

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

POLICE NO. :	16-079511
PROSECUTOR NO. :	095445291
OCN:	

STATE OF MISSOURI,

PLAINTIFF,)

VS.

ARTHUR C. SIMPSON

3939 S. Benton

Kansas City, MO 64130

DOB: 10/25/1983

Race/Sex: B/M

DEFENDANT.)

COMPLAINT

Count I. Murder 2nd Degree (565.021-001Y19840903.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.021, RSMo, committed the **Class A Felony of Murder in the Second Degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposefully in concert with another, and with the purpose of causing serious physical injury to Derrick Jones, caused the death of Derrick Jones by shooting him.

OR IN THE ALTERNATIVE

Count I. Murder 2nd Degree (565.021-003Y19804903.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.021, RSMo, committed the **Class A Felony of Murder in the Second Degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, Derrick Jones was killed by being shot as a result of the attempted perpetration of the class A felony of Robbery in the First Degree under Section 569.020,

State vs. Arthur C. Simpson

RSMo committed by the defendant on or about October 22, 2016, in the County of Jackson, State of Missouri.

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

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 (571.015-001Y19755299.0)

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 571.015.2, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant either acting alone or purposefully in concert with another, committed the felony of Murder in the Second Degree, or, in the alternative, Felony Murder, as charged in Count I, all allegations of which are incorporated herein by reference, and the defendant, either acting alone or purposefully in concert with another, committed the foregoing felony of Murder in the Second Degree, or, in the alternative, Felony Murder by, with and through, the knowing use, assistance and aid of a deadly weapon, and that, on or about June 14, 2004, in the 16th Judicial Circuit, Jackson County, Missouri, the defendant was convicted of the offense of armed criminal action.

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.

State vs. Arthur C. Simpson

Count III. Robbery 1st Degree (569.020-001Y19791204.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 569.020, 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 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, forcibly stole an automobile in the possession of [REDACTED], and in the course thereof, the defendant or another participant in the crime was armed with a deadly weapon.

An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

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 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 571.015.2, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant either acting alone or purposefully in concert with another, committed the felony of Robbery in the First Degree, as charged in Count III, all allegations of which are incorporated herein by reference, and the defendant, either acting alone or purposefully in concert with another, committed the foregoing felony of Robbery in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon, and that, on or about June 14, 2004, in the 16th Judicial Circuit, Jackson County, Missouri, the defendant was convicted of the offense of armed criminal action.

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

State vs. Arthur C. Simpson

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 V. Attempted Robbery 1st Degree (569.020-001Y19791204.1)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 569.020, RSMo, committed the **Class B Felony of Attempted Robbery in the First Degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, demanded money in the possession of Derrick Jones, and in the course thereof the defendant or another participant in the crime was armed with a deadly weapon, and such conduct was a substantial step towards the commission of the crime of Robbery in the First Degree.

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 VI. 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 571.015.2, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposefully in concert with another, committed the felony of Attempted Robbery in the First Degree as alleged in Count V, all allegations of which are incorporated herein by reference, and the defendant, either acting alone or purposefully in concert with another, committed the foregoing felony of Attempted Robbery in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon, and that, on or about June 14, 2004, in the 16th Judicial Circuit, Jackson County, Missouri, the defendant was convicted of the offense of armed criminal action.

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

State vs. Arthur C. Simpson

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 VII. Attempted Robbery 1st Degree (569.020-001Y19791204.1)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 569.020, RSMo, committed the **Class B Felony of Attempted Robbery in the First Degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, demanded money in the possession of [REDACTED], and in the course thereof the defendant or another participant in the crime was armed with a deadly weapon and such conduct was a substantial step towards the commission of the crime of Robbery in the First Degree.

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 VIII. 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 571.015.2, RSMo, in that on or about October 22, 2016, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposefully in concert with another, committed the felony of Attempted Robbery in the First Degree as alleged in Count V, all allegations of which are incorporated herein by reference, and the defendant, either acting alone or purposefully in concert with another, committed the foregoing felony of Attempted Robbery in the First Degree by, with and through, the knowing use, assistance and aid of a deadly weapon, and that, on or about June 14, 2004, in the 16th Judicial Circuit, Jackson County, Missouri, the defendant was convicted of the offense of armed criminal action.

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

State vs. Arthur C. Simpson

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/ P. Benjamin Cox

P. Benjamin Cox (#60757)
Assistant Prosecuting Attorney
415 E. 12th St., Fl 7M
Kansas City, MO 64106
(816) 881-3975
BCox@jacksongov.org

WITNESSES:

1. DET Bonita Y. Cannon, 1125 Locust, Kansas City, MO 64106
 2. PO Douglas D. Davidson, 1125 Locust, Kansas City, MO 64106
 3. [REDACTED]
 4. Derrick Jones, Pros. Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
 5. DET Heather D. Leslie, 1125 Locust, Kansas City, MO 64106
 6. [REDACTED]
 7. DET Joe A. Nelson, 1125 Locust, Kansas City, MO 64106
 8. [REDACTED]
 9. DET Nicholas A. Sola, 1125 Locust, Kansas City, MO 64106
 10. PO Ephraim Vega, 1125 Locust, Kansas City, MO 64106
- [REDACTED]

