



NEWS RELEASE  
GREENE COUNTY PROSECUTING ATTORNEY  
DAN PATTERSON

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03/02/2017

FOR IMMEDIATE RELEASE

MOTHER AND UNBORN CHILD KILLED

SPRINGFIELD, Mo. – Greene County Prosecuting Attorney Dan Patterson announces that Derik Clayton Osborn, 33, of Springfield, Missouri, has been charged today with two counts of murder in the second degree and one count of domestic assault in the second degree.

The defendant is charged with felony murder for causing V.W.'s death while committing a domestic assault in the second degree. V.W.'s unborn child also died as a result of the injuries sustained by V.W. during the domestic assault. Under Missouri law, life begins at conception and the unlawful killing of an unborn child is a criminal offense.

Mr. Patterson cautions that the charges contained in the felony complaint are merely allegations and that the defendant is presumed innocent until and unless proven guilty in court.

Copies of the felony complaint and probable statement filed in this case are attached to this release. The Missouri Supreme Court ethics rules prohibit comments on the facts or investigation of this case beyond those contained in the felony complaint and probable cause statement that are part of the public record.

**This case is being prosecuted by Chief Assistant Prosecuting Attorney Todd Myers. It is being investigated by the Springfield Police Dept. and Detective Matthew Farmer is the lead investigator assigned to the case.**

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IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

Associate Division 21

STATE OF MISSOURI, )  
Plaintiff, )  
)  
)  
vs. ) Case No. 1731-CR01053  
)  
DERIK CLAYTON OSBORN , ) OCN#  
)  
Defendant. ) PA File No. 077377445

**FELONY COMPLAINT**

COUNT I

(Missouri Charge Code: 565.021-001Y19840999.)

The Prosecuting Attorney of the County of Greene, State of Missouri, 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 March 1, 2017, in the County of Greene, State of Missouri, V.W. was killed as a result of the perpetration of the class D felony of domestic assault in the second degree under Section 565.073, RSMo and charged in Count III, committed by the defendant on or about March 1, 2017, in the County of Greene, State of Missouri.

COUNT II

(Missouri Charge Code: 565.021-001Y19840999.)

The Prosecuting Attorney of the County of Greene, State of Missouri, 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 March 1, 2017, in the County of Greene, State of Missouri, V.W.'s unborn child was killed as a result of the perpetration of the class D felony of domestic assault in the second degree under Section 565.073, RSMo and charged in Count III, committed by the defendant on or about March 1, 2017, in the County of Greene, State of Missouri.

COUNT III

(Missouri Charge Code: 565.073-003Y19981399.)

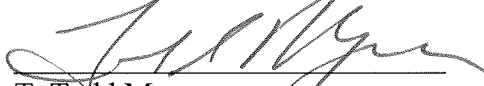
The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 565.073, RSMo, committed the class D felony of domestic assault in the second degree, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about March 1, 2017, in the County of Greene, State of Missouri, the defendant knowingly caused physical injury to V.W. and V.W. and defendant were family or household members in that V.W. and the defendant were adults who were or had been in a continuing social relationship of a romantic or intimate nature.

The facts that form the basis for this information and belief are contained in the attached probable cause statement 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.

DAN PATTERSON  
Prosecuting Attorney of the County of  
Greene, State of Missouri, by

A handwritten signature in cursive script, appearing to read "T. Todd Myers", written over a horizontal line.

T. Todd Myers  
Assistant Prosecuting Attorney  
Missouri Bar No. 50252  
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IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

STATE OF MISSOURI, )  
Plaintiff, )  
vs. ) Case No. 1731-CR01053  
)  
)PA File No. 077377445  
DERIK CLAYTON OSBORN )  
Defendant. )

**PROSECUTING ATTORNEY'S BAIL/BOND RECOMMENDATION**

The bail/bond recommendation of the Greene County Prosecutor, in this case, is as follows:

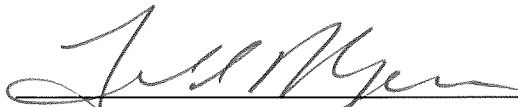
1. AMOUNT: \$500,000.00

- OPEN COURT ONLY BOND (by administrative order applies automatically to bonds \$25,000 and higher)  
 State agrees to recognizance release by Court Order after the first court appearance upon the conditions of release in Exhibit A  
 Hold without Bond

2. The State requests that the Court also impose the conditions of bond set out on the proposed Exhibit A to Arrest Warrant attached hereto and that such conditions be incorporated by reference upon the Warrant.

