

NEWS RELEASE
GREENE COUNTY PROSECUTING ATTORNEY
DAN PATTERSON

Contact: Evelyn Keith, Assistant Office Manager – (417) 868-4061
1010 Boonville
Springfield, MO 65802

12/14/2012

FOR IMMEDIATE RELEASE

TWO CHARGED IN MARIJUANA DRUG BUY TURNED MURDER

SPRINGFIELD, Mo. – Greene County Prosecuting Attorney Dan Patterson announces that Marquay Rashaan Marshall also known as Marquay Walton, 17, of Springfield, Missouri and Darian Earl Hall, 18, of Springfield, Missouri have been charged today with the robbery and murder of Trent Brewer.

The Defendants are both charged with one count of murder in the second degree, one count of robbery in the first degree and two counts of armed criminal action. These charges result from the events of December 12, 2012, in which it is alleged that a marijuana purchase between the defendants and Mr. Brewer turned in to a robbery and homicide. These events occurred at 3500 S. National in Springfield, Missouri.

Mr. Patterson cautions that the charges contained in the felony complaints are merely allegations and that the defendants are 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 Prosecuting Attorney Dan Patterson. It is being investigated by the Springfield Police Dept. and Detective Neal McAmis is the lead investigator assigned to the case.

###

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI
Associate Division _____

STATE OF MISSOURI,)
Plaintiff,)
)
)
vs.) Case No. 1231-CR07418
)
)
MARQUAY RASHAAN MARSHALL,) OCN# 07030950
AKA MARQUAY WALTON,)
)
Defendant.) PA File No. 077299805

State of Missouri)
) ss.
County of Greene)

FELONY COMPLAINT

COUNT I
(Missouri Charge Code: 1003103.)

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 December 12, 2012, in the County of Greene, State of Missouri, Trent Brewer was killed by being shot as a result of the perpetration of the class A felony of robbery in the first degree under Section 569.020, RSMo committed by the defendant on or about December 12, 2012, in the County of Greene, State of Missouri.

COUNT II
(Missouri Charge Code: 3101099.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of murder in the second degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

COUNT III
(Missouri Charge Code: 1201004.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in

violation of Section 569.020, RSMo, committed the class A felony of robbery in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant forcibly stole a bag he believed to contain marijuana, property in the possession of Trent Brewer, and in the course thereof the Defendant and Darian Hall, another participant in the crime, were armed with a deadly weapon.

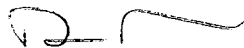
COUNT IV
(Missouri Charge Code: 3101099.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant committed the felony of robbery in the first degree charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of robbery in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

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,



Missouri Bar No. 41848

1010 Boonville Ave.
Springfield, MO 65802
(417) 868-4061
FAX (417) 868-4160

Dan Patterson, 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.



Dan Patterson
Prosecuting Attorney



SPRINGFIELD POLICE DEPARTMENT



PROBABLE CAUSE STATEMENT

Date: 12/13/12 Case #: 12-52293

I, Neal McAmis, a law enforcement officer, knowing that false statements on this form are punishable by law state as follows:

1. I have probable cause to believe that Marquay Rashaan Marshall, B/M, DOB _____, SSN _____, committed one or more criminal offenses.
2. The following crime(s) happened on 12/12/12 @ 1745 at 3500 S. National in Springfield, Greene County, Missouri.
3. The facts supporting this belief are as follows:

Officers were sent to the above location about a shots fired call. Officers were informed a subject had possibly been shot and was on the ground outside of one of the apartment buildings. Officers learned that two vehicles fled a nearby parking lot shortly after the shooting took place. The vehicles apparently fled the location at a high rate of speed.

Officer Clemens arrived on scene and found the victim. The victim was identified as Trent Brewer. Officer Clemens said Brewer was face down and appeared to have blood coming out of his mouth. Officer Clemens noted that Brewer did not have vital signs and appeared deceased.

Paramedics arrived on scene and transported Brewer to the hospital. Brewer was pronounced dead a short time later. Cpl. Castrodale responded to the hospital and photographed Brewer's wounds. Cpl. Castrodale noted it appeared Brewer had two gunshot wounds. He said one wound was on Brewer's left side and the other was on Brewer's left forearm.

