

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

POLICE NO. :	KC19069113
PROSECUTOR NO. :	095457402
OCN:	

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
)	
KEVIN D. DEAN)	
3228 Quincy Dr., #3)	CASE NO. 2016-CR
Kansas City, MO 64128)	DIVISION
DOB: 05/10/1991)	
Race/Sex: B/M)	
████████████████████)	
)	DEFENDANT.

COMPLAINT
WARRANT REQUESTED

**Count I. M██████ 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 September 10, 2019, in the County of Jackson, State of Missouri, Dajuan M Reese was killed by being shot as a result of the attempted perpetration of the class A felony of Robbery First Degree under Section 570.023, RSMo committed by the defendant acting alone or purposefully in concert with another on or about September 10, 2019, 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)

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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 September 10, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of Murder Second Degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder 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. 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 September 10, 2019, in the County of Jackson, State of Missouri, Rance Burton was killed by being shot as a result of the attempted perpetration of the class A felony of Robbery First Degree under Section 570.023, RSMo committed by the defendant acting alone or purposefully in concert with another on or about September 10, 2019, 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 (571.015-001Y19755299.0)

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 571.015.1, RSMo, in that on or about September 10, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of Murder Second Degree charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Murder 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 V. Attempted Robbery - 1st Degree (570.023-001Y20171207.1)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 562.012, RSMo, acting alone or purposefully in concert with another 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 September 10, 2019, in the County of Jackson, State of Missouri, the defendant entered 7917 Manchester Ave, Building 10, Apt 3 armed with a firearm which conduct was a substantial step towards the commission of the crime of Robbery First Degree and was done for the purpose of committing such Robbery 1st Degree.

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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 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 571.015.1, RSMo, in that on or about September 10, 2019, in the County of Jackson, State of Missouri, the defendant committed the felony of attempted robbery first degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of attempted robbery 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 VII. Unlawful Use Of Weapon - Subsection 4 - Exhibiting (571.030-010Y20175212.0)

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 E felony of unlawful use of a weapon**, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about September 10, 2019, in the County of Jackson, State of Missouri, the defendant knowingly exhibited, in the presence of one or more persons a .45 caliber handgun, a weapon readily capable of lethal use, in an angry or threatening manner.

Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of Section 571.030.1, RSMo, shall receive a suspended

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imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms or weapons-related felony offense.

The range of punishment for a class E felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed four (4) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed ten thousand dollars (\$10,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime.

The facts that form the basis for this information and belief are contained in the statement(s) of facts filed contemporaneously herewith, 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/ Daniel Portnoy
Daniel Portnoy (#62186)
Assistant Prosecuting Attorney
415 E. 12th St., 11th Floor
Kansas City, MO 64106
(816) 881-3286
dportnoy@jacksongov.org

WITNESSES:

1. DET Scott M. Emery, 1125 Locust, Kansas City, MO 64106
2. [REDACTED]
64106
3. DET Thomas M. Hammond, 1125 Locust, Kansas City, MO 64106
4. PO Damon R. Hawley, 1125 Locust, Kansas City, MO 64106
5. [REDACTED],
MO 64106
6. [REDACTED]
64106
7. DET Mary J Kincheloe, 1125 Locust, Kansas City, MO 64106
8. DET Scott P. Mullen, 1125 Locust, Kansas City, MO 64106
9. DET Jacquelyn R. Mutschler, 1125 Locust, Kansas City, MO 64106
10. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 01-31-2020

CRN: KC19-069113

I, Detective Mary Kincheloe #5063
(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 09-10-2019, at 7917 Manchester Ave. Building 10, Apt #3 in
(Date) (Address)

Kansas City, Jackson County Missouri Kevin D. Dean B/M 05-10-1991
(County) (Name of Offender(s))

6'04", 190lbs, blk hair, brown eyes, [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 09-10-2019, at 2140 hours, Officers of the Kansas City Missouri Police Department were dispatched to 7917 Manchester Ave, Building 10, Apt. 3 on a reported shots fired call. Upon arrival, officers located victim Rance Burton, later learned to have been a co-participant with the Defendant, Kevin Dean, in a robbery, in the bedroom deceased from an apparent gunshot wound and DaJuan Reese, later learned to be the victim and tenant of the apartment, deceased in the living room also from an apparent gunshot wound.

Three witnesses were identified who advised the following: [REDACTED] said she and the Victim Reese, were in his bedroom when he took two phone calls closely together from an unknown person. On the second call, she described the victim to be communicating to the person on the other end of the phone that he (the victim) was coming to answer the front door of the apartment. She described the victim to answer the door to a person, later determined to be Burton, armed with a revolver asking the victim, "where everything was at?" [REDACTED] said she heard the victim ask Burton not to "do this." [REDACTED] said she ran out of the bedroom as the victim and Burton were involved in a physical confrontation in the hallway. She took cover on the living room floor with two other witnesses. She said she began hearing gunshots that sounded as if they were coming from the back bedroom. She described the suspect to be wearing the same clothing, facial hair and approximate age as Burton.

