

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

<b>POLICE NO. :</b>	17-089593
<b>PROSECUTOR NO. :</b>	095441996

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
<b>WESLEY G. BARNES</b>	)	
<b>3404 Southern Hills Dr.,</b>	)	<b>CASE NO. 1716-CR</b>
<b>Kansas City, MO - 64137</b>	)	<b>DIVISION</b>
<b>DOB: 05/02/1983</b>	)	
<b>Race/Sex: W/M;</b>	)	
<b>SSN: XXX-XX-XXXX</b>	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**

**Count I. Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20145213.0)**

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 October 18, 2017, at 7438 Wornall Road, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm from an Audi A4, a motor vehicle.

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. Armed Criminal Action (571.015-001Y19755213.0)**

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 October 18, 2017, in the County of Jackson, State of Missouri, the defendant committed the **Felony of Unlawful Use of a Weapon**, charged in Count 1, 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.

**State vs. Wesley G. Barnes**

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 range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a third offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of ten (10) calendar years. Any punishment imposed pursuant to section 571.015 RSMo. shall be in addition to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon.

**Count III. Unlawful Use Of Weapon - Subsection 9 - Shoot At/from Motor Vehicle, At Person, Motor Vehicle Or Building (571.030-020Y20145213.0)**

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 October 18, 2017, at 10232 Wornall Road, in the County of Jackson, State of Missouri, the defendant knowingly discharged a firearm from an Audi A4, a motor vehicle.

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. Armed Criminal Action (571.015-001Y19755213.0)**

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 October 18, 2017, in the County of Jackson, State of Missouri, the defendant committed the **Felony of Unlawful Use of a Weapon**, charged in Count 3, 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.

**State vs. Wesley G. Barnes**

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 range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a third offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of ten (10) calendar years. Any punishment imposed pursuant to section 571.015 RSMo. shall be in addition to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon.

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/ Luke H. Alsobrook*  
Luke H. Alsobrook (#66442)  
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**WITNESSES:**

DET Brandon J. Bray, 5301 E. 27th St., Kansas City, MO - 64128

██  
██

DET Frank V. Rorabaugh, 1125 Locust, Kansas City, MO - 64106

DET Michael A. Wells, 1125 Locust, Kansas City, MO - 64106

PROBABLE CAUSE STATEMENT FORM

Date: 10/19/17

CRN: 17-89593

I, Detective Michael Wells #4860 (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 10/18/17, at 7438 Wornall Road in (Date) (Address)

Kansas City, Jackson County Missouri Wesley G. Barnes (County) (Name of Offender(s))

white male, 05/02/83 committed one or more criminal offense(s). (Description of Identity)

Shooting from a Motor Vehicle; Armed Criminal Action; Resist Arrest

The facts supporting this belief are as follows:

On 10/18/17 at approximately 0100 hours, a white male entered the Waldo Bar located at 7438 Wornall Road, Kansas City, Jackson County, MO. He ordered a beer and provided the bartender with a credit card bearing the name [REDACTED]. The male then asked if the police were around. The bartender told him no. The male pulled a handgun out and placed it on the bar while announcing he was a federal agent. The bartender told the man he could not have a gun in the bar and she told him to leave. The male retrieved his gun and walked outside. The doorman at the bar followed him outside and watched him get into a white Audi A4. The doorman watched the male turn west on 75th Street and then he re-entered the bar. Approximately 60 seconds later the people inside the bar heard gunshots outside. The front door to the bar was struck by bullets as well as a car parked directly in front of the bar.

Approximately 25-30 minutes later, the occupant of a white sedan traveling south on Wornall, slowed down in front of the QuikTrip at 10232 Wornall Road, Kansas City, Jackson County, MO, and fired several bullets into the front of the store. There were several people in the parking lot at the gas pumps and there were several people inside of QuikTrip when the shooting occurred.

While investigating the name, [REDACTED], on the credit card used by the suspect, I learned that she had a white 2006 Audi A4, with MO license CK6H3D, registered to her at 3404 Southern Hills Drive. I also learned that [REDACTED] had a husband named Wesley G. BARNES (white male, 05/02/83). I viewed a driver license photo of BARNES and he fit the description provided by witnesses at the Waldo Bar of the man armed with a gun who was seen operating the white Audi.

