

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

POLICE NO. :	17-089442
PROSECUTOR NO. :	095441990

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
TRAYNEAL T. CUBIE)	
7329 Flora Ave,)	CASE NO. 1716-CR
Kansas City, MO - 64130)	DIVISION
DOB: 08/13/1992)	
Race/Sex: B/M;)	
SSN: XXX-XX-████)	
)	DEFENDANT.

COMPLAINT

Count I. Robbery - 1st Degree (570.023-001Y20171204.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 570.023, RSMo, committed the class A felony of robbery in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about October 17, 2017, in the County of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with others, forcibly stole US currency in the possession of ██████████, and in the course thereof, another participant in the offense, was armed with a deadly weapon.

The range of punishment for a class A felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years and not to exceed thirty (30) years, or life imprisonment.

Count II. Armed Criminal Action (571.015-001Y19755212.0)

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 17, 2017, in the County of Jackson, State of Missouri, the defendant, acting alone or purposefully in concert with others, committed the felony of robbery in the first degree charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant, acting alone or purposefully with others, committed the foregoing felony of robbery in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

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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. Resisting Arrest/detention/stop By Fleeing - Creating A Substantial Risk Of Serious Injury/death To Any Person (575.150-002Y20174801.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 575.150, RSMo, committed the class E felony of resisting an arrest, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about October 17, 2017, in the County of Jackson, State of Missouri, law enforcement officers were attempting to make a lawful stop of a vehicle being operated by defendant) and the defendant knew or reasonably should have known that the officers were making a lawful stop, and, for the purpose of preventing the officers from effecting the stop, interfered with the stop of defendant by fleeing from the officers and defendant fled in such a manner that created a substantial risk of serious physical injury or death to other persons in that defendant failed to stop at stop signs and operated his vehicle at speeds in excess of 100 mph on city streets.

The range of punishment for a class E felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed four (4) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed ten thousand dollars (\$10,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime.

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.

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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/ Kristiane N. Bryant
Kristiane N. Bryant (#69524)
Assistant Prosecuting Attorney
415 E. 12th St. Floor 7M
Kansas City, MO - 64106
(816) 881-3597
KNBryant@jacksongov.org

WITNESSES:

DET Jennifer A. Blythe, 1125 Locust, Kansas City, MO - 64106
PO Johnathon D. Dawdy, 1125 Locust, Kansas City, MO - 64106
SGT Andrew G. Dorothy, 1125 Locust, Kansas City, MO - 64106

[REDACTED]
DET Paul A. Oxler, 1125 Locust, Kansas City, MO - 64106
[REDACTED]

PROBABLE CAUSE STATEMENT FORM

Date: 10/19/2017

CRN: 17-089442
17-089766

I, Detective Jennifer Blythe #5490, Kansas City, Missouri Police Department
(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 10/17/2017, at 6700 Prospect Ave in
(Date) (Address)

Kansas City, Jackson Missouri Trayneal Cubie
(County) (Name of Offender(s))

B/M 08/13/1992 SSN: [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

- Robbery-1st Degree
- Felony Eluding
- Leaving the Scene of an Accident
- Driving While Suspended

The facts supporting this belief are as follows:

On 10/17/2017 at 1310 hours, Officers were dispatched to 6700 Prospect Ave Kansas City, Jackson County, Missouri in regard to an armed robbery.

The victim stated that she was inside the store with suspect #1 behind her in line. The victim paid for her items and placed her cash in a paper bag. When she exited store to enter her vehicle she observed suspect #1 walk to the suspect vehicle, later identified as a gold, newer model Chevy Cruze. Suspect #1 put something in the suspect vehicle and then approached her with a handgun and demanded her bag. The victim was entering the driver's seat of her vehicle and she attempted to throw the bag into her passenger seat. Suspect #1 put a chrome semi-automatic handgun to her forehead, reached in the vehicle, and grabbed the bag containing \$390.00. Suspect #1 ran to the suspect vehicle and got in the rear seat behind suspect #2, the driver, later identified as **Trayneal Cubie B/M 08/13/1992**. The victim was able to obtain the Temporary Permit number (039 HUV/MO) on the back of the suspect vehicle.

A computer check of the Temporary Permit given by the victim responded on a 2014 Chevrolet to **Trayneal Cubie**. On 10/18/2017, officers located the suspect vehicle bearing temp tag 039 HUV/MO and undercover officers conducted surveillance on the vehicle. At approximately 1601 hours, the **Cubie** exited the residence, got into the driver's seat of the suspect vehicle and left north bound on Flora. **Cubie** circled the area and returned to 74th/Forest. **Cubie** observed a marked police vehicle at 74th /Troost and made a u-turn in the middle of 74th St and began to drive at a high rate of speed east bound on 74th from Forest. Officers activated their emergency equipment and initiated a pursuit of the suspect vehicle. During the pursuit, **Cubie** failed to stop for the stop signs at 74th/Lydia and 74th/Flora. **Cubie** then turned north bound on 74th/Wayne and failed to stop for the stop signs at 73rd/Wayne, 72nd/Wayne and Gregory/Wayne where he turned east bound onto Gregory. **Cubie** then turned south bound onto Woodland from Gregory and then failed to stop for the stop sign at 73rd/Woodland. This intersection leads directly onto Paseo where **Cubie** began to drive at speeds in excess of 100 MPH south bound on Paseo. **Cubie** turned west bound at 79th/Paseo and then south at 79th/Highland. **Cubie** failed to stop for several more stop signs and as he reached the intersection of 79th/Paseo, **Cubie** swerved into the south bound lanes in an attempt to strike a marked police car preparing to throw stop sticks. **Cubie** continued and at 74th and Paseo, **Cubie** struck the front passenger side tire on the curb, causing the vehicle to be disabled (see Hit and Run CRN#17-89766). There was a short foot chase and **Cubie** was taken into custody at 74th/Highland.

PROBABLE CAUSE STATEMENT FORM

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Detectives were provided surveillance footage from the convenience store where the robbery occurred which revealed the following: Suspect #1 was standing in line behind the victim as she paid for items and put the items and change in a paper bag and walked away. Suspect #1 placed money down on the counter then picked it back up and followed the victim outside. As the victim opened her car door and entered her car, suspect #1 jogged to the suspect vehicle that was parked at the edge of the parking lot and facing the street. Suspect #1 spoke with the driver/Cubie for about four seconds then jogged over to the victim's location. As suspect #1 contacted the victim, the suspect vehicle was shown reversing closer to suspect #1. Suspect #1's actions inside of the victim's vehicle were not captured on video but when he exited he had a paper bag in his hand. Suspect #1 ran to the suspect vehicle and entered the rear driver's side. The suspect vehicle then immediately sped away.

On 10/19/2017, detectives interviewed Cubie at Jackson County Detention Facility after he waived his rights. Cubie stated that he did not remember going to a convenience store at 67th Street and Prospect Ave. Cubie was shown a still shot from the surveillance video of the robbery after he exited the driver's side of the suspect vehicle and he stated, "That is me." Cubie denied having anyone else in the vehicle with him. Cubie admitted that he was in a high speed chase with police and stated that he ran because he was scared and he had an assault warrant. Cubie then requested a lawyer and he was immediately returned to detention personnel.

Printed Name Det. Jennifer Blythe, #5490 Signature /s/Det. Blythe, #5490

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

Judge

Circuit Court of _____ County, State of Missouri.