

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

Police# 16-020693
Prosecutor# 095431013
1616-CR
OCN# An013215

COMPLAINT

STATE OF MISSOURI

vs.

**Darian L Mickelson
3113 S. Englewood Terr.
Independence, MO 64055
DOB: 07/19/1965; Race/Sex: W/M;
SS# [REDACTED]
Defendant.**

**Count I. Unlawful Possession, Transport, Manufacture, Repair Or Sale Of Illegal Weapon
(571.020-001Y19755211.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.020.1, RSMo, committed the class C felony of unlawful possession of a weapon, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about March 20, 2016, in the County of Jackson, State of Missouri, the defendant knowingly possessed an explosive weapon.

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.

Count II. Assault 3rd Degree On Law Enforcement Officer, Corrections Officer, Emergency Personnel, Highway Worker In A Construction/work Zone, Utility Worker Or Probation And Parole Officer- Apprehension Of Physical Injury (565.083-003Y20051310.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.083, RSMo, committed the class A misdemeanor of assault of a law enforcement officer in the third degree, punishable upon conviction under Sections 558.011 and 560.016, RSMo, in that on or about March 20, 2016, in the county of Jackson, State of Missouri, the defendant purposely placed P.O. [REDACTED] and P.O. [REDACTED]

██████, law enforcement officers, in apprehension of immediate physical injury, by threatening to shoot them and pointing a firearm at them.

The range of punishment for a class A misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed one (1) year; by a fine not to exceed one thousand dollars (\$1,000); or by both imprisonment and a fine.

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.

Darian L Mickelson

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:

DET Christopher Burris , 223 N. Memorial Drive, Independence, MO 64050

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

Police #16-020693
Prosecutor #095431013
1616-CR

**MISDEMEANOR INFORMATION
STATE REQUESTS A WARRANT**

STATE OF MISSOURI

vs.

**Darian L Mickelson
3113 S. Englewood Terr.
Independence, MO 64055
DOB: 07/19/1965; Race/Sex: W/M;
SS# [REDACTED]
Defendant.**

In the Circuit Court of Jackson County, Missouri, at Independence , Term, 2016. In Division Number 30 thereof, designated by the rules of said Court as Criminal Division ____.

Count II. Assault 3rd Degree On Law Enforcement Officer, Corrections Officer, Emergency Personnel, Highway Worker In A Construction/work Zone, Utility Worker Or Probation And Parole Officer- Apprehension Of Physical Injury (565.083-003Y20051310.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.083, RSMo, committed the class A misdemeanor of assault of a law enforcement officer in the third degree, punishable upon conviction under Sections 558.011 and 560.016, RSMo, in that on or about March 20, 2016, in the county of Jackson, State of Missouri, the defendant purposely placed P.O. [REDACTED] and P.O. [REDACTED], law enforcement officers, in apprehension of immediate physical injury, by threatening to shoot them and pointing a firearm at them.

The range of punishment for a class A misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed one (1) year; by a fine not to exceed one thousand dollars (\$1,000); or by both imprisonment and a fine.

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 a warrant be issued as provided by law.

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
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WITNESSES:

DET Christopher Burris , 223 N. Memorial Drive, Independence, MO 64050

PROBABLE CAUSE STATEMENT

Date: 3/21/2016

Report #: 2016-20693

I, Christopher Burris, a Detective with the Independence, Missouri, Police Department, 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 03/20/2016, at about 1535 hours, Darian L. Mickelson, (Race- White, Sex- Male, DOB- 07/19/1965, Address-3113 S. Englewood Terrace, Independence, Missouri 64055, SSN- [REDACTED]) committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

On 03/20/2016 at approximately 1306 hours, officers with the Independence Police Department and members of the Independence Fire Department responded to 3113 S. Englewood Terrace in reference to a fire. The residence was flagged with an officer safety alert because resident Darian Mickleson, W/M, DOB 07/16/1965 had made threats to commit suicide by cop. It should be noted that officers had been dispatched to the residence several times in the past couple of days. Independence Police Officers responded to the address earlier on 03/20/2016 at about 0704 hours in reference to a burglary. The calling party, Mr. Mickleson reported that found someone sleeping in his shed. Officers arrived on-scene and were unable to make contact with Mr. Mickleson at that time.

In reference to this incident, as personnel with the Independence Fire Department and officers with the Police Department approached the residence, they proceeded to the back yard. They observed a fully involved shed on fire in the backyard. Police Officer Chris Jenne was one of the officers who approached the burning shed. A white male from the residence of 3113 S. Englewood Terrace then threatened that he had a "fire bomb" and began to yell obscenities at him. Officers then cleared fire personnel and secured the scene for a barricaded subject. The Independence Police Department's armored vehicle was utilized and parked in front of the residence. The male resident believed to be Mr. Mickelson began to verbally threaten to "fire bomb" the police officers from his window. At 1535 hours, officer's on-scene observed the male stick a rifle out the window of the residence and point it at the armored vehicle and several police personnel. Sergeant Kevin Freeman, Officers David Abraham and Justin Marriott staged either in or near the armor vehicle were placed in apprehension of being shot at. Mr. Mickelson then called police dispatch and advised he had a "303 N Field" and was going to start firing at the police unless they got out of his yard.

During the stand-off, members of the SWAT team attempted to make contact with Mr. Mickelson via the "throw phone." Mr. Mickelson was observed damaging the "throw phone" with a hammer and cutting the cord. According to Sergeant / Negotiator Darrell Schmidli the damage to the "throw phone" was valued to be approximately \$1000.00.

After hours of negative success in trying to talk Mr. Mickelson out of the residence, the Independence Police Department's SWAT team began to utilize chemical agents, subsequently forcing Mr. Mickelson to surrender. Mr. Mickelson was taken in custody without further incident.

and transported to an area hospital to undergo a mental evaluation. He was later returned to police custody.

Upon attempting to clear the residence, SWAT team officers located what appeared to be an improvised explosive device near the main entry door. The device was identified to be two aerosol canisters taped together. Between the two canisters there was what appeared to be a live bullet, acting as a detonator. According to personnel with the Independence and Lee Summit Police Department Explosive Ordinance Disposal Teams, the item appeared to be readily capable of lethal use and was treated as such. Once the device was rendered safe, Detective Burris and Detective Knox conducted a search of the residence pursuant to a search warrant.

The search revealed two long rifles in the south east bedroom, one of which appeared to be readily capable of lethal use as the magazine had one round of .303 caliber ammunition in the magazine. There were no rounds chambered in the rifle's bolt. Both rifles are pending further testing to determine their functionality.

Det. Christopher Burris # 1401

Print Name

Signature



THE COURT FINDS PROBABLE CAUSE:

Date

Judge