

Missouri State Highway Patrol PROBABLE CAUSE STATEMENT

STATE OF MISSOURI)

COUNTY OF DAVIESS)

DATE: November 01, 2019

Missouri State Highway Patrol

CASE #: 190636028

OCN:

I, TPR M. NEELY, 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 JAMIE LEON WILSON, currently residing at [REDACTED] TRENTON, MISSOURI, 64683, born: [REDACTED], committed the offense(s) listed below on 11-01-2019, at/on IS-35 NB AT 57MM in Daviess County Missouri.

CHARGE(S)			
TYPE	STATUTE	CHARGE CODE	DESCRIPTION
MISD C	304.016	304.016-001N19755405.0	Cut in on overtaken vehicle
MISD	303.025	303.025-003N20175405.0	Owner operate motor vehicle without maintaining financial responsibility (Motor vehicle required to be registered)- 1st offense
MISD A	579.074	579.074-002Y20173550.0	Unlawful possession of drug paraphernalia - prior drug offense
FEL	579.015	001Y20173562	Possession of a Controlled Substance
FEL	569.045	005Y20173802	Endangering the Welfare of a Child

2. State the facts that support a finding of probable cause to believe crime(s) was/were committed and that the accused committed the crime(s)
 On November 1, 2019, at 1247 hours, I conducted a traffic stop of a tan Chevrolet S-10, on Interstate 35, northbound at the 57 mile marker in Daviess County, Missouri. While following the vehicle, I observed as it traveled in the left lane, beside a tractor trailer. The vehicle overtook the tractor trailer and I observed as the vehicle changed lanes, crossing in front of the tractor trailer, causing the tractor trailer to be within an unsafe distance of the rear of the S-10. I initiated a traffic stop of the vehicle, where I contacted the driver, identified as Jamie L. Wilson, date of birth [REDACTED] and juvenile passenger. While speaking to Wilson at the vehicle, I observed a marijuana grinder and burnt marijuana cigars near the gear shifter. I also smelled a strong odor of marijuana from the vehicle. I spoke to Wilson inside my vehicle where he told me he drove from Trenton, Missouri, to CVS Pharmacy, in Independence, Missouri, to pick up prescription medication. Wilson later advised he could have gone to CVS in Liberty, Missouri, but he knew people in Independence, so he elected to go there. I asked Wilson if there was marijuana inside the vehicle and he told me there was two ounces inside the truck. I continued speaking to Wilson about his trip to Independence and noticed he was visibly shaking and his breathing became labored. Wilson advised he was issued a Medical Marijuana card, but when I spoke to Missouri State Highway Patrol Sergeant M. A. Wilhoit, he advised there were no active dispensaries. Prior to stopping the vehicle, I received information from the NITRO Drug Task Force, that they were conducting a surveillance operation where they followed Wilson from Trenton, Missouri, to Independence, Missouri. Task Force Officer E. McAllister advised they observed Wilson meet a white male on Blue Ridge Boulevard and watched as the male entered Wilson's vehicle with a backpack and exit without the backpack. Task Force Officer McAllister advised they were following the vehicle as it traveled northbound on Interstate 35. A search of the vehicle revealed approximately six ounces of marijuana in a backpack, on the floorboard, at the juvenile's feet. I also located approximately two ounces of marijuana on the seat, between where Wilson and the juvenile were seated. The marijuana was in direct reach of of juvenile. The marijuana was packaged in unlabeled plastic sandwich bags and a glass mason jar, which are not consistent with approved marijuana dispensary packaging methods. Wilson was placed under arrest for Possession of a Controlled Substance and Endangering the Welfare of a Child. Wilson was later released to the custody of [REDACTED]. The juvenile was identified as [REDACTED], 4 years of age. Further inspection of the marijuana showed a presumptive total weight of 232 grams.

Wilson's criminal history showed he was convicted of Possession of Marijuana on June 11, 2013, in Grundy County, Missouri.

