

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT

POLICE NO. :	18-059580
PROSECUTOR NO. :	095449655
OCN:	

STATE OF MISSOURI,	)	
	)	
PLAINTIFF,	)	
vs.	)	
	)	
RAFAEL M. ARMSTRONG	)	
712 SE Drew Court	)	CASE NO. 1916-CR
Lees Summit, MO 64064	)	DIVISION
DOB: 08/21/1988	)	
Race/Sex: B/M	)	
	)	
DEFENDANT.	)	

COMPLAINT

Count I. Murder 1st Degree (565.020-001Y19840903.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.020, RSMo, committed the **class A felony of murder in the first degree** punishable upon conviction under Section 565.020, RSMo, in that on or about on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant after deliberation, knowingly caused the death of Cyrenaico Lange by shooting her.

The range of punishment for a Murder in the First degree is death or imprisonment in the custody of the Missouri Department of Corrections for life without eligibility of probation or parole, or release except by act of the governor. A person found guilty of murder in the first degree who was under the age of eighteen at the time of the commission of the offense shall be sentenced to a term of life without eligibility for probation or parole as provided in section 565.034, life imprisonment with eligibility for parole, or not less than thirty years and not to exceed forty years 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

State vs. Rafael M. Armstrong

571.015.1, RSMo, in that on or about August 5, 2018, in the County of Jackson, State of Missouri, the defendant

committed the felony of first degree murder charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of first degree murder 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.

Count III. Unlawful Possession Of A Firearm (571.070-001Y20175212.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.070, RSMo, committed the **class D felony of unlawful possession of a firearm**, 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 firearm, and on February 13, 2014, the defendant was convicted of the felony of robbery in the first degree in the Jackson County Missouri case number 1216-CR02584-01.

The range of punishment for a class D 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 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 IV. Armed Criminal Action (571.015-001Y19755212.0)

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 August 5, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of unlawful possession of a firearm charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of unlawful possession of a firearm 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.

State vs. Rafael M. Armstrong

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/ Sarah A. Castle

Sarah A. Castle (#64770)
Assistant Prosecuting Attorney
415 East 12th Street
11th Floor
Kansas City, MO 64106
(816) 881-3517
scastle@jacksongov.org

WITNESSES:

- [illegible]

PROBABLE CAUSE STATEMENT FORM

Date: 02-27-2019

CRN: 18-059580

I, Daniel W. Frazier #5180 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 08-05-2018, at 10726 Greenwood Ave. in
(Date) (Address)

Kansas City, Jackson Missouri Rafael Armstrong
(County) (Name of Offender(s))

B/M 08-21-1988 committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 08-05-2018 at approximately 0308 hrs, Officers from the Kansas City Missouri Police Department responded to 107th St and Greenwood Dr, Kansas City, Jackson County, Missouri, in regard to a medical nature unknown. Upon arrival the officers observed a black female (victim) lying in the street in front of 10726 Greenwood Dr, suffering from apparent gunshot wounds and wearing only underwear a t-shirt and a robe. Medics responded to the scene and pronounced the victim deceased.

The investigation of the crime scene revealed multiple spent shell casings around the victim's body. The victim's front door was found to be standing open along with a storage door located near the front of the victim's duplex. No apparent signs of forced entry were observed on either door. Near the curb next to the victim's body a cell phone was located that was later revealed to be the victim's. Also lying on the ground next to the victim was a pair of wireless earbuds.

The Medical Examiner's Office ruled the death a homicide.

During the investigation the victim's cell phone was downloaded and analyzed which revealed numerous incoming and outgoing calls as well as text messages. I noted an incoming call on 08-05-2018 at 0045 hrs which was listed in the contacts as Rafael Anderson/Tony/18 and the number was 816-448-1916.

The listed number was later confirmed to belong to Rafael Armstrong B/M 08-21-1988. Family contacted during the investigation advised Rafael Armstrong used to live with the victim and still kept some personal possessions in the victim's storage unit that he would get as needed. Detectives also contacted a friend of the victim's who confessed to knowing Rafael Armstrong because he was a drug dealer and routinely sold the victim cocaine. The friend also stated they had information that Rafael Armstrong stored a firearm in the victim's storage unit with his other stuff.

PROBABLE CAUSE STATEMENT FORM

CRN 18-059580

During the investigation Detectives received an anonymous tip advising that Rafael Armstrong killed the victim. The tip explained that Rafael Armstrong went to the victim's house and confronted her in regard to a gun he kept stored in the storage unit that was now missing. The tip continued, advising that Rafael Armstrong began arguing with the victim which escalated at which point Rafael Armstrong shot the victim.

On 08-10-2018 I was advised Rafael Armstrong had been arrested at a local motel on a felony warrant unrelated to the homicide investigation. When Rafael Armstrong was arrested a stolen handgun was located under a mattress near where he was lying down. The firearm was recovered, swabbed for DNA and transported to the Kansas City Police Crime Laboratory for ballistic testing. Rafael Armstrong was transported to the Jackson County Jail

The Kansas City Police Crime Laboratory tested the firearm and verified the gun matched as the gun used to fire the spent shell casings found at the victim's murder scene.

The Kansas City Crime Laboratory tested the swab that was taken from the grip of the gun found when Rafael Armstrong was arrested and compared it to Rafael Armstrong's DNA. The DNA matched with a statistic of one in 49 trillion.

The Kansas City Crime Laboratory tested a swab from the ear buds located next to the victim and compared it to Rafael Armstrong's DNA. The DNA matched with a statistic of one in 1.6 billion

Additionally detectives received a search warrant for cell phone data from the number Rafael Armstrong was using around the time of the homicide which showed three minutes prior to the homicide his cell phone was hitting off of a tower which covers the area near the crime scene.

On or about February 13, 2014, the defendant was convicted of the felony of Robbery in the First Degree, in the Circuit Court of Jackson County, Missouri, in case number 1216-CR02584-01.

Printed Name Daniel W. Frazier #5180 Signature /S/Daniel W. Frazier #5180

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

Judge

PROBABLE CAUSE STATEMENT FORM

CRN 18-059580

Circuit Court of _____ County, State of Missouri.