

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

Police# 16-084535
Prosecutor# 095436158
1616-CR
OCN#

COMPLAINT

STATE OF MISSOURI

vs.

**Brandon A. Cotton
2801 Topping
Kansas City, MO 64127
DOB: 05/11/1997; Race/Sex: B/M;
SS# [REDACTED]
Defendant.**

**Count I. Accessory Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor
Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20145213.2)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of in violation of Section 571.030, RSMo, 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 November 9, 2016, at 2701 Van Brunt Blvd., in the County of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with another, knowingly discharged a firearm at a motor vehicle, to wit, a black Chevy Astro van.

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 II. Accessory Armed Criminal Action (571.015-001Y19755213.2)

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 November 9, 2016, in the county of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with another, committed the felony of Unlawful Use of a Weapon, charged in Count I, 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 STATE OF MISSOURI

vs.

Brandon A. Cotton

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,

Daniel Nelson (#53885)
Assistant Prosecuting Attorney
415 East 12th Street 11th Floor
Kansas City, Missouri 64106
(816) 881-3372
DMNelson@jacksongov.org

WITNESSES:

DET Chason C. Crowell, 1125 Locust, Kansas City, MO 64106

PO Deryck C. Galloway, 1125 Locust, Kansas City, MO 64106

██

██

██

DET Jennifer D. Jacobs-Weyrauch, 1125 Locust, Kansas City, MO 64106

DET Dawn M. Jones, 1125 Locust, Kansas City, MO 64106

DET Daniel A. Porter, 1125 Locust, Kansas City, MO 64106

PO Gregory R. Smith, 1125 Locust, Kansas City, MO 64106

PO Dustin C. Spainhower, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 11-09-2016

CRN: 16-84535

I, Detective Dawn Jones 5196 (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 11-09-2016, at 2701 VanBrunt Blvd in Kansas City, Jackson Missouri Cotton, Brandon

(Date) (Address) (County) (Name of Offender(s))

R:B S:M DOB:05-11-1997 committed one or more criminal offense(s). (Description of Identity)

Robbery, Leaving the Scene of a Shooting

The facts supporting this belief are as follows:

On 11-09-2016 at 1358 hours Officers of the Kansas City, Missouri Police Department were dispatched on a shooting at E 39th St/Chelsea St, Kansas City, Jackson County, Missouri. Upon their arrival officers made contact with the suspects, one of which was suffering from two gunshot wounds, identified as Brandon COTTON B/M 05-11-1997. COTTON was transported to the hospital with life threatening injuries. The other suspect, identified as Romahn M BURGIN B/M 09-03-1999, was applying pressure to the other suspect's gunshot wound. Officers then contacted several witnesses at another location. Surveillance video was located at 2701 Van Brunt Blvd and recovered as evidence. The video confirms the statements of the below witness's.

Witness#1 and witness#2 stated he observed BURGIN and COTTON get out of their vehicle and walk over to the van that was parked on the other side of them. Witness#1 and witness #2 said COTTON had a rifle, brown in color with a scope, and pointed it in the driver's side window of the van. Shots were fired. Witness#1 and witness#2 said COTTON started stumbling backward, away from the van. Witness#1 and Witness#2 said they backed out of his parking space, almost hitting COTTON who was lying in the parking lot.

After waiving his rights BURGIN stated COTTON asked him to go to the liquor store at 27th St and VanBrunt with him. While en route to the liquor store suspect#2 was driving with a rifle between his legs and told BURGIN that he had step up a "stang," which BURGIN stated was a robbery. COTTON told BURGIN that his job when they got there was to distract the individuals who were in the van. BURGIN said when they arrived at the liquor store there was two males in the van, both black males with dreads. BURGIN said he exited the vehicle and walked over to the driver's side of the van. Shortly after he got to the driver's side of the van he felt something come over his shoulder. BURGIN observed COTTON put a long rifle in the driver's side window of the van and pointed it at the driver. BURGIN said the passenger of the van got out and then jumped in the back seat. BURGIN said the passenger of the van started shooting. BURGIN took off running away from the van. BURGIN observed the van leave the parking lot and then ran back to the vehicle he arrived in. BURGIN observed the rifle laying in the parking lot broken in two pieces. BURGIN stated he picked the rifle up and put it in the car. BURGIN said got in the passenger side of the vehicle, and he and COTTON left the parking lot of the liquor store. COTTON advised BURGIN that he was shot, so BURGIN and COTTON switched seats. BURGIN advised while driving down 39th St he was involved in an accident but did not stop because he was trying to get COTTON to the hospital. BURGIN said COTTON said he could not breathe and to pull over. BURGIN pulled over, took the rifle out of the vehicle and threw it away before police arrived.

Printed Detective Dawn Jones 5196

Signature [Handwritten Signature]

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

Judge

Circuit Court of ___ County, State of Missouri.