3. For the issuance of a warrant in the misdemeanor case, complete at least one of the following.

A. I believe the defendant will not appear in court to respond to a criminal summons because
insert facts to show the defendant will not appear, e.g. there is an outstanding warrant for failure to appear

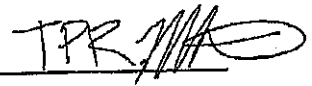
B. I believe the defendant poses:
insert one or all of the following
insert facts showing defendant is a danger to victim, e.g. cursing victim, assaulted victim, threatened victim.
(1) a danger to a crime victim because

insert facts showing defendant poses a danger, e.g. intoxicated to a level which is unsafe
(2) a danger to the community or to any other person because

Wilson traveled to Independence, Missouri, with his 4 year old grandson to conduct an illicit meeting during which he conducted a drug transaction with the child present. Wilson allowed the juvenile to be in the direct vicinity of drugs.

I, knowing that false statements on this form are punishable by law, state that the facts contained herein are true

/s/ TPR M. NEELY
Signature



November 01, 2019
Date



IN THE 43RD JUDICIAL CIRCUIT, DAVIESS COUNTY, MISSOURI

NOV - 4 2019

Judge or Division: DAREN L. ADKINS	Case Number: 19DV-CR00271		
Defendant's Name/Alia(ess)/Address: JAMIE L. WILSON Alias: TRENTON, MO 64883	Court ORI Number: MO081033J	Offense Cycle No. (OCN):	
	Investigating Agency ORI: MOMHPHH00 (Date File Stamp)		
DOB: [REDACTED]	SSN: [REDACTED]		SID: [REDACTED]
Warrant Number: 19-DVARW-147	Driver's License No. / Issuing State / Exp. Date:		[REDACTED] / MO / [REDACTED]
MSHP Number:	[REDACTED]		
Sex: M	Height: 71"	Weight: 180 lbs.	Race: White

Warrant for Arrest

To Any Peace Officer in the State of Missouri:

The court having found probable cause that an offense has been committed commands you to arrest the above-named defendant who is charged with:

Charge Code/Description	NCIC Modifier	Charge Level	Offense Date
679.020-004Y20173582.0 Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana Or Synthetic Cannabinoid 579.020 RSMO	62	Felony C	01-NOV-2019
588.045-008Y20173805.0 Endangering The Welfare Of A Child Involving Drugs- 1st Degree - 1st Offense 588.045 RSMO	08	Felony D	01-NOV-2019
579.074-002Y20173550.0 Unlawful Possession Of Drug Paraphernalia - Prior Drug Offense 579.074 RSMO	50	Misdemeanor A	01-NOV-2019
304.016-001N19755405.0 Cut In On Overtaken Vehicle 304.016 RSMO	05	Misdemeanor C	01-NOV-2019
303.025-009N20175405.0 Oper Mv W/ht Maintng Fndl Rspnblty (Mv Rqrd To Be Regd) - 1st Offense 303.025 RSMO	05	Misdemeanor D	01-NOV-2019

alleged to have been committed within the jurisdiction of this court and in violation of the laws of the State of Missouri. You are further commanded to bring the defendant before this court as soon as practicable.

- The court further finds reasonable grounds to believe the defendant,
- will not appear on summons;
 - is a danger to the crime victim, the community or another person.

If defendant is charged with any of the following and is a concealed carry permit holder, defendant shall surrender his/her permit to the serving officer to be forwarded with the return of this warrant to the court.

1. Any felony;
2. Any misdemeanor involving explosive weapons, firearms, firearm silencer or gas guns;
3. Any misdemeanor offense involving a crime of violence;
4. Any misdemeanor offense involving possession or abuse of a controlled substance, or prior or persistent DWI alcohol or drugs; or
5. A fugitive from justice or charged by information or indictment in any other state of any similar offense described in the above paragraphs 1-4.

