

POLICE NO. :	KC23049949
PROSECUTOR NO. :	095475419
OCN:	

COMPLAINT
WARRANT REQUESTED

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 July 28, 2023, 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 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/ Shiante McMahan
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State vs. JERRY L PLATER, Case No.

WITNESSES:

The State's witnesses as of 8/1/2023 are included on the "State's Witness List" filed contemporaneously with this Complaint.

PROBABLE CAUSE STATEMENT FORM

Date: 07/31/2023

CRN: 23049949

I, [REDACTED], Homicide Unit, 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 07/28/2023, at 3406 Roberts Street in
(Date) (Address)

Kansas City, Jackson Missouri Plater, Jerry L
(County) (Name of Offender(s))

BM [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 07/28/2023 at 1706 hours, Patrol Officers with the Kansas City Missouri Police Department responded to 3406 Roberts Street, Kansas City, Jackson County, Missouri, in regard to a reported shooting.

Upon arrival the officers observed a Hispanic male/Victim#1 lying on his back on the north side of the sidewalk on Roberts Street, directly in front of 3406 Roberts Street. The Victim was suffering from an apparent gunshot wound to the chest/abdomen area. Kansas City Fire Department Medics responded to the scene in regard and confirmed Victim#1 as deceased at 1716 hours.

The officers were informed by dispatch that two 911 phone calls were made for the shooting at the same address. The call notes stated the following:

Call #1: Caller heard one sound of shots, male shot & laying on the sidewalk. Has been shot in the stomach. Caller did not see anything, just heard one sound of shots and saw male on ground. Male appears to be in his 40's, caller is on phone with EMS for pre-arrival instructions, subject is still breathing. The phone number came back to an identified phone number that was later identified as Other#2.

Call #2: Call From [REDACTED] - Calling party said he needed an ambulance. Calling party was yelling at someone in the background that he pushed him too far. Calling party hung up before call taker could get more information.

The initial number that called 911 was the [REDACTED] number and it was unknown at the time if that party witnessed the incident.

A responding officer called the party back at the [REDACTED] and a male answered the phone. The officer identified themselves as a Kansas City Missouri Police Officer. The male said, "I don't know what the fuck you're calling me for. I don't wanna talk about this shit man." And ended the phone call.

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While on scene the officers observed a black male in a blue shirt and cargo shorts that previously exited 3406 Roberts, come back outside and close the hood on a white Chevrolet Pickup truck, he took an extension cord out of it and went back to the residence. Detectives were later informed during a briefing that the same black male had been ordered by the officers to stay out of the crime scene. The black male failed to comply several times and was finally ordered to go into his residence and stay inside. The officers also informed the detectives that the incident with the black male had been captured on their body worn cameras.

Approximately twenty minutes after officers arrived on scene, a woman that identified herself as the victim's [REDACTED] Other#1 arrived saying that a friend called her and told her that her husband had been shot. Another officer contacted Victim#1's [REDACTED] and she told the officer that Victim#1 was having issues with a male named "Shorty" who lives at 3406 Roberts Street over a white Ford Mustang that she pointed out was behind the house. She stated that Victim#1 and "Shorty" couldn't agree on the payment and the title for the car.

This detective contacted Other#1 and conducted a brief interview with her. She provided information about the relationship between Victim#1 and "Shorty". "Shorty" was fixing a car for Victim#1 and was not giving him the title for the car. A friend of Victim#1's gave him a ride to "Shorty's" house to get the title, but they decided to meet a few blocks away from "Shorty's" house at the Auto Zone to get the car, which was a white and black Ford Mustang. She was contacted later by Victim#1's friend who told her that "Shorty" had shot Victim#1 in the stomach.

