

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

Police# 15-093326
Prosecutor# 095428822
1516-CR
OCN# w0006888

COMPLAINT

STATE OF MISSOURI

vs.

**Vince L. Jackson
1634 Kensington Ave
Kansas City, MO 64127
DOB: 10/24/1990; Race/Sex: B/M;
SS# [REDACTED] 5
Defendant.**

Count I. Murder in the Second Degree (10031990)

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, acting alone or purposefully in concert with another committed the class A felony of **murder in the second degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant caused the death of Gregory Avila 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 (31010990)

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, acting alone or purposefully in concert with another committed the **felony of armed criminal action**,

punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, 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 Second Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count III. Robbery 1st Degree (12010990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 569.020, RSMo, acting alone or purposefully in concert with another committed the **class A felony of Robbery in the First degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant forcibly stole a PS4 owned by C.E. (3/16/01), and in the course thereof the defendant was armed with a deadly weapon.

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

Count IV. Armed criminal action (31010990)

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, acting alone or purposefully in concert with another committed **the felony of armed criminal action**, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Robbery in the First degree charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of robbery in the First Degree, by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count V. Assault 1st degree - Serious physical injury (13011990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, acting alone or purposefully in concert with another, committed **the class A felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant shot at V.F. and such conduct was a substantial step toward the commission of the crime of attempting to kill or cause

serious physical injury to V.F., and was done for the purpose of committing such assault, and in the course thereof inflicted serious physical injury on V.F.

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.

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 VI. Armed criminal action (31010990)

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, acting alone or purposefully in concert with another committed the **felony of armed criminal action**, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault in the First Degree charged in Count V, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count VII. Assault 1st Degree (13020990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, acting alone or purposefully in concert with another committed **the class B felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant Shot at D.S., and such conduct was a substantial step toward the commission of the crime of attempting to kill or cause serious physical injury to D.S., and was done for the purpose of committing such assault.

Count VIII. Armed criminal action (31010990)

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, acting alone or purposefully in concert with another committed **the felony of armed criminal action**, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault

in the First Degree charged in Count VII, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count IX. Discharge/shoot firearm at or from motor vehicle/shoot at person, another motor vehicle, or building/habitable structure - persistent offender (31147990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030, RSMo, acting alone or purposefully in concert with another 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 December 28, 2015, in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm at a motor vehicle a black four door 2012 Black Nissan Versa.

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 X. Armed criminal action (31010990)

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, acting alone or purposefully in concert with another committed the **felony of armed criminal action**, punishable upon conviction under Section 571.015.1 RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Unlawful Use of a Weapon charged in Count IX, 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 range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count XI. Assault 2nd Degree (13031990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.060, RSMo, acting alone or purposefully in concert with another committed the **class C felony of assault in the second degree**, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant knowingly caused physical injury to O.B. by means of a deadly weapon by striking him with a firearm.

The range punishment for a class C felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed seven (7) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed five thousand dollars (\$5,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime up to a maximum of twenty thousand dollars (\$20,000).

Count XII. Armed criminal action (31010990)

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, acting alone or purposefully in concert with another committed **the felony of armed criminal action**, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault in the Second Degree charged in Count XI, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the Second Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count XIII. Assault 2nd Degree (13031990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.060, RSMo, acting alone or purposefully in concert with another, **committed the class C felony of assault in the second degree**, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant knowingly caused physical injury to J.M., (w/m, 9/19/05) by means of a deadly weapon by striking him with a firearm.

The range punishment for a class C felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed seven (7) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed five thousand dollars (\$5,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime up to a maximum of twenty thousand dollars (\$20,000).

Count XIV. Armed criminal action (31010990)

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, acting alone or

purposefully in concert, committed **the felony of armed criminal action**, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 28, 2015, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault in the Second Degree charged in Count XIII, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the Second Degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of three (3) calendar years.

Count XV. Burglary 1st Degree (14010990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 569.160, RSMo, acting alone or purposefully in concert with another committed the class B felony of burglary in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about December 28, 2015, in the County of Jackson, State of Missouri, the defendant knowingly entered unlawfully in a building, located at 1004 Monroe Ave., Kansas City MO and owned possessed by JM, for the purpose of committing a robbery therein, and while in such building the defendant was armed with a deadly weapon.