The officer serving this warrant shall execute in writing a return on this warrant to this court

COURT SEAL OF



DAVIESS COUNTY

Bond Set at: \$
Bond Conditions: DENIED
Further Information:

11-2-19
Date

By Judge: DAREN L. ADKINS

DAREN L. ADKINS
Judge

By /s/ Sandy Dustman
Clark

OSCA (04-19) CR240 (ARWA)

1 (19DV-CR00271)

SCR 21.03, 21.04, 21.06, 22.03-22.05, 671.101, 671.104 RSMO

Officer's Return

I certify that I served this warrant in Daviess County City of St. Louis, Missouri on 11-2-19 (date), by
arresting the above named defendant and bringing him/her before the court on _____ (date).

Offense Cycle Number (OCN) if not indicated above _____

Defendant's permit surrendered for concealed carry suspension and is attached.

Sheriff's Fees

Fees \$ N/A

Mileage \$ _____ (_____ miles @ \$. _____ per mile)

Total \$ _____

Served By Off. Atkison
Detention Officer
Title _____ Agency ORI _____

OSCA (04-19) CR240 (ARWA)

2 (19DV-CR00274)

SCR 21.03, 21.04, 21.08, 22.03-22.05, 571.101,
571.104 RSMo

PAGE 02/02

DAVISS CO CENTRAL

11/02/2019 12:33 16606634048

**Supervision Services
Violation Report
BOND CASE**

NAME: Jamie L Wilson**DATE:** 11/15/2019**OFFENSE:** Delivery Of Controlled Substance (Felony C)/
Endangering The Welfare Of A Child Involving
Drugs (Felony D)/ Drug Paraphernalia (Misd. A)**CASE NO:** 19DV-CR00271**JUDGE:** Adkins**COURT:** Davless**I. CONDITIONS VIOLATED**

Violation of Bond Condition #5, Drugs, by using marijuana.

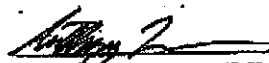
II. CIRCUMSTANCES OF VIOLATIONS

Circumstances surrounding the violation of bond condition #5, are as follows; On 11-14-2019 this officer met with Wilson. This officer asked Wilson if he had used any drugs. Wilson admitted he used marijuana in the morning. Wilson stated he has a medical marijuana card and will continue to use marijuana. This officer informed Wilson that no Missouri dispensaries are open and that he can not be obtaining marijuana legally.

III. OTHER VIOLATIONS**DISPOSITION****CURRENT ADDRESS**


Trenton, MO 64683


Anthony Lambert
SUPERVISION SERVICES OFFICER


ANTHONY LAMBERT
EXECUTIVE DIRECTOR

IN THE CIRCUIT COURT OF DAVIESS COUNTY
STATE OF MISSOURI

STATE OF MISSOURI,)	Cause No. 19DV-CR00271
Plaintiff)	
)	Division No.
v.)	
)	
JAMIE WILSON,)	
Defendant)	

MOTION TO DISMISS

COMES NOW, defendant, through counsel, and moves this Honorable Court enter its order dismissing the above captioned cause. In support of this motion, defendant states:

1. Mr. Wilson is charged in Count I with Possession of Marijuana with intent to distribute (35 grams or more). In Count II defendant is charged with Endangering the Welfare of a Child 1st Degree. In Count III defendant is charged with unlawful possession of drug paraphernalia. In Counts IV and V defendant is charged with an improper lane change and failing to maintain insurance, respectively.

2. On December 6, 2018, the legislature enacted Amendment XIV, which confers a right to possess and access medical marijuana onto qualifying patients with qualifying medical conditions.

3. Amendment XIV Section 5 subsection (1) states "Except as provided in this section, the possession of marijuana in quantities less than the limits of this section, or established by the department...shall not subject the possessor to arrest, criminal or civil liability, or sanctions under Missouri law, provided that the possessor produces on demand to the appropriate authority a valid qualifying patient identification card ...".

