

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

Police# 16-042789  
Prosecutor# 095432846  
1616-CR  
OCN# B2104659

**COMPLAINT**

**STATE OF MISSOURI**

**vs.**

**Derrick M. Sims  
408 Freeman  
Kansas City, MO 64101  
DOB: 04/12/1989; Race/Sex: B/M;  
SS# [REDACTED]  
Defendant.**

**Count I. Attempted Robbery 1st Degree (569.020-001Y19791206.1)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 564.011 and 569.020, RSMo, committed the class B felony of attempted robbery in the first degree, punishable upon conviction under 564.011 and Section 558.011, RSMo, in that on or about June 15, 2016, in the County of Jackson, State of Missouri, the defendant pointed a gun at [REDACTED] and told him to "give him everything" and such conduct was a substantial step toward the commission of the crim of Robbery in the first degree of [REDACTED] and was done for the purpose of committing such robbery

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 (571.015-001Y19755212.0)**

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,

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vs.

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in that on or about June 15, 2016, in the county of Jackson, State of Missouri, the defendant committed the felony of robbery 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 robbery 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. 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. Robbery 1st Degree (569.020-001Y19791209.0)**

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, acting alone or purposefully in concert with another committed the **class A felony of robbery in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about June 15 2016, in the County of Jackson, State of Missouri, the defendant forcibly \*\*\*stole US Currency in the possession of the resident 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 (571.015-001Y19755212.0)**

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

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**Derrick M. Sims**

on or about April 22, 2016, in the county of Jackson, State of Missouri, the defendant committed the felony of robbery 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 robbery 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. 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,

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

PROBABLE CAUSE STATEMENT FORM

Date: 06/16/2016

CRN: 16-042789, 16-042790  
16-042807

I, Det. Nathan VanVickle #5169, 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 06/15/2016, at 41<sup>st</sup> & Walnut in  
(Date) (Address)

Kansas City, JACKSON Missouri Derrick M. Sims  
(County) (Name of Offender(s))

B/M 04/12/89, SSN# [REDACTED] committed one or more criminal offense(s).  
(Description of Identity)

The facts supporting this belief are as follows:

Armed Robbery

Armed Criminal Action

Felon in Possession of a firearm

On 06/15/2016 at about 2100 hours officers with the Kansas City, Missouri Police Department were advised of several armed street robberies that had just occurred in the area of 41<sup>st</sup> St. to 43<sup>rd</sup> St from Main to Oak.

(16-042789)As Officers were conducting an area canvass regarding the armed street robberies, they observed a B/M bleeding profusely from his head in front of 4120 Warwick who was later determined to be of one of the victims (RS 07/31/65) of the robberies. Officers contacted [REDACTED] and he stated the following: He was walking down Walnut towards his house when he noticed a gray 'old beat up' Ford Cougar driving up the street. Suspect #1 (driver), later identified as (Sims, Derrick M. B/M 04/12/1989) approached the victim and pulled a black gun that had a silver slide and pointed it at him and stated "get down." [REDACTED] told him he didn't have anything on him, the suspect told him "to give him everything" then he started hitting him with the gun in the back of the head. [REDACTED] stated that he fought the suspect for the gun and after a short struggle for the firearm (Ruger P95DC 9mm Serial#313-84906) ensued where possession of the gun changed hands at least once before [REDACTED] was able to get it away from the suspect. [REDACTED] said the "clip" fell out of the gun, around that time the suspect yelled to the Ford Cougar for them to shoot him. [REDACTED] stated he took off running. At some point he jumped a fence and hid from the suspects and buried the gun in the dirt. [REDACTED] described the suspect as a B/M, 6'01 wearing a green shirt and a silver colored necklace.

Detectives contacted two witnesses regarding the robbery. Contact was made with witness 1 [REDACTED] W/F (12/02/1948) who stated the following: She was on the second floor of her residence when she heard a commotion outside. When she went to look out the window she saw what she believed were three younger black males fighting an older black male. When she saw the victim fall to the ground and continue to be assaulted, she yelled to the suspects "You're being photographed!" The suspects then fled from the scene. She described a tan car the suspects went to, however the vehicle would not start. She then saw two of the suspects pushing the vehicle which was later found by officers in a driveway adjacent to her residence.

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Contact was then made with witness 2 (██████ W/M 11/14/1991) who sated the following: He was walking home and had just turned south from 41st and Walnut when he heard a noise behind him. When he turned to look he saw three black males with guns assaulting a forth black male. He then started running southbound, and on the opposite side of the street was one of the three black male suspects running parallel to him. He stated he decided to the jump the fence into the adjacent parking lot and run to the Starbuck's to call 911.

