

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

POLICE NO. :	KC20008191
PROSECUTOR NO. :	095458988
OCN:	

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
)	
MARK S. SALISBURY)	
1900 Prathersville)	CASE NO. 2016-CR
Columbia, MO 65202)	DIVISION
DOB: 04/25/1979)	
Race/Sex: W/M)	
)	
)	DEFENDANT.

COMPLAINT
WARRANT REQUESTED

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 between January 25, 2020 and February 2, 2020, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Derrick Wallace, caused the death of Derrick Wallace by shooting him, and defendant is further given notice that should the State submit murder in the second degree - felony under Section 565.021.1(2), it will be based on the death of Derrick Wallace as a result of the perpetration of the class A felony of unlawful use of a weapon under Section 571.030.1(9), RSMo, committed by defendant.

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.

State vs. Mark S. Salisbury

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 between January 25, 2020 and February 2, 2020, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count I, 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. Unlawful Possession Of A Firearm (571.070-001Y20175212.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 571.070, RSMo, committed the **class D felony of unlawful possession of a firearm**, punishable under Sections 558.002 and 558.011, RSMo, in that on or between January 25, 2020 and February 2, 2020, in the County of Jackson, State of Missouri, the defendant knowingly possessed a Bryco .380 handgun, a firearm, and on or about August 9, 2018, the defendant was convicted of the felony of tampering with a motor vehicle in the Associate Circuit Court of Cass County, Missouri, and on or about March 8, 2011, the defendant was convicted of the felony of statutory sodomy in the second degree in the Circuit Court of Douglas County, Missouri.

The range of punishment for a class D 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 seven (7) 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

State vs. Mark S. Salisbury

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/ Jamie K. Hunt
Jamie K. Hunt (#50401)
Assistant Prosecuting Attorney
415 E. 12th Street
Kansas City, MO 64106
jhunt@jacksongov.org

WITNESSES:

1. DET Duston L. Burnett,
2. [REDACTED]
64106
3. DET Donna M. Drake, 5301 E. 27th Street, Kansas City, MO 64127
4. DET Ian D. Hobbs, 1200 E. Linwood, Kansas City, MO 64106
5. [REDACTED]
64106
6. DET Kari E. Mutschler, 1125 Locust, Kansas City, MO 64106
7. [REDACTED]
64106
8. Derrick L Wallace, Prosecuting Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
9. DET Jeremy D. Wells, 1125 Locust, Kansas City, MO 64106

PROBABLE CAUSE STATEMENT FORM

Date: 04/30/20

CRN: 20-008191

I, Detective K. Mutschler #5702 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 02/02/20, at 9th and Hardesty in
(Date) (Address)

Kansas City, Jackson County Missouri Salisbury, Mark S.
(County) (Name of Offender(s))

W/M 04/25/79 committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 02/02/2020 at approximately 0733 hours, uniformed officers of the Kansas City, Missouri Police Department were dispatched to the area of **9th and Hardesty Avenue Kansas City, Jackson County, Missouri** on a reported dead body. A 911 caller discovered a body which was burned beyond recognition on top of a burn pile that was still smoking upon police arrival. Further investigation revealed the body was on top of a burned shopping cart behind a fenced area, which appeared to be an abandoned homeless camp. On 02/03/20 the Jackson County Medical Examiner's Office determined the cause of death to be multiple gunshot wounds and ruled the death a homicide. During the body exam, bullets were recovered from the victim's body. The victim also had multiple skull fractures which were likely due to thermal injury, however due to the condition of the body, blunt force trauma could not be ruled out. The victim was identified as Wallace, Derrick L. B/M 05/08/1988.

Further investigation revealed the victim was killed at **5209 Independence Avenue #2 Kansas City, Jackson County, Missouri** approximately 4-5 days prior to the body being discovered (02/02/20).

On 02/03/20 at approximately 0050 hours, officers were dispatched to 5209 Independence Avenue on a reported EMS call. Police contacted the 911 caller who advised she heard the victim was killed with an ax or shot. She further advised she heard he was wrapped in a blanket and left behind the residence. Officers checked the area, but did not locate anything suspicious. The 911 caller told police she heard that the victim was killed by a white male named "Ghost" and a white male named [REDACTED]. A computer search through NICHE revealed **Salisbury, Mark W/M 04/25/79** has a documented moniker of "Ghost" and had documented police contacts near the area where the body was located.