The facts that form the basis for this information and belief are contained in the attached statement(s) of facts, 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,

Daniel Portnoy (#62186)
Assistant Prosecuting Attorney
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Kansas City, Missouri 64106
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WITNESSES:

PO Kenneth W. Allen , 1125 Locust, Kansas City, MO 64106
DET Alane M. Booth , 1125 Locust, Kansas City, MO 64106
J.B. , Prosecuting Atty. Office, Kansas City, MO 64106

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

DET Alex E Lepper Prosecuting Atty. Office, Kansas City, MO 64106

[REDACTED]
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[REDACTED]
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DET Darin K. Penrod , 1125 Locust, Kansas City, MO 64106

PO Christopher S. Smith Prosecuting Atty. Office, Kansas City, MO 64106

DET Jeremy D. Wells , 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 12/30/2015

CRN: 15-93326

I, Detective Darin Penrod #4288

(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 12/28/2015, at 10th and Monroe in
(Date) (Address)

Kansas City, Jackson Missouri Vince L. Jackson
(County) (Name of Offender(s))

B/M, 10/24/1990, 6'01", 210 lbs, s.s.# 4 [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 12/28/2015 at approximately 1747 hours, officers of the Kansas City Missouri Police Department were dispatched to 10th and Monroe on a reported shooting. Upon arrival, a Hispanic male was discovered unresponsive in the front seat of a vehicle, a black four door 2012 Black Nissan Versa, with MO plate PN4 G7J, located west of Monroe Av on 10th St, Jackson County, Kansas City, MO. The Hispanic male had an apparent gunshot wound to his head. The Hispanic male, identified as *Gabriel Avila, h/m, 5/4/1998*, was transported to an area hospital where he was pronounced deceased. The Nissan Versa was observed to have an apparent bullet hole in the front driver's side windshield and front right headlight. Responding officers were also notified that 3-4 subjects unlawfully entered the residence of 1004 Monroe Ave, Jackson County, Kansas City, Missouri. The Jackson County Medical Examiner's Office determined the manner of death to be Homicide.

Occupants of 1004 Monroe Av advised officers the front door was kicked in. As the crime scene was processed, a shoe impression was observed on the exterior of the east facing front door of the residence, and the lock receiving plate and door frame of the front door were observed on the floor of the entryway of 1004 Monroe Av. Three spent 7.62 x 39 shell casings were recovered from the entryway, and one additional spent 7.62 x 39 shell casing was recovered from the staircase located just west of the entryway. Eleven additional 7.62 x 39 shell casings were also recovered from the surrounding streets to include Monroe Ave and 10th St. between Monroe Ave and Askew Av. Specifically, three of the casings were on Monroe Ave from 1004 Monroe Ave to 10th St., and eight shell casings were located on 10th St. between Monroe Ave and Askew Av.

At the time the front door of **1004 Monroe Ave** was forced open, the single family home was occupied by one adult, and 7 juveniles ranging in ages from 6 to 15. Additional residential single family homes of both **1000 Monroe Av**, occupied by an adult female, and **1008 Askew Av** occupied by three adults and one toddler at the time of the shooting event, were also struck by gunfire. Spent projectiles were recovered from the interior of all three aforementioned residences.

An adult female (V.F.) stated she was driving northbound on Monroe Ave at 10th St. and heard gunfire and felt pain in her left foot. The van she was driving had apparent bullet damage on the driver's side of her vehicle, a

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blue 2003 Honda Odyssey, with MO plate HK6 L3R. V.F. was treated and released from an area hospital for a through and through gunshot wound to her left foot.

A 15 year old juvenile (G.G., w/m, 1/14/00) reported prior to gunfire, he observed approximately four black males walk in a group from the area of 10th St. eastbound to Monroe Ave then walked south to the front porch of 1004 Monroe Ave. G.G. described one of the black males as wearing dark clothing, with a short haircut and obvious chin hair, and to be apparently in his late twenties or early thirties. The other three black males he observed he believed to be younger than 21 years of age. After the males approached 1004 Monroe Ave, G.G. also reported hearing approximately four gunshots believed to come from within 1004 Monroe Av. Shortly thereafter, G.G. observed apparent muzzle flash and approximately two males approaching the area of 10th St. northbound at Monroe Av. The victim immediately realized the vehicle he was occupying was being struck by gunfire. Both G.G. and A.G (w/m, 4/11/00) who were inside Avila's vehicle tried to duck down in the vehicle as they realized Avila had been struck in the head and was unresponsive. Both G.G. and A.G. then exited Avila's vehicle and fled on foot eastbound on 10th St. As G.G. exited Avila's vehicle, he observed black males in the area of 10th and Askew Av and heard one shout something similar to, "Go get 'em" as G.G. fled eastbound.

A 14 year old juvenile (O. B., w/m, 7/22/01) was treated and released from an area hospital after receiving 7 staples in the top left crown of his head. O.B. stated he was visiting 1004 Monroe Av and advised he was playing video games in the front living room adjacent to the front entry door, and observed the front door forced open and observed three black males enter. The first male to enter the residence was wearing all black and approached him and struck him in the head with an "AK." O.B. stated he fled up the staircase located near the front door, and then looked down the stairwell and observed the same black male facing east at the front door firing an "AK." O.B. then retreated to the attic of the residence with J.B. a twelve year old juvenile. As J.B. exited an attic window onto a south roof line, O.B. stuck his head out the south attic roof window where J.B. was located. (Blood was observed on the described roof line, which had dripped in that location as O.B. had the head injury.) O.B. stated he observed a vehicle he recognized to belong to the individual who had the "AK" traveling south on Askew Av. O.B. recognized the black male with the "AK" as "Big Vince" and had observed a star tattoo on "Big Vince's" face. O.B. stated he was previously familiar with "Big Vince," and identified a single color photograph of **Vince L. Jackson, b/f, 10/24/90**, as "Big Vince." O.B. described the vehicle he observed traveling south on Askew Av as **Jackson's** vehicle, a dark midnight blue 2014 or 2015 Malibu. O.B. has seen **Jackson** in the same vehicle in the past as well. O.B. stated no in 1004 Monroe had any weapons or returned fire at the black males who forced their way into the residence unannounced.