3. The State requests the Court set bond in the above amount and upon the conditions set out in Exhibit A to Arrest Warrant hereto for the following reasons: The defendant's actions in this case took the lives of two people. The defendant has a history of domestic violence against this victim. There is currently a pending misdemeanor assault case against this defendant for assaulting this victim in Greene County. The defendant also has a pending DWI in Christian County.

Respectfully submitted,



T. Todd Myers  
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**EXHIBIT A**  
**TO ARREST WARRANT**

*State of Missouri v. Derik Clayton Osborn*  
Case No: 1731-CR01053

SPECIAL CONDITIONS OF RELEASE ON BOND SET BY THE COURT:

- OPEN COURT ONLY BOND
- State agrees to recognizance release by Court Order after the first court appearance with the below conditions of release
- Obey all laws
- No contact or communication with victim(s) or the victim's family in any manner or through any medium
- Not to possess any weapon, firearm or ammunition. Defendant to surrender to Sheriff any Concealed Carry (CCW) permit.
- No contact or communication with \_\_\_\_\_ in any manner or through any medium
- Not knowingly be on the premises of or within 1,000 feet of the victim(s) residence, or place of employment/education.
- Not to possess or consume alcohol or be on premises of establishment where the primary item for sale is alcoholic beverages
- Not to possess any drug/controlled substance unless prescribed for defendant by a physician
- No contact with children under seventeen (17) years of age
- Not to be on premises of any park, school, daycare, playground, recreational facility, or other place where children congregate
- Curfew from 8:00 p.m. to 5:00 a.m.
- Electronic monitoring/house arrest from choose start time to choose end time (if no times specified, house arrest inside defendant's residence is 24 hours and 7 days a week) (Provider to report all violations to Court no later than within 24 hours)
- GPS monitoring with house arrest from choose start time to choose end time (if no times specified, house arrest inside defendant's residence is 24 hours and 7 days a week) (Provider to report all violations to Court no later than within 24 hours)
- Travel exceptions for house arrest which must be prescheduled with Electronic Monitor/GPS provider:
- Defendant may travel directly to and from appointments with defense attorney
- Defendant may travel directly to and from medical appointments
- Defendant may travel directly to and from grocery store closest to residence
- Defendant may travel directly to and from place of employment
- The following locations where the victim may be found are already known to defendant and, pursuant to Section 566.226.2, RSMo., the Court FINDS that disclosure of such locations as ordered herein will not compromise but will instead facilitate the safety of the victim and, therefore, the Court ORDERS that prior to any release, the defendant shall be notified that he/she may not travel in or be in these exclusion zones and that said exclusion zones shall be made known to the Prosecutor's Office, Defendant's Attorney, Defendant's Pretrial Service Officer and/or Bondsman and the GPS provider:
- Other: Additional conditions may be imposed at the time bond is posted in open court after hearing from the victim's family and both parties.



# SPRINGFIELD POLICE DEPARTMENT



## FELONY PROBABLE CAUSE STATEMENT

Date: 03/01/2017 Case #: 17-8952

I, M. FARMER 1055, knowing that false statements on this form are punishable by law state as follows:

1. I have probable cause to believe that DERIK CLAYTON OSBORN, White/Male, DOB [REDACTED] 1983, committed one or more criminal offenses.
2. The following crime(s) happened on 2017/03/01 01:44 - 2017/03/01 01:44 at 4355 S NATIONAL AVE in Springfield, Greene County, Missouri.
3. The facts supporting this belief are as follows:

On 03-01-17 at approximately 0144 hours, officers responded to 4355 S. National Apt. #2904 in reference to check the well-being of a female, later identified as V.W., who was unresponsive. When officers arrived, they performed life-saving measures on V.W. and she was subsequently transported to a local hospital by EMS. At the time officers were on scene, they did not observe any apparent visible injuries to V.W.

