
United States District Court

WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

UNITED STATES OF AMERICA

v.

CHRISTOPHER C. KELLEY
[DOB: 05/03/1976]

**COUNT ONE: Possession of a Firearm
While Under Domestic Violence Order of
Protection**

18 U.S.C. §§ 922(g)(8) and 924(a)(2)

NMT: 10 Years' Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years' Supervised Release

\$100 Mandatory Special Assessment

Class C Felony

CRIMINAL COMPLAINT

Case Number: 18-MJ-00189-JTM

I, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief:

COUNT ONE

On or about December 19, 2018, in the Western District of Missouri, the defendant **CHRISTOPHER C. KELLEY**, who was subject to a court order issued by Clinton County, Missouri Circuit Court in Case Number 18CN-PN00068 on October 24, 2018 and modified on November 29, 2018, and issued after a hearing of which he received actual notice, and at which he had an opportunity to participate, restraining him from harassing, stalking, or threatening an intimate partner, that explicitly prohibited him from using, attempting to use, or threatening to use physical force against an intimate partner that would reasonably cause physical injury, did knowingly possess, in and affecting interstate commerce, firearms, to wit: a Smith and Wesson, CTG, .22 caliber revolver, bearing serial number 50181; a U.S. military, M1, .30 caliber rifle, bearing serial number 586421; a Remington, 870, shotgun, bearing serial number B272885B; a Glock, Model 35, .40 caliber pistol bearing serial number LLS827; a Ruger, 10-22, bearing serial number 243-89633; a Para Ordinance, Model LDA, bearing serial number P184918; a Colt, Mustang, .22 caliber pistol, bearing serial number 89859; a Benelli, Model Nova, 12 gauge shotgun, bearing serial number 2178008; a Springfield Armory, M1, .30 caliber rifle, bearing serial number

3131160; a Winchester, M1, .30 caliber, rifle bearing serial number 2435800A; a Braztech, LC, single-shot shotgun, bearing serial number 5411220BS; a Winchester, Model 70 Westerner, 270 bolt-action rifle with a scope, bearing serial number 61519015; a H & R, single-shot, Versa Pack, .22 rifle, bearing serial number HX223046; a Mauser, Model 1893, bolt-action rifle, with an unknown serial number; and a New England Firearms, Handi, .223 caliber rifle, bearing serial number NT339686, which had been transported in interstate commerce, contrary to the provisions of Title 18, United States Code, Sections 922(g)(8) and 924(a)(2).

I further state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives, and that this complaint is based on the following facts:

(See attached Affidavit),

Continued on the attached sheet and made a part hereof: Yes No.



KATHRYN E. WRAY
Special Agent
Bureau of Alcohol, Tobacco, Firearms and Explosives

Sworn to before me and subscribed in my presence,

December 19, 2018
Date

at Kansas City, Missouri
City and State

HONORABLE LAJUANA M. COUNTS
United States Magistrate Judge
Name and Title of Judicial Officer

Lajuana M. Counts
Signature of Judicial Officer

AFFIDAVIT

Kathryn E. Wray being duly sworn, deposes and states the following:

1. I make this affidavit from personal knowledge based on my participation in this investigation, including witness interviews by myself and/or other law enforcement agents, communications with others who have personal knowledge of the events and circumstances described herein, and information gained through my training and experience. The information outlined below is provided for the limited purpose of establishing probable cause and does not contain all details or all facts of which I am aware relating to this investigation.
2. I have been employed as a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives since February 2005. During this time I have participated in numerous firearm investigations that have resulted in the execution of federal search and arrest warrants.
3. In November 2018, I began an investigation regarding an individual identified as **Christopher C. Kelley** (DOB: 05/03/1976). **Kelley** is the Respondent subject to a judgment for a Full Order of Protection in Clinton County, Missouri Circuit Court case number 18CN-PN00068 granted on or about October 24, 2018 and modified on November 29, 2018. Prior to the entry of Judgment for the Full Order of Protection, the court entered an Ex Parte Order of Protection on October 15, 2018. **Kelley** was served with the Ex Parte Order of Protection on October 16, 2018. After a hearing on October 24, 2018, at which **Kelley** did not appear despite receiving prior notice, a Full Order of Protection was entered. The Full Order of Protection was served on **Kelley** on November 15, 2018. The Full Order of Protection includes the following provisions:
 - a. “Respondent shall not commit or threaten to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of Petitioner [**Kelley’s** spouse].”
 - b. “Respondent shall not harass, stalk or threaten Petitioner or engage in other conduct that would place Petitioner in reasonable fear of bodily injury to Petitioner.”
 - c. “Respondent shall not use, attempt to use, or threaten to use physical force against Petitioner that would reasonably cause physical injury.”

