

PROBABLE CAUSE STATEMENT FORM

Date: 07-21-2015

CRN: 15-035478

I, Det. Heather Leslie #5194
(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 05-25-2015, at 3203 E. 28th St in
(Date) (Address)

Kansas City, Jackson Missouri Dewayne A. Cornelius
(County) (Name of Offender(s))

B/M 10-10-1979 SSN: [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 05-25-2015 at 2150 hours, officers of the Kansas City Missouri Police Department were dispatched to 3203 E. 28th Street, Kansas City, Missouri Jackson County in regard to an ambulance en route call for service. A white female was found inside suffering from a gunshot wound and died from her injuries. The victim was identified as Nicole Appleberry W/F 09-27-1987. A 9mm handgun and two (2) 9mm spent shell casings were found in close proximity to each other on the 3rd floor of the residence where the victim and Cornelius reside together. The gunshot was determined to enter through the victim's back and the victim's death was ruled a Homicide by Jackson County Medical Examiner's office.

Witnesses were contacted from the scene and stated the following:

Witness #1 (leasee of residence) arrived home around 1600 hrs on the 05-25-2015. Witness #1 when she arrived home, the victim, Witness#2 and Dewayne Cornelius were home. Wit#2 and Cornelius left to get food around 1630 hrs. Wit#1 stated when they returned with food, she took it to the victim on the 3rd floor of the house. She stated Cornelius left, and soon after her and Wit#2 left with an unknown male in a white 4 door vehicle. They left around 1830hrs. Wit #1, Wit #2, and the unknown male returned about five minutes before police arrived. As she arrived home, she saw two black males standing in her driveway and she told the U/M to just pull in and they will move. She got out and was told to not go inside however, she went inside and discovered the Vic lying on the 2nd floor landing with blood all over her face.

Wit#1 and#2 both identified a picture of a 9mm handgun that closely resembled the one found in the 3rd floor bedroom as the handgun Dewayne Cornelius carried. Wit #1 and Wit #2 also stated that Cornelius carried the 9mm handgun in a camouflage bag. An empty camouflage bag was discovered in the 3rd floor bedroom sitting on a chair in close proximity to the 9mm handgun.

Wit#2 stated that at one point in the afternoon or evening, the victim and Cornelius had an argument and the victim came downstairs and told Wit#2 Cornelius wanted her to go up and "give him some pussy" since she wouldn't.

PROBABLE CAUSE STATEMENT FORM

CRN 15-035478

Wit #1 stated her cellphone number is 816-328-5290 but that Cornelius has her phone and has had it since 05-24-2015.

Wit#3 stated his wife sent him over to the address to pick up the victim. When he arrived he found the front door open. He went inside and discovered the victim on the landing area of the second floor.

Wit#4 (neighbor) stated he saw a white 4dr Chevrolet Impala, that he knew Cornelius to drive, at the house at approximately 1930hrs. This would put the car that Wit #4 knew Cornelius to drive at the house after everyone had left and the victim remained there alone. Wit #1 and Wit #2 stated that the car was not there when they arrived back just prior to police responding. Wit #1 and Wit #2 stated they also knew Cornelius to drive the white 4 dr Chevrolet Impala. In addition, Cornelius was stopped in the white 4 dr Chevrolet Impala on 05/23/2015 (2 days before the homicide). The owner of the vehicle was contacted and she stated that she sold the car to Cornelius on 05/15/2015, and provided a bill of sale that supported her statements.

On 05-26-2015 Dewayne Cornelius contacted Det. Martin on four separate occasions, stating he wanted to speak detectives in regard to the homicide that occurred on 28th St. Cornelius left phone # 816-328-5290 on the voicemail for detectives to call him back at 1050 hours. Det. Martin contacted Cornelius on phone #816-328-5290 at 1234hrs on 05-26-2015, at which time he said he would respond to headquarters. Cornelius called back two more times from 816-328-5290 stating he would respond, however he has failed to respond to Police headquarters.

