

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

POLICE NO. :	18-068740
PROSECUTOR NO. :	095448253
OCN:	an018168

STATE OF MISSOURI,

PLAINTIFF,)

VS.

MICHAEL A LORA

607 N Brookwood Ct., A

Blue Springs, MO 64014

DOB: 01/26/1998

Race/Sex: B/M

DEFENDANT.)

COMPLAINT

Count I. Murder 2nd Degree (565.021-001Y19840903.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.021, RSMo, committed the **class A felony of murder in the second degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about September 18, 2018, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, with the purpose of causing serious physical injury to Mary Schmitz caused the death of Mary Schmitz by shooting her.

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

The range of punishment for a class A felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years and not to exceed thirty (30) years, or life imprisonment.

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 September 18, 2018, in the County of Jackson, State

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of Missouri, the defendant, either acting alone or purposely in concert with another, committed the felony of Murder in the Second Degree, charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder in the Second Degree 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.

**Count III. Assault 1st Degree Or Attempt - Serious Physical Injury Or Special Victim
(565.050-001Y19841304.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, committed the **class A felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about September 18, 2018, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, knowingly caused serious physical injury to [REDACTED] by shooting [REDACTED]

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

The range of punishment for a class A felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years and not to exceed thirty (30) years, or life imprisonment. The range of punishment for a class A felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years and not to exceed thirty (30) years, or life imprisonment.

Count IV. 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 September 18, 2018, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, committed the felony of Assault in the First Degree charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

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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 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/ Hallie L. Williams
Hallie L. Williams (#66333)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, MO 64050
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WITNESSES:

1. DET Jason Clancy, 223 N. Memorial Drive, Independence, MO 64050
2. [REDACTED]
3. DET Chad Cox, 223 N. Memorial Drive, Independence, MO 64050
4. PO Zachary Hankins, 223 N. Memorial Drive, Independence, MO 64050
5. DET John Roach, 223 N. Memorial Drive, Independence, MO 64050
6. [REDACTED]
7. [REDACTED]

PROBABLE CAUSE STATEMENT

Date: 9/19/2018

Report #: 18-68740

I, Chad Cox, a Detective with the Independence, Missouri, Police Department, knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

1. I have probable cause to believe that on 09/18/2018, at 0348 hours, Michael A. Lora, (Race- black, Sex- male, DOB- 01/26/1998, Address-607 N. Brookwood Ct #A Blue Springs MO 64014, [REDACTED]) committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

On 9/18/2018 at approximately 0349 hours officers from the Independence, Missouri, Police Department, received a call to the area of 1104 Quail Creek Dr., Independence, Jackson County, Missouri, to investigate the sound of shots fired. Upon arrival officers heard yelling coming from the apartment of 1104 Quail Creek Dr. Officers went to the front door, which is situated on the east of the apartment, and looked through a window, with a partially open blind, and noticed a white female, later identified as Mary K. Schmitz, born 03/20/1998, lying on the floor of the dining room area. Ms. Schmitz had two apparent bullet wounds, one on each side of her buttocks. There appeared to be an exit wound under on armpit and another bullet was noticed to be in her shoulder. A spent shell casing was found on the floor near her body. Officers gave verbal commands to the occupants of the apartment and 2 white females and a white male eventually came out. Officers then decided to enter the apartment to check for any injured people and immediately upon entering through the front door, they noticed a white female lying on the floor, obviously dead. They continued conducting a protective sweep of the apartment and upon entering the only bedroom in the apartment they found a black male, later identified as [REDACTED], born 01-06-1997, that had been shot an unknown number of times. [REDACTED] was still alive so he was transported to a hospital for medical treatment. Prior to being transported to the hospital PO Holt asked [REDACTED] who shot him. [REDACTED] stated that the person who shot him was a black male who was wearing all black. Officers also noticed that a German Shepherd had been killed and was lying on the floor of the living room area. In plain view, a spent shell casing was seen on the floor of the living room and on the floor of the dining room near the back door. The apartment had the strong odor of marijuana throughout. There was also a "bong" on the bar separating the kitchen and the dining room area. From the outside of the open front door blood spatter evidence can be seen on the wall immediately inside the front door.

One of the witnesses, [REDACTED], advised that she knew [REDACTED] had an ongoing conflict with a man identified as Darius D. Miller and another man identified as Michael A. Lora, a black male, born 01/26/1998 (AKA: Slim). [REDACTED] told detectives that she had a Facetime conversation with Mr. Lora just hours before the shooting occurred. The context of the conversation was a warning from Mr. Lora who told her that people that are around [REDACTED] get hurt.

On 9/18/18 at 0558 hours Independence Police Dispatchers received a call of a suspicious black male in the area of 3901 S. Marshall who was knocking on doors demanding to use the telephones. The black male was reported to be wearing all black and was last seen walking east on 39th St. The address of 3901 S. Marshall is approximately 1.1 miles to the area of 35th and Crackerneck. Detectives responded to the area of 39th and Crackerneck and conducted a pedestrian check on the black male who was later identified as David Harris, born 09/30/1990. Detectives interviewed Mr. Harris during the pedestrian check and he stated that he was visiting a friend but could not give any details about the friend such as where he lived or what his phone number was.

Since Mr. Harris matched the description of the suspect seen at the shooting he was taken to police headquarters for a formal interview.

At 1012 hours Detective Chad Cox, of the Independence, Missouri Police Department, responded to Centerpoint Hospital to interview [REDACTED] after he was out of emergency surgery. [REDACTED] told Detective Cox about a text message conversation he had with Mr. Lora and that he was asking Mr. Lora why he was trying to set him up. He also told Detective Cox about hearing and seeing [REDACTED] having a Facetime conversation with Mr. Lora just hours before the shooting. The conversation seemed to be a warning to [REDACTED] advising her to stay away from [REDACTED].

On 9/18/18 at 1546 Mr. Lora was interviewed at Independence Police Headquarters after he was advised of his rights under Miranda. During the interview Mr. Lora admitted to having a Facetime conversation with [REDACTED] and that he told her to be safe because everybody that hangs out with [REDACTED] gets hurt. He also stated that he has known [REDACTED] and stated that they have been arguing about him robbing people and that [REDACTED] has threatened to shoot Mr. Lora's mother's house.

During the course of the investigation Detective Cox was able to identify one of the shooters as David Harris. Mr. Harris admitted to being inside the apartment with 2 other people but would not tell Detective Cox who the other people were and that he was responsible for some of the shooting. Mr. Harris was charged with the shooting and incarcerated in the Jackson County Jail. Later, a confidential source stated that Mr. Harris stated that he may have to "roll on Slim (Mr. Lora)."

On 9/25/18, after being released from the hospital, [REDACTED] responded to the Independence Police Department to give a formal statement. During the statement [REDACTED] stated that he remembered the Facetime conversation [REDACTED] had with Mr. Lora and he took the conversation as an immediate threat to his safety. He stated that he eventually fell asleep and was awoken by gunfire early in the morning. He was able to raise to his feet and when he did he noticed two black males shooting guns. He stated that he could immediately identify Mr. Lora as one of the shooters. He stated that when he fell down Mr. Lora continued to look at him and grinned. He also heard his friend, Mary Schmitz, scream during the shooting. Mr. [REDACTED] advised that Mr. Lora was wearing all black and had a black doo rag on his head. It should be noted that when Mr. Lora was arrested he was wearing a black doo rag.

Det. Chad Cox - 1475

/s/Det. Chad Cox - 1475

Print Name

Signature