


**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI  
AT INDEPENDENCE**

<b>POLICE NO. :</b>	20-005177
<b>PROSECUTOR NO. :</b>	095460143
<b>OCN:</b>	pq002201

<b>STATE OF MISSOURI,</b>	)	
	<b>PLAINTIFF,</b>	)
<b>vs.</b>	)	
	)	
<b>JOSEPH W. TERRY</b>	)	
<b>505 S.W. Bonanza Drive</b>	)	<b>CASE NO. 2016-CR</b>
<b>Lees Summit, MO 64081</b>	)	<b>DIVISION</b>
<b>DOB: 03/27/1966</b>	)	
<b>Race/Sex: W/M</b>	)	
	)	
	<b>DEFENDANT.</b>	)

**COMPLAINT  
WARRANT REQUESTED**

**Count I. Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20145213.0)**

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 B Felony of unlawful use of a weapon**, punishable upon conviction under Sections 558.011 and 571.030.9, RSMo, in that on or about July 30, 2020, at Highway I-470 and US 50 Highway, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm from a Chevrolet Camaro, a motor vehicle.

An individual who is convicted under Section 571.030.1(9) shall be sentenced to the maximum authorized term of imprisonment for a class B felony.

**State vs. Joseph W. Terry**

**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 July 30, 2020, in the County of Jackson, State of Missouri, the defendant committed the felony of Unlawful Use of a Weapon charged in Count 1, 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.

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. 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. Assault 1st Degree Or Attempt (565.050-002Y19791304.0)**

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 B felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about July 30, 2020, in the County of Jackson, State of Missouri, the defendant shot at [REDACTED], and such conduct was a substantial step toward the commission of the offense of assault in the first degree of [REDACTED], 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 B felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years and not to exceed fifteen (15) years.

**State vs. Joseph W. Terry**

**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 July 30, 2020, in the County of Jackson, State of Missouri, the defendant committed the felony of Assault in the First Degree charged in Count 3, 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 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. 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/ Hallie L. Williams*  
Hallie L. Williams (#66333)  
Assistant Prosecuting Attorney  
321 W. Lexington  
Independence, MO 64050  
(816) 881-4488  
hwilliams@jacksongov.org

**WITNESSES:**

1. PO John Easley, 10 NE Tudor, Lee's Summit, MO 64086
2. SGT Aaron Evans, 10 NE Tudor, Lee's Summit, MO 64086
3. PO Brent Evans, 10 NE Tudor, Lee's Summit, MO 64086
4. PO Chance Fulford, 10 NE Tudor Road, Lees Summit, MO 64086

**State vs. Joseph W. Terry**

5. DET Aaron Ide, 10 NE Tudor, Lee's Summit, MO 64086
6. PO Kent Miller, 10 NE Tudor, Lee's Summit, MO 64086
7. PO Jason Reddell, 10 NE Tudor, Lee's Summit, MO 64086
8. PO Tyler Shaffer, 10 NE Tudor Drive, Lees Summit, MO 64086

# STATEMENT OF PROBABLE CAUSE

LSPD Complaint: 2020-5177

Date: 07-31-2020

I, Detective Aaron Ide, an investigator with the Lee's Summit, Missouri Department of Police, upon my oath, and under penalties of perjury, state as follows:

1. I have probable cause to believe that on 07-30-2020, at the area of I-470 and US 50 Highway, Lee's Summit, Jackson County, Missouri, Joseph W. Terry, W/M, 03-27-1966, committed one or more criminal offenses.
2. The facts supporting this belief are as follows:

On 07-30-2020 at approximately 1732 hours, officers were dispatched to the area of eastbound I-470, west of Pryor Road, in regard to an armed disturbance. Dispatch advised one person was shot and both parties were still on scene.

Upon arrival, officers found the vehicles stationary, a red Kia Sportage and a Chevrolet Camaro. The Kia was in front of the Chevrolet with the front of the Chevrolet touching the driver side of the Kia. The windshield of the Chevrolet had several round holes through it. Officers made contact with [REDACTED] at which time he stated he was driving the Kia and was shot at by the driver of the Chevrolet. [REDACTED] was transported to St. Luke's East Hospital for his injuries.

Officers located two spent brass casings in 9mm WIN LUGER on the south side of the vehicles in the roadway. In addition, officers observed at least (8) holes in the Chevrolet's windshield. The glass around the holes was extended outward, consistent with bullets being fired from inside the Camaro going outside.

Sgt Evans asked [REDACTED] and Terry at the same time, "who's got the gun?" at which time [REDACTED] yelled over, "he does" or "he did," and Terry began pointing at the Camaro while saying "it's in there." As Sgt Evans was handcuffing Terry, Terry voluntarily stated, "it's in the front seat." Sgt Evans was able to observe a black handgun lying on the driver's seat in plain view. Both of the Camaro's windows were down, allowing rain to enter the car. Officer Fulford recovered the handgun at which time it was determined to be a Sarsilmaz SAR6P 9mm handgun. He cleared the firearm of ammunition and a live round was ejected from the chamber.

Officers determined the driver of the Chevrolet, Joseph Terry, was in his vehicle when he fired a handgun at the Kia. Terry was taken into custody and transported to detention, at which time he was placed on a 24 hour investigative hold.

Detective Easley conducted an interview with [REDACTED], who was a witness of the assault. [REDACTED] stated that he was eastbound on NW I-470 Highway, approaching NW Pryor Road. [REDACTED] said he was in the #1 lane (inside lane) of the on-ramp to eastbound NW US 50 Highway. A white Camaro, the driver of it was later identified as Terry, was directly in front of a maroon Kia SUV, the driver of it was later identified as [REDACTED]. [REDACTED] said the Camaro "hit his brakes" in front of the Kia. [REDACTED] said Terry could have been "brake checking" [REDACTED]. The Kia tried to stop but hydroplaned, causing it to hit the rear of the Camaro. After striking the rear of the Camaro, the Kia skidded and slid on to the off-ramp to NW Pryor Road. The Kia then came back across the eastbound lanes of the on-ramp to NW US 50 Highway and came to a stop. [REDACTED] stated that he was 20-30 yards away from the vehicles when this occurred.

# STATEMENT OF PROBABLE CAUSE

LSPD Complaint: 2020-5177

After the Kia came to a stop on the on-ramp, across both lanes of traffic. [REDACTED] told me that the brake lights on the Camaro went off and went forward, striking the Kia. He said he believed that Terry "t-boned" the Kia on purpose. [REDACTED] said approximately 10 seconds after the impact, the windows on the driver's side front and rear doors broke out on the Kia. [REDACTED] said Terry had fired a pistol through his own windshield, striking the Kia. [REDACTED] estimated that 5 or 6 shots were fired by Terry into [REDACTED]' vehicle. [REDACTED] stated he had no doubt that Terry was trying to shoot Jones and kill him.

Terry then exited the Camaro and approached Jones in the Kia. [REDACTED] said Terry had a black semi-automatic pistol in his hand. Terry was telling Jones that he (Terry) was going to shoot Jones.

Terry then sees other people around, watching the events unfold. Terry goes back to his Camaro and lowers his hand, with the gun, through the open driver's window. [REDACTED] exited the Kia through the passenger's side door and comes to the driver's side of [REDACTED]'s vehicle. [REDACTED] yelled towards Terry, telling Terry that he didn't need a gun. That if Terry wanted to fight, they could settle the issue with a fist fight.

[REDACTED] said that [REDACTED] stayed by [REDACTED]'s driver's door until the police arrived. When the police arrived, [REDACTED] jogged to the other side of the exit and got on his knees. Both parties were then contacted by the police. [REDACTED] stated that there were no other people in either vehicle.

[REDACTED] said he had been on I-470 Highway since I-435 Highway. He said that prior to the NW Pryor Road exit, he had not seen any interactions between the Camaro and Kia. He saw no driving by the Kia that would have precipitated this incident.

[REDACTED] further advised that he never saw any kind of weapon in [REDACTED] hands. He never heard [REDACTED] threaten to harm or shoot Terry. He said that only thing [REDACTED] said was him yelling to Terry about wanting to fist fight. [REDACTED] said that the statement by [REDACTED] was made after [REDACTED]' vehicle had been struck by the Camaro and after Terry had tried to shoot [REDACTED].

Detective Easley reviewed [REDACTED] statement with him and he said it was accurate. He did add that he could hear Terry on the phone, with who he thought was a 9-1-1 dispatcher. [REDACTED] heard Terry tell the dispatcher that [REDACTED] was threatening to harm him (Terry). [REDACTED] said that [REDACTED] never told Terry he was going to kill Terry. He reiterated the only thing [REDACTED] said was the discussion of fist fighting but it wasn't "aggressive".

On 07-30-2020 Det. E. Albin and I responded to St. Luke's East Hospital to conduct an interview with James Jones.

Once we arrived, I observed [REDACTED] in the emergency room that he was assigned to. [REDACTED] was in a hospital gown and the hospital staff was securing his left arm in a sling. I observed [REDACTED] to have a cut on his right knee, small abrasions on his right hand, and to cuts on his face. [REDACTED] also showed me two possible burn marks on his left hip/buttock area. I photographed all of his injuries.

I asked [REDACTED] to explain to me what took place. He stated that part of it is a blur because it happened so quickly. [REDACTED] stated that he was traveling eastbound on I-470 and he was behind the white Camaro. [REDACTED] stated the Camaro hit its brakes at which time he tried to stop in time. [REDACTED]

# STATEMENT OF PROBABLE CAUSE

**LSPD Complaint: 2020-5177**

stated that his vehicle began to hydroplane at which time his vehicle struck the rear bumper of the Camaro twice. [REDACTED] stated he began to move to the shoulder of the road because of the crash. As he was doing so he did not observe any damage to the Camaro.

[REDACTED] stated the driver of the Camaro began acting "road rage-ish", so he continued to take the exit that they were on. [REDACTED] explained that the Camaro was then beside his vehicle and the driver of the Camaro began shooting at his vehicle and at him. [REDACTED] stated that he laid down across the seats to avoid being shot. He then quickly turned to get back on the highway. As he did that he lost control of the vehicle. Once his vehicle came to a stop, [REDACTED] sat up and observed the Camaro drive toward him. Once the Camaro was at his vehicle, the driver of the Camaro began shooting at him again.

[REDACTED] stated that he observed a plumber's vehicle that was right by them and knows that they saw what all happened as well. I asked [REDACTED] if anything was said to which he stated that he told the driver of the Camaro that he did not need to bring a gun to the fight and that they could have just fought with their fists. [REDACTED] stated that the police arrived on the scene at that point.

[REDACTED] stated that he does not know who the driver of the Camaro is and that he does wish to assist with prosecution.

On 07-31-2020 I completed an application for a search warrant for the Camaro. Once it was granted Sgt Patterson and I executed the search warrant on the Camaro. One Luger 9mm spent casing was observed under the driver's front seat. One Luger 9mm spent casing was observed sitting next to the gear shifter. One Luger 9mm spent casing was observed on the front passenger seat. Two Luger 9mm spent casings were observed on the floor board of the front passenger seat area. All spent casings were photographed and recovered

Aaron Ide #0105

**Print Name (Detective)**

/s/ Det. Aaron Ide #0105

**Signature (Detective)**

\_\_\_\_\_  
**DATE**