

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

POLICE NO. :	17-049829
PROSECUTOR NO. :	095439737

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
DEREK D. DONNELL)	
1700 N. 73rd Terrace,)	CASE NO. 1716-CR
Kansas City, KS - 66104)	DIVISION
DOB: 01/03/1986)	
Race/Sex: B/M;)	
SSN: XXX-XX-████)	
)	DEFENDANT.

COMPLAINT

Count I. Rape Or Attempted Rape - 1st Degree (566.030-001Y20131198.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.030, RSMo, committed the offense of rape in the first degree, punishable upon conviction under Section 566.030, RSMo, and subject to lifetime supervision under Section 217.735, RSMo, in that on or about June 2, 2017, in the County of Jackson, State of Missouri, the defendant knowingly had sexual intercourse with ██████. by the use of forcible compulsion.

The offense of rape in the first degree or an attempt to commit rape in the first degree is a felony for which the authorized term of imprisonment is life imprisonment or a term of years not less than five years.

Count II. Rape Or Attempted Rape - 1st Degree (566.030-001Y20131198.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.030, RSMo, committed the offense of rape in the first degree, punishable upon conviction under Section 566.030, RSMo, and subject to lifetime supervision under Section 217.735, RSMo, in that on or about June 2, 2017, in the County of Jackson, State of Missouri, the defendant knowingly had sexual intercourse with ██████. by the use of forcible compulsion.

The offense of rape in the first degree or an attempt to commit rape in the first degree is a felony for which the authorized term of imprisonment is life imprisonment or a term of years not less than five years.

State vs. Derek D. Donnell

Count III. Kidnapping - Facilitating A Felony - Inflicting Injury - Terrorizing - 1st Degree (565.110-002Y19501099.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.110, RSMo, committed the class B felony of kidnapping in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about June 2, 2017, defendant unlawfully confined [REDACTED]. for a substantial period, without [REDACTED]. consent for the purpose of facilitating the commission of the felony of Rape.

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 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 IV. Sodomy Or Attempted Sodomy - 1st Degree (566.060-001Y20131199.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.060, RSMo, committed the felony of sodomy in the first degree, punishable upon conviction under Section 566.060, RSMo, and subject to lifetime supervision under Section 217.735, RSMo, in that on or about June 2, 2017, in the County of Jackson, State of Missouri, the defendant for the purpose of arousing or gratifying the sexual desire of the defendant knowingly had deviate sexual intercourse with [REDACTED]. by the use of forcible compulsion.

The offense of sodomy in the first degree or an attempt to commit sodomy in the first degree is a felony for which the authorized term of imprisonment is life imprisonment or a term of years not less than five 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

State vs. Derek D. Donnell

Jackson County, Missouri
by,

/s/ Joanna Malone

Joanna Malone (#67402)
Assistant Prosecuting Attorney
415 E. 12th St. Floor 7M
Kansas City, MO - 64106
(816) 881-3110
jmalone@jacksongov.org

WITNESSES:

DET Duston L. Burnett,
PO Cordell Eby, 1125 Locust, Kansas City, MO - 64106

DET Erica Oldham , 1125 Locust, Kansas City, MO - 64106
DET James H. Price , 1125 Locust, Kansas City, MO - 64106
DET Bradley N. Thomas , 1125 Locust, Kansas City, MO - 64106

PROBABLE CAUSE STATEMENT FORM

Date: 06/02/2017

CRN: 17-49829

I, Det. E. Oldham 5112
(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 06/02/2017, at 8th Street & Oak St. in
(Date) (Address)

Kansas City, Jackson Missouri Derek D. Donnell
(County) (Name of Offender(s))

B/M 01/03/1986 6'0" 175lbs black/brown committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

- RAPE (2)
- KIDNAPPING
- SODOMY
- ASSAULT

On 06/02/2017 at 0410 hours, officers with the Kansas City, Missouri Police Dept. were in the area of 8th St. & Oak St., Kansas City, Jackson County, Missouri when they heard screaming and observed a twenty-three year-old female victim waving them down. Officers also observed an unknown black male in close proximity to the female.

The officers exited their marked patrol vehicle and activated the cars emergency lights. At that time the unknown black male, later identified as **DEREK D. DONNELL B/M 01/03/1986**, fled on foot. Officers pursued him on foot, and **DONNELL** was apprehended.

The victim stated that she was in the Westport area when she met **DONNELL**. He asked the victim if she wanted to go to his car and smoke marijuana with him. The victim agreed and entered **DONNELL'S** vehicle. While the victim was in the car, **DONNELL** began driving. **DONNELL** began touching the victim's breasts and vagina over her dress. The victim told **DONNELL** to stop, but **DONNELL** became angry and forced the victim into the back seat. **DONNELL** got on top of the victim against her will removing her underwear and bra. **DONNELL** held the victim down and inserted his penis into her vagina. **DONNELL** placed his hands around her neck and began to squeeze, and he was pulling her hair. The victim was able to talk **DONNELL** into getting off of her at which time she exited the vehicle and ran away. **DONNELL** chased after her and caught her. **DONNELL** grabbed the victim by the wrist, threw her onto the ground, got on top of her again and grabbed her by her neck and hair. **DONNELL** struck the victim on the right side of her face with a closed fist. **DONNELL** picked the victim up by her neck and wrist and forcibly moved her back into his vehicle. **DONNELL** penetrated the victim's vagina again with his penis. The victim struggled to get **DONNELL** off of her, but **DONNELL** told her she wasn't strong enough. **DONNELL** then began to strangle the victim again, and the victim told **DONNELL** she did not want to die. He removed his penis from her vagina and forced her to sit in the front passenger seat

PROBABLE CAUSE STATEMENT FORM

CRN 17-49829

and buckle up. **DONNELL** demanded that the victim perform oral sex on him, and the victim complied as she was in fear for her life. The victim was able to remove her seatbelt while performing oral sex on **DONNELL** and exit the vehicle. It was during that attempt to escape that the victim saw the officers and summoned help.

Officers observed the victim to be hysterical, barefoot and to be wearing a dress covered in dirt and leaves. The victim also had grass in her hair. While **DONNELL** was being taken into custody it was observed by officers that the zipper in the groin section of his pants was unzipped. **DONNELL** was subsequently placed on an investigative hold, and his vehicle was towed for processing.

The victim was transported to Truman Medical Center for a sexual assault examination and collection of evidence.

On 06/02/2017 at 0907 hours, **DONNELL** was advised of the nature of his arrest and of his rights via the Miranda Warning and Waiver, and he chose to waive his rights. **DONNELL** said he was in Westport at a bar around midnight when he met the victim, and they left Westport together and drove down Broadway. He denied grabbing her or physically assaulting the victim. **DONNELL** said he is scared of the police so he took off running when they arrived. **DONNELL** denied being in a black Chevrolet Cobalt. **DONNELL** denied anything sexual happening between the victim and himself. **DONNELL** denied that any clothing came off and denied any wrongdoing.

Printed Name Det. E. Oldham 5112 Signature *Det. E. Oldham 5112*

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

Judge

Circuit Court of _____ County, State of Missouri.