

PROBABLE CAUSE STATEMENT FORM

Dated: 4/17/2023

Report Number: KC23-022845

I, Detective Dennis Paquette, a sworn Law Enforcement Officer for the State of Missouri, knowing that false statements on this form are punishable by law, and that the facts contained herein are true, states as follows:

1. I have probable cause to believe that on 4/13/2023, at 1100 NE 115th St in Kansas City, Clay County, Missouri, Andrew D Lester, White (race), Male, 10/21/1938 (DOB), committed one or more criminal offense(s).

Aggravated Assault

2. The facts supporting this belief are as follows:

On April 13, 2023 at approximately 2152 hours Kansas City Missouri Police Department Officers were dispatched to 1100 NE 115th St., Kansas City, Clay County, Missouri on a shooting. Upon arrival Officers located a male victim later identified as PY in the street in front of 1106 NE 115th St., Kansas City, Clay County, Missouri who had been shot. Medical personnel were at the scene and advised Officers PY was suffering serious injuries and was in stable condition.

Officers were contacted by a party who called 911 and stated they believed the person who shot was at 1100 NE 115th St., Kansas City, Clay County, Missouri. Officers approached the address and observed the front storm door glass shattered with a man standing inside the residence. Officers gave the male later identified as Andrew D. LESTER verbal commands to exit the residence and he complied and exited the rear of the residence.

LESTER provided a written consent to search his residence to Officer Dunaway and was transported to Kansas City Missouri Police Department Headquarters located at 1125 Locust, Kansas City, Jackson County, Missouri where he provided a statement.

On April 13, 2023 at approximately 2245 hours Detective Green and I responded to 1100 NE 115th St., Kansas City, Clay County, Missouri in regard to a shooting. Upon arrival I contacted Officer Dunaway at the scene who provided me a Consent to Search form signed by LESTER to search 1100 NE 115th St., Kansas City, Clay County, Missouri, his residence.

I observed the front storm door glass broken with blood on the front porch. I observed blood on the driveway. I observed cameras on the south and eastside of the residence. I also Observed blood in the street in front of 1007 NE 115th St., Clay County, Missouri.

A witness was interviewed who stated on April 13, 2023 at approximately 2150 hours they heard an unknown vehicle pull into the driveway of 1100 NE 115th St. The witness thought it was odd for their elderly neighbor to have a visitor this late at night. The witness stated a short time later they heard two to three gunshots from 1100 NE 115th St. The

witness stated after the gunshots were heard the PY was screaming that he had been shot. The witness observed PY knock on neighbor's doors asking for help. The witness did not see the shooting.

Crime Scene Personnel responded and processed the scene at my request. Crime Scene Personnel photographed the interior of the residence. They located a Smith and Wesson 32 caliber revolver in the front living room chair with two (2) spent shell casings still in the cylinder along with live rounds in the remaining chambers. Crime Scene also located a Bunker Hill Security wireless surveillance system receiver in the northeast bedroom hanging on the wall behind the door. After Crime Scene Personnel photographed the Bunker Hill Security wireless surveillance system receiver, I removed it from the wall and took custody of the hard drive to preserve any video of the incident. I transported the video system to Kansas City Missouri Police Department Headquarters, and upon reviewing the footage of the system it was determined that the system was no longer functional. The last captured event was dated June 25, 2022.

On April 13, 2023, at approximately 2322 hours, LESTER, arrived at Kansas City Missouri Police Department Headquarters to provide a recorded statement. LESTER was read the Miranda Warning from the Form 72 PD (Miranda card).LESTER stated he understood his rights, and agreed to give a statement. LESTER stated he currently lived alone at 1100 NE 115th St, Kansas City, Clay County, Missouri. He stated on April 13, 2023, he had just laid down in bed when he heard the doorbell ring.LESTER stated he picked up his gun (a .32 Smith and Wesson 1888 revolver) before responding to answer the door.He stated the front door of his residence consisted of an interior main door and exterior glass storm door, both of which were locked.LESTER stated he opened the interior door, and saw a black male approximately 6 feet tall pulling on the exterior storm door handle.He stated he believed someone was attempting to break into the house, and shot twice within a few seconds of opening the door.LESTER stated the male ran away and he immediately used his home phone to call 911.He stated he observed a car in the driveway he believed to be the male's vehicle, but did not see anyone else in or around the vehicle.LESTER stated he had never seen the male before.He stated no words were exchanged during the incident and the male had not said anything prior to pulling on the door handle.LESTER stated it was the last thing he wanted to do, but he was "scared to death" due to the male's size and LESTER's age (84) and inability to defend himself.He believed he was protecting himself from a physical confrontation and could not take the chance of the male coming in.LESTER was visibly upset and repeatedly expressed concern for the victim.

Concluding the interview LESTER was transported to Kansas City Missouri Police Department East Patrol where he was booked, photographed, and fingerprinted for charges of aggravated assault. Upon consulting the Clay County Prosecutor in regard, they advised to release LESTER pending further investigation.

On April 13, 2023 Detectives responded to Children's Mercy Hospital

located at 2401 Gillham Rd., Kansas City, Jackson County, Missouri to contact the victim and possibly get a statement of the events that occurred leading up to him being shot. Detectives were unable to get a cursory statement due to the victim's injuries.

On April 14, 2023, Detective Joy responded to Children's Mercy Hospital to speak with PY. PY was undergoing medical treatment for his injuries, to obtain an informal cursory interview.

PY stated on April 14, 2023 he was told by his Mother to respond to 1100 NE 115th St., Kansas City, Clay County, Missouri to pick up his brothers. The actual address his brothers were at was 1100 NE 115th Terrace, Kansas City, Clay County, Missouri. PY stated he parked in the driveway and walked up to the front door. He stated he pressed the door bell and waited outside the front door. PY stated the male inside took a long time but finally opened the door holding a firearm. He stated he was immediately shot in the head and fell to the ground. PY stated while on the ground he was shot a second time in the arm. PY advised he did not pull on the door and this was the first time coming to the residence. He stated he got up and ran away to keep from being shot. PY stated the male who resides at 1100 NE 115th St. stated, "Don't come around here". PY stated he went to multiple residences asking for assistance and telling people to call police. Police showed up a short time later. PY suffered a gunshot wound in the left forehead and right arm.

On April 17, 2023 I received a lab report stating a DNA profile was developed from the recovered swab of blood on the front porch of 1100 NE 115th St. There were DNA swabs recovered from the exterior storm door of the residence consisted of two contributors with one major contributor. The DNA profile recovered from the blood was not a major contributor. On April 17, 2023 I was contacted by the lab and the finger print recovered from the exterior of the front storm door excluded LESTER.

On April 16, 2023 I attempted to contact PY's mother two times and left messages to arrange a formal interview of PY. On April 17, 2023 Detective Green and I responded to PY's residence in an attempt to contact PY to get a formal statement and were unable to contact anyone.

On April 17, 2023 Detectives attempted to contact PY's mother to confirm the prearranged interview with PY. He left a message on PY's mothers' telephone. On April 17, 2023 at approximately 1330 hours Detectives, and members of the Clay County Prosecutors Office responded to PY's residence to conduct the prearranged formal interview and contacted another family member. The family member contacted PY's mother who advised she would call at a later date to complete the interview.

Detective Dennis Paquette,
4848

Officer's Name and Serial Number



Officer's Signature