I received information that a subject (C1) called the police department and said he had information about the murder. Detective Kevin Shipley contacted C1 and brought C1 to police headquarters for an interview.

C1 informed Detective Shipley he witnessed the murder. C1 told Detective Shipley he was in a vehicle with Brewer and another subject (C2). C1 said they were in C2's vehicle and said they picked up Brewer at the Bradford Park Apartments (3500 S. National). C1 said Brewer told them he needed to meet some people and said they parked their vehicle in the parking lot of The Vision Clinic (3440 S. National).

C1 told Detective Shipley three subjects exited a red Jeep and walked toward C2's car. C1 said he recognized all three subjects. He said there was one white female (C3) and two black male subjects. C1 said he knew C3 from school and said he was familiar with the two black male subjects from prior acquaintances. C1 identified the two subjects as Darian Hall and Marquay Walton (Walton's legal name is Marquay Marshall and he uses Walton as an alias).

C1 said Marshall handed Hall a Nike backpack style bag as they approached C2's car. C1 told Detective Shipley C3 and Marshall walked back to the Jeep and said Hall spoke to Brewer at C2's vehicle. C1 said Brewer wanted Hall to get inside the vehicle, but said Hall would not do so. C1 said Brewer exited the vehicle and talked to Hall outside the car. C1 said Hall suddenly pulled out a gun from the Nike bag. C1 described the gun as being a chrome semi-automatic style handgun. C1 told Detective Shipley that Brewer put his hands in the air and backed away from Hall. C1 said Brewer turned and ran away from Hall and said that was when Hall fired several shots at Brewer. C1 said he thought six to 10 shots were fired.

C1 said C2 reversed out of their parking space and quickly fled the parking lot. C1 said Brewer fled the area and said he did not know that Brewer had been shot at that time. C1 said he learned of Brewer's death by seeing it on the news.

In the early morning hours of 12/13/12, I contacted C3 at her residence and she agreed to respond to police headquarters to speak with me about the incident. C3 said she assisted in setting up a drug deal between Hall, Marshall, and Brewer. C3 said she believed Hall and Marshall had money to buy marijuana from Brewer.

C3 told me she drove to The Vision Clinic and parked her Jeep at that location. C3 told me they all three walked to C2's vehicle. C3 said C2 told her they all should not be by the vehicle. C3 said it was then that she walked back to the Jeep with Marshall. C3 said Hall remained by C2's vehicle. C3 told me Marshall got the Nike bag out of the Jeep and threw it to Hall. C3 said she believed the money to buy the drugs was in the Nike bag.

C3 said she and Marshall got into the Jeep and waited while Hall talked to Brewer (she said Brewer was still inside C2's vehicle). C3 said Hall backed away from C2's vehicle and said Brewer exited. C3 said Brewer suddenly took off running. C3 said Hall shot at Brewer as Brewer ran away. C3 said she thought Hall fired about six shots at Brewer.

C3 said Hall ran back to the Jeep. C3 said Hall had Brewer's black duffel bag that contained marijuana and various items of drug paraphernalia. C3 said she realized the situation was a set-up because she said she never saw Hall or Marshall with money to buy the marijuana.

On 12/13/12, about noon, C2 responded to headquarters and Detective Barb spoke with him. C2 admitted he, along with C3, arranged a drug deal between Brewer and friends of C3. C2 said he did not know C3's friends, but said he saw pictures of them on the Internet after the murder. C2 said the subjects were Hall and Marshall.

C2 said C1 was with him and said they picked up Brewer outside Brewer's apartment complex. C2 said he drove Brewer to The Vision Clinic's parking lot and said that was where they met C3, Hall, and Marshall. C2 said the three subjects approached his car, but said he told them only one person needed to be there. C2 said C3 and Marshall walked back to the Jeep they arrived in. C2 said Marshall threw a bag to Hall and said Hall pulled out a gun. C2 said Brewer showed Hall some marijuana and exited the vehicle.

C2 said Brewer took off running after exiting the vehicle. C2 told Detective Barb Hall shot multiple times at Brewer. C2 said Hall then pointed the gun at him and pulled the trigger. C2 said the gun did not fire at that time. C2 said he backed out of the parking space and fled the location.

