

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

POLICE NO. :	KC24062669
PROSECUTOR NO. :	095480316
OCN:	HU023963

STATE OF MISSOURI,	)	
	)	
PLAINTIFF,	)	
vs.	)	
	)	
ERYN D. HOLT,	)	
1325 North Spring	)	CASE NO. 2416-CR
Independence, MO 64050	)	DIVISION
DOB: [REDACTED]	)	
Race/Sex: B/M	)	
S.S.N.: [REDACTED]	)	
DEFENDANT.	)	

COMPLAINT
WARRANT REQUESTED

Count I. Murder 2nd Degree (565.021-001Y20200911.0)

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 August 14, 2024, in the County of Jackson, State of Missouri, the defendant, 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 August 14, 2024, 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, Resulting In Death Or Injury (571.030-
015Y20205213.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.030.1(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 August 14, 2024, at [REDACTED], in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm at another person or persons, Confidential Victim, and, as a result of the above described conduct, Confidential Victim 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.

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 August 14, 2024, 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.

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/ John G. Gromowsky

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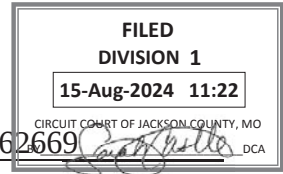
WITNESSES:

The State's witnesses as of 8/15/2024 are included on the "State's Witness List" filed contemporaneously with this Complaint.

PROBABLE CAUSE STATEMENT FORM

Date: 08/14/2024

CRN: KC24062669



I, Detective [REDACTED], of the 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 08/14/2024, at [REDACTED] in
(Date) (Address)

Kansas City, Jackson Missouri Eryn D. Holt
(County) (Name of Offender(s))

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

The facts supporting this belief are as follows:

On 08/14/2024 at approximately 1130 hours, Kansas City Missouri Police Officers were dispatched to [REDACTED], Kansas City, Jackson County, Missouri, on a reported shooting. Upon arrival, Officers observed multiple KCFD EMS and Firefighters on scene and in the process of transporting the Victim to the ambulance. The Victim was confirmed to have suffered a gunshot wound and was pronounced deceased at the hospital at 1211 hours.

One live .40 caliber round and one spent .40 caliber casing were located at the scene. Both had the same headstamp.

Contact was made with the KCFD [REDACTED], who were already on scene on an unrelated call for service and ended up treating the Victim and ultimately transporting him to the hospital.

Witness [REDACTED] stated that he and his partner were already at the location on an unrelated call for service. He recalled the Victim inside the doorway or entrance lobby, saying something to the effect of "you know not to bring your ass around here anymore" to the Suspect. He and his partner continued walking towards the elevators as the Victim walked back outside of the building. [REDACTED] was no longer able to hear to Victim and Suspect but could see through the front doors that the two were still engaging in some sort of altercation. [REDACTED] believed the altercation was going to escalate and told his partner to hold off on getting on the elevator. [REDACTED] then observed the Suspect shoot the Victim once. [REDACTED] believed he heard a second sound after the shooting but was unsure whether or not it was gunfire. [REDACTED] then saw the Victim walk back into the lobby and collapse. He and his partner ran over and began providing life saving measures.

Witness [REDACTED] stated that she arrived at the location with her partner, on an unrelated call for service. Shortly upon their arrival, she recalled observing the Victim and Suspect engaging in an altercation outside the building. Her partner felt like the altercation could escalate so he told her to get out of the way of the front doors. [REDACTED] was able to look outside long enough to observe the Suspect pull out a gun and shoot the Victim.

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█ then saw the Victim walk back into the building and collapse. █ used her KCFD radio to notify their dispatchers that a shooting had occurred and ask for the necessary additional resources. █ ran over to the Victim and began rendering aid. █ stated she was forced to wait briefly before being able to run out to the ambulance to grab her trauma bag because the Suspect was still outside the building.

Witness █ stated that he and Witness █ were walking westbound on the north sidewalk of █. As he was passing █ he observed two black males (Victim and Suspect) standing four or five feet away from where he was walking, in front of the listed building. The Victim and Suspect were within feet of each other and, while the two were not yelling or physically assaulting each other, █ could tell that they were having an intense exchange and the Suspect was in an aggressive posture. The victim was standing facing the suspect with his arms at his sides and did not appear to have any type of weapon or to be aggressive towards the suspect. The suspect pulled a short black gun from the back of his waist band and pointed it at the victim's chest. While he did not hear a click of the trigger, it appeared that the suspect pulled the trigger, but the gun did not fire. He saw the suspect lower the pistol and cycle a round. He observed a live bullet land near where he was standing. The suspect again raised the pistol, he pointed it at the victim's chest within four of five inches and shot the victim on the center left side of his chest. The suspect put the pistol back in the waistband of his pants. The victim staggered back, but did not say anything. The victim then went into the lobby of the apartment building. A younger black female came out from the apartment building and spoke to the suspect. He did not see them pass anything to each other or have physical contact. The black female went back inside and the suspect turned and looked at him and then walked east on █.

