


IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT

POLICE NO. :	23-000992
PROSECUTOR NO. :	095474250
OCN:	

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
)	
JAY'SHAUN D JONES)	
11308 E. 85th Terrace)	CASE NO. 2316-CR
Raytown, MO 64138)	DIVISION
DOB: 10/04/2004)	
Race/Sex: B/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 on or about April 20, 2023, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Nehemiah Newton, caused the death of Nehemiah Newton by shooting 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.

Defendant is given further notice that should the State submit murder in the second degree - felony under Section 565.021.1(2), it will be based on the death of Nehemiah Newton as a result of the perpetration of the felony of Unlawful Use of a Weapon resulting in injury or death.

State vs. Jay'Shaun D Jones

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 on or about April 20, 2023, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count one, 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 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.

Count III. Unlawful Use Of Weapon - Subsection 9 - Shoot At/From Motor Vehicle, At Person, Motor Vehicle Or Building, Resulting In Death Or Injury (571.030-015Y20205299.0)

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 April 20, 2023, at 8602 Stark Avenue, in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm at another person or persons and, as a result of the above described conduct, Nehemiah Newton 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. Jay'Shaun D Jones

Count IV. 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 on or about April 20, 2023, in the County of Jackson, State of Missouri, the defendant committed the felony of unlawful use of weapon charged in Count three, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of unlawful use of 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 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
321 W. Lexington
Independence, MO 64050
(816) 881-4559
brian.morris@jacksongov.org

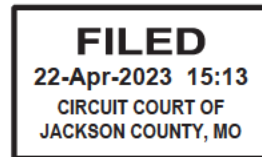
State vs. Jay'Shaun D Jones

WITNESSES:

1. [REDACTED]
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]
5. [REDACTED]

MO 64106

5. PO Robert Fox, 10000 E. 59th St., Raytown, MO 64133
6. SGT Thomas Greer, 10000 E. 59th Street, Raytown, MO 64133
7. [REDACTED], Floor 11, Kansas City, MO 64106
8. PO Larry Jackson, 10000 E. 59th Street, Raytown, MO 64133
9. PO Brandon Jeffrey, 10000 E. 59th St., Raytown, MO 64133
10. [REDACTED] 64106
11. Nehemiah I Newton, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
12. [REDACTED] 64106
13. [REDACTED]
14. SGT Chris Shrout, 10000 E. 59th Street, Raytown, MO 64133
15. PO Haley VanBibber, 10000 E. 59th St., Raytown, MO 64133



Probable Cause Statement Form

Date: 04-21-2023

Report: 23-0992

I, Det. Robert Fox, 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 04-20-2023, at 8602 Stark Ave., Raytown, Jackson County, Missouri, Jay'shaun D Jones, B/M, 10-04-2004, [REDACTED], committed one or more criminal offense(s).

The facts supporting this belief are as follows:

On 04-20-2023 at approximately 1914 hours Raytown Police officers were dispatched to 8602 Stark Ave. Raytown, Jackson County, Missouri 64138 in regard to a subject that had been shot. Raytown Police dispatch advised they received multiple 911 calls reporting shots fired.

Upon arrival, a black male identified as Nehemiah Newton was located in the driveway of the residence deceased with multiple apparent gunshot wounds. He was pronounced on scene by Raytown and Kansas City Fire and EMS personnel. During the scene processing, fourteen (14) 9x19mm cartridge casings were recovered on and around the driveway of 8602 Stark Ave.

Following the initial processing of the scene by Raytown Police detectives, Jackson County Medical Examiner's Office Investigator Megan Williams responded to the scene to conduct their death investigation, and the body was subsequently transported from the scene. Following a postmortem conducted on Nehemiah Newton on 04-21-2023, Det. Jackson was informed that Nehemiah Newton sustained thirteen (13) total gunshot wounds, with seven (7) in the back of the body and six (6) in the front.

