IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI <u>AT KANSAS CITY</u>

DOLICE NO. 19 002/69

101	TCE NO	10-002-	FUO
PROSECU'	TOR NO.:	095445	853
	OCN:	U70191	06
STATE OF MISSOURI,	PLAIN	NTIFF,)
vs.		(1111))
JA'QUANN L MCCARVER))
918 Armour Blvd #119) CASE NO. 1816-CR
Kansas City, MO 64130) DIVISION
DOB: 02/26/2000)
Race/Sex: B/M			
	DEFEN	DANT.))
	COMD	T A TNIT	r

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 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 May 29, 2018, at 1911 Holiday Drive, in the County of Jackson, State of Missouri, the defendant, knowingly shot a firearm from a grey Chevrolet Impala, 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. Pursuant to Section 571.030.9, RSMo, for the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony; for any violation by a prior offender as defined in Section 558.016, RSMo, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release for a term of ten (10) years; and for any violation by a persistent offender as defined in Section 558.016, RSMo, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release.

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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 May 29, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of Unlawful Use of a Weapon charged in Count I, 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.

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. Murder 2nd Degree - Felony Murder - During Perpetration/attempted Perpetration/flight From Perpetration Of A Felony, A Person Dies (565.021-003Y19840999.0)

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 May 29, 2018, in the County of Jackson, State of Missouri, Tyson White was killed by being shot as a result of the perpetration of the class B felony of Unlawful Use of a Weapon under Section 571.030, RSMo committed by the defendant on or about May 29, 2018, 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.

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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 571.015.1, RSMo, in that on or about May 29, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of Murder in the Second Degree charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder in the Second 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. 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.

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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/ Daniel Portnoy

Daniel Portnoy (#62186) Assistant Prosecuting Attorney 415 E. 12th St., 11th Floor Kansas City, MO 64106 (816) 881-3286 dportnoy@jacksongov.org

<u>Wl</u> 1.	TNESSES: PO Beau D. Bailey, 1200 Main Street, Grandview, MO 64030
2.	
	64106
5.	DET Brian Poynter, 1200 Main Street, Grandview, MO 64030
6.	DET Ryan Seeger, 1200 Main Street, Grandview, MO 64030
7.	

REPORT NUMBER 18002468 GRANDVIEW STATEMENT OF PROBABLE CAUSE

I, Detective Brian Poynter, 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 05/29/2018 at 1614 hours, at 11911 Holiday Grandview, Jackson County, Missouri, Ja'quann Lennaris McCarver B/M 02/16/2000 committed one or more criminal offenses.

The facts supporting this belief are as follows:

On 05/29/2018 at 1614 hours, Officers and Paramedics were dispatched to 11911 Holiday on a report of a shooting with a party down. Upon arrival, Tyson White 07/07/01 was found unresponsive on the south side of the apartment with a gunshot wound in his back. White was transported to the hospital where he was pronounced dead.
Witness M 02/11/2003, told Detectives that White got into the rear passenger seat of a dark grey Chevrolet Malibu with unknown occupants. Said the vehicle started to leave the parking lot, and when it went around the corner of the apartment building and out of his sight, he heard a gunshot said he heard the vehicle speed off and then went around the corner and found White laying in the street.
Detectives checked security video and found that a dark Grey Chevrolet Impala MO license DP2E4F fled the area at the time of the shooting. Detective checked the plate and found it came back to a 12/16/1970.
Whites cell phone was recovered and consent was gained from Whites mother B/F 06/28/83. In White's phone, Detectives found a Facebook message from "HeadShot Quann" that said "Wya bro Im outside" at 1608 hours on 05/29/2018. Detectives were able to link Facebook account "HeadShot Quann" to Ja'quann McCarver.
On 05/31/2018, Detectives make contact with said said that he son 06/04/1997 had the dark gray Malibu. Detectives GPS tracked the Malibu to 2427 Mersington. Detectives gained consent to enter a garage at the rear of the residence where the Malibu was located. The Malibu was recovered and taken to be processed by Kansas City Crime Scene. While at Mersington, contacted Detectives and said he want to meet and tell Detectives what happened. Detectives arranged to meet at 1309 Ball Ave in Lees Summit.
Detectives arrived at 1309 Ball Ave and De'won said that he was with his won said that McCarver wanted to go meet White to get some money. Said that White got in the rear passenger seat of his Malibu to speak with McCarver. Said that White and McCarver got into a disagreement. Said that he heard a gunshot and then sped off because he did not know if he was getting shot at.
Detectives also contacted at 1309 Ball Ave. confirmed that she was with and said that she was in the front passenger seat. said that McCarver was in the rear driver's side and was in the rear passenger side. said that McCarver wanted to go get money from a boy (White). said when they arrived at the apartment, got into the front seat with her and White got into the rear passenger seat to speak with McCarver.

and McCarver got into an argument and M said she turned around to see wh a small black handgun. Said that heard a gunshot.	IcCarver told White to get out of the car. at was happening and saw McCarver holding White was getting out of the car when she
a formal interview. Upon making contact vinyited Detectives into her apartment. Wh	ot to make contact with to request with the state of the door and ile Detectives were speaking with the living room and was identified and requested to go to the station with
residence to sell him a handgun. address and informed White he had arrived stated that White got into the back passens \$150 dollars, and then a short moment lat was pointing the gun in his direction. weapon once, into the air to scare White are that she did not know until later in the every state of the	ger side of the vehicle and handed McCarver er White exited the vehicle while McCarver stated that McCarver fired the ad then they drove away. Stated ening that White had died from the gunshot McCarver split the money and stated that
a gun to protect himself so McCarver had f his Facebook messenger app under vanity address and to tell him that he had arrived sell White the gun, but when White got into	nat White had reached out to him looking for found him one. McCarver stated that he used name HeadShot Quann to aske White his l. McCarver stated that he had intended to the car and handed him \$150, he decided oney. McCarver stated that White was told to the vehicle, McCarver stated that he shot
	DETECTIVE
THE COURT FINDS PROBABLE CAUSE.	
	JUDGE
	DATE