

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

<b>POLICE NO. :</b>	17-069830
<b>PROSECUTOR NO. :</b>	095441512

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
<b>ANTONIO STOCKER III</b>	)	
<b>Homeless</b>	)	<b>CASE NO. 1716-CR</b>
	)	<b>DIVISION</b>
<b>DOB: 06/25/2000</b>	)	
<b>Race/Sex: B/M;</b>	)	
<b>SSN: XXX-XX-████</b>	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**

**Count I. Murder 2nd Degree (565.021-001Y19840904.0)**

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 on or about September 26, 2017, in the County of Jackson, State of Missouri, the defendant knowingly or with the purpose of causing serious physical injury to Eliud Lisboa caused the death of Eliud Lisboa 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 (571.015-001Y19755299.0)**

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 26, 2017, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count 1, 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 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.

**Count III. Assault 1st Degree Or Attempt - Serious Physical Injury Or Special Victim (565.050-001Y19841304.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.050, RSMo, committed the class A felony of assault in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about September 26, 2017, in the County of Jackson, State of Missouri, the defendant shot at [REDACTED], and such conduct was a substantial step toward the commission of the offense of assault in the first degree of [REDACTED] and was done for the purpose of committing such assault, and in the course thereof inflicted serious physical injury on [REDACTED]

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 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 26, 2017, in the County of Jackson, State of Missouri, the defendant committed the felony of Assault in the First Degree charged in Count 3, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Assault in the 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

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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 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.

**JEAN PETERS BAKER**  
Prosecuting Attorney  
Jackson County, Missouri  
by,

*/s/ Michael J. Hunt*  
Michael J. Hunt (#34818)  
Assistant Prosecuting Attorney  
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**WITNESSES:**

DET Stephen Cook , 223 N. Memorial Drive, Independence, MO - 64050

DET Dan Fries , 223 N. Memorial Drive, Independence, MO - 64050

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PO L. Laulu , 223 N. Memorial Drive, Independence, MO - 64050

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DET John Roach , 223 N. Memorial Drive, Independence, MO - 64050

DET Steven Schmidli , 223 N. Memorial Drive, Independence, MO - 64050

## PROBABLE CAUSE STATEMENT

Date: 9/27/2017

Report #: 2017-69830

I, Detective Steve Cook, 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 09-26-17, at approximately 1025 hours, Antonio Stocker III, (Race- Black, Sex- Male, DOB- 06-25-00, Address-Homeless, SSN- [REDACTED]) committed one or more criminal offenses in Jackson County, Missouri.

2. The facts supporting this belief are as follows:

On 9-26-17 at approximately 1025 hours, Officers were dispatched to 633 N. Peck Court in reference to multiple shots being fired. While en route Officers were advised that numerous calls had been received advising that an active shooting was occurring involving multiple individuals. Upon arrival Officers were advised that a possible suspect had run into 631 N. Dover Drive and that a male subject later identified as Eliud Lisboa had been shot. Lisboa was located outside of 633 N. Peck Court in the grass with multiple gunshot wounds. Lisboa was transported by ambulance and ultimately died as a result of the shooting.

According to witnesses on scene a juvenile subject identified as [REDACTED] was identified as being one of the subjects involved in the shooting and he was detained. Another subject identified as [REDACTED] was also at the scene of the initial shooting and was interfering with the Officers investigation and as a result he was taken into custody for interference.

A female identified as [REDACTED] was located outside of 535 N. Dover with a gunshot wound to her right side just behind her breast. She was transported by ambulance to Center Point Hospital.

Detectives conducted an area canvass and contacted possible witnesses to the incident. During that time it was learned that there had been an altercation outside of 633 N. Peck Court between several subjects during which time shots were fired and Eliud Lisboa and [REDACTED] were shot. Two of the black male subjects involved in the shooting had ran towards Peck Court while being chased by [REDACTED] and that shots were being fired between [REDACTED] and the subjects as they ran. Shell casings were located in the street in front of 550 N. Peck Court and additional shell casings were located in the parking lot of 16808 E. 5<sup>th</sup> Street N. Several apartments in the area were also struck by rounds and at least one penetrated the wall into a bedroom where a two year old was sleeping. It was further developed that the two black male subjects involved in the shooting who had fled were described as a black male subject, wearing a red t-shirt and shorts, and a second black male subject wearing a "New England Patriots" football jersey.

Detectives also learned that a black phone with a white back was on the ground where Lisboa was shot and that the phone possibly contained video of the altercation leading up to the shooting. The phone was recovered at the scene.

During the canvass Det. Freeman was contacted by ██████████ in the area of E. 4<sup>th</sup> Street South and S. Shrank Rd. ██████████ had observed two black male subjects walking together in the area, one wearing a red colored t-shirt, with short black hair, possibly with khaki shorts, and the second male subject wearing a "New England Patriot's" jersey, with shoulder length "braided" hair. ██████████ stated the subjects were behaving in a suspicious manner, and were first observed by him at approximately 1130 hours. ██████████ stated a residence later identified as 16904 E. 4<sup>th</sup> Street South had an exterior surveillance camera system on the residence which likely captured images of the two subjects.

