

IN THE CIRCUIT COURT OF BOONE COUNTY, MISSOURI

STATE OF MISSOURI,

)

)

)

Case No.

08BA-CR03206

vs.

KEYONDA R LUMPKIN

DOB: 11/07/1981

)

)

)

)

)

OCN: A8040906

PA File No. 019212653

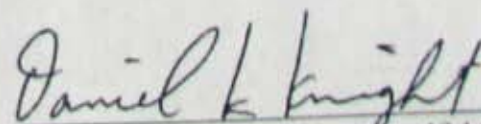
COMPLAINT

The Prosecuting Attorney of the County of Boone, State of Missouri, upon information and belief, charges that the defendant: In violation of 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 June 25th, 2008, in the County of Boone, State of Missouri, Cortez Johnson was killed by his head being impacted with a blunt object as a result of the perpetration of the class C felony of Endangering the Welfare of a Child in the First Degree under Section 568.045, RSMo committed by the defendant on or between June 16, 2008, and June 25th, 2008, in the County of Boone, State of Missouri.

The facts that form the basis for this information and belief are contained in the attached statement(s) to facts concerning this matter, which statements are made a part hereof and are 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 a warrant be issued as provided by law.

Daniel K. Knight, Prosecuting Attorney
of the County of Boone,
State of Missouri, by



Daniel K. Knight, Bar No. 40443
Prosecuting Attorney

F.W. July 24, 2008

stayed at the residence. She said she shared the master bedroom with Johnson and Cortez was kept in a closet in that bedroom. She said that during the entire time all three were staying at the residence, Johnson inflicted severe injuries on Cortez by hitting him with a belt and an open hand. At first Lumpkin claimed she was not able to leave the residence from 6-16-08 to 6-25-08 but she later admitted she left the residence on 6-19-08 and on about 6-22-08 or 6-23-08, and she didn't seek help for Cortez.

Johnson was also interviewed by police after being read his Miranda rights. Johnson admitted he, Lumpkin and Cortez lived at 1019 Elleta. He admitted all three had been staying at that residence from 6-16-08 to 6-25-08. He admitted he shared the master bedroom with Lumpkin and Cortez was kept in a closet in that bedroom. He said that during the entire time period all three were staying at the residence, Lumpkin inflicted severe injuries on Cortez by hitting him with a belt and an open hand. Johnson admitted he had at least three opportunities to remove Cortez from the residence and he did not do so.

On 6-16-08, two witnesses went to 1019 Elleta and saw Johnson, Lumpkin and a small child who they later identified as Cortez in the master bedroom. The witnesses stated that Cortez was forced by Lumpkin and Johnson to stand in a corner of the room, facing the corner. Further, they said Cortez was completely naked and his wrists were duct taped behind his back. They said Cortez appeared to be shaking and frightened. They said that when Cortez tried to turn his head away from the wall, Lumpkin would turn his head back towards the corner at Johnson's direction.

Police searched 1019 Elleta. Numerous items of evidence were recovered and DNA testing was performed on some of those items.

In the master bedroom blood was found on the walls in numerous locations up to a level consistent with Cortez' height. DNA testing was performed on some of the blood and it matched Cortez' DNA.

In the master bedroom, a harness type contraption consisting of belts tied and fastened together was found. Blood was detected on this contraption. DNA testing was performed on the blood and it matched Cortez' DNA.

Duct tape was found under the mattress in the master bedroom. Blood was located on it. DNA testing was performed on the blood on the duct tape and it matched Cortez' DNA.

In the master bedroom, a ligature device consisting of a knotted rag and a phone cord was found. DNA testing was performed on this device and it matched Cortez' DNA.

Numerous items of clothing consistent with Cortez' size were recovered from the master bedroom. Stains consistent with blood were found on three shirts, a pair of shorts and underwear. DNA testing has not been performed on these items yet.

Medical Examiner Stacey determined that Cortez Johnson died from blunt force trauma to his head.

3. For the issuance of a warrant in a misdemeanor case, complete the following
- (a) I believe that the defendant will not appear in court in response to a criminal summons because:
 - (b) I believe that defendant poses
 - (1) a danger to a crime victim because
 - (2) a danger to the community or to any other person because

JACKSON, JOSEPH C
Date: 07/24/08

Joseph C Jackson #1580
Signature

(re: CPD Case #2008-007953

IN THE CIRCUIT COURT OF BOONE COUNTY, MISSOURI

STATE OF MISSOURI,

)
) Case No. **08BA-CR03205**

vs.

HORACE COURTEZ JOHNSON

DOB: 08/10/1982

) OCN:
)
)
)
) PA File No. 019212651

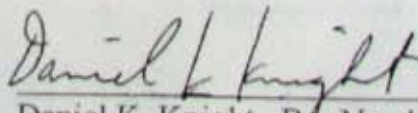
COMPLAINT

The Prosecuting Attorney of the County of Boone, 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 June 25th, 2008, in the County of Boone, State of Missouri, Cortez Johnson was killed by his head being impacted with a blunt object as a result of the perpetration of the class C felony of Endangering the Welfare of a Child in the First Degree under Section 568.045, RSMo committed by the defendant on or between June 16, 2008, and June 25th, 2008, in the County of Boone, State of Missouri.

