

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

Police# 16-059606  
Prosecutor# 095434002  
1616-CR  
OCN# C0051300

**COMPLAINT**

**STATE OF MISSOURI**

**vs.**

**Jose Antolin  
4624 Elmwood Ave.  
Kansas City, MO 64127  
DOB: 11/27/1997; Race/Sex: W/M;  
SS#**

**Defendant.**

**Count I. Assault 2nd Degree On Law Enforcement Officer, Corrections Officer,  
Emergency Personnel, Highway Worker, Utility Worker Or Probation And Parole Officer  
- Acts With Criminal Negligence - Means Of A Deadly Weapon Or Dangerous Instrument  
(565.082-007Y20051399.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.082, RSMo, committed the **Class C Felony of Assault of a Law Enforcement Officer in the Second Degree**, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about August 14, 2016, in the county of Jackson, State of Missouri, the defendant with criminal negligence created a substantial risk of death or serious physical injury to [REDACTED], [REDACTED], and [REDACTED], law enforcement officers, by chambering a round and pointing the gun in their direction.

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).

**THE STATE OF MISSOURI**

vs.

**Jose Antolin**

**Count II. Armed Criminal Action (571.015-001Y19755212.0)**

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, 2016, in the county of Jackson, State of Missouri, the defendant committed the felony of **Assault on a Law Enforcement Officer 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 **Assault on a Law Enforcement Officer 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.

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,

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Theresa E. Crayon (#41063)  
Assistant Prosecuting Attorney  
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WITNESSES:

[REDACTED]

DET Dawn M. Minor , 1125 Locust, Kansas City, MO 64106  
PO Robert G. Treese , 5301 E. 27th St., Kansas City, MO 64127

**PROBABLE CAUSE STATEMENT FORM**

Date: 08/14/2016

CRN: 16-59606, 16-59605

I, Detective Dawn Minor, #4898, 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 08/14/2016, at GARNER AV/MONROE AV in  
(Date) (Address)

Kansas City, Jackson Missouri ANTOLIN, JOSE  
(County) (Name of Offender(s))

W/M 11/27/1997 committed one or more criminal offense(s).  
(Description of Identity)

- AGGRAVATED ASSAULT ON LEO
- LEAVING THE SCENE OF AN INJURY ACCIDENT

The facts supporting this belief are as follows:

On 08/14/2016, at approximately 0041 hours officers were on a call for service in the area of 3809 Smart. Officers observed a black Toyota Camry speed by their location south bound on Monroe at a high rate of speed. Officers and then heard a crash.

Officers responded on foot to the location of the crash at Garner and Monroe. Upon arrival officers observed that two vehicles, a black Toyota Camry and a Silver Pontiac had been involved in an accident at that location. Officers were notified that the suspect, **ANTOLIN, JOSE W/M 11/27/1997** was leaving the scene.

Victim #1 stated he was on a call for service at 3809 Smart with victims #2 & #3, when 3 cars sped by their location southbound on Monroe. Victim #1 stated a few seconds later he heard a loud crash. Victim #1, #2 and #3 responded on foot to the intersection of Garner and Monroe and observed an accident at that location.

Victim #1 heard someone yell "he's running", and saw the suspect **JOSE ANTOLIN, W/M, 11-27-1997**, walking away from the location of the accident down the middle of Garner, away from the Victim #1 and the accident. Victim #1 stated as he got closer to **ANTOLIN**, he could see the barrel of a rifle sticking out from his side. Victim #1 stated he and the other officers began ordering him to drop the weapon but **ANTOLIN** continued to walk away.

Victim #1 stated he then heard **ANTOLIN** "rack" or "chamber" a round in the rifle. Victim #1 stated **ANTOLIN** began to turn towards him so Victim #1 tried to gain cover behind a tree, where he fell on the pavement, scraping his hands. It should be noted the tree Victim #1 took cover behind was located in front of a red car. Victim #1 stated once he made it to the tree and regained sight of **ANTOLIN**, he was running west on Garner, without the rifle. Victim #1 then stated he began to run after **ANTOLIN** but lost sight of him at Garner and Askew.

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Victim #2 stated he was on a call for service at 3809 Smart with victim #2 and #3. Three vehicles passed by at a high rate of speed, south bound on Monroe. Victim #2 heard a loud crash and began walking towards the sound. Victim #2 observed a black vehicle in the middle of Monroe which had been involved in an accident with another vehicle.

