

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

POLICE NO. :	17-091520
PROSECUTOR NO. :	095444474
OCN:	

STATE OF MISSOURI,	)	
	)	
PLAINTIFF,	)	
vs.	)	
	)	
DAVID G. JUNGEMAN	)	
6000 Elm Ave.	)	CASE NO. 1816-CR01619
Raytown, MO 64133	)	DIVISION
DOB: 03/03/1938	)	
Race/Sex: W/M	)	
S.S.N.: [REDACTED]	)	
DEFENDANT.	)	

COMPLAINT

Count I. Murder 1st Degree (565.020-001Y19840911.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.020, RSMo, committed the **Class A Felony of Murder in the First Degree** punishable upon conviction under Section 565.020, RSMo, in that on or about on or about October 25, 2017, in the County of Jackson, State of Missouri, the defendant after deliberation, knowingly caused the death of Thomas Pickert by shooting him.

The range of punishment for a Murder in the First degree is death or imprisonment in the custody of the Missouri Department of Corrections for life without eligibility of probation or parole, or release except by act of the governor. A person found guilty of murder in the first degree who was under the age of eighteen at the time of the commission of the offense shall be sentenced to a term of life without eligibility for probation or parole as provided in section 565.034, life imprisonment with eligibility for parole, or not less than thirty years and not to exceed forty years imprisonment.

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 25, 2017, in the County of Jackson,

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State of Missouri, the defendant committed the felony of Murder in the First Degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder in the First Degree by, with and through the knowing use, assistance and aid of a deadly weapon.

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. 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

/s/ Jean Peters Baker

Jean Peters Baker (#47238)
Prosecuting Attorney
415 E. 12th St., 11th Fl
Kansas City, MO 64106
(816) 881-3555
jpbaker@jacksongov.org

/s/ Daniel Nelson

Daniel Nelson (#53885)
Deputy Prosecuting Attorney
415 E. 12th St., 11th Fl
Kansas City, MO 64106
(816) 881-3555
dmnelson@jacksongov.org

PROBABLE CAUSE STATEMENT FORM

Date: 04-10-2018

CRN: 17-091520

I, Detective Bonita Cannon, #4585

(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 10-25-2017, at [REDACTED] in
(Date) (Address)

Kansas City, Jackson Missouri David G. Jungerman
(County) (Name of Offender(s))

W/M 03/03/1938 / [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On October 25, 2017, at 0807 hours, members of the Kansas City Missouri Police Department were dispatched to [REDACTED] Kansas City, Jackson County, Missouri, on a reported shooting.

Upon their arrival officers located the male victim deceased from an apparent gunshot wound to the head. During the investigation, detectives were informed that the victim had walked his sons to school that morning with his dog and, upon returning home, lingered outside finishing a cell phone call. Two shots rang out with the second shot at approximately 0802 hours. It struck the victim in right temple, killing him.

The Jackson County Medical Examiner ruled the victim's death as a homicide.

Witness #1 stated that he lives on [REDACTED]. At approximately 0700 hours, he was walking his dog when he saw a white cargo van driving east on 67th Street before turning north onto Linden. Witness #1 stated the van initially parked just south of 66th Terrace and Linden, facing north. As Witness #1 walked north on Linden, he saw an older, gray-haired, white man standing facing the rear driver's side of the idling van. The white van had high tail lights, no logos and no passenger windows on the driver's side. The man was wearing tan or white pants and a short tannish-colored jacket with a collar and no hood. The tan jacket was darker than the pants. He appeared no taller than Witness # 1 (5'9"), over 60 years of age, with thinning grey hair. Witness #1 stated the man turned and appeared to be zipping his pants. Witness #1 stated the man got into the driver's seat of the van and drove north on Linden before turning west onto 66th Terrace. Witness #1 stated the man parked the van on the north side of the street, facing west, across from [REDACTED]. Witness #1 stated he walked a few blocks and when he returned, the white cargo van was still there. Witness #1 was shown a lineup containing six older white males with thin grey hair, including Jungerman, but he was unable to make a positive identification.

