


**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI  
AT KANSAS CITY**

<b>POLICE NO. :</b>	KC19-045487
<b>PROSECUTOR NO. :</b>	095453365
<b>OCN:</b>	

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
	)	
<b>JOHNATHAN D. PENDLETON</b>	)	
<b>4300 Askew Ave.</b>	)	<b>CASE NO. 1916-CR</b>
<b>Kansas City, MO 64130</b>	)	<b>DIVISION</b>
<b>DOB: 03/26/1992</b>	)	
<b>Race/Sex: B/M</b>	)	
	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**

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

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.021, RSMo, committed the **Class A Felony of Murder in the Second Degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about June 18, 2019, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Caprice Hardy caused the death of Caprice Hardy by shooting 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.

**State vs. Johnathan D. Pendleton**

**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 June 18, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of Murder in the Second Degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder in the Second Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

**Count III. Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor Vehicle, At Person, Motor Vehicle Or Building, Resulting In Death Or Injury (571.030-015Y20145213.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, committed the **Class A Felony of Unlawful Use of a Weapon**, punishable upon conviction under Sections 558.011 and 571.030.9, RSMo, in that on or about June 18, 2019, at 4108 Monroe Avenue, in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm from a gold Chevrolet Tahoe, a motor vehicle, and as a result of the above described conduct, Caprice Hardy suffered injury or death.

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

**Count IV. Armed Criminal Action (571.015-001Y19755299.0)**

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 June 18, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of Unlawful Use of a Weapon charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Unlawful Use of a Weapon by, with and through, the knowing use, assistance and aid of a deadly weapon.

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The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

The facts that form the basis for this information and belief are contained in the attached statement(s) of facts, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.

**JEAN PETERS BAKER**

Prosecuting Attorney  
Jackson County, Missouri  
by,

*/s/ Joseph R. Van Amburg*

Joseph R. Van Amburg (#64207)  
Assistant Prosecuting Attorney  
415 E. 12th St.  
11th Floor  
Kansas City, MO 64106  
(816) 881-3825  
JRVanAmburg@jacksongov.org

**WITNESSES:**

1. DET Bonita Y. Cannon, 1125 Locust, Kansas City, MO 64106

2. [REDACTED]

3. PO Mark A. Diviak, 1125 Locust, Kansas City, MO 64106

4. DET Jason C. Findley, 1125 Locust, Kansas City, MO 64106

5. [REDACTED]

[REDACTED]  
64106

7. DET Heather D. Leslie, 1125 Locust, Kansas City, MO 64106

8. [REDACTED]

[REDACTED]  
64106

10. DET James H. Price, 1125 Locust, Kansas City, MO 64106

11. DET Timothy R. Taylor, 1125 Locust, Kansas City, MO 64106

12. DET Whitney Thomas, 1125 Locust, Kansas City, MO 64106

13. DET Nathan S. VanVickle, 1125 Locust, Kansas City, MO 64106

**PROBABLE CAUSE STATEMENT FORM**

Date: 06/20/2019

CRN: 19-45487

I, Detective Jason Findley #5439 of the 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 06/18/2019, at 4108 Monroe Ave. in  
(Date) (Address)

Kansas City, Jackson Missouri Jonathan D. Pendleton  
(County) (Name of Offender(s))

b/m, [REDACTED] 03/26/1992 committed one or more criminal offense(s).  
(Description of Identity)

**1<sup>st</sup> Degree Murder, Armed Criminal Action and Shooting from a Motor Vehicle**

The facts supporting this belief are as follows:

On 06/18/2019, at approximately 1610 hours, Officers of the Kansas City, Missouri, Police Department were dispatched to 41st St. and Monroe Ave. on a reported shooting. Upon arrival officers located a black male victim, who had multiple gunshot wounds, on the sidewalk in front of 4108 Monroe Ave. The Jackson County Medical Examiner's office ruled the death a homicide.

Witness one ([REDACTED]) stated he observed a gold in color GMC with a primer grey or white front fender drive north on Monroe Ave. from 43<sup>rd</sup> ST. [REDACTED] heard gunshots, looked in the direction were the gunshots came from and observed the same gold in color GMC pullin gaway, as the vicitm fell to the ground. He then observed the gold GMC flee the scene westbound on 41st St.

Witness two ([REDACTED]) stated she heard approximately eight shots. When she looked out the window she saw a gold or tan in color SUV driving north on Monroe Ave.

Crime Scene responded to the scene for processing. Multiple 9mm spent shell casings, along with hinge lifts, were recovered as evidence.