During the course of the investigation this detective responded to the scene and observed that Victim#1 was located laying in front of 3406 Roberts Street on the sidewalk. Victim#1 was laying supine with his head facing north, both arms laying to his sides, and his legs extended. Victim#1 had one defect to the center of his chest. A single spent red shotgun shell was located a few feet to the east of Victim#1's body in the grass between the sidewalk and the street. The head stamp showed the spent shell to be a BRI 12 gauge. The detective was also able to observe from the alley way behind the residence a white Ford Mustang with black strips parked on the rear of the property.

Other detectives conducted an area canvass for potential witnesses. A detective knocked on the front door of 3406 Roberts Street. While no one answered, the detective did observe a sticker on the front door that said "Shorty".

On 07/28/2023, detectives received information that Victim#1 had been at a Discount Smokes and Liquor store, 4019 Independence Ave., Kansas City, Jackson County, Missouri, prior to the homicide. Detectives were able to review the store video and determined that at 04:33:45 PM, the victim can be seen pulling into the parking lot in the same white Ford Mustang that was located behind 3406 Roberts Street. The convertible top was down and Victim#1 entered the store. A black Toyota pulls in the lot after the Mustang and backs into the parking spot next to the Mustang.

At 04:37:28 PM, the driver of the black Toyota, later determined to be Witness#1, gets out of the Toyota and stands near the front door of the store.

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At 04:37:48 PM, a blue Chevy Monte Carlo can be seen pulling into the parking lot and stopped for a moment behind the Mustang as Victim#1 walks out of the store.

At 04:38:20 PM, Victim#1 walks over to a dark colored SUV that is parked in the parking lot and appears to speak with the driver with his back to the Mustang. The Monte Carlo parks next to the Mustang.

At 04:38:23 PM, the passenger of the Monte Carlo, observed to be black male with a thin build wearing a dark colored T-shirt, khaki shorts, and dark colored shoes, exits and appears to reach inside the Mustang. He then walks to the front of the Mustang, turns around and walks back to the passenger seat of the Monte Carlo and gets in. The Monte Carlo backs up and exits the parking lot.

Victim#1 continues to talk with the driver of the dark SUV for several minutes and appeared to be unaware that the passenger of the Monte Carlo had arrived and reached into the Mustang.

At 04:50:50 PM, Victim#1 walks away from the SUV and the SUV backs up to leave. Victim#1 walks to the Toyota and gets into the passenger seat.

At 04:51:28 PM, Victim#1 gets out of the Toyota, goes to the passenger side of the Mustang, reaches in the Mustang and then goes back inside the store. Victim#1 comes back out of the store, walks to the Mustang, leans into the passenger side of the Mustang and then gets into the passenger seat of the Toyota.

At 04:53:12, the Toyota pulls out of the parking lot, turns east on Independence Avenue and then stops causing cars to back up behind them and then the cars go around him. The Toyota slowly drives east out of camera view.

At 05:07:35 PM, the blue Monte Carlo can be seen driving east on Independence Avenue and pulls back into the parking lot. The Monte Carlo stops behind the Mustang.

At 05:07:49 PM, the passenger, identified as the same male as before from the 04:38:23 clip gets out of the Monte Carlo, walks up to the driver's side of the Mustang, gets in and drives the Mustang east through the parking lot and out of camera view. At that time a large light-colored square was observed on the front of the male's shirt.

A detective reviewed the surveillance footage and the officer's body camera footage and it was determined to be the same clothing and appeared to be the same black male.

A check of 3406 Roberts Street was conducted using the Clear system. It was determined that a Jerry Plater BM [REDACTED] was listed as a resident and had a business of [REDACTED] to the address. An additional check of Jerry Plater was conducted using the Mules5 system which showed a current D.O.R. address for Plater of 3406 Roberts Street. It also showed Plater with a height of five foot five inches and a weight of one hundred and sixty pounds.

On 07/29/2023, at approximately 0415 hours, a search warrant was served at 3406 Roberts Street. Members of the Kansas City Missouri Tactical Team served the warrant and determined that no one was located in the residence.