A 10 year juvenile (J.M., w/m, 9/19/05) a resident within the living room of 1004 Monroe Ave stated he observed three black males enter the residence. He described the larger male of the group who entered the residence first was wearing a dark top. J.M. described how the larger black male approached O.B. and struck him in the head with the end of a gun. The same male then approached J.M. and struck him in the head with the gun, which required three staples in the top left crown of his head. J.M. was treated and released from an area hospital.

A 15 year old juvenile (C.E., w/m, 3/16/01) who was visiting the residence of 1004 Monroe Av stated he was seated next to O.B. on the living room couch playing video games and described three black males forced entry through the front door, and said there was no knock or warning before it happened. C.E. stated the first one to

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enter was a larger black male in a black coat and had an “AK-47” in his hands. C.E. recalled they were ordered to be quiet. One of the other black males who was smaller in stature, and wearing red, approached C.E. on the couch and punched him in the face and threw him to the ground, and grabbed a PS4 gaming system from the living room. C.E. stated the PS4 was his, and he brought it to the house to play. When C.E. attempted to stop the male in red, the male in red kicked him in the face. C.E. then ran towards the back of the house and heard gunfire. C.E. stated he recognized the larger black male with the “AK-47” as “Man.” C.E. was shown a six person color photo line-up of black males similar in appearance. C.E. identified one of the photos of **Vince L. Jackson, b/m, 10/24/90**, as “Man.” It should be noted that **Jackson** has been previously documented in a police report as having the moniker “Man.”

An adult resident and primary occupant of 1004 Monroe Ave (J.M.) stated he was upstairs in the shower when he heard a loud boom and then heard unknown male yelling something similar to, “Get the fuck down!” The adult resident responded to the top of the stairs and heard gunfire within the residence. He observed several minors running up the stairs past him. It should be noted that during the processing of the residence by CSI, apparent bullet defects were observed in the glass of a window associated with the landing area at the top of the first flight of stairs. Two additional apparent bullet defects were observed in the north wall just west of the same window.

An adult female who was occupying 1000 Monroe Av at the time of the shooting event, heard kids screaming and heard numerous gunshots. She responded to her front door and looked outside to the south. She observed an individual wearing all black walking east from the house or yard of 1004 Monroe Av while holding a long gun with both hands. At that time she sees the male wearing black, she heard more gunshots and retreated back inside her home and laid on the floor.

A twelve year old juvenile (J.B.) was playing video games with another twelve year old in a rear west room on the first floor of 1004 Monroe Av heard a loud bang at the front door. J.B. then looked towards the living room and observed three black males enter the front door. The first black male he observed through the door was observed to be wearing black. One of the other black males entered the room where J.B. was located and ordered both he and the other twelve year old to sit down as the black male pointed a handgun at J.B.’s head. The black male then left the room, and J.B. heard a commotion in the living room and then fled upstairs. As he was attempting to run upstairs, he observed the same male shooting the handgun into the ceiling near the stairs.

An adult male (D.S.) who was inside his residence on Askew Av, directly one block west of 1004 Monroe Av, stated he heard five loud blasts. The adult male responded to his front porch to check on his juvenile child playing outside, and he observed a black four door vehicle traveling slowly southbound on Askew Av in front of his residence. The vehicle was traveling the wrong way on Askew Ave. (Askew Av is designated as a one-way northbound street.) The rear passenger door was observed open and three black males were walking southbound outside the vehicle. D.S. observed one of the males holding what appeared to be a black in color DVD player sized object. As he stood on his front porch, D.S. observed a black male wearing dark clothing near the rear passenger side of the vehicle. The black male in dark clothing turned towards him and fired one time. During the course of the investigation, it was determined D.S.’s neighbor’s residence was struck by gunfire as previously documented.

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On 12/30/15, Jackson was arrested for an Investigative Hold related to the homicide under investigation. At the time of his arrest, Jackson was driving a dark blue four door 2011 Chevrolet Malibu, MO license, FC8 L7L. On 12/31/15, Jackson was transported from the Jackson County Jail to 1125 Locust St to be formally interviewed. The Miranda Waiver form was read out loud to Jackson. Jackson stated he didn't understand all of his rights and requested the detective call his mother on speaker phone and read her the Miranda Waiver rights so she could explain them to him. Jackson then stated without his attorney or mother present he would not speak with detectives. The interview was concluded and Jackson was subsequently transported back to the Jackson County Jail, 1300 Cherry St., KC, MO.

Printed Name Det. Darin Penrod #4288 Signature _____

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

Judge

Circuit Court of _____ County, State of Missouri.