(16-042790) On 06/15/2016 at about 2102 hours, additional officers with the Kansas City, Missouri Police Department were dispatched to 43<sup>rd</sup> & McGee in regard to an armed robbery.

Upon arrival, officers contacted the victim (██████ 02/26/85) who stated he was walking home when he noticed a tan sedan approach him from behind and came to an abrupt stop. He noticed the driver get out and called to him. When he turned around the second time he noticed that the suspect was pointing a black and silver hand gun at him. He was pushed to the ground and told to look away. The suspect demanded his wallet and then he searched his pockets and took his wallet which contained \$940 dollars, an Apple Iphone 6, and approximately \$15 dollars in one dollar bills in his back pocket.

(16-042807) On 06/15/2016 at about 2130 hours officers were conducting an area canvass regarding the armed robberies in the area of 43st & Walnut when they were flagged down by another victim (██████ 10/16/55) who stated the following: He was doing yard work at 4309 Walnut when he heard some 'hooting' down the street. Moments later a B/M approached him and asked what he was doing and asked if he could help. ██████ declined the offer and the suspect told him "I need you to do something for me." The suspect told ██████ to get on the ground as he put the gun to his head. ██████ got down on the ground and heard the suspect state 'you see me foolin down the street.' The suspect demanded everything ██████ had and then the suspect searched ██████ and took two sets of car keys from him. The suspect then told him to start walking and not to stop until he got to 100. As he walked north on Walnut and then west on 43<sup>rd</sup> St. he heard what he believed was a gun shot.

Officers then contacted (██████ 10/11/58) who stated the following: He was across the street at 4317 Walnut and saw his neighbor talking to the suspect and was unaware of what just happened. The suspect then approached him and told him to "get down nigga." ██████ didn't move so the suspect struck him with the gun in the left cheek causing him to fall to the ground. At some point when he was struck the gun discharged. The suspect went through his pockets and took his wallet, two debit cards, grocery cards, business cards, driver's license and three keys. ██████ described the gun as being dark metal gray in color. ██████ then noticed a tan or gold Chrysler pull up and someone yell 'get in' and the suspect and vehicle fled the scene. He described the suspect was a tall B/M, light skinned, and wearing a navy blue long t-shirt.

On 06/15/2016 at 2101 hours, officers that were dispatched to 41<sup>st</sup> & Main in regard to an armed robbery observed a B/M later identified as **Derrick Sims B/M 04/12/1989** walking west on 41<sup>st</sup> St towards Main, and he appeared to be covered in blood. Officers then conducted a pedestrian check on **Sims** believing he could be a victim. As the officers approached **Sims** the suspect description was broadcast by dispatch and **Sims** matched the suspect description that was given. **Sims** was then taken into custody. Officers then searched Sims and

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discovered a brown wallet containing the identification of [REDACTED] (16-042790), an Apple IPHONE, \$969.00 in cash and a set of keys.

Just east of where Sims was detained, Officers observed a Silver Toyota Solaris parked in the driveway of 19 E. 41 Street. The vehicle matched the description of the suspect vehicle used during the robberies. Officers then took the keys Sims had on him and tried them in the door of the Toyota Solaris and the keys fit the doors to the vehicle and would unlock it. The vehicle was towed to the city tow lot for processing at a later date.

Sims was transported to South Patrol Division for booking.

On 06/16/2016 Detectives showed a photo lineup of Sims to [REDACTED] (16-042789) who identified SIMS in the #4 spot as the suspect who tried to rob him and he fought with, and took the gun from.

On 06/16/2016 Detectives showed a photo lineup of Sims to [REDACTED] (16-042790) and he was unable to identify SIMS as the suspect who robbed him.

On 06/16/2016 Detectives showed a photo lineup of Sims to [REDACTED] (16-042807) and he was unable to identify SIMS as the suspect who robbed him. A lineup of Sims was then shown to [REDACTED] who was unable to identify Sims as the suspect who robbed him.

On 06/16/2016, Detectives contacted Sims at the Jackson County Jail located at 1300 Cherry. Sims was read his Miranda Warning and Waiver form 340 PD, Sims stated he wanted an attorney.

An investigative computer check of Sims responded back with him to be a convicted felon. The felony conviction showed to be from a 1<sup>st</sup> degree robbery that occurred, 04/22/2009. The conviction date was shown to be 06/23/2009 for 1<sup>st</sup> degree robbery and armed criminal action in the Jackson County Courts, Court Case Number 0916CR0199101.

Printed Name Det. Nathan VanVickle #5169

Signature *Det. Nathan VanVickle #5169*

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

\_\_\_\_\_  
Judge

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