4. Defendant does in fact have a qualifying patient identification card to possess and cultivate medical marijuana. Defendant is a qualifying patient with a qualifying medical condition under Amendment XIV section 2 subsections (15) and (16). See Defendant's exhibits.

5. 19 CSR 30-95.030(5)(B)2 provides that qualifying patients who are

cultivating marijuana for medical use may possess up to a ninety (90) day supply of dried, unprocessed marijuana. 19 CSR 30-95.030(5)(A) states that qualifying patients may purchase four (4) ounces of dried, unprocessed marijuana in a thirty (30) day period.

6. Defendant is legally permitted under Amendment XIV to possess up to 12 ounces of marijuana.

7. The allegation in this case is that defendant possessed 232 grams of marijuana, well under the 12 ounce limit and Count I should therefore be dismissed along with Count III. Defendant has the legal right to be in possession of the alleged marijuana and the paraphernalia.

8. Furthermore, Count II alleges defendant committed the offense of endangering the welfare of a child in the first degree by committing the offense of possession of marijuana in the presence of child less than 17 years old.

9. Since defendant did not commit an offense by being in possession of marijuana, this count should be dismissed as well.

WHEREFORE, defendant prays the Honorable Court grant the relief sought herein, dismissing Counts I-III, and for other relief the Court may deem just.

Respectfully submitted,

/s/ Kyle Fisher

Kyle Fisher, Mo Bar No. 69453
Attorney for Defendant
500 Youssef Drive
Chillicothe, MO 64601
Phone: 660-646-3343
Fax: 660-646-4228
E-Mail: Kyle.Fisher@mspd.mo.gov

Certificate of Service

I hereby certify that on this 18th day of November, 2019, an electronic copy of the

foregoing was sent through the Missouri e-Filing system to counsel of record.

/s/ Kyle Fisher

Kyle Fisher

**Supervision Services
Violation Report
BOND CASE**

NAME:	Janie L Wilson	DATE:	11/21/2019
OFFENSE:	Delivery Of Controlled Substance (Felony C)/ Endangering The Welfare Of A Child Involving Drugs (Felony D)/ Drug Paraphernalia (Misd. A)	CASE NO:	19DV-CR00271
JUDGE:	Adkins	COURT:	Daviess

I. CONDITIONS VIOLATED

Violation of Bond Condition #4, Employment, by failing to verify employment or community service.

Violation of Bond Condition #5, Drugs, by using marijuana.

Violation of Bond Condition #11, GPS Monitoring, by failing to comply with GPS monitoring agreement.

II. CIRCUMSTANCES OF VIOLATIONS

Circumstances surrounding the violation of bond condition #4, are as follows; Wilson was released to bond supervision on 11-5-2019. Since being released, Wilson has failed to verify employment. On 11-6-2019 this officer met with Wilson and went over his bond conditions. Wilson informed this officer he could not work do to being disabled. This officer informed Wilson that if he could not work, he would be required to perform community service and would be required to verify his disability. As of the date of this report, Wilson has not verified community service hours and has not provided verification of his disability.

Circumstances surrounding the violation of bond condition #5, are as follows; On 11-21-2019 Wilson informed this officer that he has continued his use of marijuana. Wilson reported his last use of marijuana was on the evening of 11-20-2019.

Circumstances surrounding the violation of bond condition #11, are as follows; On 11-5-2019 Wilson was released to bond supervision. As a condition of Wilson's bond, he was to submit to the GPS program. On 11-6-2019 Wilson entered the GPS program and agreed to pay \$12.00 per day for his monitoring. As of the date of this report, Wilson has made no payments toward his GPS monitoring. He currently owes \$216.00 for GPS monitoring and \$75.00 for his supervision.

On 11-21-2019 Wilson appeared in Daviess County Associate Court and was taken into custody for his previous violation.

III. OTHER VIOLATIONS

11/15/2019 Violation of Bond Condition #5, Drugs, by using marijuana.

