


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

POLICE NO. :	KC22080396
PROSECUTOR NO. :	095472376
OCN:	HU009873

STATE OF MISSOURI,)	
	PLAINTIFF,)
vs.)	
)	
ANDREW HAROLD BOSTIC)	
214 Emanuel Cleaver II Blvd, Apt. 1W)	CASE NO. 2216-CR
Kansas City, MO 64112)	DIVISION
DOB: 06/22/1960)	
Race/Sex: B/M)	
)	
	DEFENDANT.)

COMPLAINT
WARRANT REQUESTED

Count I. Unlawful Use Of Weapon - Subsection 9 - Shoot At/From Motor Vehicle, At Person, Motor Vehicle Or Building, Resulting In Death Or Injury (571.030-015Y20205213.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of in violation of Section 571.030.1(9), 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 November 30, 2022, at East Armour Blvd W and North Broadway Blvd S, in the County of Jackson, State of Missouri, the defendant, knowingly discharged a firearm from a GMC Terraine, a motor vehicle, and, as a result of the above described conduct, Patrick George 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.

State vs. Andrew Harold Bostic

Count II. Armed Criminal Action (571.015-001Y20205213.0)

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 on or about November 30, 2022, in the County of Jackson, State of Missouri, the defendant committed the felony of Unlawful Use of a Weapon charged in Count I, 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 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 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 range of punishment for the offense of Armed Criminal Action in violation of section 571.015.2, RSMo. as a second offense is imprisonment by the department of corrections for a term of not less than five years and not to exceed thirty years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term not less than fifteen 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 five calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015.3, 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.

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/ Lauren Whiston
Lauren Whiston (#66185)
Assistant Prosecuting Attorney
415 E. 12th St., 11th Fl
Kansas City, MO 64106
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State vs. Andrew Harold Bostic

WITNESSES:

1. [REDACTED]
2. MAJ Daniel G Gates, 1125 Locust, Kansas City, MO 64106
3. PO Davonte G Porter, 1125 Locust, Kansas City, MO 64106
4. DET Ilinca E. Rusnac, 1125 Locust, Kansas City, MO 64106
5. CST Greg VanRyn, 6633 Troost, Kansas City, MO 64131
6. DET Nathan S. VanVickle, 1125 Locust, Kansas City, MO 64106
7. PO Jeremy A. White, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 11/30/2022

CRN: KC22080396

I, Detective Nathan VanVickle #5169, 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 11/30/2022, at 3501 Broadway Blvd. in
(Date) (Address)

Kansas City, Jackson Missouri Bostic, Andrew H.
(County) (Name of Offender(s))

B/M, 06/22/1960, [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 11/30/2022, at approximately 0507 hours, Officers of the Kansas City, Missouri Police Department were dispatched to Armour Blvd and Broadway on a reported EMS call.

Upon arrival, they located the calling party who advised he found the male lying on the ground unresponsive. Officers then observed the victim to be lying on the ground with apparent blood around him, coming from his mouth and nose.

EMS arrived on scene and confirmed the victim deceased. Detectives and crime scene personnel responded, along with the Jackson County Medical Examiner’s Office and a Homicide Investigation was initiated. During the processing of the crime scene, no spent shell casings were recovered and the victim appeared to have a gunshot wound to the back and the neck.

Detectives reviewed video surveillance from the Kansas City Life Insurance Company located at 3520 Broadway Blvd., across the street from the crime scene. The video surveillance showed a red crossover style SUV driving northbound on Broadway Blvd. at 0355:21 hours, passing the victim who was standing on the south west corner of 3509 Broadway Blvd (Westport Eyecare). The vehicle is then seen taking a right hand turn (east) onto W Armour Blvd. and an immediate right turn into the parking lot of the same 3501-3509 Broadway Blvd. building at 0355:37 hours. The vehicle then comes back out of the same lot onto the Broadway Blvd. exit/entrance and stops facing westbound at 0355:46 hours. The vehicle is observed to be stationary while the victim is interacting with it from the same southwest corner of the building where he was standing previously, on the passenger side of the vehicle. While the video does not capture the inside of the vehicle, the victim’s mannerisms appear to escalate during the interaction as the victim can be seen moving his limbs in a manner similar to one throwing punches in the air or, “shadow boxing,” with no other person being next to him. At 0356:30 hours, the victim is observed throwing a traffic cone at the car as he turns northbound, then appears to duck or double over and then stumbles as he runs away. The victim appears to be struggling to run and leans onto the west wall of 3509 Broadway Blvd. before collapsing midway up the sidewalk.

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As the victim begins to run away, the vehicle pulls out of the parking lot fully and turns left (south) onto Broadway Blvd. City traffic cameras pick up the vehicle's headlights (only vehicle travelling southbound at that same time) traveling southbound on Broadway Blvd. then turning left (east) onto W 36th St and out of camera view. The vehicle is then observed traveling eastbound on 38th St through the 38th St and Main city camera at 0358 hours.