The facts that form the basis for this information and belief are contained in the attached statement(s) to facts concerning this matter, which statements are made a part hereof and are 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 a warrant be issued as provided by law.

Daniel K. Knight, Prosecuting Attorney
of the County of Boone,
State of Missouri, by



Daniel K. Knight, Bar No. 40443
Prosecuting Attorney

F.W. July 24, 2008

STATE OF MISSOURI)

vs.)

JOHNSON, HORACE CORTEZ)
DOB: 08/10/1982)
[REDACTED])

PROBABLE CAUSE STATEMENT

I, JACKSON, JOSEPH C
UPON MY OATH, AND UNDER PENALTIES OF PERJURY, state as follows:

1. I have probable cause to believe that JOHNSON, HORACE CORTEZ committed the offense(s) of:
565.021 MURDER IN THE SECOND DEGREE

2. The facts supporting this belief are as follows:

On 6-25-08 at approximately 10:31am, two year old Cortez Johnson was taken to the University of Missouri Hospital by his mother, Keyonda Lumpkin and his father, Horace Johnson. Cortez was unresponsive and cold to the touch, and he was pronounced dead at the hospital. Horace Johnson left the hospital, fled to East St. Louis and was later arrested there on a parole absconder warrant after fleeing from police.

Cortez had numerous significant injuries to his body. The injuries were of various ages. The following is only a partial list of those injuries:

- Severe burns on his buttocks
- Severe burns on his face and neck that appeared to have different stages of healing
- A severe burn to the tip of his penis
- A severe burn to his nose
- A severe burn to the underside of his upper lip and a significant laceration to the lip
- Loose teeth
- Burns and bruises covering his head, arms, torso and legs
- A deep laceration to his left wrist consistent with being caused by a ligature
- An older ligature mark on the right wrist

Lumpkin was interviewed by police after being read her Miranda rights. At first, Lumpkin claimed Cortez went to Arkansas to visit family members on 6-15-08. Lumpkin said when Cortez left, he was uninjured. She claimed he had been brought back to Columbia on the morning of 6-25-08 with injuries. Lumpkin later changed her story and said Cortez had not been in Arkansas, but from 6-16-08 to 6-25-08 he had been in Columbia at the residence Lumpkin and Johnson shared at 1019 Elleta. She said that from 6-16-08 to 6-25-08, she, Johnson and Cortez all

stayed at the residence. She said she shared the master bedroom with Johnson and Cortez was kept in a closet in that bedroom. She said that during the entire time all three were staying at the residence, Johnson inflicted severe injuries on Cortez by hitting him with a belt and an open hand. At first Lumpkin claimed she was not able to leave the residence from 6-16-08 to 6-25-08, but she later admitted she left the residence on 6-19-08 and on about 6-22-08 or 6-23-08, and she didn't seek help for Cortez.

Johnson was also interviewed by police after being read his Miranda rights. Johnson admitted he, Lumpkin and Cortez lived at 1019 Elleta. He admitted all three had been staying at that residence from 6-16-08 to 6-25-08. He admitted he shared the master bedroom with Lumpkin and Cortez was kept in a closet in that bedroom. He said that during the entire time period all three were staying at the residence, Lumpkin inflicted severe injuries on Cortez by hitting him with a belt and an open hand. Johnson admitted he had at least three opportunities to remove Cortez from the residence and he did not do so.

On 6-16-08, two witnesses went to 1019 Elleta and saw Johnson, Lumpkin and a small child who they later identified as Cortez in the master bedroom. The witnesses stated that Cortez was forced by Lumpkin and Johnson to stand in a corner of the room, facing the corner. Further, they said Cortez was completely naked and his wrists were duct taped behind his back. They said Cortez appeared to be shaking and frightened. They said that when Cortez tried to turn his head away from the wall, Lumpkin would turn his head back towards the corner at Johnson's direction.

Police searched 1019 Elleta. Numerous items of evidence were recovered and DNA testing was performed on some of those items.

In the master bedroom blood was found on the walls in numerous locations up to a level consistent with Cortez' height. DNA testing was performed on some of the blood and it matched Cortez' DNA.

In the master bedroom, a harness type contraption consisting of belts tied and fastened together was found. Blood was detected on this contraption. DNA testing was performed on the blood and it matched Cortez' DNA.

Duct tape was found under the mattress in the master bedroom. Blood was located on it. DNA testing was performed on the blood on the duct tape and it matched Cortez' DNA.

In the master bedroom, a ligature device consisting of a knotted rag and a phone cord was found. DNA testing was performed on this device and it matched Cortez' DNA.

Numerous items of clothing consistent with Cortez' size were recovered from the master bedroom. Stains consistent with blood were found on three shirts, a pair of shorts and underwear. DNA testing has not been performed on these items yet.

Medical Examiner Stacey determined that Cortez Johnson died from blunt force trauma to his head.

3. For the issuance of a warrant in a misdemeanor case, complete the following
- (a) I believe that the defendant will not appear in court in response to a criminal summons because:
 - (b) I believe that defendant poses
 - (1) a danger to a crime victim because
 - (2) a danger to the community or to any other person because

JACKSON, JOSEPH C
Date: 07/24/08

Signature

Joseph C. Jackson #1580

(re: CPD Case #2008-007953)