Kansas City, Missouri Police Officers observed a vehicle matching the suspect vehicle, a gold Chevy Tahoe with a white front end, parked in the driveway of 4300 Askew Ave. Detectives contacted the registered owner, of the vehicle, witness three [REDACTED] and inquired into the last time the vehicle had been driven. [REDACTED] told detectives it was last driven approximately two hours prior the arrival of the detectives. [REDACTED] gave detectives verbal consent to take photographs of the vehicle and look around it. The vehicle was a gold Chevy Tahoe, with a white front clip from a GMC. [REDACTED] stated her son; the suspect, **Jonathan D. Pendleton**, (b/m 03/26/1992) was the driver of the vehicle. Detectives noted there was still heat radiating from the engine compartment which would indicate the vehicle had

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been driven more recently than two hours. In a subsequent interview with [REDACTED] she told detectives that **Jonathan D. Pendleton** had left their address, 4300 Askew Ave., at approximately 1530 hours.

Detectives located surveillance video, which showed the victim, on 06/18/2019 at approximately 1608 hours, running east on 41<sup>st</sup> St. then walking south on Monroe Ave. and out of camera view. Approximately fifteen seconds later a gold four door SUV, which has the same body style of a Chevy Tahoe/GMC Yukon, can be seen driving northbound on Monroe Ave. then westbound on 41<sup>st</sup> ST. It should be noted the SUV on video had a white front end.

Once it was determined the vehicle at 4300 Askew Ave. was the suspect vehicle, officers responded back there to find the vehicle no longer at the address. Officers were conducting surveillance on 4300 Askew Ave. when they observed several occupants exit the address and get into two vehicles; a white sedan and a dark grey Dodge Caravan. Officers attempted to conduct car checks on both vehicles. The white sedan eluded officers so a car check was not conducted. Patrol Officers were able to conduct a car check on the dark grey Dodge Caravan. The two occupants of the vehicle were identified as **Jonathan D. Pendleton** and his brother Frederick Pendleton. Both were transported to Police Headquarters for questioning.

After being made aware of his Miranda Rights **Jonathan D. Pendleton** denied any involment in the homicide and denied driving the gold Tahoe. He was shown a photograph of the victim, who he denied knowing. He said he was sleeping all day at his house, 4300 Askew Ave., until 1700 hours. When he woke up he left with his brother to go to his brothers apartment in Kansas.

After being made aware of his Miranda Rights Frederick Pendleton stated he was sleeping at his girlfriend's apartment in Kansas when he woke up at approximately 1700 hours. When he woke up **Jonathan D. Pendleton** was there with KO and Ebony Caskey, the registered tenant at the apartment in Kansas. Then he and **Jonathan D. Pendleton** left and went back to 4300 Askew Ave., where he dropped off **Jonathan D. Pendleton**. Frederick Pendleton admitted to driving the gold Chevy Tahoe to a mechanic for a short while and then back to 4300 Askew, at approximately 1800 hours.

Witness four (KO) stated she was with **Jonathan D. Pendleton** on 06/18/2019. He was driving a gold in color Chevy Tahoe, with a white front end, when he picked her up at approximately, 1520 hours, from 2402 Swope Parkway. They then went to 3906 Baltimore Ave. for KO to fill out paperwork for an apartment. They left there at approximatley 1558 hours and drove to 4300 Askew, via E 39<sup>th</sup> ST. **Johnathan D. Pendleton** dropped off KO and their minor child off at 4300 Askew and he left by himself in the gold Chevy Tahoe and he returned in less than five minutes. They immediatley left with Frederick Pendleton's girlfriend and went to her apartment in Kansas.


After conducting area canvasses, detectives located surveillance cameras at E 39<sup>th</sup> St and Main, E 39<sup>th</sup> St and Warwick, E 39<sup>th</sup> St and Paseo, E 39<sup>th</sup> St and Michigan, E 39<sup>th</sup> St and Garfield, E 39<sup>th</sup> and

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E 39<sup>th</sup> St and Prospect, which track the movement of the gold Tahoe traveling eastbound on E 39<sup>th</sup> St., between the hours of 1558 and 1602 hours.

**Jonathan D. Pendleton** has felony convictions for Unlawful use of a Weapon on 07/15/2014 and Possession of a Firearm on 07/31/2017.

Printed Name Detective Jason Findley Signature  - 5439

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

\_\_\_\_\_  
Judge

Circuit Court of \_\_\_\_\_ County, State of Missouri.