A computer search through NICHE revealed on 02/14/20, Officers conducted a residence check at **5209 Independence Avenue #2** in an attempt to locate **SALISBURY** who had an active stop order for an unrelated aggravated assault investigation. While conducting the residence check at **5209 Independence Avenue #2**, [REDACTED] (suspect #2) also exited the residence and was briefly detained and

PROBABLE CAUSE STATEMENT FORM

CRN 20-008191

released by police. Police on scene were also advised Suspect #2 had the moniker "[REDACTED] SALISBURY" was subsequently arrested at **5209 Independence Avenue #2** for the unrelated aggravated assault/shooting investigation.

After SALISBURY was placed under arrest for the unrelated assault investigation, a search incident to arrest revealed a live .380 caliber round in SALISBURY's pocket. Prior to being transported to a detention facility, SALISBURY and a female, who SALISBURY refers to as his "wife" (Witness #2, [REDACTED]) requested officers to retrieve their phones from the northwest corner bedroom which they shared within the aforementioned address. While retrieving the phones from the bedroom, an officer observed two handguns in plain-view. A search warrant was requested, granted, and executed at **5209 Independence Avenue #2** in reference to the assault investigation and two .380 caliber handguns were recovered from the northwest bedroom. During the suspect interview for the assault investigation, SALISBURY denied the firearms located by police belonged to him and denied to detectives that he was staying in the bedroom where they were found. He further denied having the nickname of "Ghost." During the interview, SALISBURY openly provided information about the homicide. SALISBURY advised a black male named [REDACTED] killed Derrick Wallace by beating him. He further advised that [REDACTED] and [REDACTED] took the body to a camp site at 9th and Hardesty.

On 02/21/20 detectives received an incident report from the Jackson County Sheriff's office regarding an inmate, identified as SALISBURY, who provided information regarding the homicide. SALISBURY stated he was present during a confession where [REDACTED] and [REDACTED] talked about how they moved the victim in a shopping cart, poured gasoline on it, and set it on fire. [REDACTED] told SALISBURY the victim was killed four days prior and was later moved to 9th and Hardesty. The victim was killed for sexually assaulting women. He was beaten with a hatchet and shot.

In subsequent interviews, witness #1 revealed he overheard "Ghost" bragging about killing the victim. The male provided a physical description of "Ghost" which matches that of SALISBURY. The male further advised "Ghost" had issues with the victim because the victim had raped his "wife" and provided the "wife's" name as [REDACTED] (witness #2).

An interview conducted with Witness #2 [REDACTED] revealed approximately a week before the fire, the night the victim was allegedly killed, she got into a fight with SALISBURY because he wanted to go to the victim's apartment, **5209 Independence Avenue #2**. The female stated she and SALISBURY went their separate ways and she went to a friend's house. The following day, SALISBURY communicated with her via Facebook Messenger that the victim was dead. SALISBURY told her he shot the victim twice using the two aforementioned handguns which were recovered from **5209 Independence Avenue #2** and [REDACTED] hit the victim in the face with a machete. The female told detectives it occurred at the victim's apartment, **5209 Independence Avenue #2** and the victim was left inside the apartment for 4-5 days. SALISBURY told her he did it because the victim had raped her previously. The female also advised when SALISBURY was arrested for the assault investigation, he thought they were both being questioned about the victim's death so he told her to "put everything on [REDACTED]". The female stated the morning of the fire (2/2/20) SALISBURY was with her and did not participate in dumping or burning the body. The female positively identified SALISBURY and confirmed he has the moniker "Ghost." The female positively identified Suspect #2 in a photo line-up and confirmed he has the moniker of [REDACTED].

PROBABLE CAUSE STATEMENT FORM

CRN 20-008191

A search warrant was executed for **SALISBURY**'s Facebook page. The Facebook data revealed no message threads between **SALISBURY** and witness #2, but does not include deleted data. Due to **SALISBURY** having numerous Facebook accounts, a search warrant was executed on witness #2's Facebook page which revealed a message thread with **SALISBURY**'s Facebook page from 01/29/20 where witness #2 asks "...are you positive you killed him" and a response of "I'm 100% positive I seen it seeing his body myself personally."

On 03/04/20 crime scene technicians processed **5209 Independence Avenue #2**, but did not locate any spent shell casings. However, in the northeast room of the apartment, a large area of the floor tested positive during presumptive tests for blood, but apparent blood was not visible to the eye indicative the area had been cleaned. In the west central bedroom, a yellow crowbar was located with apparent hair on the curved end which also tested positive during presumptive tests for blood. In the northwest bedroom, a portion of north, east, and south walls tested positive during presumptive tests for blood. An area on the north wall appeared to be spatter-like pattern. Mail and documents located in the northwest bedroom closet belonged to another known female associate of **SALISBURY** (witness #3), who has on her public Facebook page that she is engaged to **SALISBURY**. Under the detail section of the female's Facebook profile, she has the text "property of Ghost."