The next time the vehicle is captured on camera is at 0411:21 hours traveling eastbound on Truman Rd through the Truman and Troost intersection. It should be noted that the Truman Rd and Charlotte camera did not capture the suspect vehicle. Based on the geography of the area, this means that the vehicle had to have arrived to Truman and Troost by exiting US 71 NB at Truman Rd. The vehicle continues eastbound on Truman Rd through multiple intersections and is captured on numerous city cameras and ALPRs, before appearing on ALPR on the back of a tow truck at 0543 hours at 39th St. and Cleaver.

Detectives then began reviewing city traffic cameras backwards from the time of the shooting. The vehicle is observed traveling northbound through the following intersections: Valentine St, W 37th St and W 39th St and Broadway Blvd., where it is seen arriving to after traveling westbound on 39th St. The vehicle is captured on city cameras travelling westbound through the following intersections: 39th St. and Central, Main, Warwick, Gillham, Troost, Paseo, Woodland and Prospect.

Detectives then reviewed the Automated License Plate Reader (ALPR) system and checked the intersection of 39th St. and Main at approximately 0353 hours, which is the time the vehicle is captured travelling through the area. I located the vehicle matching the description and the only red crossover SUV traveling through that intersection at that time. The license plate affixed to the vehicle read MO DZ5U1V. I then searched ALPR for that license plate and discovered it to have been captured on the ALPR system through several of the same intersections listed above.

A computer search of the listed MO license plate responded to be registered to an Andrew Bostic on a maroon 2013 GMC Terrain. A computer search of the Niche report writing system returned that license plate to belong on the same vehicle and owner and listed an address for Bostic of 209 Emanuel Cleaver II BL, Kansas City, Jackson County, MO. Detectives were able to identify the company of the tow truck that was towing the suspect vehicle as Roadside Services KC. Roadside Services KC was contacted and advised they had towed the vehicle from I-70 and Van Brunt at the request of Andrew Bostic, and the vehicle was towed to 209 Emanuel Cleaver II. They also provided the apartment number of #706 on the tow paper work.

Detectives responded to 209 Emanuel Cleaver II and located the vehicle parked in the secured parking lot behind the building 209 Emanuel Cleaver II, and the vehicle was visible from the street.

Detective obtained a search warrant for the parking lot of 209 Emanuel Cleaver II Blvd. to tow the suspect vehicle. While at 209 Emanuel Cleaver II Blvd. Detectives were waiting inside by the back door of the building when the suspect/Vehicle Owner, Andrew Bostic, came off the elevator and stated, "I believe you guys are here for me."

Bostic stated that he was advised by his attorney not to make a statement but wanted to tell investigators what happened and believed what happened was justifiable. Detectives explained to Bostic that he could make a voluntary statement if he wished and we then went to the apartment building's 7th floor and in the lobby of the 7th floor, Bostic made the following statement after being advised he was not in custody and this was a voluntary statement. Bostic stated, "Basically the incident I saw on the TV this morning the man died. I was in the car that was driving away."

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“Obviously I used a gun. The reports on my records will show I have reported assaults before and that is why I got a gun.”

“Last night someone came to clean my apartment, I dropped them off. I wanted something to eat so I was going to go to Panchos. I decided I should not eat so heavy, so I was going to get some McDonalds. I was on Broadway. I went down an alley. I came through there. I decided to get my phone. I stopped. I saw someone in all black. The person kind of comes out of the shadow. I go back to looking for my phone. Turns out, I did not have my phone. I then heard the loudest crash at my back door. Like the person threw a brick at my back door. So immediately, I grabbed my gun but not to...I hadn't had no confrontation.”

“Right after that I saw the person walking away. I rolled my window half way down. I say are you nuts and he turned around with the biggest object and came darting at me. I kind of half closed my eyes I'm looking for the window to expecting the glass to come in my eyes. Smashed my window. I fired a shot I'm not a shooter. I fired a shot as a warning. I saw that he turned and walked away, and my window smashed. I was angry. So I fired a shot at the building. He kept walking so I pulled off. I was frustrated. I went by a friends. Then my car then broke down and I had it towed back here.”

“Look, I wasn't looking for trouble. I saw something on his face. I saw him do something like this (he gestured raising both hands while holding something). When I heard the first crash I was about to pull off, but I grabbed my gun. I put my car in reverse, but I stopped. Out of fear. My window was shattered. I thought was he trying to get into my car. I'm going to fire a shot. My window is busted. What made him do that? I thought he was trying to get in.”

Printed Name Detective Nathan VanVickle #5169 Signature /s/ Detective Nathan VanVickle #5169

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

Judge

Circuit Court of _____ County, State of Missouri.