IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI $\underline{\mathbf{AT}}$

POLICE NO • 10-001618

	PULICE NO.:	19-0010	10
PROS	ECUTOR NO.:	095452174	
	OCN: U7020		95
STATE OF MISSOURI, vs.	, PLAIN	TIFF,	
JOSHUA D BROOKS 4301 Dr. Greaves Rd. Grandview, MO 64030 DOB: 08/05/1980 Race/Sex: W/M)) CASE NO. 1916-CR) DIVISION)
	DEFENI	DANT.))
	COMP	LAINT	<u>r</u>

Count I. Murder 1st Degree (565.020-001Y19840904.0)

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 April 13, 2019, in the County of Jackson, State of Missouri, the defendant after deliberation, knowingly caused the death of Erick Mcdonough by running over him with a truck.

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 (571.015-001Y19755299.0)

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 April 13, 2019, in the County of Jackson, State of

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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 dangerous instrument, to-wit: a motor vehicle.

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. Tampering With Physical Evidence In Felony Prosecution (575.100-001Y20175006.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of

Section 575.100, RSMo, committed the class E felony of tampering with physical evidence, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about April 13, 2019, in the County of Jackson, State of Missouri, the defendant concealed a 1987 Chevy truck with the purpose to impair its availability in the investigation into the death of Erick McDonough, an official investigation, and thereby impaired and obstructed the prosecution of himself for the crime of first degree murder, a felony.

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.

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Count IV. Leaving Scene Of Accident - Accident Resulting In Death (577.060-006Y20175401.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of

Section 577.060, RSMo, committed the **class D felony of leaving the scene of an accident,** punishable upon conviction sunder sections 558.002 and 558.001, RSMo, in that on or about April 13, 2019, in the county of Jackson, State of Missouri, the defendant was the operator of a vehicle involved in an accident resulting in death to Erick Mcdonough and, having knowledge of that accident, left the place of the accident without providing his name, residence, registration, and or license information to a law enforcement officer.

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 to exceed seven (7) years; or by a fine not to exceed five thousand dollars (\$5,000); 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.

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/ Jennifer S Tatum
Jennifer S Tatum (#70789)
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WITNESSES:

- 1. DET Beau D. Bailey, 1200 Main Street, Grandview, MO 64030
- 2. DET Jon Bennings, 1200 Main Street, Grandview, MO 64030
- 3. PO Philip Griffen, 1200 Main Street, Grandview, MO 64030

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- 4. SGT Jacob Gross, 1200 Main Street, Grandview, MO 64030
- 5. PO N. Landis, 1200 Main Street, Grandview, MO 64030
- 6. DET Megan Larkey, 1200 Main Street, Grandview, MO 64030
- 7. PO Thorin Savage, 1200 Main Street, Grandview, MO 64030
- 8. DET Ryan Seeger, 1200 Main Street, Grandview, MO 64030

REPORT NUMBER 19001618 GRANDVIEW STATEMENT OF PROBABLE CAUSE

I, Detective Jon Bennings, 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 04/13/2019, at the intersection of 2nd Street and 3rd Street, Grandview, Jackson County, Missouri, 64030, Joshua D. Brooks W/M 08/05/1980.

The facts supporting this belief are as follows:

On 04/13/2019, at approximately 1522 hours, Grandview Officers responded to the intersection of 2nd Street and 3rd Street, Grandview, Jackson County, Missouri 64030, in regards to an unresponsive white male lying in the grass. Grandview Officers located the unresponsive victim, later identified as E.M., who appeared to be critically injured from being struck by a vehicle. E.M was transported to local hospital. Officers on scene located and collected a cellphone (black Samsung Galaxy L3 IMEI:354775084201192) that was presumed to belong to the E.M.

The Grandview Traffic Unit responded to the scene to complete a crash reconstruction due to the incident being a hit and run. The Traffic Unit determined that the hit and run was believed to be an intentional act do to the location of E. M. before, during, and after being struck by the vehicle (off the roadway approximately 30 feet to the east of the roadway.) The Traffic Unit advised that based off the tire marks, the suspect vehicle path of travel would have resulted in a right curve, however intentionally deviated to a left turn resulting in leaving the roadway. The Traffic Unit advised that no skid marks were observed on scene which indicated that the suspect vehicle did not brake prior to striking E. M. The Traffic Unit advised that evidence was collected on scene which included pieces of plastic believed to be parts of the suspect vehicle.

During an area canvass of the area surrounding the crime scene, Grandview Detectives made contact with a neighbor, identified as stated that approximately 20 minutes prior to Grandview Police arriving on scene he was seated on his living room couch (facing East towards 3rd Street). Stated that he heard what sounded to be a vehicle strike the curb and then the sound of a vehicle accelerating south on 3rd Street.

position on the couch, he looked out a small opening in the window (surrounded by plants), through a small mirror (appeared to be a rearview mirror) positioned on his front porch facing south. stated that through the small mirror he observed a black or dark colored single cab truck leave the area. was asked if he remembered any specific details to the single cab truck and he stated "no," other than it did not appear to be lifted (more of a standard height truck).

Sergeant Gross responded to the hospital and used the MORPH ID fingerprint scanner and confirmed E.M. as the individual struck by the vehicle. Sergeant Gross advised the Grandview Detective Unit that E.M. was the suspect in an aggravated assault that occurred on 04/13/2019 at approximately 0115 hours, at a local gas station in Grandview.

On 04/15/2019, Grandview Detectives were notified by Jackson County Medical Examiner's office that E.M. had died from his injuries. The Provisional Anatomic Diagnosis had contributed the cause of death to be multiple blunt force trauma, however the manner of death was listed as pending.

On 04/14/2019, Grandview Detectives contacted , aka """, who advised that E.M. had left on foot from his residence at 1002 Duck, Grandview, Jackson County, Missouri, 64030 to Dennis Hilden's residence at 12406 3rd St, Grandview, Jackson County, Missouri, 64030.

On 04/14/2019, Grandview Detectives contacted and his son, at 12406 3rd St. During the interview, stated that E.M. had been at his residence on 04/13/2019 and had left 10 minutes prior to seeing police and an ambulance responding to the intersection of 2nd and 3rd St. later contacted Detective Seeger and advised that a Cassi D. Brooks W/F 04/04/1983 and "Opie," later identified as Joshua D. Brooks W/M 08/05/1980 had issues with E.M. During that interview, Grandview Detectives were advised that the couple have a truck that he had not seen since 04/13/2019.

On 04/16/2019, Grandview Detectives contacted Cassi Brooks at her and Joshua Brooks' residence, 4301 Dr. Greeves Rd, Grandview, Jackson County, Missouri, 64030. During the interview, Cassi Brooks made a comment that she was not sure if Joshua Brooks would have done it. Later, on 04/16/2019, Joshua Brooks responded to the Grandview Police Department 1200 Main St, Grandview, Jackson County, Missouri, 64030, for an interview. Cassi Brooks accompanied

Joshua Brooks, however remained in the vehicle in the Grandview Police Department parking lot.