DISPOSITION

Pending

**IN THE CIRCUIT COURT OF DAVIESS COUNTY, MISSOURI
AT GALLATIN**

STATE OF MISSOURI)
)
Plaintiff)
)
v.)
)
JAMIE WILSON)
)
Defendant)

Case Number: 19DV-CR00271

RESPONSE TO DEFENDANT’S MOTION TO DISMISS

COMES NOW, the State of Missouri, as and for the state’s response to the Defendant’s Motion to Dismiss, states as follows:

1. The defendant was stopped for traffic violations on or about November 1st, 2019. Subsequent to that stop, more than eight ounces of marijuana were found in his vehicle, within reach of a four year old juvenile. Two ounces of marijuana were packaged separately, and the remaining marijuana was located in a backpack. Said backpack was observed by law enforcement that day when the defendant met a person in a parking lot at a drug store, the person got in the defendant’s vehicle, and left the backpack in the vehicle.

2. The defendant does possess a Missouri patient cultivator card, issued on or about August 28, 2019.

3. Marijuana remains a schedule 1 controlled substance in the State of Missouri., pursuant to Missouri Revised Statute Section 195.017(4)(w)(2018).

4. Missouri voters approved a constitutional amendment which approved the used of medical marijuana. Article 14, section 1 is attached to this Motion and incorporated by reference as EXHIBIT 1.

a. The purposes section of the Amendment clarifies that the Amendment merely carves out exceptions to the existing code, and that it protects patients from prosecution in limited situation. It states, in part, that, “This section is intended to make only those changes to Missouri laws that are necessary to protect patients, their primary caregivers, and their physicians from civil and criminal penalties, and to allow for the limited legal production, distribution, sale and purchase of marijuana for medical use. This section is not intended to change current civil and criminal laws governing the use of marijuana for nonmedical

purposes. The section does not allow for the public use of marijuana and driving under the influence of marijuana. Missouri Constitution, Amendment 14, Section 1 (2018).

b. The defendant was not in compliance with limited production or purchase of marijuana.

5. The Constitutional Amendment further provides that the Missouri Department of Health shall issue rules and emergency rules for implantation and enforcement of the Amendment, to qualify patients, and to establish any rules needed regarding availability, safe use, and the right to use marijuana. See Section 2.

a. Emergency rules were promulgated on or about July 1, 2019, regarding medical marijuana, patient and cultivator licenses, and other regulations.

b. Said Emergency rules are attached herein as EXHIBIT 2, and incorporated by reference.

6. Said rules clearly outline the rules for qualified patients and cultivators in the State of Missouri. Restrictions on the amount of marijuana that may be possessed are covered by the rules

a. 4 ounces is considered at 30 day supply under the rules

b. As a qualifying patient, with a cultivator's license, the defendant is up to a 90 day supply of marijuana with specific limitations.

i. Counsel for the defense omits the portion of the rule regarding the possession limitations for cultivators.

c. Specifically, cultivators may only possess a 90 day supply "so long as the supply of medical marijuana cultivated by the qualifying patients or primary caregivers remains on property under their control." Missouri Register, Volume 44, Number 13, 19 CSR 30-95.025 (5) 2019, age 1806.

d. The defendant was stopped in possession of more than 8 ounces of marijuana on Interstate 35, and stated that he received the marijuana from someone else. As such, it was neither cultivated by the patient, nor did it remain on property under his control.

e. Though the defendant is a valid cultivator, entitled to have several plants at his residence, there has not been sufficient time from the issuance of his license to November 1 for his plants to produce marijuana.

f. The defendant chose not to comply with the rules established by the Department of Health and the limitations of the Missouri Constitutional Amendment, as such, his behavior was unlawful under Missouri Law.

