

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

POLICE NO. :	KC23043326
PROSECUTOR NO. :	095475066
OCN:	

**FILED
DIVISION 29**

13-Jul-2023 16:28

CIRCUIT COURT OF JACKSON COUNTY, MO

BY *Janette Acker* DCA

STATE OF MISSOURI,)
)
) **PLAINTIFF,**)

vs.)

SEAN W TONKIN)

2653 Collins Ave)

Kansas City, MO 64127)

DOB: [REDACTED])

Race/Sex: W/M)

S.S.N.: [REDACTED])

DEFENDANT.)

CASE NO. 2316-CR

DIVISION

**COMPLAINT
WARRANT REQUESTED**

Count I. Possession of a Controlled Substance (579.015-001Y20223599.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.015, RSMo, committed the class D felony of possession of a controlled substance, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about July 4, 2023, in the County of Jackson, State of Missouri, the defendant possessed methamphetamine, a controlled substance, knowing of its presence and nature.

The range 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 one (1) year 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 II. Peace Disturbance - 1st Offense (574.010-002Y20205309.0)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 574.010, RSMo, committed the class B misdemeanor of peace disturbance, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about July 4, 2023, in the County of Jackson, State of Missouri, the defendant unreasonably and knowingly disturbed Confidential Victim by stating offensive language, namely "nigger", in a face-to-face manner to Confidential Victim under circumstances likely to produce an immediate violent response from a reasonable person.

The range of punishment for a class B misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed six (6) months; by a fine not to exceed one thousand dollars (\$1,000); 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.

The facts that form the basis for this information and belief are contained in the statement(s) of facts filed contemporaneously herewith, 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.

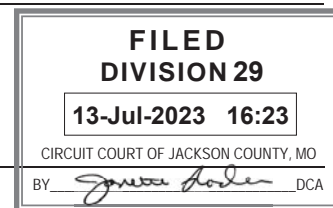
JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by,

/s/ Jamie K. Hunt
Jamie K. Hunt (#50401)
Assistant Prosecuting Attorney
415 E. 12th Street
Floor 7M
Kansas City, MO 64106
(816) 881-4622
jhunt@jacksongov.org

WITNESSES:

The State's witnesses as of 7/13/2023 are included on the "State's Witness List" filed contemporaneously with this Complaint.

PROBABLE CAUSE STATEMENT FORM

Date: 07-05-2023CRN: KC23043326

I, Detective Brian Cowan #5114 Kansas City, Missouri Police Department
 (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 07/04/2023, at 14306 East U.S. 40 Highway in
 (Date) (Address)

Kansas City, Jackson County Missouri Sean W. Tonkin
 (County) (Name of Offender(s))

W/M committed one or more criminal offense(s).
 (Description of Identity)

The facts supporting this belief are as follows:

On 07/04/2023 at 1425 hours, Officers of the Kansas City, Missouri Police Department were dispatched to **14306 E US 40 Highway, Kansas City, Jackson County, Missouri 64136** in regard to a cutting. The address is a convenience store/gas station. Upon arrival, Officers contacted KCFD/EMS who advised they had been performing life saving measures on the victim, a black male suffering from apparent trauma inside the location before declaring him deceased, on scene. Witnesses on scene described the suspect as a white male, approximately 5'2", skinny, with a rose tattoo on his neck, and a "KC" tattoo on his hand. The suspect description was provided to officers, as well as, the Independence, Missouri Police Department.

At approximately 1450 hours, Officers of the Independence, Missouri Police Department were conducting an area canvass for the suspect when they observed a party matching the description. Independence Officers took **SEAN W. TONKIN W/M** into custody at 14580 E 39th Street South, Independence, Jackson County, Missouri 64055. Independence Officers noted that **Tonkin** attempted to lay down in the tree line when they first observed him and as he was taken into custody he immediately stated, "How'd you find me?" Officers further noted **Tonkin** appeared to have blood on the top of his head, on his ball cap and on a white t-shirt that was on the ground near him when he was taken into custody. During a search of **Tonkin** incident to arrest, Officers recovered a knife with finger holes on the handle from his person. While transferring custody of **Tonkin** from IPD Officers, KCPD Officer Mena conducted a search of **Tonkin** prior to transporting him from the scene. During the search, P.O. Mena located a black wallet which had a Florida ID card with **Tonkin's** name and a clear baggy with a white powdery substance. The white powdery substance (0.84grams) was tested by Sgt. Randle at East Patrol Division utilizing the TruNarc device which resulted in a positive test for methamphetamines.

Multiple witnesses at the scene of the cutting described that the cutting suspect was repeatedly using the word "nigger" prior to, and during a verbal altercation with the victim in front of the business. Video from the interior of the store captures the Defendant, followed by the victim who is in possession of a club he retrieved from a vehicle, walking to the east end of the building where witnesses describe a physical altercation occurred between the Defendant and the victim, ultimately resulting in the victim being stabbed by the Defendant.

PROBABLE CAUSE STATEMENT FORM

CRN KC23043326

An arrest warrant for Tonkin is requested as witnesses describe the Defendant using racially-charged and aggressive comments earlier in the day leading up to the incident, and immediately before and during the confrontation between the Defendant and the victim. As such, the Defendant poses a risk to the community. Additionally, the Defendant has no permanent address in the area, and has ties to the State of Florida, increasing his risk of flight from this jurisdiction.

Printed Name Detective Brian Cowan #5114 Signature /s/Detective Brian Cowan #5114

The Court finds probable cause and directs the issuance of a warrant this 13th day of July, 2023.



Judge

Circuit Court of Jackson County, State of Missouri.