I responded to the Waldo area and learned that the same male had been at Bobby Baker's Lounge just prior to going to the Waldo Bar. I viewed surveillance video inside of the Lounge and observed Wesley BARNES. BARNES was at the Lounge from approximately 2115 hours on 10/17/17 until 0040 hours on 10/18/17. BARNES used the same credit card with his wife's name to pay for his drinks. Detectives located witnesses who were at Bobby Baker's Lounge at the same time as BARNES. One of the witnesses advised that BARNES stated he was with Homeland Security and he was working out of a secret office in the basement of Union Station. He also made threats to shoot up the Waldo area. At one point he lifted his shirt and showed the witness

PROBABLE CAUSE STATEMENT FORM

CRN 17-89593

a handgun in his waistband. One of the other witnesses told Detectives that the man introduced himself as "Wesley."

I spoke with the bartender at the Waldo Bar. She was able to positively identify Wesley BARNES from a photo spread as the same man who placed a gun on the bar and had to be kicked out of the bar. The doorman was also able to positively identify BARNES as the man who was kicked out of the bar and seen driving the white Audi A4. Another witness was located who advised Detectives that he observed the white Audi pull up in front of the Waldo Bar. He heard several gunshots and observed muzzle flashes coming from inside of the Audi.

I obtained surveillance video from the QuikTrip at 10232 Wornall Road, Kansas City, Jackson County, MO. In the video I observed a white 4 door sedan traveling south on Wornall at the same time as the shooting. The driver applied the brakes and slowed the vehicle down in front of the QuikTrip and then continued south out of the camera view. The vehicle had a moon roof and was consistent with the white 2006 Audi A4 registered to [REDACTED]. In addition the most direct route from 75<sup>th</sup> and Wornall to BARNES house at 3404 Southern Hills Drive, Kansas City, Jackson County, MO, would include traveling south on Wornall Road past the QuikTrip.

On 10/18/17 at 1930 hours, Kansas City MO Police Officers attempted to stop and arrest Wesley BARNES as he pulled up to his house at 3404 Southern Hills Drive while operating the white 2006 Audi A4. BARNES pulled the Audi into the garage. He ignored the Officers orders to exit the garage and fled into the house. The Officers surrounded the house. BARNES attempted to flee out of the back door but when he saw the Officers he retreated back inside. Tactical Response Officers responded to the scene and attempted to negotiate with BARNES. He refused all attempts to contact him. A search warrant was obtained for the residence.

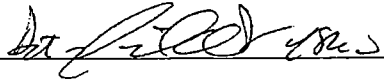
On 10/19/17 at approximately 0200 hours, Tactical Response Officers had to enter the residence to search for BARNES. They had deployed OC Spray into the residence and he still refused to exit. BARNES eventually exited a crawl space in the attic and surrendered to the Officers at the interior stairwell.

During a search of the Audi A4, Detectives located a backpack in the rear seat. Inside the backpack was a box containing 26 live rounds of .40 caliber ammunition. In the trunk of the vehicle, inside the driver side storage compartment was a Smith & Wesson, .40 caliber pistol with serial HEN5639. The gun was not loaded. There were two .40 caliber spent shell casings located beneath the rear seat cushion of the vehicle.

On 10/19/17 at 0415 hours, I interviewed BARNES. BARNES waived his *Miranda Rights* and stated he fled from the Officers into his house because he had been drinking and he thought he was being arrested for DWI. BARNES admitted he drove his Audi A4 to the Waldo area on the evening of 10/17/17. BARNES stated he had some drinks at The Well bar and then went to a bar across the street on Wornall. BARNES recalled talking to a female and a couple of males at the bar. BARNES stated he had a drinking problem. I asked BARNES about some of the disturbing things he told the other patrons of the bar. BARNES stated he said stupid stuff like that when he gets drunk. When I asked BARNES about shooting into the Waldo Bar and the QuikTrip he stated he wanted to end the interview.

PROBABLE CAUSE STATEMENT FORM

CRN 17-89593

Printed Name Detective Michael Wells #4860 Signature 

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

\_\_\_\_\_  
Judge

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