



NEWS RELEASE
GREENE COUNTY PROSECUTING ATTORNEY
DAN PATTERSON

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1010 Boonville
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11/20/2013

FOR IMMEDIATE RELEASE

DRIVER IN FATAL HIT AND RUN CHARGED

SPRINGFIELD, Mo. – Greene County Prosecuting Attorney Dan Patterson announces that Shannon R. Smith, 31, of Springfield, MO has been charged today with the felony of leaving the scene of an accident for a fatality collision where a white Chevrolet Impala allegedly driven by Smith struck Zachary Gibson who was on a bicycle. The collision occurred at 6:45 P.M. this past Sunday at the intersection of Kimbrough and Bear Blvd near the Missouri State campus. Smith did not stop or call law enforcement with details of the collision. Smith is being held at the Greene County Jail with a \$40,000 bond.

Mr. Patterson cautions that the charge contained in the felony complaint is merely an allegation 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 Assistant Prosecuting Attorney Philip Fuhrman. It is being investigated by the Springfield Police Dept. and Detective Dustin Donaldson is the lead investigator assigned to the case.

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IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

Associate Division _____

STATE OF MISSOURI,)	
Plaintiff,)	
)	
)	
vs.)	Case No.
)	
SHANNON R SMITH,)	OCN#
)	
Defendant.)	PA File No. 077317875
State of Missouri)	
)	ss.
County of Greene)	

FELONY COMPLAINT

COUNT I

(Missouri Charge Code: 4886501.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 577.060, RSMo, committed the class D felony of leaving the scene of a motor vehicle accident, punishable upon conviction under Sections 558.011 and 560.011, RSMo, in that on or about November 17, 2013, the defendant, while operating a motor vehicle on Kimbrough Avenue, a highway, at or near Kimbrough Avenue and Bear Boulevard in the County of Greene, State of Missouri, was a party to an accident that caused the death of Zachary Gibson, and the defendant knew that such injury had occurred, and defendant left the scene of the accident without stopping and giving sufficient information by which the defendant could be readily identified and located to such person or to a police officer in the vicinity or to the nearest police station or judicial officer.

Defendant is a prior offender under Section 558.016, RSMo. Defendant is also a persistent offender and is punishable by sentence to an extended term of imprisonment, specifically that of a Class C Felony, under Sections 558.016 and 557.036, RSMo, in that he has pleaded guilty to two or more felonies committed at different times. The felonies are as follows:

1. On or about April 6, 2004, defendant pleaded guilty to the felony of injury to a child/elderly/disabled criminal negligence in the District Court of Gatesville, Texas in Cause Number FAM04-17194.
2. On or about January 13, 2012, defendant pleaded guilty to the felony of tampering with a motor vehicle in the first degree in the Circuit Court of Greene County in Case Number 1131-CR00953.

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



Electronically signed;

Philip M. Fuhrman
Assistant Prosecuting Attorney
Missouri Bar No. 61984
1010 Boonville Ave.
Springfield, MO 65802
(417) 868-4061
FAX (417) 868-4160

Philip M. Fuhrman, Assistant Prosecuting Attorney of the County of Greene, State of Missouri, being duly sworn, upon oath says that the facts stated in the above information are true, according to his or her best information, knowledge and belief.



Electronically signed;

Philip M. Fuhrman
Assistant Prosecuting Attorney



SPRINGFIELD POLICE DEPARTMENT



PROBABLE CAUSE STATEMENT

Date: 07/23/20103 Case #: 13-48853

I, Officer Dustin Donaldson, knowing that false statements on this form are punishable by law state as follows:

1. I have probable cause to believe that Shannon R. Smith, W / F, DOB 02/05/1982, SSN [REDACTED] committed one or more criminal offenses.
2. The following crime(s) happened on 11/17/2013, 18:45 hours at the intersection of Kimbrough Ave and Bear Blvd. in Springfield, Greene County, Missouri.
3. The facts supporting this belief are as follows:

As a member of the Springfield Police Department Traffic Section I was called in to assist with the investigation of a fatality crash involving a 2004 Chevrolet Impala and a bicycle. The Impala left the scene immediately following the crash. The bicyclist was identified as Zachary S. Gibson, DOB 09/10/1990. Gibson died at the scene as a result of his injuries. Based on witness accounts and evidence at the scene, it was apparent that the Impala had been traveling southbound on Kimbrough and Gibson had been traveling westbound on Bear Blvd.