█ told █ to stay behind and try to connect to 911. █ also tried to call 911 at 1130 hours, but the call did not connect. He then followed the suspect who continued to walk east on █ and then turned north on █. █ watched the suspect take off his light-colored sweat shirt and placed it behind a bush. The suspect then walked across the street and went behind a building on the eastside of █. █ continued to watch where the suspect went. As that was occurring, he saw two police officers arrive in the area and he flagged them down. He directed the officers to go behind the building. A few minutes later, he observed the officers walk out from behind the building escorting the suspect who was in handcuffs. He believed it was less than a minute from when he lost sight of the suspect behind the building until he flagged down the officers. He also directed them to where the suspect had placed his sweatshirt behind the bush.

Witness █ stated that she was at the location to conduct a welfare check on one of her clients with EMS. She was inside the lobby with EMS and in the process of briefing them when one of the EMT's said "Hold on. One of the guys outside has a gun." The other EMT radioed in for backup due to the disturbance with a weapon. █ looked outside and saw two males arguing with each other. EMS moved her to the side of the lobby to get her away from the door. She heard one gun shot and saw the Victim walking into the lobby, holding his chest. █ then went to the stairwell to be out of the way.

Video surveillance was recovered from █ and reviewed at Police Headquarters. Three camera angles were obtained; one capturing the inside of the front doors and entrance to the lobby, one camera capturing the east side of the lobby and one capturing the outside of the building and front doors and pointing to the west. The time displayed on the video surveillance was confirmed as being one hour earlier than real time. To avoid confusion, I will be referring to time frames from video surveillance in real time.

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The outside camera capturing the front of the building shows Eryn D. **Holt** exiting the building at approximately 1127 hours. He stops right outside of the front doors, places a red Nike backpack down and puts on a grey with light blue interior hooded sweatshirt. He is also observed to be wearing long black pants, red socks and black slides. At roughly 1127:37 hours, as he is fixing the drawstrings on his sweat shirt, Witnesses [REDACTED] and [REDACTED] can be seen walking up towards the front doors. As the three witnesses are entering the building, Eryn D. **Holt** is seen picking up his backpack and begin to walk towards [REDACTED]. The Victim is also observed walking towards the building's entrance from the east. As Eryn D. **Holt** and the Victim walk past each other, they do not have any physical interaction. As they are several feet away from each other, they are both observed to be turning and make eye contact while they continue to walk in their respective directions. The Victim walks into the lobby but does not fully close the door behind him. He is observed turning around and leaning out the front door and appearing to say something to Eryn D. **Holt**. **Holt** in turn stops from walking, turns his body to face the Victim (still in the doorway) and motions with his right hand towards the Victim in a motion similar to "come here" Right arm is extended forward, bent at the elbow, palm up. The arm then moves inward towards Eryn D. **Holt's** center. As soon as he finishes his motion, both Eryn D. **Holt** and the Victim begin to walk towards each other and Eryn D. **Holt** is seen reaching his right hand into his right front pocket and takes out a handgun. Eryn D. **Holt** holds the handgun in his right hand, along his side, pointing at the ground as the Victim continues to walk towards him. Eryn D. **Holt** begins to take steps backwards and raises his left arm up, touching the Victim's chest and pushing him away. As he does this, Eryn D. **Holt** raises his right arm pointing the gun at the Victim's chest. The slide of the handgun is observed to not cycle but I am unable to determine with certainty whether or not Eryn D. **Holt** attempted to pull the trigger. Immediately following this, the two are observed to take a few steps backwards and away from each other as Eryn D. **Holt** is observed briefly glancing down at his handgun and place his left hand on the slide in what looks like an attempt to rack the slide backwards, which would in turn cycle a live round into the chamber. Eryn D. **Holt** then proceeds to take a few steps forward towards the Victim, take his backpack off and place it on the ground. The two are observed to maintain approximately four to five feet between them but continuing to be engaged in a verbal altercation. The Victim turns his back to Eryn D. **Holt** and proceeds to walk towards the entrance doors. As he takes the first few steps, Eryn D. **Holt** continues to follow behind him while continuing to hold his handgun by his side in his right hand. The Victim then turns around and walks backwards towards Eryn D. **Holt**, closing the distance between them to the point where the Victim's chest is touching Eryn D. **Holt's** left shoulder and their heads are within a couple of inches of each other. Victim appears to be saying something to Eryn D. **Holt** as **Holt** turns his head to the right and down. The Victim then walks away again and opens the front door but does not go inside. At this time, Eryn D. **Holt** is observed beginning to put his firearm back into his front right pocket but the two continue to engage one another verbally. **Holt** has his back to the Victim and is observed taking his handgun back out and fiddles with it. The Victim begins to walk back towards Eryn D. **Holt** as **Holt** places his left hand on his firearm slide again. As the Victim makes it within roughly five to seven feet from him, Eryn D. **Holt** raises his right arm and shoots the Victim one time in the chest. The Victim then turns around and walks inside the building.

During the review of video surveillance, the Victim was not observed to have anything in his hands. The entire interaction between the two lasted roughly one minute.