During the interview with Joshua Brooks, he advised that he had known E. M. since approximately May or June after meeting E. M. at residence. Joshua Brooks stated that approximately 2 months ago he and E. M. had a falling out regarding E. M. "breaking in" to his house to retrieve "tools," while Cassi Brooks was at home alone. Joshua Brooks further stated that he and Cassi Brooks had allowed E. M. to stay at the residence; however, E. M. was not allowed to be at the residence without Joshua Brooks being present. Joshua Brooks confirmed that he had found out Saturday night (04/13/2019) that something had happened to E. M. and further stated that he had heard on Monday (04/15/2019) that E. M. had been the individual struck and killed by a vehicle.

Joshua Brooks was asked about his whereabouts on 04/13/2019 and he advised he had been working for his boss all day and then worked over in Shawnee, Kansas, but did not state what kind of work. Joshua Brooks confirmed he had been driving his 1987 Chevy truck on 04/13/2019, which was confirmed by surveillance video (positioned across the street from Joshua Brooks' residence) recovered by Grandview Detectives showing him leaving at 0853 hours, on 04/13/2019. Joshua Brooks was asked if he had driven his 1987 Chevy flatbed truck to the police station on 04/16/2019 for the interview and he stated that Cassi Brooks had driven the truck the previous night (04/15/2019) to drop off their rent money in Chilhowie, Missouri, to their landlord. Joshua Brooks further stated that while en route Cassi Brooks called and advised that the 1987 Chevy truck had broken down and that she had pulled it just off of 50 Hwy near Holden, Missouri. Joshua Brooks described the 1987 Chevy truck as a red truck which had been spray painted black. Joshua Brooks stated that he had planned on having the truck towed to Chilhowie, Missouri, so he could fix it and drive it back to Grandview. Joshua Brooks stated that he would bring the 1987 Chevy truck to the Grandview Police Department so that Grandview Detectives could view the truck.

After Joshua Brooks advised Grandview Detectives that Cassi Brooks had driven the black in color Chevy flatbed truck, MO license 35A 5HF to Holden, Missouri, Grandview Detectives responded to the parking lot of 1200 Main St. and made contact with Cassi Brooks. Cassi Brooks was asked where the vehicle was located (physical location), at which time she confirmed that she had driven the 1987 Chevy truck to the Holden, Missouri area; however, she became increasingly uncooperative and did not want to provide the Chevy trucks location where she had left it.

It should be noted that throughout the interview, it appeared that Joshua Brooks became increasing tired to the point of falling asleep during pauses in his conversations; which continued after the interview when Joshua was seated in the front passenger seat of their vehicle. Cassi and Joshua Brooks ended the interview and left the parking lot.

Grandview Detectives in an unmarked vehicle, followed Cassi and Joshua Brooks to their residence to conduct surveillance. Additional Grandview Detectives responded eastbound on 50 Hwy towards Holden. Missouri, to canvas for the 1987 Chevy truck. Shortly after Grandview Detectives arrived in Holden, Missouri, Cassi Brooks contacted Grandview Detectives via telephone and advised where the truck was located. Cassi Brooks' directions led to the location of the 1987 Chevy truck, where the property owner provided consent to Detectives to enter onto the property (NW 700 Road, Holden, Johnson County, Missouri, 64040). The property owner, identified as Detectives that he had been contacted by his friend "Paul" and Cassi Brooks via phone, regarding the 1987 Chevy flatbed truck. stated that Cassi Brooks told him that she was trying to sell the 1987 Chevy truck for approximately \$1500.00, and asked him if he would be interested in taking a look at the truck. Stated that he agreed to look at the truck "when he got around to it." . stated that when he arrived home from work on 04/15/2019, at approximately 1900 hours, the 1987 Chevy truck was parked on the property. Grandview Detectives contacted local law enforcement (Johnson County Sheriff's office) who applied and received a search warrant, for the purpose of seizing Cassi and Joshua Brooks' 1987 Chevy truck. The local authorities released the vehicle to Grandview Detectives on-scene and the vehicle was transported to 1200 Main St. by Lazer Tow with Grandview Detectives following to preserve chain of custody.

During that time, Grandview Detectives conducting surveillance observed Cassi and Joshua Brooks load up their vehicle with what was observed to be clothing and pet supplies. Detectives contacted Cassi and Joshua Brooks at the residence and placed them into custody on a 24 hour hold.

the paintbrush anymore. Cassi Brooks confirmed that she was pretty sure that the hit and run occurred around that time frame.

Cassi Brooks stated that she and Joshua Brooks were told that E. M. had died from his injuries, at which time Joshua got a panic in his voice. Cassi Brooks stated that Joshua Brooks told her he needed to get the generator off the truck, and that he did not know whether to leave the truck somewhere. Cassi Brooks was asked if Joshua Brooks tried to kill E. M. or made a dumb mistake to try to teach E. M. a lesson, at which time she nodded her head up and down in agreement to Joshua Brooks made a dumb mistake to try to teach E. M. a lesson. Cassi Brooks further stated "when you are in an 87 Chevy and there is a person in front of you, there is something there that you are trying to do and it's not that you are going to bake them a pie". Cassi Brooks further stated that Joshua Brooks is soulless and dark, but she had never seen him with so much panic, fear, and confusion about how it ended up that way. Cassi Brooks further stated that she hopes that Joshua Brooks is honest and accountable when he is having his interview. Cassi Brooks stated, "I know he didn't mean to" and stated that she was not even sure Joshua Brooks knew how bad it was until they heard that E. M. had died. Cassi Brooks stated that she knows with all her heart that Joshua Brooks did not mean to kill him (E. M.). Cassi Brooks was asked if she considered calling the Police at any time after the incident and she stated, it was always on her mind, but she is married to Joshua Brooks.

Cassi Brooks was asked why she parked the 1987 Chevy flatbed truck where she did specifically, and she stated that she was originally going to take the 1987 Chevy truck to her "Mom and Dad's" but the truck broke down. Cassi Brooks stated that she drove the 1987 Chevy truck in first gear most of the way, and had to push it the last 10 feet or so. Cassi Brooks stated that her friend "Paul" opened the gates for her, but someone else owned the property (C.P.). Cassi Brooks was asked if she made any attempts to clean up the 1987 Chevy truck or checked to see if there was visible damage before she drove it out towards Holden, Missouri; and she stated that she did not, and further stated that she did not want to for fear of what there might be. Cassi Brooks was asked if that seemed unusual to her that she would "hop" into a truck involved in that kind of an incident without checking to see if there was any damage and she stated she blocked it out.

Cassi Brooks was asked if it was accurate to say that Joshua Brooks wanted the black in color 1987 Chevy truck hidden, because it was the truck that he hit E. M. with and she stated "I didn't see it, but as far as I know yeah, yes sir". Cassi Brooks was asked if Joshua Brooks told her

Saturday night (04/13/2019), and she stated yeah, he called her and stated "what have I done, what do I do Cass, I need you, I need you now." Cassi Brooks stated that Joshua Brooks did not come home Saturday night and she did not hear from him again until 0400 hours on Sunday (04/14/2019). Cassi Brooks stated that when Joshua Brooks called at 0400 hours they argued until he finally got home, at which point he dropped to his knees and started crying. Cassi Brooks advised Grandview Detectives that Joshua Brooks stated "I don't know what I did, I did something terrible." Cassi Brooks was asked if Joshua Brooks was telling her that he was responsible for E. M. and Cassi stated, "yes".