7. The constitutional amendment provides that the defendant must be able to provide on demand his license to possess marijuana. The defendant did not do so.

a. The Amendment provides, in part, that, "the possession of marijuana in quantities less than the limits of this section, or established by the department, and transportation of marijuana from a medical marijuana dispensary facility to the qualifying patient's residence shall not subject the possessor to arrest, criminal or civil liability, or sanctions under Missouri law, *provided that the possessor produces on demand to the appropriate authority a valid qualifying patient identification card; a valid qualifying patient cultivation identification card; a valid physician certification while making application for an identification card; or a valid primary caregiver identification card.* Production of the respective equivalent identification card or authorization issued by another state or political subdivision of another state shall also meet the requirements of this subdivision." *See Subsection 5.*

b. The defendant could not and did not provide his identification card to Trooper Neely.

8. Medical marijuana must be labeled pursuant to both the Department of Health regulations and the Constitutional Amendment.

a. The Regulations state, in part, that,

"Marijuana and marijuana-infused products shall bear a label displaying the following information, in the following order:

- A. The total weight of the marijuana included in the package: (I) For dried, unprocessed marijuana, weight shall be listed in ounces or grams; (II) For concentrates, weight shall be listed in grams; or (III) For infused products, weight shall be listed by milligrams of THC;
- B. Dosage amounts, instructions for use, and estimated length of time the dosage will have an effect;
- C. The THC, tetrahydrocannabinol acid, cannabidiol, cannabidiol acid, and cannabinol concentration per dosage;
- D. All active and inactive ingredients, which shall not include groupings of ingredients that obscure the actual ingredients, such as "proprietary blend" or "spices";

- E. In the case of dried, unprocessed marijuana, the name, as recorded with the Missouri Office of the Secretary of State, of the cultivating facility from which the marijuana in the package originated and, in the case of infused products, the name of the infused-product manufacturer, as recorded with the Missouri Office of the Secretary of State; and
- F. A "best if used by" date" *Page 1815.*
- b. None of the marijuana was labeled with any of the above information, as it was not legally obtained pursuant to the Constitution of Missouri and the Department of Health Reg
9. Pursuant to the defendant's card, he is not a licensed caregiver for any other patient, and as such, none of the marijuana possessed can be for another person. Please see State's EXHIBIT 3.
10. Missouri currently has no currently licensed and open dispensaries or facilities for marijuana product or seed purchases, and as such, there is no legal marijuana in the State of Missouri.
11. Nothing in the Constitutional Amendment or the promulgated rules removes liability for the defendant possessing a schedule 1 controlled substance in the presence of his minor child.
12. Medical marijuana is a limited exception to criminal liability for possession of marijuana in the State of Missouri. The voters of the State of Missouri approved the amendment, and said amendment has restrictions and limitations in the amendment itself, as well as the Department of Health Regulations. The defendant chose not to comply with those regulations, and is in violation of Missouri law.

The state respectfully request this Court overrule the defendant's Motion, and for such further relief as the Court deems just and equitable under the circumstances.

/s/Andrea B Gibson
Annie Gibson, #56523
Prosecuting Attorney
Daviess County, Missouri

IN THE CIRCUIT COURT OF DAVIESS COUNTY, MISSOURI

STATE OF MISSOURI,)	
Plaintiff,)	
)	
vs.)	Case No. 19DV-CR00271
)	
JAMIE LEON WILSON)	
708 West 4th Ct)	DOB: (
Trenton, MO 64683)	SSN: (
Defendant.)	
)	PA File No. 061011088

SECOND AMENDED COMPLAINT AND REQUEST FOR A WARRANT

Comes now, the Prosecuting Attorney of the County of Daviess, State of Missouri, being duly sworn upon oath and upon information and belief, and states that there is probable cause to believe that on or about November 1, 2019, the accused committed the following crimes:

**COUNT I: POSSESSION OF A CONTROLLED SUBSTANCE – MORE THAN
35 GRAMS OF MARIJUANA
CLASS D FELONY
Charge Code: 579.015-001Y20173562.0**

The Prosecuting Attorney of the County of Daviess, State of Missouri, 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 558.002 and 558.011, RSMo, in that on or about November 1, 2019, in the County of Daviess, State of Missouri, the defendant knowingly possessed marijuana, a controlled substance, knowing of its presence and nature, and the amount of marijuana was more than 35 grams, while operating a motor vehicle.

