

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

<b>POLICE NO. :</b>	KC21063772
<b>PROSECUTOR NO. :</b>	095466385
<b>OCN:</b>	

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
	)	
<b>BRANDON D JOHNSON</b>	)	
<b>7015 Spruce Ave.</b>	)	<b>CASE NO. 2116-CR</b>
<b>Kansas City, MO 64132</b>	)	<b>DIVISION</b>
<b>DOB: 02/12/1987</b>	)	
<b>Race/Sex: B/M</b>	)	
	)	
	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**  
**WARRANT REQUESTED**

**Count I. Murder 2nd Degree (565.021-001Y20200903.0)**

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 22, 2021, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Ernest Gibson caused the death of Ernest Gibson 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 (571.015-001Y20205213.0)**

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 22, 2021, 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

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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 571.015.1, RSMo. is imprisonment by the department of corrections for a term of not less than three years and not to exceed fifteen years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term of not less than five years. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of three calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015.2, RSMo. as a second offense is imprisonment by the department of corrections for a term of not less than five years and not to exceed thirty years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term not less than fifteen years. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of five calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015.3, 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 punishment imposed pursuant to Section 571.015, RSMo shall be in addition to and consecutive 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 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/ Paul M. Conklin III  
Paul M. Conklin III (#66958)  
Assistant Prosecuting Attorney  
415 E. 12th Street  
11th Floor  
Kansas City, MO 64106  
(816) 881-3824  
PTConklin@jacksongov.org

**WITNESSES:**

1. [REDACTED]  
[REDACTED] Atty. Office, 415 E 12th St, Floor 11, Kansas City, MO 64106
3. DET Hobart D. Price, 1125 Locust, Kansas City, MO 64106
4. DET Bradley N. Thomas, 1125 Locust, Kansas City, MO 64106
5. DET Daniel G Thomas, 1125 Locust, Kansas City, MO 64106
6. PO Adison D. Waterman, 1125 Locust, Kansas City, MO 64106

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**PROBABLE CAUSE STATEMENT FORM**

Date: 09-22-2021

CRN: KC21063772

I, Detective Danny Thomas #4933  
(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 09-22-2021, at 4208 E. 69<sup>th</sup> St in  
(Date) (Address)

Kansas City, Jackson Missouri Brandon D. Johnson  
(County) (Name of Offender(s))

B/M 02-12-1987, [REDACTED] committed one or more criminal offense(s).  
(Description of Identity)

Murder  
ACA

The facts supporting this belief are as follows:

On 09-22-2021 at 0040 hours, Officers from the Kansas City Missouri Police Department were dispatched to 4208 E. 69<sup>th</sup> St in regard to a shooting. Upon arrival a male victim was located in the front yard suffering from apparent gunshot injuries. The victim was transported to a local hospital where he later died as a result of his injuries.

The victim’s wife was contacted who advised the victim called his friend ([REDACTED]) to hang out. The victim’s wife stated after the victim and [REDACTED] hung out and listened to music for a while they called a male named **Brandon Johnson** (aka Termite). The victim’s wife stated **Johnson** is known to sell crack cocaine and marijuana. The victim’s wife assumed since the victim and [REDACTED] called **Johnson** they were looking to buy drugs. The victim’s wife stated the victim and [REDACTED] went outside to meet **Johnson**. The victim’s wife stated after they went outside she heard gunshots a few minutes later. The victim’s wife went outside and saw the victim lying in the front yard. The victim’s wife saw a silver sedan driving away and she knew **Johnson** to have a silver sedan which she later described as a Chevy Impala. Prior to the interview with the victim’s wife she already provided the phone number of 816-547-9372 as the phone number of “Termite” she had saved in her phone. A computer search of 816-547-9372 in a KCPD database came back to **Brandon D. Johnson B/M 02-12-1987**. A single photo of **Johnson** was shown to the victim’s wife and she confirmed the person in the picture was “Termite” the person the victim had called to come over.

A computer search of incidents **Johnson** had been involved in revealed **Johnson** was involved in a vehicular accident on 04-16-2020 reported on KCPD report KC20025598. In the accident **Johnson’s** vehicle was a 2004 Chevy Tahoe with license plates ZA1V3Z. The license plate ZA1V3Z was searched in the ALPR system which revealed a hit to the license plate on 09-22-2021 at 0026 hours (14 min prior to homicide) on the reader at 63<sup>rd</sup>/Swope heading southbound toward the crime scene. The ALPR hit showed the license plates on a silver Chevy Impala.

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█ responded to Police Headquarters to provide a statement. During his statement, █ stated he was at the victim's house hanging out with the victim and then the victim called **Johnson** to buy some crack cocaine. █ stated when **Johnson** (wearing gray sweats and a black T-shirt) arrived alone in a silver Chevy Impala, **Johnson** backed the car into the victim's driveway. █ stated he went outside and got into the front seat of the Impala with **Johnson**. █ stated the victim then came outside and **Johnson** and the victim started to argue about \$10 from a previous transaction which **Johnson** stated the victim owed him. █ stated **Johnson** grabbed a black object and then got out of the car and **Johnson** and the victim continued to argue and then push each other. █ stated when he saw the victim walking away back towards his house, he heard gunshots and saw **Johnson's** arm extended toward the victim. █ stated he did not see the gun but described the sound of the gunshots coinciding with **Johnson's** arm extended toward the victim. █ stated after the shooting, **Johnson** got back into the vehicle and drove him two blocks away and dropped him off at his house. █ was shown a single photo of **Johnson** and he confirmed **Johnson's** identity as who he referred to as "Termite" the same person previously identified by the victim's wife. █ also provided **Johnson's** phone number as 816-547-9372.

The victim's phone was recovered and a search of the phone revealed the number 816-547-9372 saved in his phone under the name "Termite". The phone showed contact between the victim's phone and "Termite" 3 times on 09-22-2021 prior to the 911 call. Two outgoing calls at 0023 hours from the victim's phone to "Termite" and 1 incoming call from "Termite" to the victim's phone at 0031 hours.

On 09-22-2021 **Johnson** was arrested at the Americas Best Value Inn & Suites (11801 Blue Ridge Blvd) and transported to Police Headquarters. **Johnson's** silver Chevy Impala with license plates ZA1V3Z was also at the hotel and towed for processing. After being read his Miranda Rights, **Johnson** denied any involvement in the homicide. **Johnson** denied being at the victim's residence and even knowing the victim even though it was later learned the victim is the cousin of his 9 & 12 year old children's mother.

Printed Name Detective Danny Thomas #4933 Signature /s/Detective Danny Thomas #4933

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

\_\_\_\_\_  
Judge

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