

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

POLICE NO. :	17-080080
PROSECUTOR NO. :	095441347

STATE OF MISSOURI,)	
)	PLAINTIFF,
vs.)	
GERRY E. STRICKLAND)	
5319 Highland,)	CASE NO. 1716-CR
Kansas City, MO - 64130)	DIVISION
DOB: 07/11/1989)	
Race/Sex: B/M;)	
SSN: XXX-XX-████)	
)	DEFENDANT.
)	<u>COMPLAINT</u>

Count I. Murder 2nd Degree (565.021-001Y19840999.0)

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 13, 2017, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, knowingly caused the death of Andrew L. Holmes 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 (571.015-001Y19755213.0)

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 about September 13, 2017, in the County of Jackson, State of Missouri, the defendant, either acting alone or purposely in concert with another, committed the felony of murder in the second degree, charged in Count One, 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.

PROBABLE CAUSE STATEMENT FORM

Date: 10-09-2017

CRN: 17-80080

I, Det. Christopher Smith #4672
(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 09-13-2017, at 8001 Troost Ave. in
(Date) (Address)

Kansas City, Jackson Missouri Gerry Strickland
(County) (Name of Offender(s))

B/M 07-11-1989 SSN [REDACTED] committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 09/13/2017 at approximately 1748 hours, Officers of the Kansas City Missouri Police Department were dispatched to the Troost Market, 8001 Troost Avenue, Kansas City, Jackson County, Missouri 64131 on reported sounds of gunshots. Upon arrival, officers located an unresponsive b/m victim with apparent gunshot wounds lying in the parking lot of the Troost Market near the gas pumps next to a vehicle later identified as his vehicle. The victim was transported to an area hospital where he died as a result of his injuries. The death is being investigated as a homicide. The victim was identified as Andrew Holmes, b/m, 7/22/94. Five shell casings were located at the scene with the same headstamp of Winn .40 S&W. The victim's cause of death was determined to be multiple gunshot wounds. Two apparent defects were observed on the victim's lower left back and left groin. The Medical Examiner's Office indicated the defect (bullet wound) observed in the victim's lower left back is an entry wound. A bullet apparently entered the victim's lower left back then traveled upward and struck several organs to include a lung and the heart.

Detectives determined the Troost Market had surveillance cameras on the exterior and interior of the building which would have captured the shooting event. The video surveillance footage was collected. Upon reviewing the surveillance video, a white four door sedan with tinted windows and apparent damage to the front left fender parked on the south side of a gas pump on the property of 8001 Troost Avenue. Shortly thereafter, the victim's vehicle was driven onto the property as well and parked next to the gas pump immediately north of the white four door sedan. The driver of the white sedan exited the driver's side door and entered the business. The front right passenger, an unknown b/m with a slender build, exited the front right passenger's seat of the same white four door sedan as he closed the front right door with his hand. As he exited, he was observed to be in possession of an apparent handgun in his right hand. The front right passenger (suspect) of the white sedan then immediately fired the handgun towards the victim, still seated inside his vehicle in the driver's seat. The victim is observed then falling onto the pavement from his driver's seat and apparently attempting to avoid the shooter as he moved on the ground to the south of his vehicle. The shooter/suspect continued to shoot towards the victim on the ground as the shooter moved to the front and north west of the victim's vehicle. The video surveillance indicated

PROBABLE CAUSE STATEMENT FORM

CRN 17-80080

the shooter then fled on foot north east across the parking lot towards 80th Street, in a north easterly direction of Troost Market. As the shooter fled on foot, the video surveillance indicated the shooter was being followed by a dark four door sedan which had just entered the parking lot pumps area from Troost Avenue.