A formal interview was conducted with Joshua Brooks on 04/16/2019, at which time Joshua Brooks was read his Miranda warning and requested an attorney.

On 04/16/2019, Grandview Detectives applied for and received a search warrant through the Jackson County, Missouri, Circuit Court, for the purpose of processing the 1987 Chevy truck, MO license 35A 5HF. On 04/16/2019, the 1987 Chevy truck was transported and processed by members of the Kansas City Crime Lab at a secured facility. During the processing of the 1987 Chevy truck, it was discovered that items recovered on scene of the homicide were consistent with pieces missing from a damaged radiator/fan shroud within the engine compartment of the vehicle. It was also discovered that an additional broken plastic piece was located on the intake manifold of the vehicle. It appears that all but one of the pieces found on scene and the piece located on the manifold matched pieces missing from the fan shroud.

During a second formal interview on 04/17/2019 with Cassi Brooks, she was asked why she thought Joshua Brooks would be upset enough at E. M. that this type of incident (04/13/2019) would happen; and Cassi Brooks stated that E. M. had sent a text message to her and Joshua Brooks on 04/06/2019 that made Joshua Brooks "heartbroken." Cassi Brooks stated that E. M.'s text messages where sent when they had their kids, and stated, "yall are just a bunch of niggers, terrible people, and don't follow through with what you say you are going to do...."

Cassi Brooks was asked to describe the "falling out" she and Joshua Brooks had with E. M. and she stated that while E. M. was staying with them, he kept a lot of tools and other items in their house. Cassi Brooks that one day she found E. M. inside the residence when he was not supposed to be. Cassi Brooks further stated that she was naked at the time of the encounter and felt violated that E. M. had broken into their home and saw her naked. Cassi Brooks stated that E. M. told all of their friends that she and Joshua Brooks had stolen his tools, which made her

"look like an asshole;" and turned their friends against her which made it a really big deal.

Cassi Brooks stated that on 04/08/2019 she stopped by Dennis Hilden's house and E. M. was there. Cassi Brooks stated that E. M. said several things to her that made her upset and she returned to her vehicle, (where Joshua Brooks was waiting) crying. Cassi Brooks stated that she told Joshua Brooks that she could not deal with that stuff, at which time Joshua Brooks responded into the residence and confronted E. M. Cassi Brooks stated that when Joshua Brooks came back to the car, he told her, "I told him not to talk to you, not to address you, not to text you, not to come by, and if he ever does it again, I'm going to hurt him".

Cassi Brooks confirmed her previous statement that she saw E. M. on 04/13/2019, at s residence. Cassi Brooks stated that when she walked into residence, E. M. was being a "dick." Cassi Brooks confirmed her statement that she confronted E. M. about assaulting with brass knuckles and that she told Joshua Brooks about the encounter with E. M. on 04/13/2019. Cassi Brooks was again asked where she was during the time of the incident and she stated that she left the house to bring Joshua Brooks paint brushes. Cassi Brooks stated she received a call from Joshua Brooks who stated that he needed to go to Kansas and that he needed her. Cassi Brooks stated that as she approached Blue Ridge Blvd, she saw Joshua Brooks in his 1987 Chevy truck at the intersection of 3rd and Blue Ridge Blvd, facing north. Cassi Brooks stated Joshua Brooks turned left onto Blue Ridge Blvd, at which time two vehicles passed by her location, and she proceeded to turn right onto Blue Ridge Blvd to follow him. Cassi Brooks stated that when she and Joshua Brooks arrived at the park, Joshua Brooks stated "I fucked up, I don't know what to do." Cassi Brooks stated that Joshua Brooks told her he had hit E. M.

Later in the interview, Cassi Brooks advised that she had pulled up Joshua Brooks' GPS route for 04/13/2019, and explained that the route showed that he left work, and then went to a "weird spot" before going to the next job site. Cassi Brooks was asked what she meant by a "weird spot" and Cassi stated where E. M. was hit. Cassi Brooks provided Grandview Detectives Joshua Brooks' Gmail address:

<u>@gmail.com</u>. Cassi Brooks later requested an attorney, at which time the interview was concluded.

On 04/18/2019, Grandview Detectives made contact with Joshua Brooks' employer who confirmed Joshua Brooks worked on 04/13/2019, at 10606 Wallace Ave, Kansas City, Jackson County, Missouri, 64134. Joshua Brooks' employer further stated that each employee is required to

"clock in" and "clock out" using a website he created, which details the time stamp, cell phone number used, and GPS location. Joshua Brooks' employer provided Grandview Detectives with Joshua Brooks time card (printed document) which showed him clocking out on 04/13/2019, at 1403 hours, from 10606 Wallace Ave (GPS coordinates 38.9314044, -94.4926245). Based off the information provided by Joshua Brooks' employer, Grandview Detectives began tracking Joshua Brooks movements using surveillance video starting with the 7 Eleven at 107th and Blue Ridge, Kansas City, Missouri. Grandview Detectives continued collecting surveillance video at the Shell Gas Station, 11901 Blue Ridge Blvd, Grandview, Missouri, and Dahmer Construction, 703 Blue Ridge Blvd, Grandview, Missouri. Grandview Detectives were able to identify Joshua Brooks' 1987 Chevy flatbed truck in each of the above listed locations. Dahmer Construction's surveillance video showed Joshua Brooks' 1987 Chevy flatbed truck traveling west on 04/13/2019, at approximately 1429 hours and should be noted that Dahmer Construction, 703 Blue Ridge Blvd, is approximately .2 miles to the east of the intersection of 3rd St and Blue Ridge Blvd.

Grandview Detectives reviewed and recovered surveillance video from Constant Care Ground Maintenance, 4232 Dr. Greaves Rd, Grandview, Missouri, 64030, which is located across the street (north) from Joshua and Cassi Brooks' residence, 4301 Dr. Greaves Rd, Grandview, Missouri, 64030. Grandview Detectives observed in the surveillance video (channel 9) that Joshua Brooks left his residence on 04/13/2019, at 0853 hours in his 1987 Chevy truck (only occupant). Grandview Detectives observed in the surveillance video (channel 9) that on 04/13/2019, at 1422 hours, Cassi Brooks entered her blue in color Ford sedan alone, which was parked in the driveway of their residence. Grandview Detectives observed Cassi Brooks remain in the vehicle from 1422 hours until 1434 hours, on 04/13/2019, at which time Cassi Brooks backs out of the driveway in the blue in color Ford sedan and travels east on Dr. Greaves towards 3rd Street.