On 12/13/12, about 2030, Sgt. Neal, Detective Barb, and I responded to the residence of Hall and Marshall. We saw the subjects as they walked toward their residence. We exited our CIS vehicle and were able to arrest the suspects.

Both suspects were transported to headquarters, where I questioned them (post Miranda). Marshall admitted the incident was a drug deal, but initially denied it was a set-up. Marshall later admitted it was a set-up and said Hall intended to steal the marijuana from Brewer (he said they did not know Brewer and said C3 arranged the deal for them). Marshall said Hall brought a gun with him to do the deal, but said he believed Hall only had the gun for protection.

Marshall said they contacted the subjects on the parking lot and approached their vehicle. He said the subjects were acting suspicious and was worried the subjects were going to try to rob them. Marshall said he and C3 went back to the Jeep and Hall stayed by C2's car. Marshall said he threw the Nike bag to Hall. Marshall said the bag was empty when he threw it to Hall. He said the bag was where Hall was going to put the marijuana. He said Hall's gun was not in the bag and said Hall had it on his person.


Marshall said Hall spoke to Brewer and said Brewer exited C2's car. He said it appeared Brewer was angry and possibly wanted to fight Hall. Marshall said it looked like Brewer reached for something in the front of his (Brewer's) pants. Marshall said it was then that Hall pulled out his (Hall's) gun and pointed it at Brewer. He said Hall shot at Brewer and said Brewer tried to run away. Marshall said Hall continued to shoot at Brewer as Brewer fled. Marshall said Hall fired several rounds at Brewer and said he thought Hall possibly "emptied the clip."

Marshall said Hall grabbed Brewer's duffel bag and ran back to the Jeep. Marshall said Brewer put the duffel bag on top of C2's vehicle when he exited the car. He said Hall grabbed the bag after he shot Brewer. Marshall said the bag contained marijuana and drug paraphernalia. He said C3 fled the parking lot and drove them back to their (Marshall and Hall's) residence. Marshall said it was not in their original plan to kill Brewer and said he did not know why Hall shot at Brewer as Brewer fled.

I questioned Hall about the incident. He initially denied any involvement, claimed he knew nothing about the incident, and that he was not there. I informed Hall we had already spoken to several people and knew he was involved. Hall began to cry and told me he did not want to get his brother in trouble. He told me he grew up with Marshall and said Marshall was like a brother to him.

Hall went on to tell me Marshall was the actual shooter. He described similar events as the others; however, Hall said his and Marshall's roles were actually reversed. I told Hall the other subjects stories matched and informed him he had already been identified. Hall continued to deny he shot Brewer.

The facts contained above are true.


Signature

1102
DSN

DETECTIVE
Title

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

STATE OF MISSOURI,)
Plaintiff,)
vs.) Case No.
)
) PA File No. 077299805
MARQUAY RASHAAN MARSHALL)
Defendant.)

PROSECUTING ATTORNEY'S BAIL/BOND RECOMMENDATION

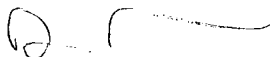
The bail/bond recommendation of the Greene County Prosecutor, in this case, is as follows:

1. AMOUNT: \$NO BOND Issue summons in lieu of warrant
- OPEN COURT ONLY BOND (by administrative order applies to bonds \$25,000 and higher)
- State agrees to a recognizance release following the entry of appearance of defense counsel upon Court order and the special conditions of release
- HOLD WITHOUT BOND
2. SPECIAL CONDITIONS OF RELEASE:
- Obey all laws
- No contact or communication with victim(s) or victim's family in any manner or through any medium
- Not to possess any weapon, firearm or ammunition
- No contact or communication with Darian Hall or any witness in any manner or through any medium
- Not to be on the premises of or within 1,000 feet of: 3500 and 3440 S. National Ave., Springfield, MO
- Not to possess or consume alcohol or be on premises of establishment where the primary item for sale is alcoholic beverages
- Electronic alcohol monitoring device. (All violations must be reported to Court within 24 hours)
- 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
- Electronic Monitor/GPS specific travel exclusion zones, Defendant may not travel:
- Other:

PROSECUTING ATTORNEY'S BAIL/BOND RECOMMENDATION

3. Reasons for above bail/bond and special condition recommendations: Nature of offense, drug buy was set up for robbery and defendant supplied the firearm that was used by co-defendant in course of the robbery and murder. Under Missouri Constitution, Article I, Section 32.2, the probable cause statement herein supports a finding that the defendant poses a danger to the community and witnesses herein.