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

Police# 16-084535
Prosecutor# 095436157
1616-CR
OCN# C0052272

COMPLAINT

STATE OF MISSOURI

vs.

Romahn Burgin
7937 Olive St.
Kansas City, MO 64132
DOB: 09/03/1999; Race/Sex: B/M;
SS# [REDACTED]
Defendant.

Count I. Accessory Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20145213.2)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of in violation of Section 571.030, RSMo, 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 November 9, 2016, at 2701 Van Brunt Blvd., in the County of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with another, knowingly discharged a firearm at a motor vehicle, to wit, a black Chevy Astro van.

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 II. Accessory Armed Criminal Action (571.015-001Y19755213.2)

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 November 9, 2016, in the county of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with another, committed the felony of Unlawful Use of a Weapon, charged in Count I, 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 STATE OF MISSOURI

vs.

Romahn Burgin

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,

Daniel Nelson (#53885)
Assistant Prosecuting Attorney
415 East 12th Street 11th Floor
Kansas City, Missouri 64106
(816) 881-3372
DMNelson@jacksongov.org

WITNESSES:

DET Chason C. Crowell, 1125 Locust, Kansas City, MO 64106

[REDACTED]

[REDACTED]

[REDACTED]

PO Andrew Gordon, 1125 Locust, Kansas City, MO 64106

DET Jennifer D. Jacobs-Weyrauch, 1125 Locust, Kansas City, MO 64106

DET Dawn M. Jones, 1125 Locust, Kansas City, MO 64106

DET Daniel A. Porter, 1125 Locust, Kansas City, MO 64106

PO Gregory R. Smith, 1125 Locust, Kansas City, MO 64106

PO Dustin C. Spainhower, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 11-09-2016

CRN: 16-84535

I, Detective Dawn Jones 5196 (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 11-09-2016, at 2701 VanBrunt Blvd in Kansas City, Jackson Missouri Burgin, Romahn M

R:B S:M DOB:09-03-1999 committed one or more criminal offense(s). (Description of Identity)

Robbery, Hit and Run, Possession of a Controlled Substance, Leaving the Scene of a Shooting

The facts supporting this belief are as follows:

On 11-09-2016 at 1358 hours Officers of the Kansas City, Missouri Police Department were dispatched on a shooting at E 39th St/Chelsea St, Kansas City, Jackson County, Missouri. Upon their arrival officers made contact with the suspects, one of which was suffering from two gunshot wounds, identified as Brandon COTTON B/M 05-11-1997. COTTON was transported to the hospital with life threatening injuries. The other suspect, identified as Romahn M BURGIN B/M 09-03-1999, was applying pressure to the other suspect's gunshot wound. Officers then contacted several witnesses at another location. Surveillance video was located at 2701 Van Brunt Blvd and recovered as evidence. The video confirms the statements of the below witness's.

Witness#1 and witness#2 stated he observed BURGIN and COTTON get out of their vehicle and walk over to the van that was parked on the other side of them. Witness#1 and witness #2 said COTTON had a rifle, brown in color with a scope, and pointed it in the driver's side window of the van. Shots were fired. Witness#1 and witness#2 said COTTON started stumbling backward, away from the van. Witness#1 and Witness#2 said they backed out of his parking space, almost hitting COTTON who was lying in the parking lot.

After waiving his rights BURGIN stated COTTON asked him to go to the liquor store at 27th St and VanBrunt with him. While en route to the liquor store suspect#2 was driving with a rifle between his legs and told BURGIN that he had step up a "stang," which BURGIN stated was a robbery. COTTON told BURGIN that his job when they got there was to distract the individuals who were in the van. BURGIN said when they arrived at the liquor store there was two males in the van, both black males with dreads. BURGIN said he exited the vehicle and walked over to the driver's side of the van. Shortly after he got to the driver's side of the van he felt something come over his shoulder. BURGIN observed COTTON put a long rifle in the driver's side window of the van and pointed it at the driver. BURGIN said the passenger of the van got out and then jumped in the back seat. BURGIN said the passenger of the van started shooting. BURGIN took off running away from the van. BURGIN observed the van leave the parking lot and then ran back to the vehicle he arrived in. BURGIN observed the rifle laying in the parking lot broken in two pieces. BURGIN stated he picked the rifle up and put it in the car. BURGIN said got in the passenger side of the vehicle, and he and COTTON left the parking lot of the liquor store. COTTON advised BURGIN that he was shot, so BURGIN and COTTON switched seats. BURGIN advised while driving down 39th St he was involved in an accident but did not stop because he was trying to get COTTON to the hospital. BURGIN said COTTON said he could not breathe and to pull over. BURGIN pulled over, took the rifle out of the vehicle and threw it away before police arrived.

Printed Detective Dawn Jones 5196 Signature [Handwritten Signature]

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

Judge

Circuit Court of ___ County, State of Missouri.