On 05-28-2015, we received information about possible witnesses living at 2312 Kensington. Detectives conducted a residence check and two witnesses were contacted. Upon interviewing, Wit#5 stated she was at her home on the night of Monday 5-25-2015 with her boyfriend (Wit#6) when Cornelius arrived at her house around 2100hrs. She stated he was upset and said "he shot Nikki" and told her "to go help his girl and grab his gun". Wit#5 grabbed his keys and drove to the address off 28th St. She entered the house and ran up the stairs assuming Nikki would be on the 3rd floor but found her on the 2nd floor. She stated she couldn't help her and got freaked out and left. She drove around in Cornelius's white Impala looking for a payphone to call for an ambulance but couldn't find one. She arrived back home and no one was there. She heard sirens and then saw Wit#6 walking down the street. He asked her if she got the gun and she said, "No, she panicked". She stated she looked in the White Impala for the gun but didn't find it. When she woke up the next day, she asked if she needed to take Wit#6 to work and he said, Cornelius came and got his car.

Wit#6 stated on Monday 05-25-2015, Cornelius showed up in his white Impala running up to the door, very nervous and "panicky" and wanted to talk to Wit#5. Wit#6 stated Cornelius and Wit#5 went into another room and talked for several minutes. He said Wit#5 grabbed Cornelius's keys, ran out and left in the white Impala. Wit#6 stated Cornelius remained at the house and was pacing back and forth. Wit#6 observed, what he thought was blood, on Cornelius's shirt and pants. Cornelius then asked Wit#6 to walk to the nearby park with him and Cornelius was on his phone the whole time. Approximately 5 minutes after they arrived to the park, a blue Ford 4dr vehicle with tinted windows came and picked up Cornelius and Wit#6 walked home. When he arrived home, Wit#5 was home with the white Impala. He asked her where she went and she stated "she went to Cornelius's

PROBABLE CAUSE STATEMENT FORM

CRN 15-035478

house to check on something and when she went inside the house, she saw Cornelius's girlfriend on the stairs and there blood everywhere. She panicked and quickly left the house in the white Impala.

05-29-2015, Wit#1 was contacted and stated the following: She stated she had been in contact with Cornelius since the homicide. She stated the morning after the homicide, she was dropped off by police, Cornelius pulled up in his White Impala. Cornelius told her to get in, which she did. There was a white male in the car, sitting in the back seat when she got in the car. She knows the male as "Pops", and knows that "Pops" daughter is the mother of a child of Cornelius. They asked her what she told the Police and "Pops" was mad because she talked to the Police. "Pops" told Cornelius to drop her off but he refused. Cornelius then drove to a gas station and had Wit#1 go inside to get him something to drink and eat. She thought they were going to leave her so she hurried outside, but "Pops" was already in the front seat. She said Cornelius and "Pops" were arguing about something. Cornelius then drove to "Pops" house which she described as being near Center High School out South. Computer work revealed "Pops" to be Robert Kingsley WM 08-19-1961. Wit#1 identified a picture of Robert Kingsley as being the person she knows as "Pops". She stated she gave him her phone so she could get ahold of him.

On 05-29-2015, Wit#7 stated on Wednesday, 05-28-2015, Cornelius and another unknown white male went to Wit#7's house to use the phone. There was conversation about someone doing time, and the unknown white male said "Yeah, this dude (meaning Cornelius) fucked up". Cornelius then stated "yeah, but I am not going back to jail, I will shoot the police just like I would shoot anyone, I am not going back for shooting that bitch". Wit#7 then stated the next time he saw Cornelius was on Thursday, 05-28-2015, into early Friday morning 05-29-2015 at 9010 Holmes. He stated Cornelius is staying there and driving "Pops" car, a white early 90's Infinity and "Pops" is driving Cornelius's white Impala staying in Blue Springs.

On 05-29-2015, officers were conducting surveillance on the house at 9010 Holmes Rd and observe a white female exit the residence. She was contacted and stated Cornelius is currently in the house.

On 05-29-2015, Cornelius was taken into custody at 9010 Holmes. At 1847hrs, the Miranda Waiver was read aloud, Cornelius stated he understood his rights and signed stating he was willing to talk. Cornelius then stated he had a lawyer and did not want to talk.

PROBABLE CAUSE STATEMENT FORM

CRN 15-035478

The Kansas City Missouri Crime Lab test fired the recovered Cobray 9mm and it was determined it was the same gun that fired two of the spent shell casings recovered. The third spent shell casing was damaged during the initial firing therefore a conclusive result could not be given.

Printed Name Det. Heather Leslie #5194 Signature Det. Heather Leslie #5194

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

Judge

Circuit Court of _____ County, State of Missouri.