

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

Police# 16-014211
Prosecutor# 095430314
1616-CR
OCN# an013081

COMPLAINT

STATE OF MISSOURI

vs.

**Brandon R. Mitchell
3304 Sterling Apt.
Independence, MO 64052
DOB: 10/08/1992; Race/Sex: B/M;
SS# [REDACTED]
Defendant.**

**Count I. Assault 2nd Degree On Law Enforcement Officer, Corrections Officer,
Emergency Personnel, Highway Worker, Utility Worker Or Probation And Parole Officer
- Acts With Criminal Negligence - Created Risk Of Death Or Serious Physical Injury
(565.082-008Y20051399.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.082, RSMo, committed the class C felony of assault of a law enforcement officer in the second degree, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about February 24, 2016, in the county of Jackson, State of Missouri, the defendant with criminal negligence caused physical injury to P.O. [REDACTED], a law enforcement, by means of a deadly weapon by discharging a gun striking P.O. [REDACTED] in the foot.

Count II. 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 February 24, 2016, in the county of Jackson, State of Missouri, the defendant committed the felony of Assault 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 Assault in the Second Degree by, with and through, the knowing use, assistance and aid of a 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.

THE STATE OF MISSOURI

vs.

Brandon R. Mitchell

JEAN PETERS BAKER

Prosecuting Attorney
Jackson County, Missouri
by,

Traci A. Stansell (#41903)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, Missouri 64050
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WITNESSES:

[REDACTED] 02
PO Robert Brady , 223 N. Memorial Drive, Independence, MO 64050

[REDACTED]
DET Christopher Burris , 223 N. Memorial Drive, Independence, MO 64050
DET Steven Colbert , 223 N. Memorial Drive, Independence, MO 64050
DET Dan Fries , 223 N. Memorial Drive, Independence, MO 64050

[REDACTED]
PO Kurt Jarnagin , 223 N. Memorial Drive, Independence, MO 64050
DET Kyle Jarnagin , 223 N. Memorial Drive, Independence, MO 64050

[REDACTED]
[REDACTED]
PO Roger Lane , 223 N. Memorial Drive, Independence, MO 64050
DET Brice Minter , 223 N. Memorial Drive, Independence, MO 64050
PO Raymond Osenbaugh , 223 N. Memorial Drive, Independence, MO 64050
DET Steven Schmidli , 223 N. Memorial Drive, Independence, MO 64050
PO Stephen Summers , 223 N. Memorial Drive, Independence, MO 64050
DET Kurt Wyckoff , 223 N. Memorial Drive, Independence, MO 64050
PO Karen Yeager-Allegro , 223 N. Memorial Drive, Independence, MO 64050

PROBABLE CAUSE STATEMENT

Date: 2/25/2016

Report #: 2016-14211

I, Steven Colbert, a Detective with the Independence, Missouri, Police Department, knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

1. I have probable cause to believe that on 02/24/2016, at 1919 hours, Brandon R. Mitchell, (Race- Black, Sex- Male, DOB- 10/08/1992, Address-4424 Myrtle Avenue, Kansas City MO 64130, SSN- [REDACTED] committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

Independence Police Officer Kurt Jarnagin reported that on 02/24/2016, at approximately 1919 hours, he and Officer [REDACTED] were dispatched to 10301 East US 40 Hwy, Independence, Jackson County, Missouri, the Deluxe Inn, on a domestic disturbance. Officer Jarnagin reported that upon arrival he and Officer [REDACTED] encountered subjects who appeared to be involved in a verbal altercation. He reported that one of the subjects clothing matched the description of the suspect's clothing. Officer Jarnagin reported that during their contact with the subjects one of them, later identified as Brandon Mitchell began to walk into room #12. Officer Jarnagin reported that Officer [REDACTED] told Mr. Mitchell to stay out of the room but that Mr. Mitchell continued to walk into the room. Officer Jarnagin reported that he heard Officer [REDACTED] give the subject several commands to stay outside which Mr. Mitchell ignored. Officer Jarnagin reported that Officer [REDACTED] then attempted to stop Mr. Mitchell from entering the room and grabbed Mr. Mitchell. He reported that Mr. Mitchell then attempted to pull away from Officer [REDACTED] and they both fell onto the bed in room #12. Officer Jarnagin reported that he then began to attempt to get control of Mr. Mitchell's arms which he had tucked underneath his body. Officer Jarnagin reported that he then heard a gunshot which he believed came from outside the room. He reported that Officer [REDACTED] then stated that he had been shot in the foot. Officer Jarnagin reported that he then realized that Mr. Mitchell had fired the shot and that he was then handcuffed and searched. Officer Jarnagin reported that Mr. Mitchell was now lying on the floor next to the bed.

Detective K. Royster reported that he interviewed Officer [REDACTED] at the Center Point Hospital emergency room. He reported that Officer [REDACTED] gave a similar account of the incident as Officer Jarnagin and added that a handgun was located under the bed of room 12.

Detective K. Royster reported that he interviewed [REDACTED] b/f, 09/10/1993 at the Center Point Hospital emergency room. Ms. [REDACTED] reported that she had been assaulted by her boyfriend, Pierre. Detective Royster reported that Ms. [REDACTED] reported that she had called Brandon Mitchell and told him to come to the Deluxe Inn. He reported that Ms. [REDACTED] stated that Mr. Mitchell responded and that he had a gun. He reported that Ms. [REDACTED] stated that Mr. Mitchell fought with the officer because he had the gun and that he was a felon.

Detective Robert Brady reported that on 02/24/2016 he interviewed [REDACTED] Detective Brady reported that Mr. [REDACTED] told him that he had drove his friend to the Deluxe Inn to pick

up his friends sister. He reported that Mr. [REDACTED] stated that he only knows his friend as Boogie Black. Detective Brady reported that Mr. [REDACTED] stated that he observed the police enter a motel room with Boogie Black and that he heard a gunshot shortly after. He reported that Mr. [REDACTED] told him that he heard the officer talking about a Glock handgun that was found in the room. He reported that Mr. [REDACTED] stated that he had given Boogie Black his Glock handgun and that it was registered in his name.

Steven Colbert

Print Name

Steven Colbert

Signature

THE COURT FINDS PROBABLE CAUSE:

Date

Judge