Det. Freeman and FBI S/A Flohrschutz responded to the above identified residence and contacted the resident ██████████ who was able to identify a segment of video, consistent with the information offered by ██████████ which featured the following (the time stamp of the video was determined to be approximately 30 minutes slow compared to the actual time of day):

12:05:48-A white over gold or beige, four door passenger car, believed to be an Acura vehicle, with a sunroof, displaying what appeared to be a Missouri vehicle license plate, appears on E. 4<sup>th</sup> Street South, east of camera view, traveling west bound

12:08:02-The above identified vehicle appears in view of the camera again to the east, facing west. The vehicle stops and two subjects approach the vehicle, enter the rear and front passenger's areas. The vehicle then drives westbound on E. 4<sup>th</sup> Street South, out of view.

Through an interview with shooting victim ██████████ by Detective Clancy at the hospital it was established that the two black male subjects involved in the incident were ██████████ and a subject named ██████████. Detectives were able to establish that ██████████ was ██████████

While Detectives were following up on leads and conducting interviews ██████████ responded to headquarters with his mother to check on the status of ██████████ who he identified as his girlfriend.

Detective Fries conducted an interview with ██████████ at Police Headquarters. During the interview ██████████ advised that he was at 639 Peck Ct. on this morning and saw a female named "CoCo" arguing with four black teens that he believed she was kicking them out of her apartment. ██████████ said he briefly spoke with "CoCo" because one of the teens told him "CoCo" was trying to steal his Blue Charger that was parked in the parking lot. ██████████ said "CoCo" left in her car and he later heard yelling and went out to see what was going on. ██████████ said "CoCo" was arguing with one of the teen females and all four of the same teens were now involved in a disturbance. ██████████ said he and his neighbor ██████████ went down to break it up and Eliud Lisboa who is another neighbor who stays in the apartment building next to his showed up. ██████████ said one of the teens wanted to fight him and he told that teen that he would slap box him. Detective Fries showed ██████████ a photo lineup and he picked photo number # 3 of the lineup which is ██████████ as the one trying to fight him.

██████████ stated when Lisboa showed up the other black male teen pushed him and Lisboa punched him. ██████████ said he saw that black male shoot Lisboa multiple times and Lisboa started to run back towards his apartment. ██████████ said he'd removed his pistol from his pocket and Lisboa's son ██████████ stated, "Give me that" and took his pistol. ██████████ said ██████████ chased the two black teens as they ran away and he heard gun shots. ██████████ said he didn't see who was shooting at whom at this point.

Detective Fries showed ██████████ another photo lineup and he identified the person in photo #2 as the person he saw shoot Lisboa. ██████████ said he was 100% sure. ██████████ said he was wearing a dark sweater or something with a hood. Photo #2 in the line-up was of suspect Antonio Stocker III. Detective Fries showed Gorham the still photo pulled from the video of Stocker III and he again confirmed that it was the person who shot Lisboa.

Detective Cook and Detective Schmidli conducted an interview with ██████████. Prior to the interview ██████████ was read his Miranda Right which he advised that he understood. ██████████ admitted to being at the location where the shooting had occurred but denied that he had any involvement in the shooting. ██████████ advised that he saw a fight occurring between two subjects, one of which was a black male wearing a "hoodie". ██████████ advised that he was acting as a peacemaker and was trying to break up the fight when gunshots were heard. ██████████ also denied that he was punched during the altercation. ██████████ advised that he attempted to run away when he observed that his girlfriend had been shot. ██████████ advised that he was scared and he ran and that he called his mothers boyfriends son and had him pick up ██████████ and another subject that was with him that he called "Ace". ██████████ advised that they then went to an apartment off of 40 Highway behind Cool Crest.

The video was extracted from the Samsung Galaxy S5 phone by Detective Winborn that was recovered from the scene and it showed ██████████ without a shirt on confronting Lisboa and ██████████. It also showed a subject later identified as Antonio Stocker III wearing a dark colored "hoodie".

While responding back to Police Headquarters Detective Roach observed a black male subject later identified as Antonio Stocker III walking in the area of Truman and Dodgion. Detective Roach made contact with the subject and advised him that he matched a suspect description from the incident in Hawthorne. Detective Roach showed Stocker III the photo pulled from the video of the subject wearing the dark colored "hoodie" and Stocker III confirmed that it was him. Stocker III then responded to Headquarters with Detective Roach for an interview.

Detectives Roach and Schmidli conducted an interview with Antonio Stocker III. During the interview Stocker III indicated that ██████████ was the suspect in the shooting. Stocker indicated that ██████████ had been wearing a "hoodie" that he had taken off before engaging in a fight with the other subjects at the scene and that the gun was in the "hoodie" and that after ██████████ was punched he fell back and picked up the "hoodie" and that shots were then fired and Stocker III ran away. After a period of time it was determined through the interview of ██████████ that Stocker III was the actual subject who had fired the shots at which time the interview was ended and he

was taken to Detention and booked. He was later brought up for another interview and was read his Miranda Rights which he advised that he understood.

During that interview Stocker III continued to place the blame on [REDACTED] until which time Detective Cook confronted Stocker III with the video and the fact that he was clearly seen in the video wearing the "hoodie" and that Detectives knew that he had the gun. Eventually Stocker III admitted that he had the gun and that he had shot Lisboa because he was scared and that the other subjects that had been involved also had a gun however he admitted that the subject that he actually shot and killed did not have a gun. Stocker III further advised that after the shooting he and [REDACTED] had disposed of their clothing and the gun in a creek bed in the Hawthorne Apartment complex.

Detective Steve Cook

Print Name

 #879

Signature

THE COURT FINDS PROBABLE CAUSE:

Date

Judge