IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI AT

POLICE NO	O.: 19-000526
PROSECUTOR NO	O.: 095450093
00	CN:
STATE OF MISSOURI,)
P 1	LAINTIFF,)
VS.)
)
CARMELITA G. SMITH)
2117 E. 10th Street, Apt #3E) CASE NO. 1916-CR
Kansas City, MO 64127) DIVISION
DOB: 07/23/1966)
Race/Sex: B/F)
)
DEI	FENDANT.)
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COMPLAINT

Count I. Murder 2nd Degree (565.021-001Y19840902.0)

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 January 2, 2019, in the County of Jackson, State of Missouri, the defendant with the purpose of causing serious physical injury to Tony L Carmons caused the death of Tony L Carmons by stabbing him.

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 (571.015-001Y19755299.0)

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 January 2, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in

State vs. Carmelita G. Smith

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 dangerous instrument.

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.

JEAN PETERS BAKER

Prosecuting Attorney Jackson County, Missouri by,

/s/ Kristiane N. Bryant
Kristiane N. Bryant (#69524)
Assistant Prosecuting Attorney
415 E. 12th St.
Floor 7M
Kansas City, MO 64106
(816) 881-3597
KNBryant@jacksongov.org

WITNESSES:

- 1. DET Bonita Y. Cannon, 1125 Locust, Kansas City, MO 64106
- 2. Tony L Carmons, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106

State vs. Carmelita G. Smith

- Jerry Jason C. Findley, 1125 Locust, Kansas City, MO 64106
 DET Jason C. Findley, 1125 Locust, Kansas City, MO 64106
 DET Heather D. Leslie, 1125 Locust, Kansas City, MO 64106
 Kansas City, MO 64106
 DET James H. Price, 1125 Locust, Kansas City, MO 64106
- 9. 64106 11, Kansas City, MO
- 10. DET Timothy R. Taylor, 1125 Locust, Kansas City, MO 64106
- 11. DET Nathan S. VanVickle, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

CRN: 19-000526

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I, Det. Bonita Cannon, #4585 Kansas ((Name and identify law enforcement officer				e.)	
knowing that false statements on this for	m are punis	shable by la	w, state that the f	acts contained here	in are true.
I have probable cause to believe that on		19 ate)	, at <u>2117 E. 10</u>	th St #3E (Address)	in
Kansas City, Jackson	Missouri	Carmelita	G. Smith		
(County)	-			Offender(s))	
B/F 07-23-66 /			committed one	or more criminal o	offense(s).
(Description of Identity	y)		-		

The facts supporting this belief are as follows:

Date: 01-03-2019

On 01-02-2019, at approximately 2145 hours officers of the Kansas City Missouri Police Department were dispatched to Truman Medical Center, 2301 Holmes, Jackson County, Kansas City, Missouri on a reported cutting. Information was received the victim provided hospital personnel with 2117 E. 10th Street #3E, as the location where he was stabbed by his girlfriend.

The victim died as a result of being stabbed in the chest. His death was ruled a homicide by the Jackson County Medical Examiner.

Officers were also dispatched to 2117 E. 10th Street on a reported cutting, where they contacted witness #1 and secured the crime scene.

A search warrant was obtained and executed on 2117 E. 10th Street Apartment 3E. A steak knife was located and recovered from the kitchen sink with what appeared to be blood, hair fibers and flesh. What appeared to be blood was on the floor in the kitchen and bedroom.

Witness #1 stated he was at witness #2's residence, when his brother/victim arrived, suffering from an injury to his chest. Witness #1 stated he asked the victim what happened to which the victim told him, "The bitch stabbed me." Witness #1 and witness #2 assisted the victim into witness #1's vehicle.

Witness #1 stated he drove the victim to Truman Medical Center (TMC), 2301 Holmes for treatment. Witness #1 was shown a line-up containing six black females of similar appearance. One of the subjects pictured was Carmelita Smith B/F 07-23-66, to which witness #1 positively identified Smith, as being the victim's current live-in girlfriend.

Witness #2 stated she assisted witness #1 with getting the victim into the vehicle. She further stated tried to treat the victim's injury by applying pressure to an injury to his chest.

PROBABLE CAUSE STATEMENT FORM

CRN 19-000526	
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Witness #3 a nurse at TMC stated the victim told her he arrived home from work, his girlfriend stabbed him. She stated the victim also told her, "It was a good thing I had on multiple layers, it could have been worse."

Witness #4 stated she is a Social Worker for TMC. She stated she was present during the victim's conversation with witness #3 and also heard the victim state his girlfriend stabbed him and provided his address.

The victim's family provided the name of the victim's current live in girlfriend, whom they only know as "Carmelita" to detectives and hospital personnel.

Detectives located previous reported incidents involving the victim and Smith. It should be noted of the previous incidents, Smith has cut the victim on at least 2 prior occasions.

On 01-03-2019 at 0953 hours Carmelita Smith was taken into custody at 6723 Monroe and transported to Police Headquarters. Smith was advised of her Miranda Rights via the Miranda Waiver at 1122 hours. At 1123 hours Smith refused to speak with detectives and requested an attorney.

Printed Name	Det. Bonita Cann	on, #4585	Signature	det.	DU	44585
The Court finds	s probable cause an	d directs the issuar	nce of a warrar	at this	day of	
				,		
			Judge	· · · · · · · · · · · · · · · · · · ·		
	Circuit Court o	f	Co	ounty, State of	f Missouri.	