On 04/30/20 detectives interviewed witness #3, (**SALISBURY**'s fiancé) who advised around Thanksgiving, her daughter was "touched" by the victim. The night Derrick was killed, [REDACTED] (suspect #2) came over and told **SALISBURY** they needed to go talk to the victim about what happened with his daughter. They left her house around 0045 hours and went over to talk to the victim. Witness #3 originally stated **SALISBURY** and [REDACTED] came back to the residence together around 0200 hours. She then corrected herself and stated **SALISBURY** returned first, then [REDACTED] approximately 15-30 minutes later. When [REDACTED] came back to the residence, he told her daughter that he took care of something that would make her happy. When asked what he meant, he began bragging about hitting the victim in the head with a hatchet. When asked what **SALISBURY** has told her about his involvement in the incident, she stated he told her when he walk in, the victim was having sex with a 13 year old and had a video playing of their daughter so he had to step out for a minute. **SALISBURY** never told her what he did after that. However, he told her "I told you I'd protect our daughter, that's what I am here to do, and that's what I did." Witness #3 positively identified suspect #2 [REDACTED] as the person she knows as [REDACTED] and confirmed **SALISBURY**'s moniker was "Ghost."

A lab analysis was requested to compare the bullets recovered from the victim to the two .380 handguns located in the northwest bedroom **SALISBURY** told officers he shared with witness #2. The lab report revealed one of the handguns had fired a bullet that was recovered from the victim's body.

On 04/23/20 Suspect #2 [REDACTED] was arrested for KCPD city warrants. Suspect #2 was interviewed and advised his Miranda Warning, and agreed to speak to detectives. Suspect #2 confirmed his moniker as [REDACTED]. Suspect #2 told detectives he heard the victim was killed at the apartment they shared together, 5209 Independence Avenue #2, but he was not present the night he was killed. Suspect #2 denied any involvement in the homicide and dumping/burning the body. Suspect #2 confirmed his moniker as [REDACTED].

PROBABLE CAUSE STATEMENT FORM

CRN 20-008191

On 04/28/20 SALISBURY was interviewed and advised his Miranda Warning, and agreed to speak to detectives. SALISBURY initially denied any involvement in the homicide. Eventually, SALISBURY stated the day before the victim was killed, his 15 year old daughter notified him that she identified the victim as 1 of the 5 men who "gang" raped her. Due to the victim's involvement in raping multiple women in the area, to include SALISBURY's child's mother (witness #2), he and [REDACTED] decided they were going to scare the victim into leaving the area of the northeast. SALISBURY stated around 4 in the morning, he met [REDACTED] in an alley and [REDACTED] gave him a handgun while [REDACTED] was armed with a machete. They both then entered 5209 Independence Avenue #2 utilizing the rear stairs. SALISBURY stated he followed [REDACTED] into a bedroom near the rear of the residence and they confronted the victim who was crouched down near the bed. SALISBURY stated [REDACTED] hit the victim on top of the shoulder with the machete. SALISBURY stated while he was holding the gun, he was talking using his hands telling the victim to get out of the northeast. SALISBURY stated the gun "went off" and it scared him (SALISBURY) so he dropped the gun next to [REDACTED] and SALISBURY ran out of the apartment. SALISBURY stated as he ran out of the apartment, he heard the victim yell "Stop, I'll leave." Approximately an hour or two later, [REDACTED] came over and told him, "It's been taken care of." SALISBURY stated he assumed [REDACTED] meant that the victim had left the northeast. However, SALISBURY stated the day of the fire, he found out the victim was dead. SALISBURY stated [REDACTED] told him, he and "Tennessee" put the victim's body in a shopping cart with other trash and "wheeled it." SALISBURY stated [REDACTED] didn't tell him where he wheeled the body to, but SALISBURY stated he could see the smoke and saw the fire trucks go by. SALISBURY was not sure that date the victim was killed, but stated it was 4-5 nights before the fire (2/2/20). SALISBURY confirmed his moniker is "Ghost."

A computer check of SALISBURY revealed the following prior felony convictions: On 04/05/2011 in the Circuit Court of Douglas County, Missouri a felony conviction for 2nd degree statutory sodomy. On 08/09/2018 in the Circuit Court of Cass County, Missouri a felony conviction for tampering with motor vehicle 1st degree.

Due to the aforementioned facts documented during the course of the investigation and a documented history of assault, SALISBURY represents a clear danger to the community.

Printed Name Detective K. Mutschler #5702 Signature Det. K. Mutschler #5702

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

Judge

Circuit Court of _____ County, State of Missouri.