

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

POLICE NO. :	KC23011997
PROSECUTOR NO. :	095473608
OCN:	HS038324

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
)	
TRACY EUGENE MCKEE)	
705 Virginia Ave)	CASE NO. 2316-CR
Kansas City, MO 64106)	DIVISION
DOB: 04/24/1964)	
Race/Sex: B/M)	
)	
)	DEFENDANT.

COMPLAINT
WARRANT REQUESTED

Count I. Murder 2nd Degree (565.021-001Y20200904.0)

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 between February 23, 2023 and February 25, 2023, in the County of Jackson, State of Missouri, the defendant with the purpose of causing serious physical injury to James Perry, caused the death of James Perry by cutting him.

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 (571.015-001Y20205212.0)

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 between February 23, 2023 and February 25, 2023, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the

State vs. Tracy Eugene McKee

foregoing felony of murder in the second degree 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/ Kristiane N. Bryant
Kristiane N. Bryant (#69524)
Assistant Prosecuting Attorney
415 E. 12th St.
Floor 7M
Kansas City, MO 64106
(816) 881-3597
KNBryant@jacksongov.org

State vs. Tracy Eugene McKee

WITNESSES:

1. DET David A. Adair, 1125 Locust, Kansas City, MO 64106
2. PO Matthew S. Anderson, 1125 Locust, Kansas City, MO 64106
3. [REDACTED] 11, Kansas City, MO
64106
4. DET Thomas M. Hammond, 1125 Locust, Kansas City, MO 64106
5. DET Kenneth M. Lightner, 2640 Prospect Ave., Kansas City, MO 64127
6. PO Ian M. Morris, 1125 Locust, Kansas City, MO 64106
7. [REDACTED] Floor 11, Kansas City, MO
64106
8. James Perry, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
9. CST George Santoro, 2645 Brooklyn Ave., Kansas City, MO 64127
10. CST Gregory VanRyn, 2645 Brooklyn Ave, Kansas City, MO 64127
11. PO Daniel E. Watson,
12. PO Eric D. Williams,

PROBABLE CAUSE STATEMENT FORM

Date: 02/28/2023

CRN: KC23011997

I, Detective David Adair #5590, 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 02/25/2023, at 1040 East 1st Street in
(Date) (Address)

Kansas City, Jackson Missouri Tracy E. Mckee
(County) (Name of Offender(s))

B/M 04/24/1964 committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 02/25/2023 at 1306 hours, Detectives of the Kansas City Missouri Police Department were dispatched to 1010 East 1st Street regarding a medical nature unknown. The original call for service occurred after a homeless man walked into the address and requested medical assistance for his friend at a camp nearby. Officers located a deceased male, later identified as JP, inside a ramshackle lean-to on the property of 1040 East 1st Street, Kansas City, Jackson County, Missouri, surrounded by an apparent homeless encampment. JP was suffering from apparent lacerations to his arms, head and legs, had no signs of life and was declared deceased by EMS on scene.

Officers on scene also notified detectives of a prior call for service at the location on 02/23/2023 at 0821 hours involving JP and Tracy Mckee. Officers responded to an EMS call at 1040 East 1st Street where they located Tracy suffering from an injury and hallucinating. He was subsequently transported to a hospital for treatment but no crime was determined to have occurred. JP identified himself to officers during the call, but nothing else of note occurred.

Officers contacted a witness, identified as [REDACTED] was the homeless man who walked into 1010 East 1st Street requesting the call for service. He stated the following: [REDACTED] had not heard from his friend JP for a few days, but he was contacted by a homeless female he was familiar with who requested he check on JP. [REDACTED] responded to JP’s tent where he located him with apparent blood on his body. [REDACTED] contacted the occupants of 1010 East 1st Street and requested they contact KCPD and EMS to check on JP.

Detectives contact [REDACTED] Witness #1, at a nearby homeless camp who stated the following: She was inside JP’s tent on 02/24/2023 with JP and [REDACTED] sometime during the morning. Tracy Mckee, whom she also knew as “Sibeer”, entered the tent with a male named “Antonio”. Tracy began hacking JP with a “dagger-sword” while JP was sitting down with his shirt off. [REDACTED] fled out of tent and away from the area during the assault.

PROBABLE CAUSE STATEMENT FORM

CRN KC23011997

█ was presented with a six person photographic line-up containing Tracy Mckee where she positively identified Mckee as the person who attacked JP.

Detectives located █, Witness #2, walking on the train tracks nearby and contacted her; she stated the following: She was inside JP's tent with "Zibeer", whom she also knew as "Tracy" or "Trace", the night prior while Zibeer and JP were having an argument. She went to sleep and awoke on Friday morning with █ lying next to her on JP's bed. Zibeer entered the tent with an unknown Mexican male who ushered █ and JP out of the way. Zibeer began slashing JP, who was sitting in his chair with his shirt off, with a machete style weapon. Zibeer told █ and █ to leave the tent, so they fled the area.

█ was presented with a six person photographic line-up containing Tracy Mckee, but she did not recognize anyone in the line-up.

Mckee was arrested on 02/28/2023. He was escorted to headquarters where he was read his Miranda Rights and agreed to speak with detectives. He stated the following: He admitted to knowing █, █ and JP but denied having any involvement in the murder and denied any specific knowledge of it. After a short time during the interview, Mckee requested an attorney and the interview was immediately ceased.

Detectives collected surveillance footage from 1101 Guinotte Avenue. The footage depicted a large assortment of people coming and going from the encampment. The time-frame described by █ and RO when the assault occurred appeared to be on 02/24/2023 in the morning. At 11:35:50, three people, presumed to be Zibeer, Antonio and an unknown person, approached the camp from westbound on the train tracks. At 11:43:39, three people exited the camp and walked eastbound on the train tracks.

Detectives and crime scene personnel processed the tent where the victim was located. The tent contained the victim suffering from numerous lacerations to his arms, hands, head and legs. There was a large amount of apparent blood inside the tent surrounding the victim.

A blue cellphone was located on Mckee when he was arrested. A warrant has been applied for to search the phone for evidence but the results of that warrant are still pending.

On or about the following dates, Mckee was convicted of the following felonies:

- 1996-02-01, RET THEFT/DISPLAY MERCH/>\$150, FELONY 3
- 1999-02-22, BURGLARY, FELONY 2
- 1999-05-26, BURGLARY, FELONY 2
- 2016-11-04, Burglary; Vehicle to commit felony, theft or sexually motivated crime, Felony G09
- 2008-01-30, TAMPER W AIRPLANE/MTR BOAT-1ST DEGREE, FELONY C
- 2009-01-30, THEFT-\$500/MORE-LESS \$25000, FELONY C
- 2011-12-12, TAMPER WITH MOTOR VEH-1ST DEG, FELONY C
- 2011-12-17, STEALING RELATED OFFENSE-3RD OFFENSE, FELONY D
- 2015-03-16, TAMPER WITH MOTOR VEH-1ST DEG, FELONY C
- 2021-08-17, TAMPERING WITH MOTOR VEHICLE - 1ST DEGREE, FELONY D

PROBABLE CAUSE STATEMENT FORM

CRN KC23011997

Printed Name Detective David Adair #5590 Signature /s/ Detective David Adair #5590

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

Judge

Circuit Court of _____ County, State of Missouri.