


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

<b>POLICE NO. :</b>	18-091895
<b>PROSECUTOR NO. :</b>	095449368
<b>OCN:</b>	HS006110

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
	)	
<b>DEANDRE SIMMS</b>	)	
<b>10503 E. 46th Street</b>	)	<b>CASE NO. 1816-CR</b>
<b>Kansas City, MO 64133</b>	)	<b>DIVISION</b>
<b>DOB: 09/08/1994</b>	)	
<b>Race/Sex: B/M</b>	)	
	)	
	)	<b>DEFENDANT.</b>

**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 November 29, 2018, in the County of Jackson, State of Missouri, the defendant with the purpose of causing serious physical injury to Keith A. Michael caused the death of Keith A. Michael 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.

**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 November 29, 2018, in the County of Jackson, State of Missouri, the defendant

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committed the felony of second degree murder charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of second degree murder 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/ Jennifer S Tatum*  
Jennifer S Tatum (#70789)  
Assistant Prosecuting Attorney  
415 E. 12th Street  
Floor 7M  
Kansas City, MO 64106  
(816) 881-3628  
jtatum@jacksongov.org

**WITNESSES:**

1. DET Scott M. Emery, 1125 Locust, Kansas City, MO 64106

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2. Keith A. Michael, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
3. DET Scott P. Mullen, 1125 Locust, Kansas City, MO 64106
4. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
5. Dominic Simms, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
6. DET Brent R. Taney, 1125 Locust, Kansas City, MO 64106
7. PO Lucas Tarwater, 1125 Locust, Kansas City, MO 64106
8. [REDACTED], MO 64106

**PROBABLE CAUSE STATEMENT FORM**

Date: 11/29/2018

CRN: 18-091895

I, MDet. Brent Taney #4641  
(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 11/29/2018, at 5016 Blue Ridge Blvd. in  
(Date) (Address)

Kansas City, Jackson County Missouri DeAndre Simms,  
(County) (Name of Offender(s))

B/M, 09/08/1994 committed one or more criminal offense(s).  
(Description of Identity)

Murder 2<sup>nd</sup> Degree/ ACA

The facts supporting this belief are as follows:

On 11/29/2018 at 0254 hours, Officers of the Kansas City Missouri Police Department were dispatched to 5016 Blue Ridge Blvd., Kansas City Jackson County Missouri in regard to a reported shooting. Upon arrival, Officers located the victim seated in the driver's seat of a gray, 2018 Volkswagen Jetta, deceased from an apparent homicide. Officers contacted and apprehended the suspect at the scene. The suspect identified himself as DeAndre Simms, B/M, 09/08/1994. Simms spontaneously informed the Officers, he shot the victim because the victim was attempting to steal Simm's vehicle. Simms was transported from the scene to Police Headquarters. Two witnesses associated with Simms were contacted at the scene and transported to Police Headquarters to provide statements.

Witness #1, Simm's girlfriend, stated she was at her residence when she received a phone call from Simms asking her to respond to the scene because he just shot someone attempting to steal his vehicle. Witness #1 stated she woke up witness #2, informed him what Simms had told her and responded to the scene in witness # 2's vehicle.

Witness #2, Simm's brother, stated he was asleep at his residence when witness #1 woke him up and informed him Simms had just shot someone attempting to steal Simm's vehicle. Witness #2 stated he drove to the scene with witness #1 in his vehicle. Witness #2 stated when he arrived at the scene, he observed Simm's vehicle parked in the middle of Blue Ridge Blvd. Witness #1 stated Simms was still at the scene when he arrived but was unable to speak with him because the Police arrived right after him.

Simms was contacted at Police Headquarters and advised of his Miranda Rights. Simms agreed to speak with detectives and stated he responded to the store and backed his vehicle in the parking lot. Simms exited his vehicle and left it running while he went inside the business. Simms stated he entered the store and observed the victim exit the passenger seat of a white mid-size, SUV. Simms stated the victim pulled his hood up over his head, walked toward Simms vehicle and entered the driver's seat. Simms stated he exited the business and shot at the victim as he was attempting to steal Simm's vehicle. Simms stated he approached his vehicle as it stopped in the middle of the street and observed the victim in the driver's seat, covering his face. Simms attempted to pull the victim out of the vehicle and reached over the victim to obtain his cellular phone. Simms stated he


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called witness #1 after the shooting asking her to respond to the scene. Simms stated he called 911 after calling his girlfriend and waited for Police to arrive. Simms stated he shot the victim because he was "defending my property" and the victim was trying to steal his car. Simms stated he did not observe the victim with any weapons and he did not know the victim.

Surveillance video was obtained from the business and revealed the suspect back his vehicle, a gray, Volkswagen Jetta, into a parking spot. The video further revealed the suspect shooting toward the victim as he attempts to enter the driver's side of the suspect vehicle. The suspect is observed remaining at the scene until Police arrived and taken into custody.

Printed Name MDet. Brent Taney #4641

Signature 

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

\_\_\_\_\_  
Judge

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