Witness #2 was inside [REDACTED] when she heard a loud bang. She looked out the upstairs window and saw her husband, the victim, standing on the sidewalk in front of their house talking on his cell phone. She called out and asked him if he knew what the sound was, and he replied, "No." Witness #2 told him to come inside. Witness #2 then heard a second loud "pop." Witness #2 looked back out the window and she observed

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movement in the driver's seat of a white cargo van parked directly across the street. She stated the driver's side window was all the way down. She saw a male was in the driver seat of the van. He was reaching over as if he was putting something in or taking something from the back of the van. The male looked back out the window toward the sidewalk as he was pulling something black over his face, maybe a mask or ski mask. She thought he was wearing a sweatshirt or jacket. The van then pulled west onto 66th Terrace, almost colliding with a small red car. She yelled, "Stop the van!" When she ran to the bottom of the stairs, she observed her husband's body outside. She stated the van turned north onto Brookside Road as she called 911.

Witness #3 said that he had seen the victim that morning while they were dropping off their children at school. The victim had wanted Witness #3 to call him, and he did, a little after 0800 hours. He was on the phone with the victim when he heard a "whoosh." He asked if the victim knew what the noise was, and the victim said, "... did you hear that, sounds like someone just got shot. Crazy, did you hear that?" He asked the victim if he knew what the noise was, and he said, "I don't know." He then asked if the victim was okay, and he didn't respond. The line was silent for 20 seconds. Witness #3 heard a woman screaming. Witness #3 drove to the victim's residence. When he arrived, the victim was on the ground, dead.

Detectives learned that on August 3, 2017, the victim, an attorney, had obtained a \$5.75 million verdict against David Jungerman for shooting his client in 2012. On October 25, 2017, a computer check by KCPD showed that Jungerman owns a 1997 Chevrolet Express van with Missouri license 6FA453. The victim told Witness #2 that Jungerman threatened him after the verdict. The victim told Witness #3 and #4 that after the verdict, most of the people left the courtroom except for his client and Jungerman. The victim was gathering his things when Jungerman approached in an aggressive manner. The victim thought Jungerman was going to yell and/or punch him but instead, Jungerman said, "None of this matters. I have 186 guns. I did it once before. I will do it again. You can't touch me."

From the weeks after the judgment to the days prior to the victim's murder, pressure mounted on Jungerman. On August 8, 2017, Jungerman ordered a cashier's check from his UMB account to his daughter, [REDACTED], for \$144,487.63. On August 9 and 10, he withdrew \$5,148,365.26 in cashier's checks payable to himself. On August 14, 2017, he deposited three checks totaling \$4,970,864.39 into his UMB account. Three days later he withdrew \$4,970,000 from the account. On August 19, Jungerman opened four accounts at Blue Ridge Bank and Trust, depositing \$225,100 across the accounts. On August 22, he opened three accounts at Blue Ridge Bank, depositing \$35,000 across the accounts. On August 24, he opened one account at Blue Ridge Bank, in the name Jungerman Foundation for Justice, depositing \$10,000. On August 24, he deposited \$900,000 into the Jungerman Irrevocable Trust, and \$1,573,200 into one of the accounts at Blue Ridge Bank and Trust in the name Jungerman Farm Corporation. On August 25, 2017, Jungerman sold his home and property to his daughter, [REDACTED]. On September 22, an additional lawsuit was filed against Jungerman on behalf of the other alleged trespasser whom he had shot on September 25, 2012. On September 22 and 24, the victim emailed Jungerman's lawyer, and then Jungerman directly, asking if they planned to post an appeal bond, or if the victim "should simply start collection efforts." On October 12, Jungerman withdrew \$2,100,000 from the Jungerman Farms account in the form of a cashier's check to Saline County Title Company. On October 13, 2017, he withdrew \$900,000 from the Jungerman Trust account in the form of a check to Saline County Title Company.

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On October 15, a \$5.75 million garnishment was filed against Jungerman by the victim's law firm. From October 15 to 17, levies were placed on Jungerman's real property. On October 18, Jungerman renewed the license plates on his white Chevrolet van 6FA453, which had been expired since April 2017. Finally, on October 24, the day before the victim's murder, Jungerman was served property liens by the Jackson County Sheriff's Department.