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At approximately 0530 hours, a Crime Scene Technician with the Kansas City Police Department and two detectives processed the residence and property. Detectives located a clear plastic bag containing fifteen shotgun shells; located in a cabinet in the second floor south facing bedroom. It was determined that there were several different brands of shotgun shells in the bag including the brand BRI. A Remington 12-gauge Shotgun, model 870 (T795717V) was located in the closet in the second floor south facing bedroom. Detectives determined that the model 870 holds four shotgun shells in the tube. When unloaded a detective located three shotgun shells. The white 2007 Ford Mustang was located and identified on the north end of the property. The shotgun shells and shotgun were recovered as evidence. The Ford Mustang was towed to the Kansas City tow lot for processing.

On 07/31/2023 at 1008 hours, this detective received a call from Other#3, who identified himself as the property owner for 3406 Roberts Street. He explained that he bought the residence more than twenty years ago from the county in a tax lien sale. He added that Jerry Plater/Suspect was the resident at the time of the purchase and he continued to let Plater live there as the renter. He also confirmed that Plater was still the resident and that Plater's current phone number is [REDACTED].

An analyst with the Kansas City Missouri Police Department conducted a search of the phone number of [REDACTED]. The analyst located information that showed the phone number was associated to a [REDACTED] that showed a Jerry Plater [REDACTED] had the phone number linked to the account since 2022.

On 07/31/2023, an interview was conducted at the Kansas City, Missouri Police Department Headquarters with Witness#1.

The following statement was provided: He was driving on Independence Avenue when he saw Victim#1, who he has known for about a year. Victim#1 was driving a white convertible Ford Mustang. He followed Victim#1 to a liquor store and they both parked. He found out that Victim#1 had bought the Mustang from Plater, who he knew as "Shorty", but hadn't paid him the full amount. Victim#1 got out of the Mustang and went to a car parked on the other side of his car and was talking to a girl. Victim#1 was focused on talking to the girl and did not see a blue Monte Carlo pull into the parking lot. Witness#1 saw Plater get out of the passenger seat of the Monte Carlo and grab the keys from the Mustang. There was loud music playing and Victim#1 did not hear Plater yell at him, (during the review of the surveillance video it was observed that Plater did appear to yell at Victim#1). He could tell that a male wearing glasses and a white shirt was driving the Monte Carlo. Plater got back into the passenger seat of the Monte Carlo and left the parking lot. When Victim#1 realized that Plater had taken the keys to the Mustang he asked if he could get a ride to Plater's house. Witness#1 drove Victim#1 to Plater's house. Victim#1 told him to wait in his car. He explained that he was parked behind a wrecked Ford and was leaning back in the driver's seat. He could see Victim#1 approach a white pickup truck that Plater was painting in front of his house. He added that the same older black male that had been driving the Monte Carlo was standing by Plater. He could not hear what was being said due to a loud machine that was running. But he heard a gunshot and saw Plater pointing a long gun at Victim#1, who fell down on the ground. Plater lowered the long gun and then walked into his house. He backed his car up and left. He came back around and saw a white man kneeling over Victim#1 trying to help him. He was scared and left the area again.

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He viewed a lineup that a detective presented containing Plater in the fourth position. Upon viewing the photo array, he looked at each picture in order and upon viewing the picture of Plater he did identify him as the suspect. He further pointed at the picture and said that is the man who killed Victim#1.

On 07/30/2023, this detective received a provisional report from the Jackson County Medical Examiner's Office that noted that Victim#1 had shotgun wound to his chest causing injury to his liver, pancreas, stomach, splenic/pancreatic arteries, and left adrenal gland.

The underlying offense is related to a serious felony currently being investigated by Kansas City Missouri Police Department which is punishable by significant penalties that incentivize the defendant to fail to appear. Causing a significant public safety concern.

Printed Name _____ Signature _____

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

Judge

Circuit Court of _____ County, State of Missouri.