

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

POLICE NO. :	18-059590
PROSECUTOR NO. :	095447176
OCN:	HR002041

STATE OF MISSOURI,	)	
	)	
PLAINTIFF,	)	
vs.	)	
	)	
DIEGO TORRES-INFANTE	)	
3612 E. 59th St.	)	CASE NO. 1816-CR
Kansas City, MO 64130	)	DIVISION
DOB: 08/28/1993	)	
Race/Sex: H/M	)	
	)	
DEFENDANT.	)	

COMPLAINT

**Count I. Unlawful Use Of Weapon - Subsection 5 - While Intoxicated - Loaded
Weapon (571.030-011Y20175213.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, committed the **class E felony of unlawful use of a weapon**, punishable upon conviction under Sections 571.030.8, 558.002 and 558.011, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm, 9mm handgun while the defendant was intoxicated.

Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of Section 571.030.1, RSMo, shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms or weapons-related felony offense.

The range of punishment for a class E 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 four (4) 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 ten thousand dollars (\$10,000); 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.

State vs. Diego Torres-Infante

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.

JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Bryan O. Covinsky
Bryan O. Covinsky (#47132)
Assistant Prosecuting Attorney
415 E. 12th Street, Fl 7M
Kansas City, MO 64106
(816) 881-3368
BCovinsky@jacksongov.org

WITNESSES:

1. PO John F. DiSalvo, 1125 Locust, Kansas City, MO 64106
2. PO Joshua M. Gantt, 1125 Locust, Kansas City, MO 64106
3. DET Thomas M. Hammond, 1125 Locust, Kansas City, MO 64106
4. PO John D. Lawrence, 1125 Locust, Kansas City, MO 64106
5. [REDACTED]
6. PO John P. Mahoney, 1200 E. Linwood, Kansas City, MO 64106
7. PO Kimberly C. Monk, 1125 Locust, Kansas City, MO 64106
8. SGT Howard W. Periman, 1125 Locust, Kansas City, MO 64106
9. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
10. SGT William J. VonWolf, 1125 Locust, Kansas City, MO 64106
11. [REDACTED]

PROBABLE CAUSE STATEMENT FORM

Date: 08/05/2018

CRN: 18-59590

I, Detective Hobart Price #5254

(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 08/05/2018, at 3612 E. 59th St in
(Date) (Address)

Kansas City, Jackson Missouri Diego Torres Infante
(County) (Name of Offender(s))

hispanic, male, 08/28/1993 committed one or more criminal offense(s).
(Description of Identity)

Unlawful Use of Weapon,

The facts supporting this belief are as follows:

On 08/05/2018, at 0420 hours, Officers of the Kansas City Missouri Police Department were dispatched to 59th and Askew Avenue, Kansas City, Jackson County Missouri on sounds of shots. Upon arrival, officers heard gunfire coming from the area of 3612 E 59th Street. As officers approached, the gunfire continued and officers reported being fired upon and an officer returned fire. An Operation 100 was called and information was developed that the gunfire came from 3612 E 59th Street, which was confirmed when the occupants of the residence exited. Three males who exited the residence were identified as Juan Carlos Cuevas-Alvarez H/M 09/21/1985, Fidel A. Carmona H/M 05/06/1989 and Diego Torres Infante H/M 08/28/1993.

A search warrant was obtained for 3612 E 59th Street, Kansas City, Jackson County Missouri. During the execution of the search warrant Officers located heat sealed packages of marijuana in the basement. Officers also located approximately 26 pounds of marijuana in the master bedroom of Juan Carlos Cuevas-Alvarez. Two 9mm handguns were located inside the residence near the marijuana.

Juan Carlos Cuevas-Alvarez was read the Spanish Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Juan Carlos Cuevas-Alvarez admitted to being intoxicated and shooting and emptying 2-3 fully loaded magazines worth of ammunition from a gun in the back yard of 3612 E 59th St. Juan Carlos stated he was the home owner of 3612 E 59th St. The interview of Juan Carlos was conducted with a department certified translator.

