IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI <u>AT KANSAS CITY</u>

| PC | DLICE NO.: | KC2004 | 8244 |
|-----------------------|------------|---------|--------------------|
| PROSEC | UTOR NO.: | 0954600 |)24 |
| | OCN: | | |
| STATE OF MISSOURI, | | |) |
| | PLAIN | TIFF, |) |
| vs. | | • |) |
| | | |) |
| JOVON BURRELL | | |) |
| 3751 Paseo | | • |) CASE NO. 2016-CR |
| Kansas City, MO 64109 | | ; | DIVISION |
| DOB: 06/21/2001 | | Ç |) |
| Race/Sex: B/M | | |) |
| | | , |) |
| | DEFENI | OANT. |) |
| | COMBI | | П |

COMPLAINT WARRANT REQUESTED

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 July 21, 2020, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposefully in concert with others, knowingly or with the purpose of causing serious physical injury to Diamon Eichlburger caused the death of Diamon Eichlburger by shooting her .

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

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

Count II. Armed Criminal Action (571.015-001Y19755213.0)

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

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571.015.1, RSMo, in that on or about July 21, 2020, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposefully in concert with others, 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, either acting alone or purposefully in concert with others, 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. 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/ 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:

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

- 4. Diamon Eichlburger, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
- 5. DET Sean P. Martin, 1125 Locust, Kansas City, MO 64106
- 7. DET James H. Price, 1125 Locust, Kansas City, MO 64106
- 8. DET Steffan I. Roetheli, 1125 Locust, Kansas City, MO 64106
- 9. DET Ilinca E. Rusnac, 1125 Locust, Kansas City, MO 64106
- 10. DET Timothy R Taylor, 1125 Locust, Kansas City, MO 64106
- 11. DET Nathan S. VanVickle, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

| Date: <u>07/22/2020</u> | | | CRN | : KC2004824 | 4 |
|---|----------------|------------------------------|---|--------------------|--------------------|
| | | | | | |
| I, Det. Sean Patrick Martin #5733, Kan (Name and identify law enforcement officer) | nsas City, M | issouri Polic | e Department | | |
| | | | | | |
| knowing that false statements on this for | m are punisl | hable by law | , state that the facts | s contained here | in are true. |
| I have probable cause to believe that on | 07/20/2020 |), | at _2636 Van Bru | nt Bl | ir |
| | (Dat | te) | | (Address) | |
| Kansas City, Jackson | Missouri | Javon Burre | :11 | | |
| (County) | | | (Name of Off | ender(s)) | |
| B/M; 06/21/2001 | | | committed one or | more criminal c | offense(s). |
| (Description of Identity | <i>i</i>) | | | | () |
| | | | | | |
| The facts supporting this belief are as followed | lows. | | | | |
| and contract as for | 10 W 5. | | | | |
| | | | | | |
| On 07/20/2020 at approximately 1129 hour | s, Officers o | of the Kansas | City, Missouri Po | lice Departmen | t were |
| dispatched to 2636 Van Brunt Bl, in regard the parking lot of 2636 Van Brunt Bl. The | victim was | ig. Upon arr deceased and | ival, Officers locat I suffered from ann | ed a black fema | le, lying in |
| The Jackson County Medical Examiner's C | Office ruled t | he death a h | omicide. Five spen | t shell casings | all |
| headstamped, "S&B 20 9X19" were located | d in the exit/ | entrance of | 2636 Van Brunt Bl | to 27 St. | |
| Witness stated he is the victim's current | t boyfriend. | They (a 1 ye | ar old child, he and | d the victim) wa | ılked to 7- |
| Eleven from his residence, located in the 26 the child were exiting the parking lot, when | 500 block of | Colorado A | v. After leaving the | e store the v | victim and |
| window was half-way down. The male, who | om he descr | ibed as eithe | r light skinned or d | lark skinned ma | le said |
| "Ain't you Diamon." The victim responded | l, "Yea why? | ?" Witness | stated the suspec | ct then fired sev | eral shots |
| stated he ran west as the victim ran in a infant. Witness stated he believed the su | different dir | rection. With | vitness describ | lought the victing | m had the |
| with an afro (hairstyle) in the passenger side | e rear seat. | 1100 40 111111. | deserro | ed the suspect a | is a male |
| Witness stated the victim was four mon | ths pregnant | with | ' baby. He | further stated | and |
| the victim got along as far as parenting othe | er than that t | hey did not. | He stated and the v | victim were in a | n off and |
| on relationship for a few years, however be | en steady for | r at least six | weeks. | | |
| Witness stated that he was in a tow truck. He stated that he observed a vehicle leaving | k, driving no | orthbound or | Van Brunt Bl who | en he saw people | le running. |
| He stated that he observed a vehicle leaving a, "gunmetal," colored Chevrolet Impala. H | le described | the driver a | black female (due | to the hairstyle) | venicle as . He |
| described the front passenger as a black mal | le with a bea | ard. | (| | |

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Witness stated she was eastbound on 27th Street, approaching 27th and Van Brunt. She observed a dark colored four door vehicle with the passenger window down, with tinted windows. Witness stated she observed a vehicle stopped at the entrance/exit of the parking lot. She then observed someone from the passenger side of the vehicle shoot the female who was pushing a baby stroller. Witness stated the vehicle left southbound on Van Brunt Bl.

