

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

2316-CR04911

POLICE NO. :	KC23081052
PROSECUTOR NO. :	095476887
OCN:	HU017383

**FILED
DIVISION 29**

29-Nov-2023 15:26

CIRCUIT COURT OF JACKSON COUNTY, MO

BY *Janette Acker* DCA

STATE OF MISSOURI,

PLAINTIFF,

vs.

TAMON D. DANIEL

5231 EUCLID AVE

KANSAS CITY, MO 64130

DOB: [REDACTED]

Race/Sex: B/M

S.S.N.: [REDACTED]

DEFENDANT.

CASE NO. 2316-CR

DIVISION

**COMPLAINT
WARRANT REQUESTED**

Count I. Murder 2nd Degree (565.021-001Y20200912.0)

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 November 28, 2023, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to CONFIDENTIAL VICTIM caused the death of CONFIDENTIAL VICTIM 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.

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 November 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.

Count III. Unlawful Use Of Weapon - Subsection 9 - Shoot At/From Motor Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20205213.0)

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, RSMo, committed the class B 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 28, 2023, at CONFIDENTIAL LOCATION, Kansas City, in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm at a motor vehicle, namely a Chevrolet Malibu.

The range of punishment for a class B felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years and not to exceed fifteen (15) years.

Count IV. 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 November 28, 2023, in the County of Jackson, State of Missouri, the defendant committed the felony of unlawful use of a weapon, charged in Count III, 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.

State vs. Tamon D. Daniel, Case No.

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/ Jamie K. Hunt

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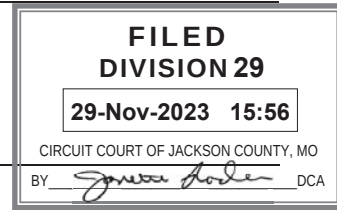
WITNESSES:

The State's witnesses as of 11/29/2023 are included on the "State's Witness List" filed contemporaneously with this Complaint.

PROBABLE CAUSE STATEMENT FORM 2316-CR04911

Date: 11/29/2023

CRN: KC23081052



I, Detective Danny Thomas #4933
(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 11/28/2023, at [REDACTED] in
(Date) (Address)

Kansas City, Jackson Missouri Tamon Daniel
(County) (Name of Offender(s))

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

Murder
Armed Criminal Action

The facts supporting this belief are as follows:

On 11/28/2023 at approximately 1617 hours, Officers of the Kansas City, Missouri Police Department were dispatched to [REDACTED], Kansas City, Jackson County, Missouri on a reported shooting.

Upon arrival officers contacted Tamon Daniel, (B/M, [REDACTED]) at the intersection of [REDACTED] [REDACTED]. Daniel waved the officers down and put his hands up in a surrendering motion. Next, he laid down, put his arms behind his back and officers placed him in handcuffs.

Daniel told the officers he shot someone. The officers observed an AR-15 style pistol, a gray jacket and a cell phone on the ground next to him.

Neighbors directed the officers down the street to the area of [REDACTED] where they observed a black Dodge Journey wrecked out in the woods. Victim #1 was located lying in a vacant lot in a cul-de-sac, deceased, suffering from numerous gunshot wounds. The case was subsequently ruled a homicide.

Detectives interviewed a living victim (victim #2) who stated he lives at [REDACTED]. He stated he was sitting in the parking lot in his Chevy Malibu with victim #1, who also resides in the area, when they were approached by a light skinned black male wearing a mask and all black clothing (suspect). The suspect was armed with a rifle and fired twice through the windshield of his vehicle. He and victim #1 jumped out of the vehicle. Victim #2 took cover behind his vehicle and lost sight of victim #1. He went to a neighbor's apartment and waited for police to arrive. He doesn't know why anyone would be shooting at them.

Detectives interviewed Daniel's [REDACTED] who advised she had been the victim of a kidnapping ([REDACTED]) from the parking lot of her work on 11/27/2023 in another part of Kansas City. She stated she lives at [REDACTED] but has not been home since she the kidnapping occurred. She decided to go home to get some clothes

PROBABLE CAUSE STATEMENT FORM

CRN KC23081052

and as she was driving near her apartment she observed a gray Buick (believed to be the Chevy Malibu occupied by the victims) stopped in a lane of traffic blocking her from passing. She became frightened because she believed the vehicle to be occupied by the suspects of the kidnapping. She drove to a nearby business parking lot, stopped and waited. She calmed down and thought the Buick might just be an Uber so she proceeded to drive home. As she approached her apartment she observed the same Buick in the parking lot near her apartment. She became frightened again so she drove away to her mother's residence. She later responded back to the location to speak with police. It should be noted that Daniel's [REDACTED] provided two possible names of suspects in the kidnapping but they were not the names of the victims in this case, and the victims in this case both reside in or near the apartment complex at Heritage.

Daniel was later transported to police headquarters for questioning. During questioning he stated he responded to the apartment complex to protect his sister. He stated two individuals he believed to be involved in the kidnapping of his sister were in a vehicle at the apartment complex and had guns. The males pointed their guns at him and he pointed his rifle at them. Daniel stated he did not fire shots at the males while they were at or near their vehicle. The males ran on foot and he chased them in his vehicle in an attempt to run them over. He believes he was able to run over one of the males. He subsequently crashed his vehicle, got out, and shot the male he hit approximately 4-8 times with his assault rifle. He then walked up the hill, notified police and surrendered to them.

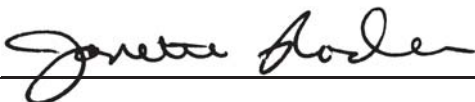
Detectives interviewed a witness who stated she was in her apartment when she heard gunshots. She immediately looked outside and observed a light skinned black male (suspect) wearing a mask and a dark coat armed with a rifle. The suspect was shooting at a vehicle. He later walked to a black Dodge Journey and drove off. The witness heard several more gunshots shortly thereafter.

Detectives inspected the crime scene and observed the victim's vehicle to have two bullet holes entering into the front windshield. In addition, seven spent shell casings and several live rounds were located near the vehicle. All the spent shell casings and live rounds were 300 Blackout, which is of the same caliber as the spent shell casings located where the victim's body was found. The AR-15 style pistol officers discovered when taking the suspect into custody was also loaded with 300 Blackout ammunition.

It should be noted no firearms were located in or around the victim's vehicle nor near the deceased victim. An ATF K-9 was utilized to search for possible firearms which may have been dropped in the path the victim's ran, however none were located.

Printed Name Detective Danny Thomas #4933 Signature /s/Detective Danny Thomas #4933

The Court finds probable cause and directs the issuance of a warrant this 29th day of November, 2023.



PROBABLE CAUSE STATEMENT FORM

CRN KC23081052

Judge

Circuit Court of Jackson County, State of Missouri.