

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

POLICE NO. :	16-039999
PROSECUTOR NO. :	095440474

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
DAMON R ATCHLEY)	
2357 S Englewood Ct,)	CASE NO. 1716-CR
Independence, MO - 64052)	DIVISION
DOB: 10/14/1993)	
Race/Sex: W/M;)	
SSN: XXX-XX-XXXX)	
)	DEFENDANT.

COMPLAINT

Count I. Child Molestation 1st Degree (566.067-003Y20003601.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.067, RSMo, committed the class B felony of child molestation in the first degree punishable upon conviction under Section 558.011, RSMo, in that on or about May 27, 2016, in the County of Jackson, State of Missouri, the defendant knowingly subjected [REDACTED], who was then less than fourteen years old, to sexual contact by touching [REDACTED]'s genitals with the defendant's hand.

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.

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.

State vs. Damon R Atchley

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.

JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Erin Hunt
Erin Hunt (#59061)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, MO - 64050
(816) 881-3388
ehunt@jacksongov.org

WITNESSES:

[REDACTED]

[REDACTED]

DET Jason Clancy , 223 N. Memorial Drive, Independence, MO - 64050

[REDACTED]

[REDACTED]

[REDACTED]

PO Douglas Miller , 223 N. Memorial Drive, Independence, MO - 64050

[REDACTED]

[REDACTED]

[REDACTED]

PROBABLE CAUSE STATEMENT

Date: 7/20/2017

Report #: 2016-39999

I, Douglas Miller, 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 5/27/2016, at unknown time, Damon R. Atchley, (Race- white, Sex- male, DOB- 10/14/1993, Address- 2357 S Englewood Ct, Independence, Jackson County, Missouri, 64052, SSN- [REDACTED]), committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

On 05/27/2016 in the early morning hours Damon Atchley, the Defendant touched the Juvenile victim's genitals and used their fingers to penetrate Victim's [REDACTED] rectum for the Defendant's own sexual gratification.

On 05/27/2016 at 2124 hours the Complainant reported the offense to Officer B. Schmidli at Police headquarters. The Complainant advised that they were sleeping in a bedroom at 1621 N Liberty #25, Independence, Jackson County, Missouri, 64050 with the Victim and the Defendant after a night of consuming intoxicants. The Complainant reports that they were advised by a witness, [REDACTED] that the Defendant was observed reaching down the front of the Victim's diaper touching their genitals.

On 07/19/2017 around 1030 hours Detective Miller conducted a phone interview with the witness, [REDACTED]. [REDACTED] states that he was at the residence in the early morning hours on 05/27/2016 before work. [REDACTED] states that he observed the Defendant with their hand down the Victim's diaper while looking through an open door knob hole in a bedroom door. (Door had no door knob at all.) [REDACTED] then identified a second Juvenile Victim to Detective Miller. [REDACTED] only knew the second Victim's name and age, [REDACTED]. 05/30/2002 and knew the Victim was 12 and 13 years old at the time of the offense. [REDACTED] had knowledge that the Victim had been touched inappropriately by the Defendant for approximately one (1) year.

On 07/19/2017 at approximately 1100 hours Detective Clancy, Detective Miller and Children's Division Investigator, Jennifer Stults were able to correctly identify and locate the Victim and their parents. The Victim disclosed to Stults that the Defendant had touched their genitals multiple times over a one year period when they were 12. The Victim further made the statement that the Defendant; "Put their dick in my ass." The Victim recalled observing a spiral notebook at the Defendant's residence that contained the names of the Defendant's past victims. The Victim states that the notebook is in a gray dresser in the Defendant's room. The Victim states that there is a false panel inside the dresser to hide the notebook.

On 07/20/2017 at 0903 hours Detective Miller conducted an interview of the Defendant. After reading the Defendant his Miranda Rights, the Defendant confessed to touching the genitals as well as digital penetration on both victims. The Defendant admitted there were naked

photographs of himself on his cell phone. He also said that there are photographs of the two juveniles on his cell phone, but nothing pornographic. However, the Defendant admitted that he has photographs of another child that he wanted to do stuff with. The Defendant confessed to possession of personal use marijuana in their bedroom of the residence. The Defendant identified a computer in their home that they claim is “empty”.

D. Miller 1012

/s/ Douglas Miller 1012

Print Name

Signature

THE COURT FINDS PROBABLE CAUSE:

Date

Judge

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

POLICE NO. :	17-050677
PROSECUTOR NO. :	095440472

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
DAMON R ATCHLEY)	
2357 S Englewood Ct,)	CASE NO. 1716-CR
Independence, MO - 64052)	DIVISION 28
DOB: 10/14/1993)	
Race/Sex: W/M;)	
SSN: XXX-XX-6480)	
)	DEFENDANT.