Detectives received information in regard to a Facebook post, to posted by the account of Facebook user "NLMB Von." The post read "Fuce uh succa bitch she dead she dead" followed by two laughing-face emojis.

Det. Rusnac received a video from a male that identified himself as a cousin of the victim. The male did not wish to identify himself, however he stated the video was posted on the same account (NLMB Von). Upon reviewing the video, detectives observed the video (taken from inside of a vehicle) pan across the crime scene, and then to a handgun (which appeared to be on an unknown subject's lap).

Detectives were able to track, via License Plate Reader (LPR) cameras, a grey Chevrolet Impala south bound at 24th and Van Brunt at 12:26:33 pm. The displayed license plate of HL2Z6W Missouri was affixed to the rear of the vehicle only. The rear driver side tail pipe was hanging lower than the one on the passenger side.

Detectives responded to the Department Of Revenue (DOR) address of the displayed license plate and met with who identified herself as the mother of **JOVON BURRELL B/M 06/21/2001**. She stated that her license plates from an old vehicle were missing from her residence. She further stated **JOVON BURRELL** and her juvenile son left earlier on 07/20/2020 with a male she only knew as "The vehicle they left in was described was a dark colored or black sedan. She provided 816-589-8533 as the cell phone number **BURRELL** was contacting her from. She stated he has been involved in activity that has led to unknown persons shooting into her residence on more than one occasion.

On 07/21/2020, **BURRELL's** juvenile brother was taken into custody at 10807 Newton Ave. With a Deputy Juvenile Officer and his mother present, he admitted to occupying the front passenger seat of BURRELL's car, with **BURRELL** driving and an unidentified party in the rear seat. He further admitted to being at the gas station (2636 Van Brunt Bl) in the vehicle, just before the shooting. He then invoked his right to counsel.

On 07/21/2020, **JOVON BURRELL** was taken into custody at 10807 Newton Ave. Detectives located a black Apple Iphone on the front porch. **BURRELL** was transported to KCPD HQ and provided a statement. **BURRELL** initially stated that he had purchased the suspect vehicle on 07/20/2020 at approximately 1600 hours from somebody named "Bryant." **BURRELL** eventually admitted that he bought the car days prior. **BURRELL** admitted to being in the area of 27 St and Van Brunt Bl after the shooting and documenting it via the photograph / video still investigators showed him. **BURRELL** then stated that he backed his vehicle into a parking spot of 2636 Van Brunt Bl., stayed for an undetermined amount of time, left the parking lot via the exit on to 27 St., and heard gunshots. **BURRELL** admitted to posting a Facebook update that read, "Fuce a succa bitch she dead she dead," shortly after the homicide but stated it was a coincidence and did not reflect the murder. **BURRELL** further admitted ownership of the Facebook profile that posted a video, showing the crime scene and then a gun on the lap of the videographer with the words, "Cuz said fuck it everybody sleepin." **BURRELL** stated that the gun video was taken at some other time and was coincidence that it followed the

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| wideo of the crime scene. BURRELL insisted he was alone during the time in his vehicle, driving in and out of the gas station. After confrontation with evidence, BURRELL then stated that he was driving around on $0.7/20/2020$ with his juvenile brother in the passenger seat and an unknown male named, in the rear passenger seat and partially credited his poor recollection to usage of un-prescribed Xanax. BURRELL never admitted to seeing anybody shooting, but stated that the unknown back passenger was the shooter and did not know why the shooting occurred. |
|--|
| CC20047214 documented on 07/15/2020 describes the victim, attempting to sell the suspect vehicle but being provided counterfeit money. |
| The vehicle was towed and searched by investigators. During the search, investigators observed 135 movie-prop 5100 bills. |
| The case detective is requesting an arrest warrant in lieu of a summons for the listed offender as a firearm was used in this offense. BURRELL has had prior contacts with law enforcement, apparent access to multiple irearms and illicit narcotics. In light of the incidents and his recent conduct, the case detective believes the offender is a danger to the public. |
| Printed Name Det. Sean Patrick Martin #5733 Signature |
| The Court finds probable cause and directs the issuance of a warrant this day of |
| Judge |
| Circuit Court of County, State of Missouri. |