PROBABLE CAUSE STATEMENT FORM

Date: 04/30/2018

CRN: 16-079511

I, Detective Heather Leslie #5194, of the 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 10/22/2016, at 4001 Mill Streer in
(Date) (Address)

Kansas City, Jackson Missouri Arthur C. Simpson
(County) (Name of Offender(s))

B/M 10/25/1983 [REDACTED] - committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 10/22/2016 at approximately 2326 hours, officers of the Kansas City Missouri Police Department were dispatched to 4001 Mill St, Kansas City, Jackson County, Missouri on a reported sound of shots in the area. Upon arrival, officers located the VICTIM (Derrick Jones B/M 05-23-1991) lying on the ground in the parking lot adjacent to 4001 Mill St. suffering from an apparent gunshot wound. The victim was transported to a local hospital where he was pronounced dead.

Victim#2 ([REDACTED] B/M 10/30/1989) was contacted and stated he was with his brother, the Victim and another friend, Victim #3 ([REDACTED] B/M 08/16/1993) and had parked behind the Sunfresh when the SUSPECT#1 (identified as Tyre L. Jackson B/M 05-16-1982) and SUSPECT#2 (identified as Arthur C. **Simpson** B/M 10-25-1983) walked up and said "gimme what you got"! After they emptied their pockets onto the ground, Jackson and **Simpson** told them to pick it up and then demanded more than what they were given. White said the VICTIM and Simpson started to struggle so he tried to help his brother when **Simpson** fired a round and it struck the ground. White took off running and heard another gunshot and saw **Simpson** getting into his vehicle and Jackson in the driver's seat and they drove off. He ran back over to his brother to help him. [REDACTED] said it was the SUSPECT (**Simpson**) with messy dreads who shot his brother. [REDACTED] concurred with the statements and added that as he started to run away, he heard a gunshot and turned to see the black male with messy braids (**Simpson**) shoot the VICTIM. [REDACTED] also stated SUSPECT (Jackson) started chasing after him and demanded more from him before he ran again.

Witness #3 stated he was sitting in his car looking at his phone when he observed two black males walk towards the loading dock and the other black males who had been parked in the back parking lot drive over towards the loading dock. He heard a gunshot and saw the VICTIM fall to the ground and a black male in a white t-shirt try to help the VICTIM. He then observed the shooter get into the passenger seat of the white SUV and drive out of the parking lot so he followed the car and called 911. He followed the white SUV out to Mill St West to Southwest Trafficway then North to Valentine and then East to Broadway. The SUV drove through the Walgreens parking lot and then North on Broadway and then it pulled into the Salvation Army parking lot. Witness#3 did not follow into the parking lot and he then went back to the scene to be contacted by Police.

PROBABLE CAUSE STATEMENT FORM

CRN 16-079511

Surveillance video was reviewed and the two SUSPECTS (Jackson and **Simpson**) were observed walking West through Westport from approximately 41st and Mill St. Jackson and **Simpson** approach a red Dodge Charger near the intersection of Westport Rd and Mill St, that is later seen in the Sunfresh parking lot. Jackson and Simpson are both holding what appears to be the same white Styrofoam cup throughout the video. Both Jackson and **Simpson** walk in view of the OFFKEY Karaoke Bar and Simpson is observed wearing a dark in color hooded jacket and jeans, with dreads under a baseball cap that was on backwards. There was a "U" on the front left upper chest area of the jacket. He also had on a dark in color pair of shoes with white soles and had a watch on his left wrist. He had a full beard and mustache. Jackson was observed wearing a two tone hooded jacket with thick white strings and jeans. He was wearing dark in color shoes with white soles. He had a lighter complexion and a thin mustache. The video shows **Simpson** and Jackson walking back to the area where the shooting occurred at the time of the shooting.

A white Styrofoam cup and straw was recovered from the scene of the homicide and it was processed. A swab of the straw revealed Jackson to have a major DNA profile and **Simpson** as a minor DNA profile on the swab of the straw. The expected frequency of the minor profile (**Simpson**) is one in 1.5 octillion unrelated individuals. **Simpson** known prints was compared to the "lid of Styrofoam cup" and the prints were identified to **Simpson**.

Jackson was arrested on 12-27-2016 and two firearms were recovered from his vehicle. The XD45 Tactical ACP found in his car was compared to the shell casings at the homicide scene and it was determined the above listed gun fired the two .45 rounds at the homicide scene.

On 08-22-2017, Detectives with the Kansas City Missouri Police Department travelled to Omaha NE in attempt to interview **Simpson** while he was in custody on other charges. **Simpson** was read the Miranda Waiver at which time he refused to sign the waiver and refused to talk to detectives. A search warrant for a buccal swab was obtained and buccal swab was recovered from **Simpson**.

Printed Name Det. Heather Leslie Signature /S/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.