PO VanBibber contacted the neighbor and calling party [REDACTED] who stated he heard people arguing outside. He initially saw a black male in a red hooded sweatshirt verbally arguing with the victim. Shortly after, rapid gunfire ensued and the victim fell to the ground. Another black male in a blue shirt or jacket retrieved an "assault style weapon" from the area of Mr. Newton's person and ran with the other male directly west behind the residence of 8602 Stark Ave, in the direction of Spring Valley Road.

Witness [REDACTED] stated to PO Pavlicek she was sitting in the living room of the residence when she heard an argument outside. She saw two males, one wearing a red hoodie and another wearing a black hoodie arguing with [REDACTED] and [REDACTED]. She stated the male in the black hoodie, "Jay'shaun," reached into the bag and pulled out a firearm. A struggle for the firearm ensued between Nehemiah Newton and "Jay'shaun" and Nehemiah Newton was subsequently shot by "Jay'shaun."

██████████, stated she heard a commotion in the driveway of the residence. She went outside and saw a black male wearing a red hoodie and a black male wearing a black hoodie and a black backpack arguing with Mr. Newton and his sisters. During the altercation, which was occurring between Nehemiah Newton and ██████████ who reached into the backpack and retrieved a gun, and a struggle then ensued over the firearm. Nehemiah Newton was able to gain control of the firearm, to prevent ██████████ from shooting him,,and as Nehemiah Newton turned turned away he was shot in the back by the friend of ██████████

During a forensic CPC interview with ██████████ she stated that ██████████ and “Jay’shaun” identified as Jay’shaun Jones arrived with a third male (██████████ described Jay’shaun as a male with “caramel” skin wearing black Adidas pants and a black jacket, possibly Nike. She said he was about 5’7” to 5’8” tall, wearing a “sheisty” mask covering his hair. She advised that either ██████████ or ██████████ had on a red jacket. Regarding the antecedent event for the confrontation, ██████████ stated that three days prior, there was a verbal altercation between Nehemiah Newton and ██████████ which stemmed from a fight that involved ██████████ and a friend of Nehemiah Newton.

██████████ stated that “it happened in front of [her]” referring to Nehemiah Newton being shot, and that it occurred in front of ██████████ described the event preceding the shooting as a “tug-of-war” over a gun that Jay’shaun Jones removed from a backpack and pointed at Nehemiah Newton. During the struggle for the gun, Nehemiah Newton was able to take it from Jay’shaun Jones, and he began to walk away (down the driveway toward the roadway of Stark Ave.) from Jay’shaun Jones, toward his vehicle – a white 2007 Chevrolet bearing MO temporary license 06KHG1 - parked on the roadway in front of the residence. As Nehemiah Newton was walking toward his car, Jay’shaun Jones retrieved a handgun with “a switch” (referring to a device which converts a semi-automatic firearm into one capable of fully-automatic fire) and shot Nehemiah Newton in the back. Jay’shaun Jones, ██████████ and ██████████ fled the scene, running to the back of the house. The original firearm Nehemiah Newton and Jay’shaun Jones struggled over was described as an “ARP” (AR-15 type pistol) and the second she said she believed was a Glock handgun.

A black backpack – which ██████████ stated Jay’shaun had with him when he arrived – was left at the scene. Following the forensic interview, Det. Fox contacted ██████████ who stated she did not know ██████████, but was in regular contact with his mother, “██████████”. She stated that ██████████ and described it as being on the west side, either ██████████. While processing the scene, fresh apparent shoe impressions were located in the soft mud in the backyard, showing directionality toward and away from the scene (the driveway of 8 ██████████ Ave.) The impressions led to the fence adjoining ██████████

Jay'shaun Jones showed a previous involvement with the Raytown Police Department in March 2023 involving a stolen car, in which he was arrested and booking photos were taken. Simultaneous photo arrays were generated using Jay'shaun Jones' image and five images of others bearing similar appearances and features.

At approximately 1100 hours on 04-21-2023, a simultaneous photo array was conducted with [REDACTED] during the forensic interview [REDACTED] identified image 1, which was that of Jay'shaun Jones, and identified him by name, saying "he killed [REDACTED]"

At approximately 1535 hours on 04-21-2023, Det. Sgt. Shrout conducted a simultaneous photo array with [REDACTED] who identified image 5 as Jay'shaun Jones, and wrote "he shot [REDACTED] beneath the selected image.

