

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

<b>POLICE NO. :</b>	18-001296
<b>PROSECUTOR NO. :</b>	095443169

<b>STATE OF MISSOURI,</b>	)	
	)	<b>PLAINTIFF,</b>
<b>vs.</b>	)	
<b>JOSEPH GONSALEZ</b>	)	
<b>11104 College Ave,</b>	)	<b>CASE NO. 1816-CR</b>
<b>Kansas City, MO - 64138</b>	)	<b>DIVISION</b>
<b>DOB: 12/22/1994</b>	)	
<b>Race/Sex: H/M;</b>	)	
<b>SSN: XXX-XX-XXXX</b>	)	
	)	<b>DEFENDANT.</b>

**COMPLAINT**

**Count I. Murder 1st Degree (565.020-001Y19840901.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 565.020, RSMo, committed the **class A felony of murder in the first degree** punishable upon conviction under Section 565.020, RSMo, in that on or about on or about January 6, 2018, in the County of Jackson, State of Missouri, the defendant after deliberation, knowingly caused the death of Elizabeth K Richards by shooting her.

The range of punishment for a Murder in the First degree is death or imprisonment in the custody of the Missouri Department of Corrections for life without eligibility of probation or parole, or release except by act of the governor. A person found guilty of murder in the first degree who was under the age of eighteen at the time of the commission of the offense shall be sentenced to a term of life without eligibility for probation or parole as provided in section 565.034, life imprisonment with eligibility for parole, or not less than thirty years and not to exceed forty years 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 January 6, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of murder in the first degree charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed

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the foregoing felony of murder 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 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 range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 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.

**Count III. Endangering The Welfare Of A Child Creating Substantial Risk- 1st Degree - 1st Offense - No Sexual Conduct (568.045-005Y20173899.0)**

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 568.045, RSMo, committed the class D felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections (558.011) (558.002 and 558.011), RSMo, in that on or about January 6, 2018, in the County of Jackson, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body and health of [REDACTED] dob XX-XX-2015, a child less than seventeen years of age, by discharging a firearm in the presence of [REDACTED]

The range of punishment for a class D felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than two (2) years and not to exceed seven (7) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed ten thousand dollars (\$10,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime.

**Count IV. Attempted Armed Criminal Action (571.015-001Y19755213.1)**

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

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571.015.1, RSMo, in that on or about January 6, 2018, in the County of Jackson, State of Missouri, the defendant committed the felony of Endangering the Welfare of a Child charged in Count 3, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of Endangering the Welfare of a Child 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. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 RSMo. as a second offense is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years without eligibility for parole, probation, conditional release or suspended imposition or execution of sentence for a period of five (5) calendar years. The range of punishment for the offense of Armed Criminal Action in violation of section 571.015 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 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/ Kristiane N. Bryant*

Kristiane N. Bryant (#69524)  
Assistant Prosecuting Attorney  
415 E. 12th St. Floor 7M  
Kansas City, MO - 64106  
(816) 881-3597  
KNBryant@jacksongov.org

**WITNESSES:**

DET Alane M. Booth, 1125 Locust, Kansas City, MO - 64106

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[REDACTED]  
DET Donna M. Drak, 5301 E. 27th Street, Kansas City, MO - 64127

PO Titus O. Golden, 1125 Locust, Kansas City, MO - 64106

DET Darin K. Penrod, 1125 Locust, Kansas City, MO - 64106

Elizabeth K Richards, Prosecuting Atty. Office, Kansas City, MO - 64106

DET Mark A Slater, 1125 Locust, Kansas City, MO - 64106

PO Christopher S. Smith

DET Jeremy D. Wells , 1125 Locust, Kansas City, MO - 64106

PROBABLE CAUSE STATEMENT FORM

Date: 01/07/2018

CRN: 18-1296

I, Detective Darin Penrod #4288
(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 01/06/2018, at 11104 College Avenue in
(Date) (Address)

Kansas City, Jackson Missouri Joseph Gonsalez
(County) (Name of Offender(s))

W/M, DOB 12/22/94, SSN [REDACTED], 5'06", 130 lbs. committed one or more criminal offense(s).
(Description of Identity)

The facts supporting this belief are as follows:

On 01/06/2018 at 1113 hours, officers of the Kansas City, Missouri Police Department were dispatched to 11104 College Avenue on an ambulance call, medical nature unknown. Upon arrival, contact was made with a Hispanic couple who spoke very little English but made reference to a shooting to the responding officers. Officers entered the residence and located the victim, a 19 year old female, on the floor of the living room with her head surrounded by a pool of blood. Her wrists and arms were bound with gray duct tape. She had no signs of life and was pronounced deceased by responding medical personnel.