COMPLAINT

**Count I. Statutory Sodomy 1st Degree - Deviate Sexual Intercourse With A Person
Less Than 14 Years Old (566.062-002Y19951199.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.062, RSMo, committed the felony of statutory sodomy in the first degree, punishable upon conviction under Section 566.062, RSMo, and subject to lifetime supervision under Sections 217.735 and 559.106, RSMo, in that between May 30, 2014, and May 29, 2015, in the County of Jackson, State of Missouri, the defendant for the purpose of arousing or gratifying the sexual desire of the defendant, had deviate sexual intercourse with [REDACTED], who was then less than fourteen years old, by inserting his penis and his finger into [REDACTED]'s anus.

The range of punishment for the unclassified felony of first degree statutory sodomy is imprisonment in the custody of the Missouri Department of Corrections for life or for a term of years not less than five years.

Count II. Child Molestation 1st Degree (566.067-003Y20003601.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 566.067, RSMo, committed the class B felony of child molestation in the first degree punishable upon conviction under Section 558.011, RSMo, in that between May 30, 2014, to May 29, 2015, in the County of Jackson, State of Missouri, the defendant knowingly subjected [REDACTED], who was then less than fourteen years old to sexual contact by touching [REDACTED]'s genitals with the defendant's hand.

State vs. Damon R Atchley

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.

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,

/s/ Erin Hunt
Erin Hunt (#59061)
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WITNESSES:

[REDACTED]

[REDACTED]

DET Jason Clancy , 223 N. Memorial Drive, Independence, MO - 64050

[REDACTED]

[REDACTED]

[REDACTED]

PO Douglas Miller , 223 N. Memorial Drive, Independence, MO - 64050

[REDACTED]

[REDACTED]

[REDACTED]

PROBABLE CAUSE STATEMENT

Date: 7/20/2017

Report #: 2017-50677

I, Douglas Miller, 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 1/1/2014, at unknown time, Damon R. Atchley, (Race- white, Sex- male, DOB- 10/14/1993, Address-2357 S Englewood Ct, Independence, Jackson County, Missouri, 64052, SSN- [REDACTED]), committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

Sometime between January 2014 through April 2016 the Defendant Damon Atchley touched the Juvenile Victim's genitals multiple times and digitally penetrated their rectum for the Defendant's own sexual gratification.

On 05/27/2016 at 2124 hours the Complainant reported the offense to Officer B. Schmidli at Police headquarters. The Complainant advised that they were sleeping in a bedroom at 1621 N Liberty #25, Independence, Jackson County, Missouri, 64050 with the Victim and the Defendant after a night of consuming intoxicants. The Complainant reports that they were advised by a witness [REDACTED] that the Defendant was observed reaching down the front of the Victim's diaper touching their genitals.

On 07/19/2017 around 1030 hours Detective Miller conducted a phone interview with the witness, [REDACTED]. [REDACTED] states that he was at the residence in the early morning hours on 05/27/2016 before work. [REDACTED] states that he observed the Defendant with their hand down the Victim's diaper while looking through an open door knob hole in a bedroom door. (Door had no door knob at all.) [REDACTED] then identified a second Juvenile Victim to Detective Miller. [REDACTED] only knew the second Victim's name and age, [REDACTED]. 05/30/2002 and knew the Victim was 12 and 13 years old at the time of the offense. [REDACTED] had knowledge that the Victim had been touched inappropriately by the Defendant for approximately one (1) year.

On 07/19/2017 at approximately 1100 hours Detective Clancy, Detective Miller and Children's Division Investigator, Jennifer Stults were able to correctly identify and locate the Victim and their parents. The Victim disclosed to Stults that the Defendant had touched their genitals multiple times over a one year period when they were 12. The Victim further made the statement that the Defendant; "Put their dick in my ass." The Victim recalled observing a spiral notebook at the Defendant's residence that contained the names of the Defendant's past victims. The Victim states that the notebook is in a gray dresser in the Defendant's room. The Victim states that there is a false panel inside the dresser to hide the notebook.

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photographs of himself on his cell phone. He also said that there are photographs of the two juveniles on his cell phone, but nothing pornographic. However, the Defendant admitted that he has photographs of another child that he wanted to do stuff with. The Defendant confessed to possession of personal use marijuana in their bedroom of the residence. The Defendant identified a computer in their home that they claim is “empty”.

D. Miller 1012

/s/ Douglas Miller 1012

Print Name

Signature

THE COURT FINDS PROBABLE CAUSE:

Date

Judge