Respectfully submitted,



Dan Patterson
Prosecuting Attorney
Mo. Bar No. 41848
1010 Boonville
Springfield, MO 65804
(417) 868-4061
FAX (417) 868-4160

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI
Associate Division _____

STATE OF MISSOURI,)
Plaintiff,)
)
)
vs.) Case No. 1231 CR07419
)
)
DARIAN EARL HALL,) OCN# 07030949
)
)
Defendant.) PA File No. 077299803

State of Missouri)
) ss.
County of Greene)

FELONY COMPLAINT

COUNT I
(Missouri Charge Code: 1003103.)

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 December 12, 2012, in the County of Greene, State of Missouri, the defendant knowingly caused the death of Trent Brewer by shooting him, and defendant is further given notice that should the state submit murder in the second degree - felony under Section 565.021.1(2), RSMo, it will be based on the death of Trent Brewer as a result of the perpetration of the class A felony of robbery in the first degree under Section 569.020, RSMo, committed by defendant.

COUNT II
(Missouri Charge Code: 3101099.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant committed the felony of murder in the second degree charged in Count I, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of murder in the second degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

COUNT III
(Missouri Charge Code: 1201004.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 569.020, RSMo, committed the class A felony of robbery in the first degree, punishable

upon conviction under Section 558.011, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant forcibly stole a bag he believed contained marijuana, property in the possession of Trent Brewer, and in the course thereof the defendant was armed with a deadly weapon.


COUNT IV
(Missouri Charge Code: 3101099.)

The Prosecuting Attorney of the County of Greene, State of Missouri, charges that the defendant, in violation of Section 571.015, RSMo, committed the felony of armed criminal action, punishable upon conviction under Section 571.015.1, RSMo, in that on or about December 12, 2012, in the County of Greene, State of Missouri, the defendant committed the felony of robbery in the first degree charged in Count III, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of robbery in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

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.

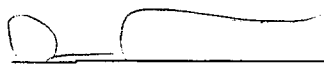
DAN PATTERSON
Prosecuting Attorney of the County of
Greene, State of Missouri, by



Missouri Bar No. 41848

1010 Boonville Ave.
Springfield, MO 65802
(417) 868-4061
FAX (417) 868-4160

Dan Patterson, 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.



Dan Patterson
Prosecuting Attorney



SPRINGFIELD POLICE DEPARTMENT



PROBABLE CAUSE STATEMENT

Date: 12/13/12 Case #: 12-52293

I, Neal McAmis, a law enforcement officer, knowing that false statements on this form are punishable by law state as follows:

1. I have probable cause to believe that Darian Earl Hall, B/M, DOB _____, SSN _____, committed one or more criminal offenses.
2. The following crime(s) happened on 12/12/12 @ 1745 at 3500 S. National in Springfield, Greene County, Missouri.
3. The facts supporting this belief are as follows:

Officers were sent to the above location about a shots fired call. Officers were informed a subject had possibly been shot and was on the ground outside of one of the apartment buildings. Officers learned that two vehicles fled a nearby parking lot shortly after the shooting took place. The vehicles apparently fled the location at a high rate of speed.

Officer Clemens arrived on scene and found the victim. The victim was identified as Trent Brewer. Officer Clemens said Brewer was face down and appeared to have blood coming out of his mouth. Officer Clemens noted that Brewer did not have vital signs and appeared deceased.

Paramedics arrived on scene and transported Brewer to the hospital. Brewer was pronounced dead a short time later. Cpl. Castrodale responded to the hospital and photographed Brewer's wounds. Cpl. Castrodale noted it appeared Brewer had two gunshot wounds. He said one wound was on Brewer's left side and the other was on Brewer's left forearm.

I received information that a subject (C1) called the police department and said he had information about the murder. Detective Kevin Shipley contacted C1 and brought C1 to police headquarters for an interview.