Grandview Detectives reviewed and recovered surveillance video from United Heating and Cooling, 301 Duck Rd., Grandview, Missouri, 64030. Grandview Detectives reviewed four individual camera angels (10, 17, 23, 26) and observed in Camera 23 (north facing towards Duck Rd.) Joshua Brooks' black in color 1987 Chevy flatbed truck travel west on Duck Rd. in front of 206 Duck Rd, at 1435 hours, on 04/13/2019. It should be noted that Joshua Brooks' 1987 Chevy truck was not observed from the other two cameras facing north and to the east of the intersection of 3rd Street and Duck Rd.

On 04/23/2019, Grandview Detectives reviewed surveillance video from Windler & Windler, 12611 Jackson Ave, Grandview, Jackson County,

Missouri, 64030, for 04/13/2019, which covered the exterior of the building. Grandview Detectives reviewed the exterior surveillance footage and observed Joshua Brooks' 1987 Chevy flatbed truck passing the intersection of Blue Ridge Blvd and Jackson Ave, traveling south on Blue Ridge Blvd on 04/13/2019, at 1437 hours. Grandview Detectives observed Cassi Brooks' 2015 blue in color Ford Focus hatchback pass the intersection of Blue Ridge Blvd and Jackson Ave, traveling south on Blue Ridge Blvd approximately 10 seconds later, which is consistent with her (Cassi Brooks) statement provided during her formal interview.

On 04/24/2019, Grandview Detectives received the Kansas City Police Department Crime Lab containing the Trace Evidence report for plastic pieces recovered on scene and from the engine compartment of Joshua Brooks' black in color 1987 Chevy flatbed truck. Grandview Detectives reviewed the Trace report, which confirmed six plastic pieces recovered from the crime scene (2nd and 3rd Streets) and one plastic piece recovered from Joshua Brooks' 1987 Chevy flatbed truck were a Level I Association (Physical Match). Grandview Detectives observed in the Trace report that the plastic pieces were a physical match to the fan shroud (fan cover) recovered from the engine compartment of Joshua Brooks' 1987 Chevy truck, which confirmed the plastic pieces recovered on scene originated from Joshua Brooks' 1987 Chevy truck, MO license 35A 5HF, VIN # 1GCGV24K7HJ120424. It should be noted that one plastic piece recovered on scene was not a physical match to the fan shroud or any of the other plastic pieces and was an Elimination. Grandview Detectives observed the report to have photographs of the examination, which illustrates the above conclusion.

On 05/09/2019, Grandview Detectives reviewed documents pertaining to Joshua Brooks' Google account , which included a zip drive for location history). Grandview Detectives observed that the Location History file contained 233 pages of GPS coordinates from 01:35:28 on 04/11/2019 to 22:28:03, on 04/16/2019. Grandview Detectives observed the time stamp on the file to be in Coordinated Universal Time (UTC), which is 5 hours ahead of local time. Grandview Detectives narrowed the search of the Location History to pages 72 to 79. which confirmed Joshua Brooks' was located in the area of 10606 Wallace Ave (04/13/2019, at 19:03:36 (UTC), 1403 hours (local): 38.93126, -94.4926). Grandview Detectives observed the documents to also place Joshua Brooks in Grandview, Missouri, at 1425 hours (04/13/2019, 19:25:31 (UTC), 1425 hours (local): 38.89884, -94.5331). It should be noted that the Location History placed Joshua Brooks in the area of the crime scene (just north of) at 1430 hours (04/13/2019, at 19:30:48 (UTC), 1430 hours (local): 38.89895, -94.5399); and just south of the crime scene, on 3rd Street, at 1435 hours (04/13/2019, at 19:35:01 (UTC), 1435 hours (local): 38.89643, -94.5404). Grandview

Detectives used the GPS coordinates from the Location History of Joshua Brooks' Google account (jdbrooks0601@gmail.com) and compared them to surveillance video recovered from local businesses, which showed Joshua Brooks' black in color 1987 Chevy flatbed truck.

On 05/28/2019, Detective Bennings received via email Google Reference # 2493290 (Joshua Brooks phone # 6609248277 - jdbrooks 7458). Detective Bennings reviewed the contents of the download observed the GPS coordinates to be consistent with that of the previous Google account (Joshua Brooks Gmail account).

On 05/28/2019, at 1305 hours, Detective Bennings was notified via phone message (Sgt. James, Johnson County Missouri Sheriff's office), that Joshua Brooks had requested to speak to Grandview Detectives. On 05/29/2019, Grandview Detectives responded to the Johnson County Missouri Sheriff's office and made contact with Joshua Brooks who advised he wanted to provide a statement regarding the incident involving E. M. Joshua Brooks advised Grandview Detectives that he would only provide a statement, which would close the case, if an agreement in writing was met that would remove Cassi Brooks from the investigation and no charges filed.

On 05/29/2019, Detective Bennings contacted Lieutenant Gobber of the Johnson County Sheriff's Office via phone and requested access to any incoming or outgoing recorded phone calls involving Joshua Brooks. Lieutenant Gobber advised Detective Bennings that he would provide him with access to Joshua Brooks' Encartele phone calls through a secure link and would download all HomeWAV calls onto a DVD.

On 05/30/2019, at approximately 1042 hours, Detective Bennings responded to the Johnson County Missouri Sherriff's Office and made contact with Lieutenant Gobber. Lieutenant Gobber provided Detective Bennings with a DVD containing Joshua Brooks' HomeWAV calls, along with the HomeWAV Visitation (printed report) from 05/13/2019 to 05/30/2019.

On 05/30/2019, Detective Bennings reviewed the HomeWAV phone calls and observed a recording between Cassi Brooks and Joshua Brooks (recording # 11623321). Detective Bennings listened to the recording (11623321) in its entirety and observed at 0:01:07 of the recording, Cassi Brooks advised Joshua Brooks that her "family care registry" had 2nd Degree Homicide listed under her. Cassi Brooks further advised Joshua Brooks that she could no longer be a nurse. At 0:02:35 Joshua Brooks advised Cassi Brooks that he would do whatever he could to "fix it." Cassi Brooks advised Joshua Brooks that she did not know what he could do to fix it other than talk to Grandview Detectives and tell them

what happened, which Joshua Brooks stated send them my direction. At 0:06:50 Cassi Brooks advised Joshua Brooks that "I am dumb and I covered for you." At 0:09:17 Joshua Brooks advised Cassi Brooks to bring them back here and he will handle it. Cassi Brooks asked Joshua Brooks what he meant by "handling it" and he stated "tell them you weren't involved and that I did it all at my own accord and that you need to be completely absolved from it and I will do whatever they want." Joshua Brooks further stated that "I took my pickup truck and ran E. M. (stated full name) down without any help from my wife what so ever and she needs to be completely absolved of this so she can continue her life. There it's on recording, on video tape, tell them to pull this tape." Cassi Brooks states "don't do this Opie" at which time Joshua Brooks states "it's done, it's already finished, I ran him down with my pickup truck and killed him with no help from you what so ever."

