

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

<b>POLICE NO. :</b>	18-028349
<b>PROSECUTOR NO. :</b>	095447012
<b>OCN:</b>	

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
	)	
<b>ANDREW RODRIQUEZ</b>	)	
<b>6425 E 16th Terrace</b>	)	<b>CASE NO. 1816-CR</b>
<b>Kansas City, MO 64126</b>	)	<b>DIVISION</b>
<b>DOB: 06/04/2001</b>	)	
<b>Race/Sex: B/M</b>	)	
	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**

**Count I. 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 April 16, 2018, in the County of Jackson, State of Missouri, Jesus Reyes was killed by being shot as a result of the perpetration of the class A felony of Robbery in the First degree under Section, RSMo 570.023 committed by the defendant on or about April 16, 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.

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 (571.015-001Y19755213.0)**

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,

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committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about April 16, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count 1, 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.

### **Count III. Assault 1st Degree Or Attempt - Serious Physical Injury Or Special Victim (565.050-001Y19841304.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, committed the **class A felony of assault in the first degree**, punishable upon conviction under Section 558.011, RSMo, in that on or about April 16, 2018, in the County of Jackson, State of Missouri, the defendant knowingly caused serious physical injury to [REDACTED] by shooting him.

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. 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.

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**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 April 16, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of assault in the first degree charged in Count 3, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of assault 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 V. Robbery - 1st Degree (570.023-001Y20171205.0)**

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 April 16, 2018, in the County of Jackson, State of Missouri, the defendant forcibly stole U.S. currency in the possession of [REDACTED] and in the course thereof defendant, 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 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,

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committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about April 16, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of robbery in the first degree charged in Count 5, 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,

/s/ Bryan O. Covinsky  
Bryan O. Covinsky (#47132)  
Assistant Prosecuting Attorney  
415 E. 12th Street, Fl 7M  
Kansas City, MO 64106  
(816) 881-3368  
BCovinsky@jacksongov.org

**State vs. Andrew Rodriquez**

**WITNESSES:**

1. DET Scott M. Emery, 1125 Locust, Kansas City, MO 64106
2. PO Seth Faris, 1125 Locust, Kansas City, MO 64106
3. DET Thomas M. Hammond, 1125 Locust, Kansas City, MO 64106
4. DET Scott P. Mullen, 1125 Locust, Kansas City, MO 64106
5. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
6. Jesus Reyes, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
7. [REDACTED]
8. DET Brent R. Taney, 1125 Locust, Kansas City, MO 64106
9. DET Daniel G. Thomas, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 07-30-2018

CRN: 18-28349

I, Det. Thomas Hammond #4775 (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 04-16-2018 (Date), at Truman and Hardesty (Address) in

Kansas City, Jackson (County) Missouri Andrew A. Rodriquez (Name of Offender(s))

b/m 06-04-2001 (Description of Identity) committed one or more criminal offense(s).

Murder, Assault, Robbery and Armed Criminal Action

The facts supporting this belief are as follows:

On 04-16-2018, at approximately 2209 hours, Kansas City Missouri Police Officers were in the area of Truman and Hardesty, Kansas City, Jackson County, Missouri when they were contacted by victim #2, a 16 year old white male, who stated he and victim #1, a 15 year old white male, had attempted to buy a gun and had gotten shot. Victim #2 was driving a Silver/Gray 2019 Nissan Sentra and victim #1 was in the front passenger seat. Victim #1 was pronounced dead at the scene and victim #2 was transported to a local hospital with several gunshot injuries.

Victim #2 stated he had been conversing with Rodriquez, who he knew from school, via Facebook messenger and had arranged to buy a gun from him. Victim #2 stated he met Rodriquez and Rodriquez's cousin, on 16th terrace but he couldn't remember the cross street, later believed to be 16th terrace and Bennington. Victim #2 stated Rodriquez was standing on the passenger side of their vehicle and was on the driver's side. Victim #2 gave money for the gun, a Glock 27 with an extended magazine, and reached across the vehicle and handed the gun to Rodriquez across the hood on the passenger side. Rodriquez took the gun from and shot victim #1 and victim #2. Victim #2 drove away from the scene where he contacted police at Truman and Hardesty.

A department crime bulletin listed several addresses for Rodriquez and in the area of 16th terrace and Bennington. One of the addresses was 6625 E. 16th terrace which is where Rodriquez and were located in the basement of the residence and taken into custody. A search warrant was executed on the residence and several guns, including a Glock 27 with an extended magazine, were located and recovered along with apparent narcotics.

After being advised of his Juvenile Miranda Rights Rodriquez refused to speak with detectives. A search warrant was obtained for Rodriquez's buccal swab which was collected and recovered.

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After being advised of his Juvenile Miranda Rights [redacted] denied being involved in the shooting and stated he was with his sister during the time of the murder. [redacted] denied being with Rodriquez the day of the murder and denied ever leaving his sister's house. A detective advised he had observed [redacted] and Rodriquez walking together in the area of 12<sup>th</sup> and Ewing the day of the murder. [redacted] stated there were no weapons in the house and I advised him we had recovered several guns from the basement. A search warrant was obtained for [redacted] buccal swab which was collected and recovered.

While waiting for a patrol wagon to transport Rodriquez and [redacted] they began talking to each other through the walls of the interrogation rooms. During the exchange Rodriquez admitted to shooting at victim #1 and victim #2 claiming they "upped" on him, meaning the victims had attempted to raise a gun at them or shoot at them.

Printed Name Det. Thomas Hammond #4775

Signature /s/ Det. Thomas Hammond #4775

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

\_\_\_\_\_  
Judge

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