

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

STATE OF IOWA, <i>Plaintiff,</i> v. MICHAEL R. MCKINNEY, <i>Defendant.</i>	AGENCY CASE NO.: DCI20-028299 AGENCY: Division of Criminal Investigation COUNTY ATTORNEY PRELIMINARY COMPLAINT REVIEW
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COMES NOW the undersigned Assistant Polk County Attorney and states as follows:

I have read and reviewed the attached complaint and affidavit. I:

- Approve** the charge as ATTEMPTED MURDER—Class B Felony—in violation of Iowa Code Section 707.11(1) and ask the court to find probable cause for this charge.
- Request that the Court enter the attached *Arrest Warrant*.
- Advise the court and the clerk of court that despite the officer’s request for an Arrest Warrant, the defendant has reportedly been taken into custody, so *an arrest warrant is no longer required*.

With regard to a bond amount, the State requests that:

- The State requests that the Court enter the attached *No Contact Order*.
- The State requests defendant be held without bond until initial appearance, so a *No Contact Order* may be entered.
- Bond be set according to the uniform bond schedule.
- Bond be set in the amount of \$500,000.**
- Cash Only.
- Cash or Surety.**
- 10% to the Court.
- The defendant be released on the defendant’s own recognizance (O/R).

Based on the information currently available to me, I offer this additional information to the court:

- *Other: _____
- The defendant currently has other pending charges.
- The defendant has a relevant criminal history.
- This crime occurred in violation of a No Contact Order.
- The defendant is currently on probation.

WHEREFORE the State respectfully requests the Court find probable cause and allow the case to proceed under the circumstances set out above.

Respectfully submitted,
JOHN P. SARCONI by:

/s/ Linda Zanders
Assistant Polk County Attorney
Polk County Attorney’s Office
222 Fifth Avenue, Des Moines, IA
(515) 286-3737
ctyatty@polkcountyiowa.gov

**E-FILED 2020 DEC 7 8:18 AM POLK - CLERK OF DISTRICT COURT
IN THE IOWA DISTRICT COURT IN AND FOR
POLK COUNTY**

This Complaint and Affidavit is to be:

- Filed with Court Clerk (cc: CA)
 Submitted to County Attorney
 Filed with JCO - Defendant is a Juvenile

Agency Case Number: **2020028299**

Arrest Date: **12/06/2020**

THE STATE OF IOWA

VS.

OFFENDER

Last MCKINNEY		First MICHAEL		Middle RYAN		Suffix	
Address 4593 POLK STREET				City SAINT CHARLES		State IA	Zip Code 50240
DL# [REDACTED]	State IA	DL Class C	DL Endorsements		DL Restrictions B		
Date of Birth [REDACTED]		Gender MALE	Race WHITE - W		Ethnicity NOT OF HISPANIC ORIGIN - N		
Height 5' 06"	Weight 158 LBS	Eye Color BLUE - BLU		Hair Color BROWN - BRO			

VEHICLE

Year 2015	Make HONDA - HOND		Model CIVIC		Color RED		
VIN 2HGFB6E56FH707461		CDL Req? NO	Pass End Req?	HazMat End Req?	Style 4D		
Plate/Registration # QC069			State IA	Year 2021	US DOT Number	ICC/MC #	

OFFENSE

State <input checked="" type="checkbox"/>	County <input type="checkbox"/>	Local <input type="checkbox"/>	Code Section 707.11(1)	Crime Description ATTEMPTED MURDER			Speed	in	Zone	
Class FELB		Serious P.I. <input checked="" type="checkbox"/>	Fatal Accident <input type="checkbox"/>	Civil Damage Assessment <input type="checkbox"/>		Other <input type="checkbox"/>				
Location Type 11 - GOVERNMENT/PUBLIC BUILDING										
Literal Description PARKING LOT OF THE LUCAS STATE BUILDING										
Address 321 EAST 12TH STREET				City DES MOINES			State IA	Zip Code 50319		
Is Date and Time of Incident Known? YES		Incident Date or Low Range 12/06/2020		Upper Date Range	Incident Time or Low Range 14:50		Upper Time Range			

STATUS OF OFFENDER/JUVENILE

<input checked="" type="checkbox"/> TAKEN INTO CUSTODY	CUSTODY 1 - JAILED		<input type="checkbox"/> SUMMONS TO APPEAR (Citation Issued)
<input type="checkbox"/> WARRANT REQUESTED	<input type="checkbox"/> NO CONTACT ORDER REQUESTED	<input type="checkbox"/> RELEASED TO PARENT/GUARDIAN	

NARRATIVE

Narrative of Offense Committed

On or about the above stated date and time, the Defendant did unlawfully and intentionally attempt to cause the death of J.H. and not under circumstances which would justify the person's actions, the person does any act by which the person expects to set in motion a force or chain of events which will cause or result in the death of the other person

AFFIDAVIT

STATE OF IOWA, POLK COUNTY

I, the undersigned, being duly sworn, state that all facts contained in this Complaint and Affidavit, known by me or told to me by other reliable persons form the basis for my belief that the defendant committed this crime

State all facts and persons relied upon supporting elements of alleged crime

Michael McKinney intentionally fired a handgun at J.H. while she was riding in a vehicle traveling through the parking lot of the Lucas State Office building. J.H. suffered a gunshot wound and was admitted to a hospital. When questioned McKinney admitted to being responsible for the shooting and turned over his firearm to law enforcement.

[Handwritten Signature]


SCHNITKER, DONALD I121

Signature of Complainant or Officer, Officer Name & Number

GENERAL PROBABLE CAUSE

Defendant Implicated		
03 - ADMISSION/STATEMENTS, 07 - IDENTIFIED BY WITNESSES, 09 - NEAR SCENE OF CRIME, 10 - POSSESSION/DISPLAY/USE OF DANGEROUS WEAPONS, 14 - OTHER PHYSICAL EVIDENCE		
Operating Motor Vehicle in County	Other Physical Evidence	Attempted To Inflict Injury

STATE OF IOWA, POLK COUNTY

	Subscribed and sworn to before me by the person(s) signing the Complaint and Affidavit(s) on 12/06/2020	
	Notary Name BRIAN MOSES	Signature of Verifying Party <i>[Handwritten Signature]</i>
	Commission Number 818866	
	My Commission Expires 07/10/2022	<input type="checkbox"/> Peace Officer <input checked="" type="checkbox"/> Notary <input type="checkbox"/> Prosecuting Attorney