V.W.'s boyfriend, Derik Osborn, was contacted on scene by officers. Osborn stated that he and V.W. had recently got back together and were moving in together. Osborn also stated that V.W. was 16 weeks pregnant.

Osborn reported to one officer that he had arrived home on 03-01-17 and found V.W. "passed out" in the living room. Osborn stated he picked V.W. up and placed her in bed.

Osborn reported to a second officer at the scene that V.W. had arrived at the apartment earlier in the evening and V.W. was "upset" with him. Osborn stated they argued in the living room and during the argument, V.W. fell onto the floor. Osborn said that V.W. remained on the floor and he did not observe her move. Osborn attempted several time to get V.W. to respond to him but V.W. did not say anything. Osborn stated it appeared V.W. was breathing but was gasping for breaths. Osborn eventually moved her to the bed in the bedroom.

Officers responded to the hospital and later advised by medical staff that V.W. had a skull fracture and bleeding on the brain.

Officers responded back to Osborn's apartment in an attempt to contact him again. Officers noted that when they contacted Osborn, he had been asleep and was awakened by officers knocking on the door. Osborn agreed to go with officer to Police Headquarters for an interview.

I contacted Osborn at Police Headquarters for an interview. Post-Miranda, Osborn told me that he and V.W. had been in an argument earlier in the evening of 02-28-17. Osborn stated he left the

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apartment and went to a local restaurant/bar. Osborn said that V.W. responded to the restaurant/bar a few hours later to pick him up due to having been drinking. Osborn stated he and V.W. had gotten into an argument in his vehicle in the parking lot of the restaurant/bar. Osborn said he opened the door to his vehicle and pushed V.W. out. Osborn then drove back to his apartment and went to bed.

Osborn stated he was in bed for approximately 15 minutes when V.W. returned to apartment. Osborn said he and V.W. argued in the living room of the apartment and at one point V.W. brandishes pepper spray. Osborn stated he tried to grab the pepper spray from V.W. but V.W. pulled away from him. Osborn said as V.W. pulled away from him, she fell and struck her head on the floor. Osborn stated that he lived in a bottom floor apartment of the complex and the floors were carpeted but concrete underneath. Osborn observed V.W. lying on the floor but not saying anything to him. Osborn then heard V.W. sigh heavily and then began snoring and did not know if she was "knocked out". Osborn stated V.W. lay on the floor for approximately 10 minutes and he then carried her to bed. Osborn observed that V.W.'s lips appeared to be purple and it sounded as if she was having difficulty breathing. Osborn also observed that V.W.'s throat appeared to be purple in color. Osborn stated he called 911 at that time and began administering CPR at the instruction of the 911 operator.

On 03-01-17, I responded to the hospital and viewed V.W.'s body. I observed V.W. to have discoloration and bruising on the extremities. I also observed a superficial scratch on the right side of V.W.'s neck. A linear bruise was observed on the small of V.W.'s back, which in my training and experience appeared to be consistent with being struck by an object and/or pushed into an object. I was also advised by medical staff that V.W. had sustained a laceration to the liver. At 1418 hours, V.W. was pronounced deceased by medical staff.

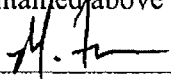
Sgt. T. King (DSN 843) spoke with Trauma Surgeon, Dr. Matt Simpson, and Neuro-Surgeon, Dr. Charlie Mace about V.W.'s injuries. Dr. Mace stated the skull fracture was such that to have caused V.W. to lose consciousness and become immediately incapacitated. Furthermore, the skull fracture would not be consistent with someone falling from a standing position and striking their head as described by Osborn. Dr. Mace did indicate that the skull fracture and bleeding from the brain V.W. suffered would have to have been applied by force. Dr. Simpson advised the laceration to the liver appeared to be a recent injury caused by blunt force.

Through investigation, I learned there was a reported history of domestic violence between Osborn and V.W.

I was advised by medical staff that the unborn child to V.W. was pronounced deceased at 2018 hours on 03-01-17.

The facts contained above are true.

Signature



1055

DSN

Corporal

Title