Following the aforementioned arrest, a mailing address of 8704 E 84th Street, Raytown, Jackson County, Missouri was given, which also showed to be the residence of [REDACTED] who was identified as Jay'shaun Jones' [REDACTED] It was later determined using TransUnion TLO that she showed an address of 11308 E 85th Ter., Raytown, Jackson County, Missouri. This address was also that listed in school records for Jay'shaun Jones.

At approximately 1733 hours on 04-21-2023, Det. Fox, Det. Jackson, Det. Jeffery, and Det. Sgt Shrout conducted a residence check at 11308 E 85th Ter., Raytown, Jackson County, Missouri. Tiffany Jones answered the door, at which time Det. Fox inquired if Jay'shaun Jones resided there, to which she advised that he did. Det. Fox asked if Jay'shaun Jones was inside, and that he would like to speak with him. Jay'shaun Jones came to the door, clad in a black hoodie with cartoon-style graphics and black Adidas pants. The hoodie appeared to be the same that Jay'shaun Jones was wearing in his prior arrest. Jay'shaun Jones was taken into custody, during which time he asked his mother to retrieve his lawyer's business card for him so that he could call his attorney.

An iPhone with a black back and white front, with a cracked front screen and rear glass was recovered from the person of Jay'shaun Jones after he was taken into custody. The phone later illuminated at approximately 1840 hours, in which a message from "Glitch city" was received stating "I got 500-559 for any Glock", "glitch" referring to the common term used for a Glock "switch" which allows the handgun to fire in fully-automatic mode.

During an in-custody interview, conducted in the presence of his attorney, Jay'shaun Jones stated that he was at the residence of Nehemiah Newton along with [REDACTED] and that [REDACTED] as attempting to fight Nehemiah Newton. While this was happening, Jay'shaun Jones said he tried pulling [REDACTED] away, and [REDACTED] slid the backpack off to him. When Jay'shaun Jones was in possession of the backpack, that's when the struggle over it between he and Nehemiah Newton occurred, resulting in Nehemiah Newton having possession of the firearm that was in the bag. Jay'shaun Jones said that Nehemiah Newton was facing away from him, going towards the road, but that it looked like he was going to pivot on his left foot and was

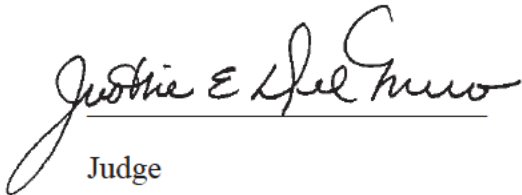
looking back toward him. Jay'shaun Jones said it was then that he drew his own firearm (which was in his waistband the entire time) and shot Nehemiah Newton. After shooting Nehemiah Newton, he retrieved the other firearm and fled with [REDACTED] going directly to [REDACTED]. Jay'shaun Jones informed [REDACTED] [REDACTED] of what happened, and that she yelled at them because she warned them earlier about staying out of trouble because [REDACTED] was still on probation. Jay'shaun Jones informed Det. Fox and Jackson that he had the firearms with him at [REDACTED] residence, and then later gave them to his cousin, [REDACTED] put them in a safe, and that Jay'shaun Jones [REDACTED] was notified of it, and that she intended to turn them over to police. Det. Fox and Jackson responded to the residence, and consent to search was given by Tiffany Jones, at which time a small gray safe and a black/red backpack were recovered. The safe contained a stripped Glock 17 Gen 5 handgun (S/N BNYG061), loaded AR-15 magazine, and an AR-15 charging handle. The backpack contained white garbage bags containing separated AR-15 upper and lower (lower receiver S/N 22023385.)

Subscribed and sworn by undersigned:

Name: Det. Robert Fox #1855

Signature: Det. Robert Fox #1855

The Court finds probable cause.


Judge

22-Apr-2023 15:14

Date