An order modifying the Full Order of Protection entered on November 29, 2018 includes the following provision: “The Respondent is not to possess firearms.” The modification order was served on **Kelley** when he picked up a copy from the Clinton County Courthouse on November 30, 2018.

4. On October 10, 2018, the Clinton County, Missouri Sheriff’s Office requested assistance from the DeKalb County, Missouri Sheriff’s Office to conduct a “well-being” check on

Kelley. According to the Clinton County, Missouri Sheriff's Office, **Kelley** had been at the Clinton County, Missouri Courthouse earlier that day threatening to kill the President of the United States and the Sheriff. Deputies from the DeKalb County, Missouri Sheriff's Office made contact with **Kelley** who was "visibly upset" about having someone send law enforcement to his residence, and **Kelley** denied making threats to harm anyone or himself.

5. On October 11, 2018, DeKalb County, Missouri Sheriff Andy Clark received information from a witness that **Kelley** is a veteran, suffers from PTSD (Post-Traumatic Stress Disorder) and is on medication. **Kelley** reportedly is routinely armed with a handgun, with multiple guns and ammunition in his residence. **Kelley** was said to dislike police and to be infatuated with police shootings, causing concern that **Kelley** would kill police officers and barricade himself in his house.
6. On October 11, 2018, **Kelley** telephoned Sheriff Clark. According to Sheriff Clark, **Kelley** seemed "agitated" and rambled on about the United States Secret Service "being after him." **Kelley** asked Sheriff Clark to come to **Kelley's** house and speak with him.
7. On October 11, 2018, Sheriff Clark received information from a mental health professional who expressed concern that **Kelley** is dangerous to himself, others and law enforcement officers due to his current condition, his training and his fantasies about killing cops.
8. On October 11, 2018, Sheriff Clark was sitting alongside the roadway near **Kelley's** residence when **Kelley** approached him and "asked for help." Sheriff Clark observed **Kelley's** eyes were bloodshot, his hair was "unkempt" and he "had a look like he hadn't slept in a while." Sheriff Clark placed **Kelley** in the front seat of his patrol vehicle and transported him to Mosaic Hospital in St. Joseph, Missouri. During the transport, **Kelley** told Sheriff Clark he "was supposed to have a walk with his father." **Kelley** later stated, "We were going to go be with Jesus together... I was going to take my son on that walk this morning but his grandparents came and got him." After they arrived at Mosaic Hospital, **Kelley** continued to tell Sheriff Clark "his father was the President of the United States... and the Bible told him that Trump shouldn't be President and maybe it was trying to tell him that he needed to be President." Sheriff Clark asked **Kelley** why he was at the Clinton County Courthouse the day prior. **Kelley** responded that he "walked all the way there... his dad owns almost all of Clinton County because it was in a trust that left it to his grandfather...his uncle is trying to steal the trust so he went to Clinton County the day before to keep that from happening." Sheriff Clark then heard **Kelley** mumble, "I should have killed my uncle." (Investigators later learned of an incident on October 9, 2018 where **Kelley** was apparently preparing for a shootout with his uncle so he placed a bulletproof vest on his grandma to protect her). **Kelley** then denied going into the Clinton County Courthouse and said "his uncle was the one impersonating him telling them he was going to kill the President of the United States and the Sheriff." **Kelley** then became argumentative, stated Sheriff Clark was "holding him against his will" and refused to get out of the patrol car. **Kelley** stated he "had to go because the government was going to kill his dad and he had to stop it." **Kelley** eventually stepped

out of the patrol car and went inside the Emergency Room where he was released to hospital security. Sheriff Clark then filled out the affidavit for a 96-hour mental evaluation of **Kelley**. Sheriff Clark was notified by a nurse at Mosaic Hospital that **Kelley's** bloodwork indicated the presence of methamphetamine in his system.