In a separate HomeWAV phone call (recording # 11577227) between Joshua Brooks and Cassi Brooks, Detective Bennings observed them talk about Cassi Brooks trusting Joshua Brooks. Detective Bennings listened to the recording in its entirety and observed at 0:03:34 Cassi Brooks advised Joshua Brooks "I need to be able to trust you and said that your truck was never at the Dollar store (Dollar General) parking lot." Joshua Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks responds with "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks advised Cassi Brooks that "South a liar, which Cassi Brooks a liar, which Cass

DETECTIVE 3 - 5 125

THE COURT FINDS PROBABLE CAUSE.

JUDGE

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI $\underline{\mathbf{AT}}$

POLICE NO.: 19-001618

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	PROSECUTOR NO.:	0954521	180
	OCN:	N: U7020401	
STATE OF MISSO	· · · · · · · · · · · · · · · · · · ·	NTIFF,))
VS.			
CASSI D BROOK 4301 Dr. Greaves l	-))) CASE NO. 1916-CR
Grandview , MO 64	4030		DIVISION
DOB: 04/04/1983)
Race/Sex: W/F)
	DEFENI	DANT.))
	COMP	T A TE TO	n

COMPLAINT

Count I. Tampering With Physical Evidence In Felony Prosecution (575.100-001Y20175006.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of

Section 575.100, RSMo, committed the class E felony of tampering with physical evidence, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about April 13, 2019, in the County of Jackson, State of Missouri, the defendant concealed a 1987 Chevy truck with the purpose to impair its availability in the investigation into the death of Erick Mcdonough, an official investigation, and thereby impaired and obstructed the prosecution of Joshua Brooks for the crime of first degree murder, a felony.

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. Cassi D Brooks

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/ Jennifer S Tatum
Jennifer S Tatum (#70789)
Assistant Prosecuting Attorney
415 E. 12th Street
Floor 7M
Kansas City, MO 64106
(816) 881-3628
jtatum@jacksongov.org

WITNESSES:

- 1. DET Beau D. Bailey, 1200 Main Street, Grandview, MO 64030
- 2. DET Jon Bennings, 1200 Main Street, Grandview, MO 64030
- 3. PO Philip Griffen, 1200 Main Street, Grandview, MO 64030
- 4. SGT Jacob Gross, 1200 Main Street, Grandview, MO 64030
- 5. PO Stephen King, 1200 Main Street, Grandview, MO 64030
- 6. PO N. Landis, 1200 Main Street, Grandview, MO 64030
- 7. DET Megan Larkey, 1200 Main Street, Grandview, MO 64030
- 8. Erick Mcdonough, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
- 9. PO Thorin Savage, 1200 Main Street, Grandview, MO 64030
- 10. DET Ryan Seeger, 1200 Main Street, Grandview, MO 64030

REPORT NUMBER 19001618 GRANDVIEW STATEMENT OF PROBABLE CAUSE

I, Detective Jon Bennings, 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 04/13/2019, at the intersection of 2nd Street and 3rd Street, Grandview, Jackson County, Missouri, 64030, Cassi D. Brooks W/F 04/04/1983, ______, committed one or more criminal offenses.

The facts supporting this belief are as follows:

On 04/13/2019, at approximately 1522 hours, Grandview Officers responded to the intersection of 2nd Street and 3rd Street, Grandview, Jackson County, Missouri 64030, in regards to an unresponsive white male lying in the grass. Grandview Officers located the unresponsive victim, later identified as E.M., who appeared to be critically injured from being struck by a vehicle. E.M was transported to local hospital. Officers on scene located and collected a cellphone (black Samsung Galaxy L3 IMEI:354775084201192) that was presumed to belong to the E.M.

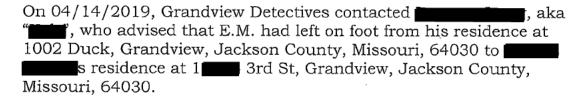
The Grandview Traffic Unit responded to the scene to complete a crash reconstruction due to the incident being a hit and run. The Traffic Unit determined that the hit and run was believed to be an intentional act do to the location of E. M. before, during, and after being struck by the vehicle (off the roadway approximately 30 feet to the east of the roadway.) The Traffic Unit advised that based off the tire marks, the suspect vehicle path of travel would have resulted in a right curve, however intentionally deviated to a left turn resulting in leaving the roadway. The Traffic Unit advised that no skid marks were observed on scene which indicated that the suspect vehicle did not brake prior to striking E. M. The Traffic Unit advised that evidence was collected on scene which included pieces of plastic believed to be parts of the suspect vehicle.

During an area canvass of the area surrounding the crime scene, Grandview Detectives made contact with a neighbor, identified as stated that approximately 20 minutes prior to Grandview Police arriving on scene he was seated on his living room couch (facing East towards 3rd Street). Stated that he heard what sounded to be a vehicle strike the curb and then the sound of a vehicle accelerating south on 3rd Street.

position on the couch, he looked out a small opening in the window (surrounded by plants), through a small mirror (appeared to be a rearview mirror) positioned on his front porch facing south.
stated that through the small mirror he observed a black or dark colored single cab truck leave the area. was asked if he remembered any specific details to the single cab truck and he stated "no," other than it did not appear to be lifted (more of a standard height truck).

Sergeant Gross responded to the hospital and used the MORPH ID fingerprint scanner and confirmed E.M. as the individual struck by the vehicle. Sergeant Gross advised the Grandview Detective Unit that E.M. was the suspect in an aggravated assault that occurred on 04/13/2019 at approximately 0115 hours, at a local gas station in Grandview.

On 04/15/2019, Grandview Detectives were notified by Jackson County Medical Examiner's office that E.M. had died from his injuries. The Provisional Anatomic Diagnosis had contributed the cause of death to be multiple blunt force trauma, however the manner of death was listed as pending.



On 04/14/2019, Grandview Detectives contacted and his son, at 12406 3rd St. During the interview, stated that E.M. had been at his residence on 04/13/2019 and had left 10 minutes prior to seeing police and an ambulance responding to the intersection of 2nd and 3rd St. later contacted Detective Seeger and advised that a Cassi D. Brooks W/F 04/04/1983 and "Opie," later identified as Joshua D. Brooks W/M 08/05/1980 had issues with E.M. During that interview, Grandview Detectives were advised that the couple have a truck that he had not seen since 04/13/2019.

On 04/16/2019, Grandview Detectives contacted Cassi Brooks at her and Joshua Brooks' residence, 4301 Dr. Greeves Rd, Grandview, Jackson County, Missouri, 64030. During the interview, Cassi Brooks made a comment that she was not sure if Joshua Brooks would have done it. Later, on 04/16/2019, Joshua Brooks responded to the Grandview Police Department 1200 Main St, Grandview, Jackson County, Missouri, 64030, for an interview. Cassi Brooks accompanied

Joshua Brooks, however remained in the vehicle in the Grandview Police Department parking lot.