A Witness stated she communicated with the victim via cell phone and advised her he had some friends waiting on him, and requested she meet him at the Troost Market to obtain some shopping items he purchased for her earlier in the evening. The victim advised the witness he needed gas as well. The Witness then drove to the Troost Market, 8001 Troost Avenue to meet the victim. The Witness stated as she entered the parking lot near the pumps of the Troost Market from Troost Avenue, she observed an unknown b/m with a white t-shirt and blue jeans standing to the south of the victim's vehicle at the gas pumps shooting at the b/m driver/occupant parked at the pumps. As the shooter fled on foot north east through the parking lot, the witness pursued the shooter in her vehicle as he then ran south on Forest Avenue behind Troost Market. The Witness continued to follow the shooter/suspect as he ran southbound. The shooter then stopped abruptly and turned and faced towards the Witness as she was still behind him in her vehicle. The shooter/suspect then raised his t-shirt which allowed her to see a handgun in his waistband. The Witness described the shooter's actions as something similar to taunting her as if asking what she was going to do next. The Witness then began to drive in reverse to retreat from the perceived threat, as she observed the shooter/suspect enter a white four door "Malibu" on the passenger's side. The Witness described the location of the Malibu as being on the south side of Club Rain (8015 Troost Avenue, Kansas City, Jackson County, MO). The Witness stated the Malibu had MO plates and recalled the plate to begin with a "W" followed by a "Z" and possibly a "1." The Witness was not sure which way the Malibu turned after it left from the south side of Club Rain. It should be noted after the shooting at the Troost Market, the same b/m who had initially exited the driver's seat of the white four door sedan prior to the shooting had also returned to the vehicle having just been inside the Troost Market. The b/m driver then re-entered the white four door sedan and left southbound on Troost Avenue from the parking lot (the direction of Club Rain).

On 09/17/2017, detectives received a call from the same Witness who stated she observed the white four door sedan parked across the street from the Troost Market. The Witness believed it to be the same vehicle she had observed the night of the shooting. Detectives immediately responded to the area of 81st and Troost Avenue and observed a white four door Chevrolet Malibu parked facing south, visible from Troost Avenue, but behind rod iron fencing which enclosed the Waldo Heights Apartments., where the vehicle was observed. The Chevrolet Malibu was observed to have obvious damage to the left front quarter panel and a front MO plate of "WL4 Z1X." The Malibu was parked nearest 8123 Campbell Street, Kansas City, Jackson County, MO. The apparent damage was consistent with the Troost Market surveillance video.

On the evening of 9/17/2017, a female who identified herself as the owner of the white Chevrolet Malibu was contacted by detectives at 1125 Locust Street. The vehicle owner stated on the morning of 9/13/2017 she had been picked up by a female friend and was transported to the friend's residence in Kansas City, Missouri to babysit for her friend's children as well as watching her own children while at the friend's residence. The vehicle owner stated her boyfriend (identified as Gerry Strickland B/M 07-11-1989) was in possession of her white Chevrolet Malibu on that day and did not have any knowledge of Strickland's whereabouts on 9/13/2017. She stated when Strickland is using her vehicle; his cousin (identified as Dante E. Oliver B/M, 12-22-1993) is usually with him and is normally the driver of the vehicle.

PROBABLE CAUSE STATEMENT FORM

CRN 17-80080

On 09-17-2017 at approximately 1844 hours Officers of the Kansas City Missouri Police Department conducted a vehicle stop of the white 2012 Chevrolet Malibu. Gerry Strickland was identified as the sole occupant and driver of the vehicle. Strickland was taken into custody and transported to Police Headquarters where he was contacted by detectives who advised him of his Miranda Rights. Strickland advised he understood his rights and agreed to speak with detectives in regard to this investigation. On the date and time of the homicide, Strickland stated he was with the vehicle owner and mother of his children somewhere in the area of Bannister & Lydia or Bannister & Blue Ridge Blvd. Strickland denied being present at the scene of the homicide and denied any involvement in the shooting.

On 10-03-2017 Dante Oliver was contacted by police officers after he voluntarily turned himself in. He was transported to 1125 Locust where he was contacted by detectives who advised him of his Miranda Rights. Oliver advised he understood his rights and agreed to speak with detectives in regard to this investigation. Oliver confirmed he was present at the scene and was with Strickland. Oliver stated he was the driver of the white Chevrolet Malibu and Strickland was the passenger. Oliver stated the suspect shooter in the surveillance video looked like Strickland, however did not confirm he knew Strickland was in fact the shooter. During the course of the interview, Oliver stated he and Strickland drove to the scene together. Oliver returned to the vehicle and left the scene in a southbound direction on Troost. Oliver stated he was flagged down by Strickland a short distance away so he stopped the vehicle and picked him up. Once inside the vehicle Oliver stated Strickland only stated to him "they were wyling out back there." Oliver stated he then drove Strickland to his residence and dropped him off.

Printed Name Det. Christopher Smith Signature /s/ Det. Christopher Smith #4672

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

Judge

Circuit Court of _____ County, State of Missouri.