Fidel A. Carmona was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Fidel admitted to drinking three beers and shooting and emptying a fully loaded magazine from a gun at a beer bottle in the back yard of 3612 E 59th St. Fidel described to detectives who was living in each bedroom of the residence. Fidel stated the bedroom which contained the approximate 26 pounds of marijuana belonged to Juan Carlos Cuevas-Alvarez. The interview with Carmona was conducted without the use of a translator due to him advising he speaks and understands English.

Diego Torres Infante was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Diego admitted to being intoxicated and shooting and emptying a fully loaded

PROBABLE CAUSE STATEMENT FORM

CRN 18-59590

magazine of ammunition from a gun in the back yard of 3612 E 59th St. The interview with Infante was conducted without the use of a translator due to him advising he speaks and understands English.

The above listed interviews were audio and video recorded.

Neighbors were contacted and described hearing approximately 80-100 rounds of gunfire coming from the area of 3612 E 59th St. Crime Scene Investigators located numerous spent shell casings in the back yard of 3612 E 59th St confirming the statements made by neighbors.

Printed Name Hobart Price #5254 Signature /S/ Det. Hobart Price #5254

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

Judge

Circuit Court of _____ County, State of Missouri.

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

POLICE NO. :	18-059590
PROSECUTOR NO. :	095447177
OCN:	HR002042

STATE OF MISSOURI,	)	
	)	
PLAINTIFF,	)	
vs.	)	
	)	
JUAN CARLOS CUEVAS-ALVAREZ	)	
3612 E. 59th St.	)	CASE NO. 1816-CR
Kansas City, MO 64130	)	DIVISION
DOB: 09/21/1985	)	
Race/Sex: H/M	)	
	)	
DEFENDANT.	)	

COMPLAINT

**Count I. Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana
Or Synthetic Cannabinoid (579.020-004Y20173562.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.020, RSMo, committed the **class C felony of delivery of a controlled substance**, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant, with the intent to distribute knowingly possessed more than 35 grams of marijuana, a controlled substance, knowing of its presence and nature.

The range of 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 three (3) years and not to exceed ten (10) years; or by a fine not to exceed ten thousand dollars (\$10,000); 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.

Count II. Unlawful Use Of Weapon - Subsection 11 - Possess Weapon And A Felony Controlled Substance (571.030-019Y20175299.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, committed the **class E felony of unlawful use of a weapon**, punishable under Sections 558.002 and 558.011, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant knowingly possessed a 9mm handgun, a firearm, while also possessing more than 35 grams of marijuana, a controlled substance, knowing of its presence and nature.

Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of Section 571.030.1, RSMo, shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms or weapons-related felony offense.

The range of punishment for a class E 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 four (4) 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 ten thousand dollars (\$10,000); 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.

Count III. Unlawful Use Of Weapon - Subsection 5 - While Intoxicated - Loaded Weapon (571.030-011Y20175213.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, committed the **class E felony of unlawful use of a weapon**, punishable upon conviction under Sections 571.030.8, 558.002 and 558.011, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm a 9mm handgun while the defendant was intoxicated.

Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of Section 571.030.1, RSMo, shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms or weapons-related felony offense.

The range of punishment for a class E 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 four (4) 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 ten thousand dollars (\$10,000); 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.

State vs. Juan Carlos Cuevas-Alvarez

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.

JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Bryan O. Covinsky
Bryan O. Covinsky (#47132)
Assistant Prosecuting Attorney
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3. DET Thomas M. Hammond, 1125 Locust, Kansas City, MO 64106
4. PO John D. Lawrence, 1125 Locust, Kansas City, MO 64106
5. [REDACTED]
6. PO John P. Mahoney, 1200 E. Linwood, Kansas City, MO 64106
7. PO Kimberly C. Monk, 1125 Locust, Kansas City, MO 64106
8. SGT Howard W. Periman, 1125 Locust, Kansas City, MO 64106
9. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
10. SGT William J. VonWolf, 1125 Locust, Kansas City, MO 64106
11. [REDACTED]

[REDACTED]

PROBABLE CAUSE STATEMENT FORM

Date: 08/05/2018

CRN: 18-59590

I, Detective Hobart Price #5254

(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 08/05/2018, at 3612 E. 59th St in
(Date) (Address)

Kansas City, Jackson Missouri Juan Carlos Cuevas-Alvarez
(County) (Name of Offender(s))

hispanic, male, 09/21/1985 committed one or more criminal offense(s).
(Description of Identity)

Unlawful Use of Weapon, Possession with intent to distribute.

The facts supporting this belief are as follows:

On 08/05/2018, at 0420 hours, Officers of the Kansas City Missouri Police Department were dispatched to 59th and Askew Avenue, Kansas City, Jackson County Missouri on sounds of shots. Upon arrival, officers heard gunfire coming from the area of 3612 E 59th Street. As officers approached, the gunfire continued and officers reported being fired upon and an officer returned fire. An Operation 100 was called and information was developed that the gunfire came from 3612 E 59th Street, which was confirmed when the occupants of the residence exited. Three males who exited the residence were identified as Juan Carlos Cuevas-Alvarez H/M 09/21/1985, Fidel A. Carmona H/M 05/06/1989 and Diego Torres Infante H/M 08/28/1993.

A search warrant was obtained for 3612 E 59th Street, Kansas City, Jackson County Missouri. During the execution of the search warrant Officers located heat sealed packages of marijuana in the basement. Officers also located approximately 26 pounds of marijuana in the master bedroom of Juan Carlos Cuevas-Alvarez. Two 9mm handguns were located inside the residence near the marijuana.

Juan Carlos Cuevas-Alvarez was read the Spanish Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Juan Carlos Cuevas-Alvarez admitted to being intoxicated and shooting and emptying 2-3 fully loaded magazines worth of ammunition from a gun in the back yard of 3612 E 59th St. Juan Carlos stated he was the home owner of 3612 E 59th St. The interview of Juan Carlos was conducted with a department certified translator.

Fidel A. Carmona was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Fidel admitted to drinking three beers and shooting and emptying a fully loaded magazine from a gun at a beer bottle in the back yard of 3612 E 59th St. Fidel described to detectives who was living in each bedroom of the residence. Fidel stated the bedroom which contained the approximate 26 pounds of marijuana belonged to Juan Carlos Cuevas-Alvarez. The interview with Carmona was conducted without the use of a translator due to him advising he speaks and understands English.

Diego Torres Infante was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Diego admitted to being intoxicated and shooting and emptying a fully loaded

PROBABLE CAUSE STATEMENT FORM

CRN 18-59590

magazine of ammunition from a gun in the back yard of 3612 E 59th St. The interview with Infante was conducted without the use of a translator due to him advising he speaks and understands English.

The above listed interviews were audio and video recorded.

Neighbors were contacted and described hearing approximately 80-100 rounds of gunfire coming from the area of 3612 E 59th St. Crime Scene Investigators located numerous spent shell casings in the back yard of 3612 E 59th St confirming the statements made by neighbors.

Printed Name Hobart Price #5254 Signature /S/ Det. Hobart Price #5254

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

Judge

Circuit Court of _____ County, State of Missouri.

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

POLICE NO. :	18-059590
PROSECUTOR NO. :	095447175
OCN:	HR002041

STATE OF MISSOURI,

PLAINTIFF,)

VS.

FIDEL A. CARMONA

3612 E. 59th St.

Kansas City, MO 64130

DOB: 05/06/1989

Race/Sex: H/M

DEFENDANT.)

COMPLAINT

**Count I. Unlawful Use Of Weapon - Subsection 5 - While Intoxicated - Loaded
Weapon (571.030-011Y20175213.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, committed the **class E felony of unlawful use of a weapon**, punishable upon conviction under Sections 571.030.8, 558.002 and 558.011, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm, 9mm handgun while the defendant was intoxicated.

Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of Section 571.030.1, RSMo, shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms or weapons-related felony offense.

The range of punishment for a class E 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 four (4) 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 ten thousand dollars (\$10,000); 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.

State vs. Fidel A. Carmona

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.

JEAN PETERS BAKER

Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Bryan O. Covinsky

Bryan O. Covinsky (#47132)
Assistant Prosecuting Attorney
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WITNESSES:

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5. [REDACTED]
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9. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
10. SGT William J. VonWolf, 1125 Locust, Kansas City, MO 64106
11. [REDACTED]

[REDACTED]

PROBABLE CAUSE STATEMENT FORM

Date: 08/05/2018

CRN: 18-59590

I, Detective Hobart Price #5254

(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 08/05/2018, at 3612 E. 59th St in
(Date) (Address)

Kansas City, Jackson Missouri Fidel A. Carmona
(County) (Name of Offender(s))

hispanic, male, 05/06/1989 committed one or more criminal offense(s).
(Description of Identity)

Unlawful Use of Weapon,

The facts supporting this belief are as follows:

On 08/05/2018, at 0420 hours, Officers of the Kansas City Missouri Police Department were dispatched to 59th and Askew Avenue, Kansas City, Jackson County Missouri on sounds of shots. Upon arrival, officers heard gunfire coming from the area of 3612 E 59th Street. As officers approached, the gunfire continued and officers reported being fired upon and an officer returned fire. An Operation 100 was called and information was developed that the gunfire came from 3612 E 59th Street, which was confirmed when the occupants of the residence exited. Three males who exited the residence were identified as Juan Carlos Cuevas-Alvarez H/M 09/21/1985, Fidel A. Carmona H/M 05/06/1989 and Diego Torres Infante H/M 08/28/1993.

A search warrant was obtained for 3612 E 59th Street, Kansas City, Jackson County Missouri. During the execution of the search warrant Officers located heat sealed packages of marijuana in the basement. Officers also located approximately 26 pounds of marijuana in the master bedroom of Juan Carlos Cuevas-Alvarez. Two 9mm handguns were located inside the residence near the marijuana.

Juan Carlos Cuevas-Alvarez was read the Spanish Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Juan Carlos Cuevas-Alvarez admitted to being intoxicated and shooting and emptying 2-3 fully loaded magazines worth of ammunition from a gun in the back yard of 3612 E 59th St. Juan Carlos stated he was the home owner of 3612 E 59th St. The interview of Juan Carlos was conducted with a department certified translator.

Fidel A. Carmona was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Fidel admitted to drinking three beers and shooting and emptying a fully loaded magazine from a gun at a beer bottle in the back yard of 3612 E 59th St. Fidel described to detectives who was living in each bedroom of the residence. Fidel stated the bedroom which contained the approximate 26 pounds of marijuana belonged to Juan Carlos Cuevas-Alvarez. The interview with Carmona was conducted without the use of a translator due to him advising he speaks and understands English.

Diego Torres Infante was read the Miranda Warning and Waiver and advised he understood his rights and wanted to speak with Detectives. Diego admitted to being intoxicated and shooting and emptying a fully loaded

PROBABLE CAUSE STATEMENT FORM

CRN 18-59590

magazine of ammunition from a gun in the back yard of 3612 E 59th St. The interview with Infante was conducted without the use of a translator due to him advising he speaks and understands English.

The above listed interviews were audio and video recorded.

Neighbors were contacted and described hearing approximately 80-100 rounds of gunfire coming from the area of 3612 E 59th St. Crime Scene Investigators located numerous spent shell casings in the back yard of 3612 E 59th St confirming the statements made by neighbors.

Printed Name Hobart Price #5254 Signature /S/ Det. Hobart Price #5254

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

Judge

Circuit Court of _____ County, State of Missouri.