During the interview with Joshua Brooks, he advised that he had known E. M. since approximately May or June after meeting E. M. at series residence. Joshua Brooks stated that approximately 2 months ago he and E. M. had a falling out regarding E. M. "breaking in" to his house to retrieve "tools," while Cassi Brooks was at home alone. Joshua Brooks further stated that he and Cassi Brooks had allowed E. M. to stay at the residence; however, E. M. was not allowed to be at the residence without Joshua Brooks being present. Joshua Brooks confirmed that he had found out Saturday night (04/13/2019) that something had happened to E. M. and further stated that he had heard on Monday (04/15/2019) that E. M. had been the individual struck and killed by a vehicle.

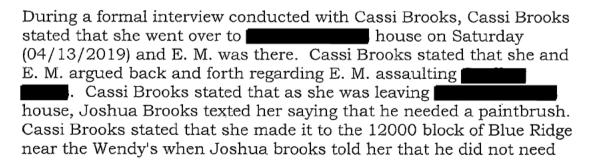
Joshua Brooks was asked about his whereabouts on 04/13/2019 and he advised he had been working for his boss all day and then worked over in Shawnee, Kansas, but did not state what kind of work. Joshua Brooks confirmed he had been driving his 1987 Chevy truck on 04/13/2019, which was confirmed by surveillance video (positioned across the street from Joshua Brooks' residence) recovered by Grandview Detectives showing him leaving at 0853 hours, on 04/13/2019. Joshua Brooks was asked if he had driven his 1987 Chevy flatbed truck to the police station on 04/16/2019 for the interview and he stated that Cassi Brooks had driven the truck the previous night (04/15/2019) to drop off their rent money in Chilhowie, Missouri, to their landlord. Joshua Brooks further stated that while en route Cassi Brooks called and advised that the 1987 Chevy truck had broken down and that she had pulled it just off of 50 Hwy near Holden, Missouri. Joshua Brooks described the 1987 Chevy truck as a red truck which had been spray painted black. Joshua Brooks stated that he had planned on having the truck towed to Chilhowie, Missouri, so he could fix it and drive it back to Grandview. Joshua Brooks stated that he would bring the 1987 Chevy truck to the Grandview Police Department so that Grandview Detectives could view the truck.

After Joshua Brooks advised Grandview Detectives that Cassi Brooks had driven the black in color Chevy flatbed truck, MO license 35A 5HF to Holden, Missouri, Grandview Detectives responded to the parking lot of 1200 Main St. and made contact with Cassi Brooks. Cassi Brooks was asked where the vehicle was located (physical location), at which time she confirmed that she had driven the 1987 Chevy truck to the Holden, Missouri area; however, she became increasingly uncooperative and did not want to provide the Chevy trucks location where she had left it.

It should be noted that throughout the interview, it appeared that Joshua Brooks became increasing tired to the point of falling asleep during pauses in his conversations; which continued after the interview when Joshua was seated in the front passenger seat of their vehicle. Cassi and Joshua Brooks ended the interview and left the parking lot.

Grandview Detectives in an unmarked vehicle, followed Cassi and Joshua Brooks to their residence to conduct surveillance. Additional Grandview Detectives responded eastbound on 50 Hwy towards Holden, Missouri, to canvas for the 1987 Chevy truck. Shortly after Grandview Detectives arrived in Holden, Missouri, Cassi Brooks contacted Grandview Detectives via telephone and advised where the truck was located. Cassi Brooks' directions led to the location of the 1987 Chevy truck, where the property owner provided consent to Detectives to enter onto the property (NW 700 Road, Holden, Johnson County, Missouri, 64040). The property owner, identified as **a** advised Detectives that he had been contacted by his friend "Paul" and Cassi Brooks via phone, regarding the 1987 Chevy flatbed truck. stated that Cassi Brooks told him that she was trying to sell the 1987 Chevy truck for approximately \$1500.00, and asked him if he would be interested in taking a look at the truck. stated that he agreed to look at the truck "when he got around to it." arrived home from work on 04/15/2019, at approximately 1900 hours, the 1987 Chevy truck was parked on the property. Grandview Detectives contacted local law enforcement (Johnson County Sheriff's office) who applied and received a search warrant, for the purpose of seizing Cassi and Joshua Brooks' 1987 Chevy truck. The local authorities released the vehicle to Grandview Detectives on-scene and the vehicle was transported to 1200 Main St. by Lazer Tow with Grandview Detectives following to preserve chain of custody.

During that time, Grandview Detectives conducting surveillance observed Cassi and Joshua Brooks load up their vehicle with what was observed to be clothing and pet supplies. Detectives contacted Cassi and Joshua Brooks at the residence and placed them into custody on a 24 hour hold.



the paintbrush anymore. Cassi Brooks confirmed that she was pretty sure that the hit and run occurred around that time frame.

Cassi Brooks stated that she and Joshua Brooks were told that E. M. had died from his injuries, at which time Joshua got a panic in his voice. Cassi Brooks stated that Joshua Brooks told her he needed to get the generator off the truck, and that he did not know whether to leave the truck somewhere. Cassi Brooks was asked if Joshua Brooks tried to kill E. M. or made a dumb mistake to try to teach E. M. a lesson, at which time she nodded her head up and down in agreement to Joshua Brooks made a dumb mistake to try to teach E. M. a lesson. Cassi Brooks further stated "when you are in an 87 Chevy and there is a person in front of you, there is something there that you are trying to do and it's not that you are going to bake them a pie". Cassi Brooks further stated that Joshua Brooks is soulless and dark, but she had never seen him with so much panic, fear, and confusion about how it ended up that way. Cassi Brooks further stated that she hopes that Joshua Brooks is honest and accountable when he is having his interview. Cassi Brooks stated, "I know he didn't mean to" and stated that she was not even sure Joshua Brooks knew how bad it was until they heard that E. M. had died. Cassi Brooks stated that she knows with all her heart that Joshua Brooks did not mean to kill him (E. M.). Cassi Brooks was asked if she considered calling the Police at any time after the incident and she stated, it was always on her mind, but she is married to Joshua Brooks.

Cassi Brooks was asked why she parked the 1987 Chevy flatbed truck where she did specifically, and she stated that she was originally going to take the 1987 Chevy truck to her "Mom and Dad's" but the truck broke down. Cassi Brooks stated that she drove the 1987 Chevy truck in first gear most of the way, and had to push it the last 10 feet or so. Cassi Brooks stated that her friend "Paul" opened the gates for her, but someone else owned the property _______. Cassi Brooks was asked if she made any attempts to clean up the 1987 Chevy truck or checked to see if there was visible damage before she drove it out towards Holden, Missouri; and she stated that she did not, and further stated that she did not want to for fear of what there might be. Cassi Brooks was asked if that seemed unusual to her that she would "hop" into a truck involved in that kind of an incident without checking to see if there was any damage and she stated she blocked it out.