**COUNT II: ENDANGERING THE WELFARE OF A CHILD - FIRST OFFENSE
CLASS D FELONY
Charge Code: 568.045-008Y20173805.0**

The Prosecuting Attorney of the County of Daviess, State of Missouri, 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 558.002 and 558.011, RSMo, in that on or about November 1, 2019, in the County of Daviess, State of Missouri, the defendant knowingly committed the offense of possession of a controlled substance, marijuana, in the presence of ., a child less than 17 years of age.

**COUNT III: UNLAWFUL POSSESSION OF DRUG PARAPHERNALIA - PRIOR
OFFENDER
CLASS A MISDEMEANOR
Charge Code: 579.074-002Y20173550.0**

The Prosecuting Attorney of the County of Daviess, State of Missouri, charges that the defendant, in violation of Section 579.074, RSMo, committed the class A misdemeanor of unlawful possession of drug paraphernalia, punishable upon conviction under Section 558.002 and 558.011, RSMo, in that on or about November 1, 2019, in the County of Daviess, State of Missouri, the defendant knowingly possessed a grinder, which was drug paraphernalia, knowing of its presence and nature, with intent to use it to prepare marijuana, a controlled substance, for ingestion, while operating a motor vehicle, and

The defendant has previously been found guilty of an offense of a law of this state related to controlled substances, or the laws of another jurisdiction related to controlled substances, as follows:

On or about June 11, 2013, the defendant was convicted of possession of a controlled substance - marijuana, in Grundy County, Missouri, and

On or about, February 28, 2019, the defendant was convicted of possession of marijuana 10 grams or less - prior drug offense and unlawful possession of drug paraphernalia, in Harrison County, Missouri.

**COUNT IV: CUT IN ON OVERTAKEN VEHICLE
CLASS C MISDEMEANOR
Charge Code: 304.016-001N19755405.0**

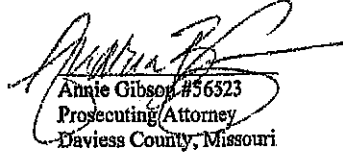
The Prosecuting Attorney of the County of Daviess, State of Missouri, charges that the defendant, in violation of Section 304.016 RSMo, committed the class C misdemeanor of cutting in on an overtaken vehicle, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about November 1, 2019, in the County of Daviess, State of Missouri, the defendant, while operating a motor vehicle, passed another vehicle on the left and then drove to the right side of the roadway after completing the pass before defendant's vehicle was safely clear of the overtaken vehicle.

**COUNT V: NO INSURANCE
CLASS D MISDEMEANOR
Charge Code: 303.025-003N20175405.0**

The Prosecuting Attorney of the County of Daviess, State of Missouri, charges that the defendant, in violation of Section 303.025, RSMo, committed the class D misdemeanor of failure to maintain financial responsibility, punishable upon convictions under Sections 303.025, 558.011 and 558.002, RSMo, in that on or about November 1, 2019, in the County of Daviess, defendant owned a motor vehicle required to be registered in the State of Missouri, and knowingly operated that vehicle upon which financial responsibility was not maintained.

The facts that form the basis for this information and belief are contained in the attached statement of facts concerning this matter, which statement is made a part hereof and is submitted herewith as a basis upon which this court may find the existence of probable cause for the issuance of the warrant.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.



Annie Gibson #56523
Prosecuting Attorney
Daviess County, Missouri

Witnesses:
E. McAllister, Drug Task Force
Sergeant M. Willhoit, MSHP
Trooper M. Neely, MSHP