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Eryn D. **Holt**'s girlfriend can be seen exiting the apartment building shortly thereafter and approach **Holt** with urgency. She moves her arms and stomps her feet in what looks to be an upset motion. She hands her phone briefly to Eryn D. **Holt** and proceeds to run back inside the building as Eryn D. **Holt** walks away eastbound on [REDACTED].

Eryn D. **Holt** was taken into custody without incident by arriving officers. He was transported to Police Headquarters (1125 Locust St) and placed in an interview room.

I read Eryn D. **Holt** the Miranda Warning verbatim at 1508 hours. He stated he understood his rights and provided a statement.

Eryn D. **Holt** stated that he had just left his girlfriend's apartment and was listening to music on his phone, waiting outside for his Uber to pick him up. While there, he observed the Victim walking into the building. Eryn D. **Holt** did not know the Victim nor was he familiar with him in any way.

As the Victim was walking towards the building and he was walking away from it, Eryn D. **Holt** observed the Victim staring at him so he stared back. The two did not exchange words or have any physical contact as they passed one another. As the Victim was in the process of entering the building, Eryn D. **Holt** looked back at him, shook his head and began laughing. Eryn D. **Holt** explained he did that because he "took him as a joke." The Victim then turned around and confronted Eryn D. **Holt** by asking him "What's so funny? You got something you wanna say to me?" Eryn D. **Holt** replied with something along the lines of "I don't know you. If I had something to say I would've said it" and observed the Victim begin to walk towards him in what he described as a "hostile" manner. Eryn D. **Holt** told the Victim to back up and to stop walking towards him in such a hostile way, adding that he [Victim] doesn't know him and "people can get hurt doing that."

The Victim replied by telling Eryn D. **Holt** that nobody was going to hurt him and told Eryn D. **Holt** that he was going to "poke" him. Eryn D. **Holt** took this to mean the Victim threatened to stab him so he began pulling out his gun thinking that would end the confrontation.

Eryn D. **Holt** detailed that him pulling out his gun did not deter the Victim, who continued to walk towards the building and then back towards him multiple times, to the point where he had to shove him with his forearm. Eryn D. **Holt** stated the first time the Victim told him he would "poke" him, walked away then back towards him and got really close, **Holt** raised his gun and pointed it at the Victim's chest.

Eryn D. **Holt** stated he did that knowing he did not have a live bullet in the chamber but hoping it would scare the Victim off. The Victim was not scared and continued to tell Eryn D. **Holt** that he was not going to use that gun. Eryn D. **Holt** described the Victim walking away again and turning back towards him, threatening to "poke" him a second time. Eryn D. **Holt** stated that the first time the Victim told him he would "poke" him, **Holt** looked at the Victim's hands and saw that he was unarmed. The second time the Victim approached him with the same phrase however, **Holt** stated that he lost sight of the Victim's left hand and believed him to have potentially attempted to reach for a weapon. That is when Eryn D. **Holt** fired once, striking the Victim. **Holt** saw the Victim walk back into the building but knew he struck him.

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During his altercation, **Holt** could hear his girlfriend shouting his name from her apartment window. Shortly after the shooting, he saw his girlfriend running towards him from inside the building. He gave her his mother's phone number and was going to wait for Police to arrive but became his girlfriend convinced him to leave. **Holt** walked eastbound, turned north on [REDACTED] where he threw his hooded sweatshirt in a bush, then continued northbound on [REDACTED] and hid in a nearby alleyway, where he was taken into custody minutes later.

Eryn D. **Holt** stated the firearm he used was the one he had on his person during his arrest and stated the firearm was a .40 caliber Glock handgun. When I asked **Holt** to explain how he knew he did not have a live round chambered in his pistol, he stated he had just loaded his firearm minutes prior inside his girlfriend's apartment. He detailed the firearm loading process as holding his empty Glock with the slide closed, as opposed to locked to the rear, when he inserted the loaded magazine. Upon loading the magazine, he never racked the slide again. Based on his actions, this would mean that no live round would have been chambered until the slide was manually racked.

When I asked him why he did not walk away from the altercation, **Holt** he wasn't really sure. He was thinking that he was unfamiliar with the area and that his Uber was supposed to arrive at the designated meeting spot in front of the building momentarily. His phone only works on wi-fi so he had to stay close to the building to receive the communication from Uber. He was also hoping the altercation was going to end once he showed the Victim that he was armed.

While in the interview room, I allowed **Holt** to use his cell phone to retrieve phone numbers he could call later. While retrieving his phone out of the property bag, I did observe a notification from around the time of the shooting from Uber on **Holt's** locked cell phone screen indicating his Uber ride was five minutes away.

Printed Name Detective [REDACTED] Signature /s/ [REDACTED]

The Court finds probable cause and directs the issuance of a warrant this 15th day of August, 2024.

SIGNED BY JUDGE

*This is a redacted public document. The original
unredacted document bears the Judge's signature.*

Judge

Circuit Court of Jackson County, State of Missouri.