Just prior to the above call for service, officers were dispatched to 7104 E. 112th St on a reported shooting. Officers contacted a male shooting victim who refused to provide his name or where the shooting had occurred. Upon transport to the hospital he provided an officer there with the name of Joseph Molina and a date of birth of 11/19/96. His actual identity was later determined to be Joseph Gonsalez, WM, 12/22/1994 with an address of 11104 College Avenue. Gonsalez was only wearing a white t-shirt, gray underpants and a black and white stocking cap (no pants, socks or shoes). He underwent surgery for a single (through and through) gunshot wound to the abdomen. Gonsalez had arrived at 7104 E. 112th St in a black 2006 Jeep Grand Cherokee bearing Kansas license of 102ALQ. The resident at 7104 E. 112th St. signed a Consent to Search authorizing the Jeep to be towed from his property.

The Hispanic couple originally contacted at 11104 College were transported to Police Headquarters where they provided formal statements with the aid of an interpreter. The female identified herself as the mother of Joseph Gonsalez. She told detectives Gonsalez lives with them and shares custody of a two year old son with the deceased female victim. Gonsalez told her the victim was coming over that morning (01/06/18) to drop off their son. He requested they leave the residence because the victim is uncomfortable around them. When they left, Gonsalez was the only occupant in the residence. While they were out and about, Gonsalez' mother noticed she had missed a phone call from him. When she called him back, she could hear Gonsalez and the victim arguing. She could not understand what they were saying because they were speaking English. She then heard what she believed to be a gunshot followed by silence. She and her husband rushed back to their residence where they discovered the victim on the floor of the front room with her two year old son on the floor near her. The female told detectives she had removed duct tape which had been covering the victim's mouth. Gonsalez was not at the residence. The female told detectives Gonsalez had recently purchased a gun but she had never seen it stating Gonsalez was very secretive about it (gun).

PROBABLE CAUSE STATEMENT FORM

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A search warrant was obtained for 11104 College Avenue. The victim was observed by detectives to be lying on the floor of the front room of the residence. She was naked from the waist down. Her hands were bound behind her back with gray duct tape. Gray duct tape encircled her torso trapping her arms at her sides. She had apparent bullet defects above her right ear and on the back of the left side of her head. A spent bullet was recovered from the bathroom upstairs. A Missouri driver's license bearing the above noted information for **Gonzalez** was observed on the floor of the northwest upstairs bedroom. A plastic sack was observed on the floor next to the bed in this room. The sack contained pieces of gray duct tape, a live .38 caliber bullet and remnants from the packaging from a roll of duct tape. An un-opened roll of gray duct tape was observed on the floor underneath this plastic sack. A crumpled up receipt from Home Depot was discovered on top of a TV stand behind the television. The receipt documented the purchase of two rolls of "Iron Force Heavy Duty Duct Tape" and was date and time-stamped 01/05/2018, 12:38PM. A five shot Taurus .38 revolver was observed atop a TV stand in the northeast bedroom. Inspection of the revolver's cylinder showed it contained two spent rounds and three live rounds of .38 caliber ammunition. A pair of women's underwear, pants, socks and boots were recovered from the floor of this room as well.

Detectives responded to the Home Depot indicated on the receipt. **Joseph Gonzalez** is captured on their surveillance system purchasing the above described duct tape and he is alone.

A body exam was conducted on the victim. It was determined she was suffering from a single through and through gunshot wound to the head. A sexual assault kit was completed on the victim which included swabs of her vagina, anus and mouth. The Jackson County Medical Examiner's Office ruled her death a murder.

The owner of the Jeep towed from 7104 E. 112<sup>th</sup> St. was contacted. He identified himself as the victim's father and stated he had given the Jeep to her to drive because she was in need of transportation. He signed a Consent to Search for the vehicle which was then processed at the Vehicle Processing Facility. Apparent blood was observed on the interior of the vehicle. Among the items collected were fingerprints and DNA swabs.

**Joseph Gonzalez** requested to be contacted by detectives while he was in the hospital. Detectives responded there and advised Gonzalez of his rights per Miranda. Gonzalez stated he wished to make a statement regarding this offense but requested his lawyer be present before he did so.

Printed Name Det. Darin Penrod #4288 Signature /S/ Det. Darin Penrod #4288

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

\_\_\_\_\_  
Judge

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