

PROBABLE CAUSE STATEMENT FORM

Date: 06-17-2017

CRN: 17-054054

I, **Det. Chad Rives #4330**

(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 06-17-2017, at W 37th Street and Southwest Trafficway in

Kansas City, Jackson Missouri, Malcolm E. Hawkins B/M 07/29/1991

(County)

(Name of Offender(s))

(Description of Identity)

committed one or more criminal offense(s).

Vehicular Manslaughter/DUI/DWS

The facts supporting this belief are as follows:

On 06-17-2017 at 0306 hours, members of the Kansas City Missouri Police Department were dispatched to W 37th Street and Southwest Trafficway Kansas City, Jackson County, Missouri in regard to a fatality crash. Upon arrival, officers located a gray 2016 Honda Accord four door Missouri license PP4K5Z that had been involved in a wreck with a tow truck and hit a building causing a partial collapse. Officers at the scene notified the Accident Investigation Section due to the front seat passenger being pronounced dead at the scene.

A witness, Kenny Mayfield, was contacted at the scene. The witness was driving a tow truck with a black GMC pickup in tow. The witness stated he was northbound on Southwest Trafficway and had just passed through the intersection of W 39th Street and Southwest Trafficway. As he was northbound on Southwest Trafficway he observed headlights in his rear view mirror. He stated the vehicle was approaching at a high rate of speed. He estimated the speed of the approaching car at approximately 60MPH. The witness stated he was in the #1 lane of traffic and fearing the approaching car was going to hit him he moved over into the #2 lane. As the approaching car later determined to be the driver's vehicle passed the witness it struck the rear driver's side of the tow truck causing the Offender's vehicle to strike the median and spin out of control in front of the witnesses' tow truck. The Offender's vehicle then became involved with a building located on the eastside of Southwest Trafficway, and continued north on Southwest Trafficway where it came to rest facing southbound in the northbound lanes of traffic. The witness stopped his tow truck and left it parked in the roadway and notified police. The witness stated other citizens stopped and pulled the driver from the driver's seat of the vehicle.

The driver, identified as Malcolm E. Hawkins BM 07-29-1991, was removed from the driver's side of the vehicle by other citizens. The passenger/victim, Diamond M. May BF 07-24-1997, was seated in the front passenger seat and was declared deceased by responding medical personnel. When Officers came into contact with the driver they observed a strong odor of an alcoholic beverage coming from the driver's breath. The driver was placed under arrest for investigation of DWI. The driver was transported to Metro Patrol Division, where he was contacted by PO Pollard of the DUI Section. PO Pollard also noticed a strong odor of an alcoholic beverage coming from the driver's breath. PO Pollard observed the driver's eyes to be bloodshot and glassy. The driver's balance was observed to be uncertain, swaying and staggering. The driver's speech was slurred and confused. PO Pollard administered the three standardized field sobriety tests to the driver. The driver displayed clues of impairment.

PO Pollard read Missouri Implied Consent to the driver and requested he submit to a chemical breath test. The driver agreed to the breath test and his **BAC was .224.**

Det. Richardson and I contacted the driver at Metro Patrol Division and escorted the driver to an interview room. Prior to any questioning Det. Richardson advised the driver of his Miranda rights. The driver stated he understood his rights and agreed to be interviewed. The driver admitted to being the driver of the vehicle at the

PROBABLE CAUSE STATEMENT FORM

CRN 16-000473

time of the crash and his cousin Diamond was in the front passenger seat. The driver admitted to having a beer at Harpo's in Westport.

The driver's showed to have a suspended driver's license through Missouri DOR.

Printed Name Det. C. Rives #4330

Signature 

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

Judge

Circuit Court of _____ County, State of Missouri.