9. On November 14, 2018, Missouri State Highway Patrol (MSHP) Lieutenant Mark Ott observed a green Subaru Wagon (Missouri License Tag WM1 M8T) fail to stop at the stop sign in the parking lot of The Shoppes at North Village located at 5201 North Belt Highway, St. Joseph, Missouri 64606 near the Chipotle Mexican Grill restaurant. Lieutenant Ott made contact with the driver, who was unknown to him at the time, through the passenger's side window and explained that he observed the driver run a stop sign. Lieutenant Ott told the driver to be more aware in the future. Lieutenant Ott observed a holstered Glock pistol and a large knife in the front seat of the vehicle. Lieutenant Ott and other MSHP Troopers walked away from the Subaru and into the Chipotle Mexican Grill. As they were eating, the driver of the vehicle, later identified as **Kelley**, entered the restaurant and confronted the MSHP Troopers. **Kelley** was described as acting extremely volatile. **Kelley** eventually left the restaurant and drove away. Later that day, **Kelley** called MSHP Troop H Headquarters to file a complaint against Lieutenant Ott. During the conversation with the operator, **Kelley** was noticeably angry and repeatedly used curse words.
10. Later on November 14, 2018, the MSHP issued a Missouri Information Analysis Center alert regarding **Kelley** that advises law enforcement to use extreme caution when dealing with or when in contact with **Kelley**.
11. On November 15, 2018, Lieutenant Ott advised me of his contact with **Kelley** on November 14, 2018. On this same date, I conducted surveillance on **Kelley's** residence 3849 SE Wamsley Road, Cameron, Missouri and verified the green Subaru Wagon was parked at the residence.
12. On November 21, 2018, I interviewed a witness who indicated **Kelley** has prior military training including weapons training and training in psychological operations. **Kelley** was described as being skilled at manipulation and coercion and has stated that his job is to "win the hearts and minds or shoot them in the face." **Kelley** reportedly owns over 30 long guns and pistols, which are placed in various locations around **Kelley's** residence and in **Kelley's** vehicles. **Kelley** reportedly had a small marijuana grow operation in a beer cooler in the detached barn adjacent to his residence and materials possibly used to make methamphetamine inside his residence.
13. Investigators learned of three vehicles registered to **Kelley** at 3849 SE Wamsley Road, Cameron, Missouri: a white 1999 Ford F250 4-door extended cab truck, VIN 1FTNX21FXXEC87246, Missouri license plate 99A 7LS; a green 2000 Subaru Legacy Outback station wagon, VIN 4S3BH6654Y7630114, Missouri license plate WL1 M8T; and a 2012 Harley Davidson motorcycle, VIN 1HD1KEM10CB629151, Missouri license plate MKBR0.

14. On December 17, 2018, DeKalb County Sheriff Clark contacted **Kelley** at **Kelley's** residence to see if **Kelley** had any firearms in violation of the court's Full Order of Protection. **Kelley** denied having any firearms. Later in the day, a witness telephoned Sheriff Clark to report a phone conversation the witness had with **Kelley** after Sheriff Clark's visit. According to the witness, **Kelley** said, "I fucking hate cops. Quit sending cops out here!" The witness said **Kelley** admitted that he did in fact have guns, but that he was not going to tell Sheriff Clark that so he lied. The witness stated **Kelley** said, "I'm not hurting myself...I might hurt somebody else...some other people." The witness said **Kelley's** father removed the firearms from the house, but has given them back. The witness told Sheriff Clark that another witness was at **Kelley's** house approximately one week ago and observed "guns laying all over the yard leaned up against the building" and that the other witness had taken a photograph of a rifle.
15. On December 17, 2018, Sheriff Clark conducted a telephone interview of the witness who observed and photographed the rifle at **Kelley's** residence. The witness reported that **Kelley** does not like cops. The witness saw a gun near **Kelley's** garage and one in his bedroom approximately one week prior.
16. On December 18, 2018, I received a report that **Kelley** had posted a message on his Facebook page that stated, "Hearts and minds means too the chest and one the head." Investigators believe this statement to be a reference to gun violence based upon its similarity to a prior statement **Kelley** reportedly made. In particular, as referenced above, **Kelley** previously said his job was to "manipulate people to get them to do what he wanted," specifically to "win the hearts and minds or shoot them in the face."
17. On December 18, 2018, the Honorable John T. Maughmer, United States Magistrate Judge, Western District of Missouri signed federal search warrants authorizing the search of **Kelley's** residence at 3849 SE Wamsley Road, Cameron, Missouri 64429 (18-SW-443-JTM), the detached barn at **Kelley's** residence (18-SW-444-JTM), the green 2000 Subaru Legacy Outback station wagon (18-SW-445-JTM), the white 1999 Ford F250 4-door extended cab truck (18-SW-446-JTM), and the 2012 Harley Davidson motorcycle (18-SW-447-JTM) for firearms, ammunition, marijuana, methamphetamine, indicia of possession or ownership of the above-listed items and photographs of the locations searched and items seized.
18. On December 19, 2018, investigators executed the federal search warrants. During the search, investigators observed multiple prescription bottles bearing **Kelley's** name in the master bedroom, photographs depicting **Kelley**, military clothing and other items, men's clothing, and mail and other paperwork with **Kelley's** name and address. Investigators also located the following firearms:
 - Smith and Wesson, CTG, .22 caliber revolver, bearing serial number 50181 located on the dresser in **Kelley's** bedroom.
 - U.S. military, M1, .30 caliber rifle, bearing serial number 5864214 located in the closet in **Kelley's** bedroom.
 - Remington, 870, shotgun, bearing serial number B272885B located next to the dresser in **Kelley's** bedroom.

