

FILED	
DIVISION 29	
01-Dec-2023 12:44	
CIRCUIT COURT OF JACKSON COUNTY, MO	
BY <u> <i>Jonetta Foster</i> </u>	<u> DCA </u>

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, 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.

State vs. GREGORY JAMES FOSTER, 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

Jamie K. Hunt (#50401)
Assistant Prosecuting Attorney
415 E. 12th Street
Floor 7M
Kansas City, MO 64106
(816) 881-4622
jhunt@jacksongov.org

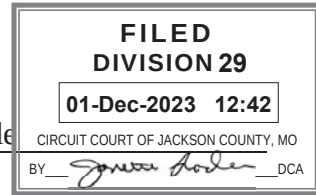
WITNESSES:

The State's witnesses as of 12/1/2023 are included on the "State's Witness List" filed contemporaneously with this Complaint.

PROBABLE CAUSE STATEMENT FORM

Date: 12-01-2023

CRN: KC23081531



I, Detective Kenneth Lightner #5758, Kansas City Missouri Police Department, Homicide
(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 11-30-2023, at a residence in
(Date) (Address)

Kansas City, Jackson Missouri Gregory J. Foster
(County) (Name of Offender(s))

W/M committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 11-30-2023, at 1508 hours, Officers with the Kansas City Missouri Police Department were dispatched to a residence in Kansas City, Jackson County, Missouri, on a reported event with EMS call. The calling party stated his [REDACTED] is in the basement of the residence and he, the calling party, had shot him and left the back door open for officers.

Upon arrival, officers observed the back door on the east side of the residence left open. Officers entered the home and located a deceased white male in the basement covered with a towel. A single spent shell casing was located next to the victim. Officers removed the towel allowing EMS to check and confirm the victim at 1540 hours. As officers were responding to the residence where the incident occurred, the calling party remained on the phone with call takers and disclosed he had been suffering with depression for five (5) years and was going to kill himself. The calling party declared he had a firearm but was not a threat to anyone but himself. Call takers were able to track the calling party's location to 433 E Red Bridge Road using Geolynx. Officer's then responded and took him into custody without incident. Officers located a 9mm handgun in the calling party's waistband.

On 11-30-2023, detectives read Foster of his Miranda Rights. Foster recounted waking up on the same day at approximately noon with the intention of taking his own life by shooting himself. He then discovered a note from his [REDACTED], the victim, who shared the residence with him, stating that he had three days to move out.

Subsequently, Foster retrieved his Glock 17 handgun and walked downstairs to the basement, where the victim typically stayed. Upon entering, Foster witnessed the victim sitting on the couch, watching television. Without hesitation, Foster approached the victim and fired multiple shots into his chest until he collapsed. Afterward, Foster ascended the stairs, obtained a blanket from the closet, and returned to cover the victim. Following this, Foster left the residence, drove to QuikTrip and purchased a chicken meal, with his favorite drink, as his last meal. He then returned to the residence, wrote a suicide note which he placed in his pocket to

PROBABLE CAUSE STATEMENT FORM

CRN KC23081531

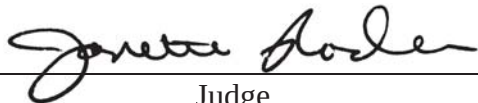
be located upon his death, left the residence once again, dialed 911, and remained on the line until taken into custody.

A search warrant was executed for the residence and nine (9) spent 9mm shell casings were located near the victim. Another thirteen (13) spent gold 9mm casings were located on top of a box near the victim as well. The victim appeared to have numerous defects to his person.

Foster appears to have no prior felony convictions.

Printed Name Detective Kenneth Lightner #5758 Signature /s/ Detective Kenneth Lightner #5758

The Court finds probable cause and directs the issuance of a warrant this 1st day of December, 2023.



Judge

Circuit Court of Jackson County, State of Missouri.