[REDACTED] advised he was in the living room playing video games with his brother, [REDACTED] when he saw the victim answer the door and an armed party pushed his way into the apartment. He heard the victim repeatedly say, "I ain't got nothing." [REDACTED] said a second armed suspect came around the wall and into the living room ordering him and [REDACTED] down on the ground at gunpoint. He said he heard gunshots from the bedroom where the victim and one of the suspects were and then he heard gunshots fired at the victim from the dining room by the second suspect. He believed the victim returned fire from the opposite end of the wall. [REDACTED] believed a drug transaction was underway when it turned into a robbery.

[REDACTED] was interviewed and said he was playing video games in the living room when two black males entered the apartment armed with firearms demanding to know "where's the shit?" They confronted the victim and began

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searching his pockets. He said one suspect, which fit the description of Burton, was armed with a revolver while the other suspect was armed with a black semi-automatic. [REDACTED] said the second suspect was shooting at the victim from the kitchen area and ran out of the apartment as the victim collapsed on the living room floor. [REDACTED] said the second suspect was dressed in a black hoodie and gray sweat pants.

A Glock 22, 40 caliber handgun, live 40 caliber bullets, spent 40 caliber shell casings, and 45 auto shell casings were recovered from the crime scene. A Smith and Wesson revolver with 6 live rounds in the cylinder was recovered from the scene. The keys to a Jeep Compass were found in Burton's pocket and the Jeep was subsequently found in a parking spot in front of 7917 Manchester.

Upon notifying the family of Burton's death, [REDACTED] was interviewed. She said she last saw Burton at their residence at 2100 hours. She said he left in her rented 2019 Jeep Compass in the company of a guy nicknamed, "40" with whom she described as a black, male, 30 years of age, wearing a white T-shirt, gray pants, long braids and large front teeth. She said Burton and "40" knew one another from being in prison and had only reconnected a few days before the homicide. [REDACTED] described phones belonging to Burton which were recovered; one from the crime scene and one from the 2019 Jeep Compass.

The contact list in the Motorola phones belonging to Burton contained a person listed as "40." Through computer searches, the name Kevin D. Dean was developed as a person to be associated with that phone number. On 10-30-2019, a court order was served to Sprint PCS for the records of the phone numbers belonging to Rance Burton. Preliminary cell phone analysis revealed on 09-10-2019, at 2100 hours, the cell phone belonging to Burton to be in the general tower vicinity of 8140 Troost, Burton's residence. It then travelled to the general tower vicinity of the homicide scene at the approximate time of the homicide.

On 10-02-2019, a court order was served to Metro PCS for the records of the phone number associated with Kevin D. Dean. Preliminary cell phone analysis revealed on 09-10-2019 at 2100 hours, the cell phone associated with Kevin D. Dean was in the general tower vicinity of 8140 Troost (apartment belonging to Burton and consistent with what A.V. reported). The phone then travelled to the general tower vicinity of the homicide scene at the approximate time of the homicide.

Through computer searches, Kevin D. Dean was determined to have been incarcerated with Burton and documentation listed Kevin D. Dean to have "40 cal" tattooed on his body. In a 2018 DOR photograph, Kevin D. Dean was observed to have long braids and to be the approximate age as described by [REDACTED].

On 10-15-2019, a single photograph of Kevin D. Dean was shown to [REDACTED] in which Kevin D. Dean was identified as the person she knew to be "40" and the last person she saw Burton with on the night of the homicide.

On 10-10-2019, [REDACTED] was arrested and charged with being in possession of a .45 caliber handgun (CRN: KC19-077766).

On 10-21-2019, a report from the Kansas City Police Crime Laboratory was received indicating the .45 caliber handgun was test fired and matched the .45 caliber shell cartridge casing recovered from the crime scene.

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On 01-23-2020, a phone order was executed on the telephone number belonging [REDACTED]. A preliminary analysis of those call detail records indicate communication and an association between Kevin D. Dean and [REDACTED]. A preliminary cell phone analysis for 09-10-2019 revealed [REDACTED]'s cell phone was not in the general vicinity of the Burton's residence or the homicide scene.

On 01-30-2020, Kevin D. Dean B/M 05/10/1991 was determined to be in custody at the Pottawattamie County Jail in Iowa for unrelated charges.

I am requesting a warrant because Kevin Dean's actions in this case, his criminal history which includes prison sentences for Robbery in the First Degree, Robbery in the Second degree and Armed Criminal Action, and his current presence outside of the state demonstrate him to be both a danger to the community and a flight risk.

Printed Name Detective Mary Kincheloe #5063 Signature /s/ Det. Mary Kincheloe #5063

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

Judge

Circuit Court of _____ County, State of Missouri.