On October 25, 2017, Jungerman agreed to go voluntarily with detectives to Police Headquarters to give a statement. He smiled when asked if he knew why he was there. Later, to a detective, he referenced the shooting that had been the subject of the civil lawsuit. While smiling, Jungerman said, "Guys were down there stealing copper and I nailed 'em. Everything was fine, then two years later I get sued." The detective left the room. Afterwards, while alone in the room, Jungerman muttered, "Keep your fucking mouth shut." He walked to the dry erase board and said to himself, "(inaudible) . . . keep your mouth shut."

Also on October 25, 2017, a search warrant was signed and the van was located behind the house of Jungerman's longtime employee, [REDACTED], which was separated by a small lake from Jungerman's house. The van was parked on grass, far off of the paved parking pad, behind a grove of trees, on the edge of a field. It was not visible from the streets in front of Jungerman's or [REDACTED] houses. The van was photographed by police. It has two seats in the front and no seats in the back cargo area, which was nearly empty. Upon examination, Jungerman's van has multiple distinctive identifying characteristics, including an after-market clear bug shield affixed to the hood that was full of dead leaves. The passenger side rear corner is cracked and has a large diamond-shaped puncture in it. On the driver side near the brake lights are two square metal plates with two black screws in each. There is a long, thick black horizontal stripe above the passenger side rear wheel marking the track for the sliding passenger door. The driver side brake light has torn red tape on it. The rear door windows and passenger side door windows bear unique markings due to the way after-market tint materials were applied, resulting in a darker vertical stripe in the middle of the windows. A wide streak of brown dirt was visible on the bottom quarter of both sides of the van.

Detectives obtained surveillance footage from traffic cameras, businesses, residences and two ATA buses. This footage was compared to the photos of Jungerman's van from the search warrant. Due to the numerous unique characteristics listed above, detectives determined that David Jungerman's white Chevrolet van was driven from the area of Raytown, Missouri, where Jungerman resides, to the victim's neighborhood, one hour before the shooting on October 25, 2017. Detectives determined that immediately after the victim was killed, Jungerman's van returned from the victim's neighborhood to the Raytown area.

On the return trip from the victim's neighborhood, the van's driver appears to be a white male wearing a jacket with tan sleeves and a darker color on the chest. Detectives note that Jungerman was a 79-year-old white male, 5'11" tall, who owned a jacket similar to that worn by the driver of the van. The van was located behind the house of Jungerman's neighbor and employee, [REDACTED]. But [REDACTED] is a 6'6", bald, black male, with a medium complexion, who was 61 years old.

On November 9, 2017, the Kansas City Star posted an audio interview with Jungerman, with accompanying photos. Jungerman complained about police casting unwarranted suspicion on him as a suspect in the murder. In the pictures, Jungerman was wearing tan khaki pants and a varsity-style jacket with tan sleeves and darker blue in

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the chest area. The tan jacket was darker than the tan pants. Jungerman told the Star that he was at his home on the morning of October 25, 2017. He claimed that he had learned of the shooting around 10:00 am, when his attorney called. Jungerman said that he then looked out his window across the lake and he could see his van, parked. It had been there for three or four days. Jungerman also said he had the only key to the van.

Detectives determined that on October 25, 2017, at 10:05 am, Jungerman's ex-wife, [REDACTED], placed a call to a bank from a land line at David Jungerman's office to inquire about a deposit in David Jungerman's account. The bank asked to speak to the account holder, and [REDACTED] placed a man on the phone who identified himself as David Jungerman. According to Google, Jungerman's home and office are 9.3 miles and a 17-minute drive apart.

According to Witness #5, a few days after the murder, he called Jungerman concerning a potential real estate deal and Jungerman answered his phone, "Murder Inc., this is David."

According to Witness #6, Jungerman's former employee, Jungerman would often threaten to shoot people when they upset him. Jungerman would also advise people that he had plenty of acreage where a body could be dumped and he remarked that pigs will eat anything. According to Witness #7, another former employee, Jungerman becomes very angry and aggressive regarding anything that costs him money. According to Witness #8, another former employee, Jungerman used to brag that he could get away with anything by claiming that he has Alzheimer's disease. According to Witness #8, "Jungerman does and says whatever he wants. If someone didn't see things his way, [Jungerman's employee [REDACTED]] would make sure they did what Jungerman wants them to do, the way he wants it done."

