21 – Evidence of Character****CRIMJIG 7.13 – Defense of Self or Others – Death Unintentional or Death Not the Result****CRIMJIG 7.14 – Defense of Property – Death Unintentional or Death Not The Result**

The defense further requests an instruction related to Minnesota Statute §609.605, Subd.

1(b)(3) – Trespass:

**A person is guilty of a misdemeanor if the person intentionally trespasses on the premises of another and, without claim of right, refuses to depart from the premise on demand of the lawful possessor.**

Respectfully Submitted,

Date: March 2, 2023

s/ Earl P. Gray

By: \_\_\_\_\_

Earl P. Gray, #37072

First National Bank Building

332 Minnesota Street

Suite W-1610

Saint Paul, MN 55101

651-223-5175

s/ Amanda J. Montgomery

By: \_\_\_\_\_

Amanda J. Montgomery, #0393287

First National Bank Building

332 Minnesota Street

Suite W-1610

Saint Paul, MN 55101

651-223-5175



MINNESOTA  
JUDICIAL  
BRANCH