Cassi Brooks was asked if it was accurate to say that Joshua Brooks wanted the black in color 1987 Chevy truck hidden, because it was the truck that he hit E. M. with and she stated "I didn't see it, but as far as I know yeah, yes sir". Cassi Brooks was asked if Joshua Brooks told her

Saturday night (04/13/2019), and she stated yeah, he called her and stated "what have I done, what do I do Cass, I need you, I need you now." Cassi Brooks stated that Joshua Brooks did not come home Saturday night and she did not hear from him again until 0400 hours on Sunday (04/14/2019). Cassi Brooks stated that when Joshua Brooks called at 0400 hours they argued until he finally got home, at which point he dropped to his knees and started crying. Cassi Brooks advised Grandview Detectives that Joshua Brooks stated "I don't know what I did, I did something terrible." Cassi Brooks was asked if Joshua Brooks was telling her that he was responsible for E. M. and Cassi stated, "yes".

A formal interview was conducted with Joshua Brooks on 04/16/2019, at which time Joshua Brooks was read his Miranda warning and requested an attorney.

On 04/16/2019, Grandview Detectives applied for and received a search warrant through the Jackson County, Missouri, Circuit Court, for the purpose of processing the 1987 Chevy truck, MO license 35A 5HF. On 04/16/2019, the 1987 Chevy truck was transported and processed by members of the Kansas City Crime Lab at a secured facility. During the processing of the 1987 Chevy truck, it was discovered that items recovered on scene of the homicide were consistent with pieces missing from a damaged radiator/fan shroud within the engine compartment of the vehicle. It was also discovered that an additional broken plastic piece was located on the intake manifold of the vehicle. It appears that all but one of the pieces found on scene and the piece located on the manifold matched pieces missing from the fan shroud.

During a second formal interview on 04/17/2019 with Cassi Brooks, she was asked why she thought Joshua Brooks would be upset enough at E. M. that this type of incident (04/13/2019) would happen; and Cassi Brooks stated that E. M. had sent a text message to her and Joshua Brooks on 04/06/2019 that made Joshua Brooks "heartbroken." Cassi Brooks stated that E. M.'s text messages where sent when they had their kids, and stated, "yall are just a bunch of niggers, terrible people, and don't follow through with what you say you are going to do...."

Cassi Brooks was asked to describe the "falling out" she and Joshua Brooks had with E. M. and she stated that while E. M. was staying with them, he kept a lot of tools and other items in their house. Cassi Brooks that one day she found E. M. inside the residence when he was not supposed to be. Cassi Brooks further stated that she was naked at the time of the encounter and felt violated that E. M. had broken into their home and saw her naked. Cassi Brooks stated that E. M. told all of their friends that she and Joshua Brooks had stolen his tools, which made her

"look like an asshole;" and turned their friends against her which made it a really big deal.

Cassi Brooks stated that on 04/08/2019 she stopped by house and E. M. was there. Cassi Brooks stated that E. M. said several things to her that made her upset and she returned to her vehicle, (where Joshua Brooks was waiting) crying. Cassi Brooks stated that she told Joshua Brooks that she could not deal with that stuff, at which time Joshua Brooks responded into the residence and confronted E. M. Cassi Brooks stated that when Joshua Brooks came back to the car, he told her, "I told him not to talk to you, not to address you, not to text you, not to come by, and if he ever does it again, I'm going to hurt him".

Cassi Brooks confirmed her previous statement that she saw E. M. on 04/13/2019, at n's residence. Cassi Brooks stated that when she walked into residence, E. M. was being a "dick." Cassi Brooks confirmed her statement that she confronted E. M. about assaulting with brass knuckles and that she told Joshua Brooks about the encounter with E. M. on 04/13/2019. Cassi Brooks was again asked where she was during the time of the incident and she stated that she left the house to bring Joshua Brooks paint brushes. Cassi Brooks stated she received a call from Joshua Brooks who stated that he needed to go to Kansas and that he needed her. Cassi Brooks stated that as she approached Blue Ridge Blvd, she saw Joshua Brooks in his 1987 Chevy truck at the intersection of 3rd and Blue Ridge Blvd, facing north. Cassi Brooks stated Joshua Brooks turned left onto Blue Ridge Blvd, at which time two vehicles passed by her location, and she proceeded to turn right onto Blue Ridge Blvd to follow him. Cassi Brooks stated that when she and Joshua Brooks arrived at the park, Joshua Brooks stated "I fucked up, I don't know what to do." Cassi Brooks stated that Joshua Brooks told her he had hit E. M.

Later in the interview, Cassi Brooks advised that she had pulled up Joshua Brooks' GPS route for 04/13/2019, and explained that the route showed that he left work, and then went to a "weird spot" before going to the next job site. Cassi Brooks was asked what she meant by a "weird spot" and Cassi stated where E. M. was hit. Cassi Brooks provided Grandview Detectives Joshua Brooks' Gmail address:

<u>l.com</u>. Cassi Brooks later requested an attorney, at which time the interview was concluded.

On 04/18/2019, Grandview Detectives made contact with Joshua Brooks' employer who confirmed Joshua Brooks worked on 04/13/2019, at 10606 Wallace Ave, Kansas City, Jackson County, Missouri, 64134. Joshua Brooks' employer further stated that each employee is required to

"clock in" and "clock out" using a website he created, which details the time stamp, cell phone number used, and GPS location. Joshua Brooks' employer provided Grandview Detectives with Joshua Brooks time card (printed document) which showed him clocking out on 04/13/2019, at 1403 hours, from 10606 Wallace Ave (GPS coordinates 38.9314044, -94.4926245). Based off the information provided by Joshua Brooks' employer, Grandview Detectives began tracking Joshua Brooks movements using surveillance video starting with the 7 Eleven at 107th and Blue Ridge, Kansas City, Missouri. Grandview Detectives continued collecting surveillance video at the Shell Gas Station, 11901 Blue Ridge Blvd, Grandview, Missouri, and Dahmer Construction, 703 Blue Ridge Blvd, Grandview, Missouri. Grandview Detectives were able to identify Joshua Brooks' 1987 Chevy flatbed truck in each of the above listed locations. Dahmer Construction's surveillance video showed Joshua Brooks' 1987 Chevy flatbed truck traveling west on 04/13/2019, at approximately 1429 hours and should be noted that Dahmer Construction, 703 Blue Ridge Blvd, is approximately .2 miles to the east of the intersection of 3rd St and Blue Ridge Blvd.

Grandview Detectives reviewed and recovered surveillance video from Constant Care Ground Maintenance, 4232 Dr. Greaves Rd, Grandview, Missouri, 64030, which is located across the street (north) from Joshua and Cassi Brooks' residence, 4301 Dr. Greaves Rd, Grandview, Missouri, 64030. Grandview Detectives observed in the surveillance video (channel 9) that Joshua Brooks left his residence on 04/13/2019, at 0853 hours in his 1987 Chevy truck (only occupant). Grandview Detectives observed in the surveillance video (channel 9) that on 04/13/2019, at 1422 hours, Cassi Brooks entered her blue in color Ford sedan alone, which was parked in the driveway of their residence. Grandview Detectives observed Cassi Brooks remain in the vehicle from 1422 hours until 1434 hours, on 04/13/2019, at which time Cassi Brooks backs out of the driveway in the blue in color Ford sedan and travels east on Dr. Greaves towards 3rd Street.

Grandview Detectives reviewed and recovered surveillance video from United Heating and Cooling, 301 Duck Rd., Grandview, Missouri, 64030. Grandview Detectives reviewed four individual camera angels (10, 17, 23, 26) and observed in Camera 23 (north facing towards Duck Rd.) Joshua Brooks' black in color 1987 Chevy flatbed truck travel west on Duck Rd. in front of 206 Duck Rd, at 1435 hours, on 04/13/2019. It should be noted that Joshua Brooks' 1987 Chevy truck was not observed from the other two cameras facing north and to the east of the intersection of 3rd Street and Duck Rd.

On 04/23/2019, Grandview Detectives reviewed surveillance video from Windler & Windler, 12611 Jackson Ave, Grandview, Jackson County,

Missouri, 64030, for 04/13/2019, which covered the exterior of the building. Grandview Detectives reviewed the exterior surveillance footage and observed Joshua Brooks' 1987 Chevy flatbed truck passing the intersection of Blue Ridge Blvd and Jackson Ave, traveling south on Blue Ridge Blvd on 04/13/2019, at 1437 hours. Grandview Detectives observed Cassi Brooks' 2015 blue in color Ford Focus hatchback pass the intersection of Blue Ridge Blvd and Jackson Ave, traveling south on Blue Ridge Blvd approximately 10 seconds later, which is consistent with her (Cassi Brooks) statement provided during her formal interview.

On 04/24/2019, Grandview Detectives received the Kansas City Police Department Crime Lab containing the Trace Evidence report for plastic pieces recovered on scene and from the engine compartment of Joshua Brooks' black in color 1987 Chevy flatbed truck. Grandview Detectives reviewed the Trace report, which confirmed six plastic pieces recovered from the crime scene (2nd and 3rd Streets) and one plastic piece recovered from Joshua Brooks' 1987 Chevy flatbed truck were a Level I Association (Physical Match). Grandview Detectives observed in the Trace report that the plastic pieces were a physical match to the fan shroud (fan cover) recovered from the engine compartment of Joshua Brooks' 1987 Chevy truck, which confirmed the plastic pieces recovered on scene originated from Joshua Brooks' 1987 Chevy truck, MO license 35A 5HF, VIN # 1GCGV24K7HJ120424. It should be noted that one plastic piece recovered on scene was not a physical match to the fan shroud or any of the other plastic pieces and was an Elimination. Grandview Detectives observed the report to have photographs of the examination, which illustrates the above conclusion.

On 05/09/2019, Grandview Detectives reviewed documents pertaining to Joshua Brooks' Google account), which included a zip drive for location history). Grandview Detectives observed that the Location History file contained 233 pages of GPS coordinates from 01:35:28 on 04/11/2019 to 22:28:03, on 04/16/2019. Grandview Detectives observed the time stamp on the file to be in Coordinated Universal Time (UTC), which is 5 hours ahead of local time. Grandview Detectives narrowed the search of the Location History to pages 72 to 79, which confirmed Joshua Brooks' was located in the area of 10606 Wallace Ave (04/13/2019, at 19:03:36 (UTC), 1403 hours (local): 38.93126, -94.4926). Grandview Detectives observed the documents to also place Joshua Brooks in Grandview, Missouri, at 1425 hours (04/13/2019, 19:25:31 (UTC), 1425 hours (local): 38.89884, -94.5331). It should be noted that the Location History placed Joshua Brooks in the area of the crime scene (just north of) at 1430 hours (04/13/2019, at 19:30:48 (UTC), 1430 hours (local): 38.89895, -94.5399); and just south of the crime scene, on 3rd Street, at 1435 hours (04/13/2019, at 19:35:01 (UTC), 1435 hours (local): 38.89643, -94.5404). Grandview

Detectives used the GPS coordinates from the Location History of Joshua Brooks' Google account (jdbrooks0601@gmail.com) and compared them to surveillance video recovered from local businesses, which showed Joshua Brooks' black in color 1987 Chevy flatbed truck.

On 05/28/2019, Detective Bennings received via email Google Reference # 2493290 (Joshua Brooks phone # 6609248277 - jdbrooks 7458). Detective Bennings reviewed the contents of the download observed the GPS coordinates to be consistent with that of the previous Google account (Joshua Brooks Gmail account).

On 05/28/2019, at 1305 hours, Detective Bennings was notified via phone message (Sgt. James, Johnson County Missouri Sheriff's office), that Joshua Brooks had requested to speak to Grandview Detectives. On 05/29/2019, Grandview Detectives responded to the Johnson County Missouri Sheriff's office and made contact with Joshua Brooks who advised he wanted to provide a statement regarding the incident involving E. M. Joshua Brooks advised Grandview Detectives that he would only provide a statement, which would close the case, if an agreement in writing was met that would remove Cassi Brooks from the investigation and no charges filed.

On 05/29/2019, Detective Bennings contacted Lieutenant Gobber of the Johnson County Sheriff's Office via phone and requested access to any incoming or outgoing recorded phone calls involving Joshua Brooks. Lieutenant Gobber advised Detective Bennings that he would provide him with access to Joshua Brooks' Encartele phone calls through a secure link and would download all HomeWAV calls onto a DVD.

On 05/30/2019, at approximately 1042 hours, Detective Bennings responded to the Johnson County Missouri Sherriff's Office and made contact with Lieutenant Gobber. Lieutenant Gobber provided Detective Bennings with a DVD containing Joshua Brooks' HomeWAV calls, along with the HomeWAV Visitation (printed report) from 05/13/2019 to 05/30/2019.

On 05/30/2019, Detective Bennings reviewed the HomeWAV phone calls and observed a recording between Cassi Brooks and Joshua Brooks (recording # 11623321). Detective Bennings listened to the recording (11623321) in its entirety and observed at 0:01:07 of the recording, Cassi Brooks advised Joshua Brooks that her "family care registry" had 2nd Degree Homicide listed under her. Cassi Brooks further advised Joshua Brooks that she could no longer be a nurse. At 0:02:35 Joshua Brooks advised Cassi Brooks that he would do whatever he could to "fix it." Cassi Brooks advised Joshua Brooks that she did not know what he could do to fix it other than talk to Grandview Detectives and tell them

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In a separate HomeWAV phone call (recording # 11577227) between Joshua Brooks and Cassi Brooks, Detective Bennings observed them talk about Cassi Brooks trusting Joshua Brooks. Detective Bennings listened to the recording in its entirety and observed at 0:03:34 Cassi Brooks advised Joshua Brooks "I need to be able to trust you and 'Biber' said that your truck was never at the Dollar store (Dollar General) parking lot." Joshua Brooks advised Cassi Brooks that "Land liar, which Cassi Brooks responds with "Land wife? Joshua Brooks advised Cassi Brooks that wife doesn't know; which Cassi Brooks responds with "Land wife is the manager at Dollar General where the cops went to get the footage. Joshua Brooks stated to Cassi Brooks "I know and that must not cover that one corner, I can show you exactly where I was parked at, my god's honest truth."

Det de 8

Det de

DATE