The KCPD Crime Lab determined that the victim was killed with a .17 caliber bullet, which is a relatively rare caliber. On March 8, 2018, a search warrant was issued for Jungerman's white Toyota Sequoia. During the execution of the search warrant a live .17 caliber bullet was recovered from underneath the front passenger seat.

Witness #9 stated that he had a conversation with Jungerman in March 2018. During that conversation Jungerman stated he had killed a lawyer with a gun and gotten away with it. He did it because the lawyer stole his money.

On March 9, 2018, search warrants were issued for Jungerman's home (6000 Elm, Raytown) and business (123 Belmont, Kansas City). Multiple computers and peripherals were seized. "Piggyback" search warrants were issued and the computers were sent to the Heart of America Regional Computer Forensics Lab ("HARCFL") for analysis, which is still pending.

During execution of the search warrant at Jungerman's office, a two-page printout was discovered from searches conducted on the Jackson County, Missouri, property tax website for the victim's home and vehicle. It was located on top of papers and notes related to the civil lawsuit. It listed the victim's home address. Also observed and photographed was a printout titled "Bank-Investments Balances," listing assets for Jungerman, Jungerman family trusts, and family members. It was dated December 30, 2017, showing a total of \$21,909,515.31. Another printout titled the same was dated January 31, 2018, showing a total of \$33,834,304.14.

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During execution of the search warrant at Jungerman's home, his white van was parked in the driveway. A black plastic mask with an elastic band was recovered from the master bedroom along with clothing similar to that described by Witness #1. An Olympus audio recorder was recovered from the master bathroom counter. A "piggyback" search warrant was issued for the recorder, and detectives reviewed its contents. It contained audio of a court hearing in Vernon County, Missouri, recorded by Jungerman on November 16, 2017. After the hearing, the recorder continued to run. Jungerman left the hearing and met up with [REDACTED]. They drove to Jungerman's property to investigate some deer poachers thought to be hunting there. Jungerman discussed wanting to burn their tree stands and shoot out the hunters' tires on their vehicles. Jungerman stated, "It's a shame I don't have a 17 (inaudible), from a distance, we could take 'em out." A while later, the following conversation occurred:

JUNGERMAN: Yeah. Hey, you know, uh, people... people uh know that I murdered that son of a bitch.

[REDACTED]: Why are you saying it like that?

JUNGERMAN: Because that's what... because of what the media done see. And but they... they... they just nobody can figure out what's going on you know?

[REDACTED]: *(Laughing)* Ehhehhh-huh-huh, I hope they don't never figure it out.

JUNGERMAN: Well, you tell me how they ever could?

[REDACTED]: That's what I'm saying, how can they, the mother fuckers' gone...

JUNGERMAN: *(Laughing)* Ehhehhh-huh-huh.

[REDACTED]: ... *(Inaudible)*?

JUNGERMAN: You know one thing? It tickles me yeah that... the bond guy and stuff, it... it... it uh... uh, they... and you know the Police know too [REDACTED]. Well, you know they might say "good riddance."

[REDACTED]: *(Laughing)* Ehhehhh-huh-huh-huh-huh.

JUNGERMAN: But well, you know I keep saying this, we... we are... we're gonna just have to stop uh saying even the word, you know what I mean?

[REDACTED]: Oh, yeah. *(Inaudible)*.

JUNGERMAN: But you know...

[REDACTED]: *(Inaudible)*...no point.

JUNGERMAN: Uh-huh. Yeah.

[REDACTED]: *(Inaudible)*.

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JUNGERMAN: You know uh the... the thing that sort of bothers me about me is, when I think about it, I grin.

██████: God damn! (*Laughing*) Ehrrrrr-huh-huh-huh. Nah, I don't even (*Inaudible*)...

JUNGERMAN: That mother fucker has caused me a lot of problems, you know. And...
██████: (*Inaudible*).

JUNGERMAN: Huhh! All right, well...

Printed Name Det. Bonita Y. Cannon, #4585

Signature



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

Judge

Circuit Court of _____ County, State of Missouri.