

**IN THE CIRCUIT COURT
OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE**

Police# 16-018134
Prosecutor# 095430764
1616-CR 00913^{CH}
OCN# AN013155

**COMPLAINT
STATE REQUESTS A WARRANT**

STATE OF MISSOURI

vs.

Brandon Hembree
29149 Upton Street
Warsaw, MO 65355
DOB: 08/18/1982; Race/Sex: W/M;
SS# [REDACTED]

Defendant.

**Count I. Resisting Arrest/detention/stop By Fleeing - Creating A Substantial Risk Of
Serious Injury/death To Any Person (575.150-002Y20054801.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 575.150, RSMo, committed the **class D felony of resisting a lawful stop**, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about March 10, 2016, in the county of Jackson, State of Missouri, PO Logan, a law enforcement officer, was attempting to make a lawful stop of defendant, and the defendant knew that the officer was making a lawful stop, and, for the purpose of preventing the officer from effecting the stop, resisted the stop of defendant by fleeing from the officer and the defendant fled in such a manner that created a substantial risk of serious physical injury or death to other persons in that the defendant failed to stop for a red light, striking another vehicle.

The range punishment for a class D 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 four (4) 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).

FILED-CIRCUIT COURT
JACKSON CO., MO-1
16 MAR 11 PM 2:17

**Count II. Leaving Scene Of Motor Vehicle Accident - Injury, Property Damage Or 2nd
Offense (577.060-001Y19795401.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 577.060, RSMo, committed the **class D felony of leaving the scene of a motor vehicle accident**, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about March 10, 2016, the defendant, while operating a motor vehicle on Blue Ridge Cutoff, a highway generally open for use by the public, at or near I-70 and Blue Ridge Cutoff in the County of Jackson, State of Missouri, was a party to an accident that caused another person to sustain property damage in excess of one thousand dollars, and the defendant knew that such damage had occurred, and the defendant left the scene of the accident without stopping and giving sufficient information by which the defendant could be readily identified and located to such person or to a police officer in the vicinity or to the nearest police station or judicial officer.

The range punishment for a class D 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 four (4) 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 III. Driving While Revoked/suspended - 1st Offense (302.321-003Y20115406.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 302.321, RSMo, committed the **unclassified misdemeanor of driving while license was revoked**, punishable upon conviction under Sections 302.321, 558.011 and 560.016, RSMo, in that on or about March 10, 2016, in the county of Jackson, State of Missouri, the defendant operated a motor vehicle on a highway, I-70 and Blue Ridge Cutoff, during a time when the defendant's operator's license was revoked under the laws of this state, and acted with criminal negligence with respect to knowledge of the fact he knew that the defendant's operator's license was revoked.

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.

THE STATE OF MISSOURI

vs.

Brandon Hembree

JEAN PETERS BAKER

Prosecuting Attorney
Jackson County, Missouri
by,



Michael J. Hunt (#34818)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, Missouri 64050
(816) 881-3856
mhunt@jacksongov.org

WITNESSES:

PO Ron Baltzer , 223 N. Memorial Drive, Independence, MO 64050

PO Daniel J. Bartlett , 1125 Locust, Kansas City, MO 64106

PO Kyle D. Conkling , , ,

[REDACTED]

PO Todd Hargis , 223 N. Memorial Drive, Independence, MO 64050

[REDACTED]

PO Nicholas Logan , 223 N. Memorial Drive, Independence, MO 64050

PO Raymond Osenbaugh , 223 N. Memorial Drive, Independence, MO 64050

PO Richard Romero , 223 N. Memorial Drive, Independence, MO 64050

[REDACTED]

PROBABLE CAUSE STATEMENT

Date: 03-11-2015

Report: 16-18134

I, **Detective Todd Hargis**, knowing that false statements on this form are punishable by law, state that the facts contained herein are true:

1. I have probable cause to believe that on **03-10-2016, 40 Hwy / Blue Ridge Cut-off, Brandon L. Hembree, W/M, 08-18-82, 29149 Upton ST, Warsaw, MO, 65355,** [REDACTED] committed one or more criminal offenses in Jackson County, Missouri.
2. The facts supporting this belief are as follows:

OCN: AN013155

On 03-10-2016 at approximately 2050 hours Independence Missouri Police Officer Nick Logan observed the suspect vehicle (primer gray, Dodge, Ram 3500) at south bound Blue Ridge Cut-off and 40 Hwy at the stop light. The Dodge did not have license plates attached to the vehicle and the temporary tag in the front windshield was unreadable. Officer Logan could see a white male driver in the vehicle.

Officer Logan activated his emergency police equipment to effective a vehicle stop but the suspect driver failed to yield and sped away from Officer Logan. The suspect driver continued south bound increasing his speeds to 72mph. The suspect driver ran the yellow traffic signal at the I-70 westbound exit ramp, continued across the bridge and ran the red traffic light at the I-70 eastbound exit ramp to Blue Ridge Cut-off.

The Dodge was involved in a vehicle collision with a silver, 2003, Buick Park Ave which was turning left on a green light onto Blue Ridge Cut-off from the I -70 east bound exit ramp. The Dodge came to a stop south of the intersection and a white female and a white male fled through the passenger door on foot.

Officer Logan was able to take the white female into custody after a short foot pursuit. The female resisted being handcuffed. The female was identified as [REDACTED] who showed with a Clay County felony drug warrant with a cash bond of 75,000 dollars and a Ray County felony resisting warrant with a cash bond on 5,000 dollars.

The white male subject was apprehended by KCPD Officer Bartlett, #5640, and KCPD Officer Conkling, #5645, at 9104 E. 43rd ST. The male subject was identified as Brandon L. Hembree. Mr. Hembree showed with active warrants through Independence, Kansas City, MO and Richmond.

Independence Missouri Police Officer Raymond Osenbaugh and Officer Rick Romero responded to the 91404 E. 43rd ST address. Officer Romero took custody of the suspect.

FILED-CIRCUIT COURT
JACKSON CO. MO-1
16 MAR 11 PM 2:17

Officer Osenbaugh met with witness, Thomas R. Gerry, who stated the suspect had come to his residence looking for a ride. The witness refused to provide him a ride.

Officer Logan made a computer check of the VIN on the Dodge truck which showed to be a stolen auto out of Kansas City under KCPD report number 16-7057.

The suspect had a revoked driver's license at the time of his arrest. The suspect's license was revoked on a point revocation effective 09-19-14 from an offense date of 08-15-14. The suspect also had two active instate failure to appear suspensions. The suspect has the following traffic convictions on his driving record:

Leaving the scene of a traffic collision
Eluding Police Officer

Conviction date/08-14-14
Conviction date/08-14-14

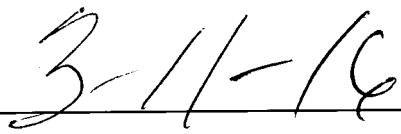
Todd W. Hargis

Print Name
Detective Todd W. Hargis
Independence MO Police



Signature

THE COURT FINDS PROBABLE CAUSE:



Date



Judge