A CrimeStoppers tip was received that led us to the location of the Impala in the roadway in front of 626 W. Edgewood. The Impala had been abandoned. I observed contact damage on the front of the Chevrolet Impala that was consistent with the impact from a bicycle. I spoke with the owner of the vehicle, Amy Bell. Bell told me she had loaned the vehicle to Smith the morning of the crash after Smith dropped her off at work in Branson. Bell told me Smith did not pick her up from work in the evening as she was supposed to and she was not able to reach Smith by phone. Smith was contacted in Buffalo and arrested. I interviewed her at the jail, post Miranda and she admitted to being the driver of the Impala at the time of the crash.

During the interview, Smith said she was being chased by her ex boyfriend who was in another vehicle. Smith said she had been southbound on Kimbrough at what she estimated to be 85 mph while still being chased when she saw the bicyclist enter the intersection from the east side. Smith said she applied her brakes and tried to swerve left to avoid hitting him but could not avoid the crash. Smith said she did not stop after hitting Gibson because she was scared of her ex-boyfriend and scared of being in trouble for the crash. Smith drove to the 500 block of West Downing and realized it was a dead end street so she had to turn around in a yard and go back toward Grant St. Smith said she continued to be followed. She then turned onto Edgewood and stopped in front of 626 W. Edgewood where she abandoned the vehicle. Smith left the area in a taxi cab and never reported the accident prior to my interview with her. Smith said her first instinct was to run. Smith also died her hair a darker brown in order to avoid an arrest. At this time the investigation into this incident is ongoing.

The facts contained above are true.

Dustin Donaldson
Signature

1281
DSN

Police Officer
Title

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

STATE OF MISSOURI,)
Plaintiff,)
vs.) Case No.
)
)PA File No. 077317875
SHANNON R SMITH)
Defendant.)

PROSECUTING ATTORNEY’S BAIL/BOND RECOMMENDATION

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

1. AMOUNT: \$40,000

- OPEN COURT ONLY BOND (by administrative order applies to bonds \$25,000 and higher)
- State agrees to a recognizance release following the defendant’s first appearance before the Court.
- 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: Defendant was traveling in excess of 60 miles per hour and struck a rider on a bicycle who is deceased as a result of the collision. Defendant did not stop or contact law enforcement to notify them of the collision. When police located the vehicle that the defendant was driving, it was apparent to law enforcement that it had recently been cleaned in an effort to remove evidence of blood and flesh. When law enforcement contacted the defendant she had died her hair and admitted to law enforcement she was planning on fleeing. Defendant is a prior and persistent felony offender and has convictions for injury to a child/elderly/disabled person and tampering with a motor vehicle in the first degree(1131-CR00953). Defendant was on felony probation in 1131-CR00953at the time of this offense and was recently revoked and sentenced to the Department of Corrections 120 treatment program on January 9, 2013. Defendant is a flight risk because she left the scene and also was planning on fleeing due to this offense.

Respectfully submitted,



Electronically signed;

Philip M. Fuhrman
Assistant Prosecuting Attorney
Mo. Bar No. 61984
1010 Boonville
Springfield, MO 65804
(417) 868-4061

EXHIBIT A
TO ARREST WARRANT

State of Missouri v. Shannon R Smith
Case No:

SPECIAL CONDITIONS OF RELEASE ON BOND SET BY THE COURT:

- 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
- No contact or communication with Blake Basten 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: