

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT

POLICE NO. :	20-090827
PROSECUTOR NO. :	095462579
OCN:	

STATE OF MISSOURI,

PLAINTIFF,)

VS.

BRANDON A. MCDANIEL

9900 36th Street South, C3

Independence, MO 64052

DOB: 09/21/1994

Race/Sex: W/M

DEFENDANT.)

COMPLAINT
WARRANT REQUESTED

Count I. Murder 2nd Degree (565.021-001Y20200999.0)

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 December 16, 2020, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Oriana R. Starr caused the death of Oriana R. Starr 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.

State vs. Brandon A. McDaniel

Count II. Armed Criminal Action (571.015-001Y20205299.0)

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 December 16, 2020, 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 571.015.1, RSMo. is imprisonment by the department of corrections for a term of not less than three years and not to exceed fifteen years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term of not less than five years. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of three calendar years. The punishment imposed pursuant to Section 571.015, RSMo shall be in addition to and consecutive 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/ Brian Morris

Brian Morris (#66094)
Assistant Prosecuting Attorney
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Independence, MO 64050
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WITNESSES:

1. DET Robert Brady, 223 N. Memorial Drive, Independence, MO 64050
2. PO Joshua Davison, 223 N. Memorial Drive, Independence, MO 64050
3. SGT Terry Dorman, 223 N. Memorial Drive, Independence, MO 64050

State vs. Brandon A. McDaniel

4. PO Glen Harder, 223 N. Memorial Drive, Independence, MO 64050
5. SGT John Howe, 223 N. Memorial Drive, Independence, MO 64050
6. [REDACTED] Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
7. CST Jason Myers, 223 N. Memorial Drive, Independence, MO 64050
8. PO Jason Smith, 223 N. Memorial Drive, Independence, MO 64050
9. Oriana R. Starr, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
10. [REDACTED] [REDACTED] St, Floor 11, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT

Date: 1/11/2021

Report #: 2020-90827

I, Robert Brady, a Detective with the Independence, Missouri, Police Department, knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

1. I have probable cause to believe that on 12/16/2020, Brandon A McDaniel, (Race- White, Sex- Male, DOB- 09/21/1994, Address-9900 E 36th C3, Independence, MO, [REDACTED], committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

That on or about 12/16/2020 Brandon McDaniel shot his girlfriend with a handgun in the head during a domestic disturbance at the address of 9900 E 36th St C3, Independence, Jackson County, MO.

On 12/17/2020 [REDACTED] the mother of Brandon McDaniel called the Independence Police Department via 911 to report that her son Brandon McDaniel killed his girlfriend Oriana Starr on 12/16/2020. Patrol Officer Jason Smith contacted [REDACTED] by phone, who provided additional information that McDaniel and Starr were in an argument in which Starr wrapped an extension cord around McDaniel's neck and he shot her. [REDACTED] reported that she tried to get McDaniel to turn himself in to authorities.

On 12/17/2020 at 1813 hours after checking past calls for service involving Starr, Patrol Officers Ledezema, Seiuli, J. Smith and Sgt. T. Dorman responded to 9900 E 36 Street #C3 by checking past calls for service involving Starr. From looking through the window a black person was seen on the floor inside the apartment not moving. Sgt. T. Dorman, Patrol Officer's Ledezema, Seiuli, and J. Smith made entry into the residence made and found Oriana Starr deceased on the bedroom floor. A yellow extension cord was found at the decedent's feet.

Detective Sgt. Randall, Det. R. Brady, Det. G Harder, CSI J. Meyers, CSI Dowdy, and CSI Sgt. Howe responded to the scene.

On 12/17/2020 the Jackson County Medical Examiner Investigators responded and took custody of Oriana Starr. On 12/18/2020 the Jackson County Medical Examiner, Chief Medical Examiner Marius Tarau M.D., performed an autopsy and ruled Oriana Starr's death a homicide by a gunshot wound to the head. A defect was found in the back of the right side of the head, behind the ear.

On 12/17/2020 Detective G. Harder interviewed [REDACTED] at Police Headquarters. [REDACTED] provided a statement that McDaniel stated to her that on 12/15/2020 McDaniel stayed the night at Starr's apartment at 9900 E 36 St C3, Independence, MO. On 12/16/2020 McDaniel woke up and wanted to go to the store for cigarettes and alcohol. A physical fight developed and Starr wrapped an extension cord around McDaniel's neck. McDaniel stated that Starr was trying to strangle him and that "I popped her" and "her body fell to the ground". [REDACTED] asked McDaniel where he shot her and he replied "in the back of the head". [REDACTED] stated that she told McDaniel that he could not claim self defense if he shot her in the back of the head. [REDACTED] stated that Starr was choking him and he reached into his pocket, got a gun and shot her in the back of the head. [REDACTED] stated that she asked McDaniel why he shot Starr and he responded that she was trying to kill him. [REDACTED] advised McDaniel to turn himself in and his response was "I can't do that, I'm not going back to jail".

On 12/22/2020 Patrol Officer J. Davison made contact with [REDACTED] who advised him that McDaniel confided in him about the incident and showed him the firearm used. [REDACTED] advised that McDaniel sold the firearm and altered his appearance.

On 12/18/2020, Missouri Department of Corrections, Probation and Parole Officer A. Hynick advised the address they had listed for McDaniel was 9900 E 36th St C3, Independence, MO.

On 01/07/2021 information was developed that McDaniel was in Newton, Arkansas. The information was passed on to the Arkansas State Police, Jackson County, Arkansas Sherriff's office and the Newton Arkansas Police Department. On 01/08/2021 McDaniel was taken into custody on a Parole violation warrant, in Newton, Jackson County, Arkansas. McDaniel was transported to the Jackson County, Arkansas, Jail.

On 01/08/2021 Det. D. Miller and Det. R. Brady responded the Jackson County, Arkansas, Jail and interviewed McDaniel. McDaniel was advised of his rights and was advised of the nature of the investigation. McDaniel described Starr as an ex girlfriend and that he moved out of the address approximately three months ago. McDaniel stated he would visit Starr for sexual relation. When asked about past reports of domestic violence he advised that Starr's family told a story of him with an axe three to four months ago. When asked about drug usage McDaniel did not want to discuss the subject. I informed McDaniel that his mother called law enforcement and reported the incident. McDaniel advised that he could not help me. When asked why McDaniel killed Starr, McDaniel requested an attorney. The interview was ended.

____ Det. Robert Brady ____
Print Name

____/S/ Robert Brady_____
Signature