- Glock, Model 3 Smith and Wesson, CTG, .22 caliber revolver, bearing serial number 50181 located on the dresser in **Kelley's** bedroom.
- U.S. military, M1, .30 caliber rifle, bearing serial number 5864214 located in the closet in **Kelley's** bedroom.
- Remington, 870, shotgun, bearing the serial number B272885B located next to the dresser in **Kelley's** bedroom.
- Glock, Model 35, .40 caliber pistol bearing serial number LLS827 located in the Liberty Safe inside the blue detached barn.
- Ruger, 10-22, bearing serial number 243-89633 located on the dash of the UTV parked north of the residence in the driveway.
- Para Ordinance, Model LDA, bearing the serial number P184918 located in the Liberty Safe inside the blue detached barn.
- Colt, Mustang, .22 caliber pistol, bearing serial number 89859 located in the Liberty Safe in the blue detached barn.
- Benelli, Model Nova, 12 Gauge shotgun, bearing serial number 2178008 located on the east wall on a rack inside the blue detached barn
- Springfield Armory, M1, .30 caliber rifle, bearing serial number 3131160 located in the Liberty Safe in the blue detached barn.
- Winchester, M1, .30 caliber, rifle bearing serial number 2435800A located in the Liberty Safe in the blue detached barn.
- Braztech, LC, single-shot shotgun, bearing serial number 5411220BS located in the Liberty Safe in the blue detached barn.
- Winchester, Model 70 Westerner, 270 bolt-action rifle with a scope, bearing serial number 61519015 located in the Liberty Safe in the blue detached barn.
- H & R, single-shot, Versa Pack, .22 rifle, bearing serial number HX223046 located in the Liberty Safe in the blue detached barn.
- Mauser, Model 1893, bolt-action rifle, with an unknown serial number located in the Liberty Safe in the blue detached barn.
- New England Firearms, Handi, .223 caliber rifle, bearing serial number NT339686 located in the Liberty Safe in the blue detached barn.
- 5, .40 caliber pistol bearing serial number LLS827 located in the Liberty Safe inside the blue detached barn.
- Ruger, 10-22, bearing serial number 243-89633 located on the dash of the UTV parked north of the residence in the driveway.
- Para Ordinance, Model LDA, bearing serial number P184918 located in the Liberty Safe inside the blue detached barn.
- Colt, Mustang, .22 caliber pistol, bearing serial number 89859 located in the Liberty Safe in the blue detached barn.
- Benelli, Model Nova, 12 Gauge shotgun, bearing serial number 2178008 located on the east wall on a rack inside the blue detached barn
- Springfield Armory, M1, .30 caliber rifle, bearing serial number 3131160 located in the Liberty Safe in the blue detached barn.

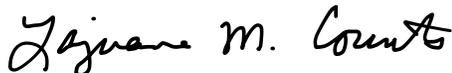
- Winchester, M1, .30 caliber, rifle bearing serial number 2435800A located in the Liberty Safe in the blue detached barn.
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 - Winchester, Model 70 Westerner, 270 bolt-action rifle with a scope, bearing serial number 61519015 located in the Liberty Safe in the blue detached barn.
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 - Mauser, Model 1893, bolt-action rifle, with an unknown serial number located in the Liberty Safe in the blue detached barn.
 - New England Firearms, Handi, .223 caliber rifle, bearing serial number NT339686 located in the Liberty Safe in the blue detached barn.
19. Additionally, investigators located multiple rounds of various types of ammunition in **Kelley's** bedroom, on the east porch of the residence, on the dash of the UTV parked north of the residence in the driveway, and on a rack inside the blue detached barn. Investigators also located suspected marijuana seeds and drug paraphernalia in and about the blue detached barn.
20. Special Agent William Lee, who has been trained as an interstate nexus expert for the Bureau of Alcohol, Tobacco, Firearms and Explosives, has stated that the firearms recovered, had traveled in interstate or foreign commerce as they were not manufactured in the State of Missouri.

FURTHER SAYETH AFFIANT NAUGHT.



KATHRYN E. WRAY
 Special Agent
 Bureau of Alcohol, Tobacco, Firearms and Explosives

Subscribed to and sworn to before me
 this 19th day of December 2018.



HONORABLE LAJUANA M. COUNTS
 United States Magistrate Judge
 Western District of Missouri