C1 informed Detective Shipley he witnessed the murder. C1 told Detective Shipley he was in a vehicle with Brewer and another subject (C2). C1 said they were in C2's vehicle and said they picked up Brewer at the Bradford Park Apartments (3500 S. National). C1 said Brewer told them he needed to meet some people and said they parked their vehicle in the parking lot of The Vision Clinic (3440 S. National).

C1 told Detective Shipley three subjects exited a red Jeep and walked toward C2's car. C1 said he recognized all three subjects. He said there was one white female (C3) and two black male subjects. C1 said he knew C3 from school and said he was familiar with the two black male subjects from prior acquaintances. C1 identified the two subjects as Darian Hall and Marquay Walton (Walton's legal name is Marquay Marshall and he uses Walton as an alias).

C1 said Marshall handed Hall a Nike backpack style bag as they approached C2's car. C1 told Detective Shipley C3 and Marshall walked back to the Jeep and said Hall spoke to Brewer at C2's vehicle. C1 said Brewer wanted Hall to get inside the vehicle, but said Hall would not do so. C1 said Brewer exited the vehicle and talked to Hall outside the car. C1 said Hall suddenly pulled out a gun from the Nike bag. C1 described the gun as being a chrome semi-automatic style handgun. C1 told Detective Shipley that Brewer put his hands in the air and backed away from Hall. C1 said Brewer turned and ran away from Hall and said that was when Hall fired several shots at Brewer. C1 said he thought six to 10 shots were fired.

C1 said C2 reversed out of their parking space and quickly fled the parking lot. C1 said Brewer fled the area and said he did not know that Brewer had been shot at that time. C1 said he learned of Brewer's death by seeing it on the news.

In the early morning hours of 12/13/12, I contacted C3 at her residence and she agreed to respond to police headquarters to speak with me about the incident. C3 said she assisted in setting up a drug deal between Hall, Marshall, and Brewer. C3 said she believed Hall and Marshall had money to buy marijuana from Brewer.

C3 told me she drove to The Vision Clinic and parked her Jeep at that location. C3 told me that all three walked to C2's vehicle. C3 said C2 told her they all should not be by the vehicle. C3 said it was then that she walked back to the Jeep with Marshall. C3 said Hall remained by C2's vehicle. C3 told me Marshall got the Nike bag out of the Jeep and threw it to Hall. C3 said she believed the money to buy the drugs was in the Nike bag.

C3 said she and Marshall got into the Jeep and waited while Hall talked to Brewer (she said Brewer was still inside C2's vehicle). C3 said Hall backed away from C2's vehicle and said Brewer exited the vehicle. C3 said Brewer suddenly took off running. C3 said Hall shot at Brewer as Brewer ran away. C3 said she thought Hall fired about six shots at Brewer.

C3 said Hall ran back to the Jeep. C3 said Hall had Brewer's black duffel bag that contained marijuana and various items of drug paraphernalia. C3 said she realized the situation was a set-up because she said she never saw Hall or Marshall with money to buy the marijuana.

On 12/13/12, about noon, C2 responded to headquarters and Detective Barb spoke with him. C2 admitted he, along with C3, arranged a drug deal between Brewer and friends of C3. C2 said he did not know C3's friends, but said he saw pictures of them on the Internet after the murder. C2 said the subjects were Hall and Marshall.

C2 said C1 was with her and said they picked up Brewer outside Brewer's apartment complex. C2 said he drove Brewer to The Vision Clinic's parking lot and said that was where they met C3, Hall, and Marshall. C2 said the three subjects approached his car, but said he told them only one person needed to be there. C2 said C3 and Marshall walked back to the Jeep they arrived in. C2 said Marshall threw a bag to Hall and said Hall pulled out a gun. C2 said Brewer showed Hall some marijuana and exited the vehicle.

C2 said Brewer took off running after exiting the vehicle. C2 told Detective Barb Hall shot multiple times at Brewer. C2 said Hall then pointed the gun at him/her and pulled the trigger. C2 said the gun did not fire at that time. C2 said he backed out of the parking space and fled the location.

On 12/13/12, about 2030, Sgt. Neal, Detective Barb, and I responded to the residence of Hall and Marshall. We saw the subjects as they walked toward their residence. We exited our CIS vehicle and were able to arrest the suspects.

