

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

POLICE NO. :	KC20036440
PROSECUTOR NO. :	095459412
OCN:	

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
)	
AUSTIN R LEWIS)	
1819 N York)	CASE NO. 2016-CR
Independence, MO 64058)	DIVISION
DOB: 09/25/1995)	
Race/Sex: W/M)	
████████████████████)	
)	DEFENDANT.

COMPLAINT
WARRANT REQUESTED

**Count I. Assault 1st Degree Or Attempt - Serious Physical Injury Or Special Victim
(565.050-001Y19841308.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, committed the **class A felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about June 3, 2020, in the County of Jackson, State of Missouri, the defendant stabbed the victim, and such conduct was a substantial step toward the commission of the offense of assault in the first degree of ██████████, a law enforcement officer and special victim, and was done for the purpose of committing such assault.

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. 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.

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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 3, 2020, in the County of Jackson, State of Missouri, the defendant committed the felony of assault in the first degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of assault in the first 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 statement(s) of facts filed contemporaneously herewith, 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/ Paul M. Conklin III
Paul M. Conklin III (#66958)
Assistant Prosecuting Attorney
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WITNESSES:

1. [REDACTED]
2. [REDACTED]
3. DET Bonita Y. Cannon, 1125 Locust, Kansas City, MO 64106

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4. [REDACTED]
5. DET James H. Price, 1125 Locust, Kansas City, MO 64106
6. DET Steffan I. Roetheli, 1125 Locust, Kansas City, MO 64106
7. CPT Scott B Simons, 1125 Locust, Kansas City, MO 64106
8. SGT Alexander F Skinner, 1200 E. Linwood Blvd., Kansas City, MO 64106
9. DET Ethan R Skinner,
10. DET Jeremy D. Wells, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 06-03-2020

CRN: 20-36440

I, Detective Bonita Cannon, #4585, 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 06-03-2020, at 901 Grand Boulevard in
(Date) (Address)

Kansas City, Jackson Missouri Austin R. Lewis
(County) (Name of Offender(s))

DOB: 09-25-1995 / [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 06-03-2020 at 1756 hours officers were dispatched to 901 Grand Boulevard in regard to an officer needing assistance-he had been stabbed. Upon their arrival the victim (on duty officer) had the suspect at gunpoint, as the suspect was on the ground. The suspect was taken into custody at 1759 hours.

The victim had an apparent stab wound to his upper left chest. The victim was transported to Truman Medical Center, 2301 Holmes, in critical condition.

The victim was contacted in the emergency room and provided a statement. He stated he is a Police Officer with the Kansas City, Missouri Police Department and was working in an on-duty capacity on today's date 06/03/2020. He was dressed in full police uniform. His outer ballistic vest was clearly marked with the word POLICE. He was dispatched to the area of 9th and Grand Street in regard to a medical call for service. Upon arrival, he observed the suspect "huffing" (inhaling) an unknown substance. He made contact with the suspect, who made several suicidal threats. The victim asked Police dispatchers to request an ambulance for the suspect.

The victim stated while waiting for the ambulance, the suspect continually attempted to stand up and the victim would advise him to remain seated. The suspect attempted to stand up at which time he placed his hand on the suspects shoulder, again advising him to remain seated.

The victim stated the suspect then quickly reached into his front left pant pocket and produced a black handled kitchen type knife and stabbed the victim in the upper chest. The victim fell backwards onto the ground and drew his firearm. As he raised his firearm, the suspect dropped the knife and began moving away from the victim, southbound on Grand. The victim, using his police radio, advised dispatchers he had been stabbed and asked for additional officers to respond, while he chased the suspect, giving verbal commands to stop. The suspect laid down on his stomach with his hands behind his back. The victim held the suspect at gunpoint until additional officers arrived and placed the suspect in custody. The victim never lost sight of the suspect and was present when the suspect was taken into custody.

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Witness [REDACTED] (on duty officer) stated he heard the victim being dispatched to 901 Grand on a medical call for service. He stated shortly after, he heard the victim request assistance and what he believed to be a struggle. Witness #3 stated he responded from the area of 9th and Charlotte, to the assist the officer that was broadcasted.

[REDACTED] stated upon his arrival he observed the victim holding Lewis at gunpoint. The victim was on his knees and the suspect was on the ground, in the prone position.

Witness [REDACTED] stated he heard the request for assistance being broadcasted. He stated responded and observed Lewis being taken into custody. He further stated he assisted the victim. Witness [REDACTED] stated the victim had an injury above his ballistic vest in the area of his upper left chest.

Witness JB stated she and juvenile [REDACTED] were on the second floor of 905 Grand Boulevard. [REDACTED] stated her view was directly across the street from this incident. She stated she observed a male lying on the ground in front of the bench, at the bus stop. She stated the victim; a Police Officer arrived and approached the suspect. [REDACTED] stated the suspect immediately sat up as the victim approached him. She further stated the victim did not have his weapon in his hand, nor did she observe him reach for his weapon. She stated the victim and the suspect appeared to be having a casual conversation. [REDACTED] stated the victim did not appear to be aggressive towards the suspect.

[REDACTED] stated she walked away from the window and after approximately one or two minutes, she heard yelling. She stated she returned to the window; however witness #2 (juvenile) was already at the window. She asked what happened, to which witness #2 uttered, "He stabbed him. The thing is on the floor." She stated she observed a knife in the street.

[REDACTED] stated the victim appeared to be injured so she started recording a video from that point, on her cell phone.

The reporting detective viewed the previously mentioned video-The victim was holding Lewis, who was on the ground in the prone position, at gunpoint. The victim is on his knees and appears to be slowly falling forward onto his chest as other officers are arriving.

The suspect was identified as Austin Lewis (W/M 09-25-1995). Lewis was transported to Police Headquarters. He was advised of his Miranda Rights at 1850 hours. Lewis stated he did not need an attorney.

Lewis stated he was suicidal and was trying to kill himself by "huffing", when he was approached by the victim. Lewis stated he was lying on the ground at the bus stop and sat up when the officer arrived. Lewis further stated while having a conversation with the victim, he heard voices, got scared and felt cornered by the victim. Lewis stated he defended himself when he stabbed the victim. Lewis stated he has not been diagnosed with any mental illness. He hasn't taken any medication in two months.

Lewis stated he felt threatened when the victim touched his arm. Lewis stated he was "unsteady on his feet, when the victim touched his arm. He stated the victim did not do anything aggressive towards him. Lewis then stated he stabbed the victim in the only place he did not see his vest, to get away from the victim. Lewis motioned to

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the area of his upper chest and neck. Lewis stated he knew the victim was a Police Officer at the time of this incident.

Printed Name Det. Bonita Cannon, #4585 Signature  #4585

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

Judge

Circuit Court of _____ County, State of Missouri.