

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

POLICE NO. :	18-000976
PROSECUTOR NO. :	095449387
OCN:	

STATE OF MISSOURI,)	
	PLAINTIFF,)
vs.)	
)	
JERRY D DAVIS)	
708 S Savage St)	CASE NO. 1816-CR
Independence, MO 64050)	DIVISION
DOB: 09/24/1992)	
Race/Sex: W/M)	
[REDACTED])	
	DEFENDANT.)

COMPLAINT

Count I. Assault - 2nd Degree - Special Victim (565.052-004Y20171312.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.052, RSMo, committed the **class B felony of assault in the second degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about November 30, 2018, in the County of Jackson, State of Missouri, the defendant recklessly caused serious physical injury to Jeremy Kiger, a law enforcement officer, and special victim, by striking him.

The range of punishment for a class B felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years and not to exceed fifteen (15) years.

Count II. Resisting Or Interfering With Arrest/detention/stop (575.150-003Y19104801.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 575.150, RSMo, committed the **class A misdemeanor of resisting a lawful detention**, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about November 30, 2018, in the County of Jackson, State of Missouri, Jeremy Kiger, a law enforcement officer, was attempting to make a lawful detention of defendant and the defendant knew or

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reasonably should have known that the officer was making a lawful detention, and, for the purpose of preventing the officer from effecting the detention, resisted the detention of defendant by using or threatening the use of violence, physical force or physical interference.

The range of punishment for a class A misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed one (1) year; by a fine not to exceed two thousand dollars (\$2,000); 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).

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
(816) 881-4488
hwilliams@jacksongov.org

WITNESSES:

1. PO Bryan Conley, 1903 S. Broadway, Oak Grove, MO 64075
2. PO Jeremy Kiger, 1903 S. Broadway, Oak Grove, MO 64075
3. PO Kyle Lynch, 1903 S. Broadway, Oak Grove, MO 64075

PROBABLE CAUSE STATEMENT

Date: 11/30/2018

Oak Grove PD case no. 18-0976

I, Bob Csukker, a police detective with the Oak Grove 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 11/30/2018 at West bound I-70 and Broadway, Oak Grove, Jackson Co., MO 64075, Davis, Jerry D., w/m, 09/24/1992, 5-09, 149 lbs., BRO/HAZ, [REDACTED], committed one or more criminal offenses.

2. The facts supporting this belief are as follows:

On 11/30/2018, at approximately 0534 hours, Officer Jeremy Kiger #613, Oak Grove, Missouri Police Department, was patrolling in the area of SE 4th St. and S. Broadway, Oak Grove, Jackson County, MO 64075. He observed a Chevy Caprice with an October 2018 expired license plate and the front driver's side headlight was out. Officer Kiger conducted a traffic stop of the vehicle at westbound I-70 just west of the Oak Grove exit.

As Officer Kiger exited his vehicle, Davis exited his vehicle and walked towards Officer Kiger in an aggressive, belligerent manner, yelling and screaming. Officer Kiger drew his handgun and advised Davis to get back to his vehicle. Davis stopped but continued to yell at the officer. He then turned, went back to his vehicle, and leaned into his vehicle, reaching for an unknown item. Davis re-emerged with his cell phone and began video recording the incident. Officer Kiger gave further commands for Davis to get back in his vehicle, at which time Davis got back in his vehicle. Officer Kiger then approached the vehicle and made contact with Davis, at which point, Officer Kiger holstered his handgun and advised Davis his headlight was out and his license plates were expired. Davis continued to yell and argue with Officer Kiger about why he was stopped. Davis wanted to see his headlight so Officer Kiger showed Davis the burnt out headlight. Davis was yelling and being belligerent at Officer Kiger throughout this entire period. Officer Kiger requested Davis driver's license and insurance at which time Davis punched Officer Kiger's flashlight back into his face striking him in his bottom lip and drawing blood. Officer Kiger grabbed hold of the subject who at this time was actively resisting Officer Kiger's attempt to gain control of him. Officer Kiger was able to pin Davis up against the driver-side of his car and hold on to him but he continued to fight Officer Kiger.

Officer Kyle Lynch #615, arrived on scene and assisted Officer Kiger with getting Davis to the ground in an attempt to gain control of him. While on the ground Davis continued to resist and fight both officers. Davis failed to comply with Officer Kiger's orders to stop resisting and continued fighting. Davis was tasered once in his lower back to try to gain compliance. The taser had no effect on Davis and he continued to fight and did not listen to commands given by the officers. Officer Kiger advised Davis he was going to be tasered again. Davis still failed to comply and actively fought Officer Kiger and Officer Lynch. Officer Kiger deployed his taser once again. After this deployment Officer Kiger was able to gain control of Davis and he was handcuffed and placed under arrest for Assaulting a Law Enforcement Officer, Resisting Arrest, and Failing to Obey Orders.

Davis was escorted to Officer Lynch's patrol vehicle and placed up against this passenger side of the vehicle while Officer Lynch opened the door. While Officer Lynch was opening the door Davis began to fight again and kicked Officer Kiger in his right shin. While putting Davis in the backseat of a patrol vehicle he slid across the backseat, reared his legs up and kicked Officer Kiger in the face, striking his right cheek.

Det. Bryan Conley

Print Name

/s/ Det. Bryan Conley

Signature

Oak Grove, Missouri Police Department