

**IN THE CIRCUIT COURT
OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY**

Police# 16-85296
Prosecutor# 095436176
1616-CR
OCN# C0052317

COMPLAINT

STATE OF MISSOURI

vs.

**Devante L. Williams
908 E. Armour Blvd., Apt. 310
Kansas City, MO 64109
DOB: 03/04/1995; Race/Sex: B/M;
SS# [REDACTED]
Defendant.**

Count I. Assault 2nd Degree (565.060-001Y19841399.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.060, RSMo, committed the class C felony of assault in the second degree, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about November 12, 2016, in the County of Jackson, State of Missouri, the defendant recklessly caused physical injury to ATM by means of discharging a firearm.

The range punishment for a class C felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed seven (7) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed five thousand dollars (\$5,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime up to a maximum of twenty thousand dollars (\$20,000).

Count II. Armed Criminal Action (571.015-001Y19755213.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about November 12, 2016, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a third offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of ten (10) calendar years. Any punishment imposed pursuant to section 571.015 RSMo. shall be in addition to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon.

The facts that form the basis for this information and belief are contained in the attached statement(s) of facts, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.

THE STATE OF MISSOURI

vs.

Devante L. Williams

JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by,

Arthur R. Bridgens (#68625)
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Independence, Missouri 64050
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WITNESSES:

PO Matthew G. Brummett , 1125 Locust, Kansas City, MO 64106

DET Timothy M. Fitzgerald , 1125 Locust, Kansas City, MO 64106

[REDACTED]

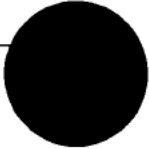
DET Robin R. Reynolds , 1125 Locust, Kansas City, MO 64106

PO Robert A. Shorrock , 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 11-13-2016

CRN: 16-85296



I, Detective Tim Fitzgerald #5492, Kansas City, Missouri Police Department
(Name and identify law enforcement officer, or person having information as probable cause.)

knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

I have probable cause to believe that on 11-12-2016, at 3426 Harrison St. # 103 in
(Date) (Address)

Kansas City, Jackson Missouri Devante L. Williams
(County) (Name of Offender(s))

R/S: B/M DOB: 03-04-1995 SSN: [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

Unlawful Use of a Weapon
Child Endangerment

The facts supporting this belief are as follows:

On 11-12-2016 at 1240 hours officers of the Kansas City Missouri Police Department were dispatched to **3426 Harrison St. # 103, Kansas City, Jackson County, Missouri** on a reported shooting. Upon arrival they contacted the victim, **ATM**, who stated the suspect, **Williams**, shot her once in the groin area.

ATM stated the following: **Williams** is her boyfriend and she six months pregnant with his child. They are living at her sister's apartment and sleeping on the floor. **Williams** has a handgun that he keeps under the pillow he sleeps on in the living room floor. On the morning of 11-12-2016, she and **Williams** were "play fighting" and her sister, **ANM**, and her nephew, **JM**, who is one years old, joined. At that time, she observed **Williams** grab his handgun, but his unsure why he did so. She moved a pillow and observed the magazine to the handgun on the ground so she assumed the handgun was not loaded. All of a sudden, the handgun went off and she felt pressure to her groin area. She jumped up and ran to her sister's bedroom and sat on the bed where she observed herself to be bleeding. **Williams** started "freaking out" about getting arrested for having the handgun and left the residence. **ATM** stated the shooting was an accident. Furthermore, **ATM** stated **Williams** did not assault her that day and has never done so in the past. **ATM** stated she did not want to press charges against **Williams** for shooting her. **ATM** stated **ANM** and **JM** were sitting right next to her when the shooting occurred.

ANM stated the following: she, her sister, **ATM**, her nephew, **JM**, and **Williams** were on the living room "playing" when she heard on gunshot. **ATM** jumped up and ran to the bedroom. She observed **ATM** to be shot and bleeding. However, she did not observe **Williams** shoot **ATM** but "knows" it was an accident.

SMM stated the followed: her sisters, **ATM** and **ANM**, as well as her son, **JM**, and **Williams** were all in the living room "playing" when she heard a gunshot. **ATM** ran in to her bedroom and was shot. **ATM** stated "You fucking shot me" to **Williams**.

JM was not interviewed due to him only being one year old.

PROBABLE CAUSE STATEMENT FORM

CRN 16-85296


Officers observed ATM to have suffered a gunshot wound to her groin area and from which she was actively bleeding from. In addition, blood in the east bedroom on the floor and bloody spots in the middle of the sheet on the bed were observed. Williams was not at the scene upon the officers' arrival but he returned to the scene at approximately 1508 hours while the investigation was being conducted.

ATM was transported to Truman Medical Center by ambulance where she received medical treatment for the gunshot wound. Her injuries were non-life threatening and her unborn baby was not harmed as a result of the shooting.

Williams was arrested and transported to Police Headquarters for questioning. Williams stated the following: ATM is his girlfriend who is six months pregnant with his child. They are living together at ATM's sister's apartment and they sleep on the living room floor. Approximately two weeks ago, he purchased a gray and black 40 caliber Smith & Wesson handgun from an unknown party for \$300.00. He keeps the handgun unloaded under the pillow he sleeps on in the living room floor. He does not keep the handgun loaded, but keeps the magazine under his pillow with the handgun. On 11-12-2016 at approximately 1100 hours, he and ATM were "play fighting" in the living room. At that time, he noticed his handgun had slipped out from under the pillow. He grabbed the handgun and pushed it back under the pillow, which was also towards ATM. As he grabbed the handgun and pushed it, the handgun "went off" and ATM jumped and ran to her sister's room. ATM told him to leave so he took his handgun and the magazine and left the residence. He walked down an alley and threw the handgun in some bushes. He then kicked some leaves over the handgun to hide it. He called his father, who picked him up and drove him back to original scene where he was taken in to custody by the police. He never meant to shoot ATM with the handgun and stated it was an accident.

Printed Name Detective Tim Fitzgerald #5492

Signature



The Court finds probable cause and directs the issuance of a warrant this _____ day of _____.

Judge

Circuit Court of _____ County, State of Missouri.