Both suspects were transported to headquarters, where I questioned them (post Miranda). Marshall admitted the incident was a drug deal, but initially denied it was a set-up. Marshall later admitted it was a set-up and said Hall intended to steal the marijuana from Brewer (he said they did not know Brewer and said C3 arranged the deal for them). Marshall said Hall brought a gun with him to do the deal, but said he believed Hall only had the gun for protection.

Marshall said they contacted the subjects on the parking lot and approached their vehicle. He said the subjects were acting suspicious and was worried the subjects were going to try to rob them. Marshall said he and C3 went back to the Jeep and Hall stayed by C2's car. Marshall said he threw the Nike bag to Hall. Marshall said the bag was empty when he threw it to Hall. He said the bag was where Hall was going to put the marijuana. He said Hall's gun was not in the bag and said Hall had it on his person.


Marshall said Hall spoke to Brewer and said Brewer exited C2's car. He said it appeared Brewer was angry and possibly wanted to fight Hall. Marshall said it looked like Brewer reached for something in the front of his (Brewer's) pants. Marshall said it was then that Hall pulled out his (Hall's) gun and pointed it at Brewer. He said Hall shot at Brewer and said Brewer tried to run away. Marshall said Hall continued to shoot at Brewer as Brewer fled. Marshall said Hall fired several rounds at Brewer and said he thought Hall possibly "emptied the clip."

Marshall said Hall grabbed Brewer's duffel bag and ran back to the Jeep. Marshall said Brewer put the duffel bag on top of C2's vehicle when he exited the car. He said Hall grabbed the bag after he shot Brewer. Marshall said the bag contained marijuana and drug paraphernalia. He said C3 fled the parking lot and drove them back to their (Marshall and Hall's) residence. Marshall said it was not in their original plan to kill Brewer and said he did not know why Hall shot at Brewer as Brewer fled.

I questioned Hall about the incident. He initially denied any involvement, claimed he knew nothing about the incident, and that he was not there. I informed Hall we had already spoken to several people and knew he was involved. Hall began to cry and told me he did not want to get his brother in trouble. He told me he grew up with Marshall and said Marshall was like a brother to him.

Hall went on to tell me Marshall was the actual shooter. He described similar events as the others; however, Hall said his and Marshall's roles were actually reversed. I told Hall the other subjects stories matched and informed him he had already been identified. Hall continued to deny he shot Brewer.

The facts contained above are true.


Signature

1102
DSN

DETECTIVE
Title

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI

STATE OF MISSOURI,)
Plaintiff,)
vs.) Case No.
)
) PA File No. 077299803
DARIAN EARL HALL)
Defendant.)

PROSECUTING ATTORNEY'S BAIL/BOND RECOMMENDATION


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

1. AMOUNT: \$NO BOND Issue summons in lieu of warrant
- OPEN COURT ONLY BOND (by administrative order applies to bonds \$25,000 and higher)
- State agrees to a recognizance release following the entry of appearance of defense counsel upon Court order and the special conditions of release
- HOLD WITHOUT BOND
2. SPECIAL CONDITIONS OF RELEASE:
- Obey all laws
- No contact or communication with victim(s) or victim's family in any manner or through any medium
- Not to possess any weapon, firearm or ammunition
- No contact or communication with Marquay Marshall aka Marquay Walton or any witness in any manner or through any medium
- Not to be on the premises of or within 1,000 feet of: 3500 and 3440 S. National Avenue, Springfield, MO
- Not to possess or consume alcohol or be on premises of establishment where the primary item for sale is alcoholic beverages
- Electronic alcohol monitoring device. (All violations must be reported to Court within 24 hours)
- 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
- Electronic Monitor/GPS specific travel exclusion zones, Defendant may not travel:
- Other:

PROSECUTING ATTORNEY'S BAIL/BOND RECOMMENDATION

3. Reasons for above bail/bond and special condition recommendations: Nature of offense, drug buy was set up for robbery and defendant shot and killed dealer in course of the robbery and murder and attempted to shoot another. Under Missouri Constitution, Article I, Section 32.2, the probable cause statement herein supports a finding that the defendant poses a danger to the community and witnesses herein.

Respectfully submitted,



Dan Patterson
Prosecuting Attorney
Mo. Bar No. 41848
1010 Boonville
Springfield, MO 65804
(417) 868-4061
FAX (417) 868-4160