Victim #2 observed **ANTOLIN** exit the black vehicle with an "AK" at his side, pointed downward. Victim #2 yelled "gun" to alert Victim #1 and #3 of the threat. Victim #2 ordered **ANTOLIN** to drop the gun several times. **ANTOLIN** made eye contact and started to leave on foot. Victim #2 heard something drop as the suspect left west bound. A resident at 3616 Garner approached Victim #2 and told her that the suspect had dropped the gun in front of 3616 Garner.

Victim #3 stated he was on a call for service at 3809 Smart with Victim #1 and #2 when he observed vehicles at a high rate of speed south bound on Monroe Avenue. Victim #3 heard a "loud boom" and began walking towards the sound with the other officers. Victim #3 observed a black vehicle to have "wrecked out" at the intersection of Garner and Monroe.

Victim #3 observed **ANTOLIN** exit the black vehicle and leave on foot west bound. Victim #3 heard Victim #2 say, "gun, drop the gun, drop the gun". Victim #3 saw the **ANTOLIN** turn in the direction of the officers, armed with a rifle, chamber a round, and look at the officers. Victim #1, #2 and #3 sought cover and continued to shout commands. **ANTOLIN** left the scene on foot west bound. **ANTOLIN** was apprehended a short time later by KCPD officers.

Victim #1, #2 and #3 were all uniformed on duty officers. Victim #1 and #2 positively identified **ANTOLIN** at the scene as the suspect who ran from the vehicle. During the investigation at the scene, a rifle was located in front of 3616 Garner. The rifle, a Century International Model M-70, AK-47, had a magazine in the rifle containing 14 live rounds of ammunition. A second magazine was taped to the inserted magazine which contained 29 rounds of ammunition. There was no round chambered in the weapon.

The witness (a private citizen) stated he [REDACTED] was alerted to a crash outside. He grabbed a flashlight and went out to his porch. He saw what he believed to be a black male walking westbound from the corner of Garner and Monroe where there were vehicles crashed out.

The witness observed a woman at the corner yelling for a male to stop. The suspect walked by the location of the witness at which time the suspect turned around and looked behind him. The witness began shining a flashlight toward the suspect's face to try and identify him. The witness saw the suspect raise a rifle to his face, and aim it directly at the red car, which was where Victim #1 was located. (As the witness described the suspect's actions, he raised his hands as though he was holding a long gun and looking down the front of it to aim.)

The Witness then saw the suspect throw the rifle down, at which time the Witness retreated into his residence. When the Witness looked outside again, the suspect was running westbound down Garner and an officer was chasing him.

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On 08/14/2016 at 0852 hours, prior to questioning, the Miranda Warning was read aloud to **ANTOLIN** via the Miranda Warning and Waiver Form 340 P.D. **ANTOLIN** stated he understood, signed the form and agreed to speak to the reporting detective.

**ANTOLIN** stated: Jerry a friend picked him up from a house on Gladstone. **ANTOLIN**, Jerry and two other unknown males in the back seat were driving to **ANTOLIN**'s house. **ANTOLIN** was the front passenger, there was a gun next to him on his left side belonging to Jerry the driver. **ANTOLIN** fell asleep and woke up after the vehicle was involved in a vehicular.

**ANTOLIN** grabbed the gun and walked away from the vehicle. **ANTOLIN** heard someone who was approximately 6 car lengths away state "Eh!" **ANTOLIN** admitted he was holding the gun in his left hand and turned around to the right. **ANTOLIN** denied ever racking the gun and pointing the gun at officers. **ANTOLIN** panicked, dropped the gun and ran away. **ANTOLIN** was not aware that an officer was attempting to stop him. **ANTOLIN** was then taken into custody by officers.

Victim #1 sustained abrasions to his hands when he fell. Victim #2 and #3 were uninjured in the incident.

The driver of the Silver Pontiac, which was involved in the accident with the black Camry, suffered minor injuries. She was treated and released at the scene of the accident. She stated that she would follow up with medical treatment on her own at a later time.

Printed Name Detective Minor, #4898 Signature *Detective Minor, #4898*

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

\_\_\_\_\_  
Judge

Circuit Court of \_\_\_\_\_ County, State of Missouri.