

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY
STATE OF MISSOURI

FILED
10/16/23
JOAN M. GILMER
CIRCUIT CLERK
ST. LOUIS COUNTY, MO

-VS-

MATTHEW P. MCCULLOCH

RACE: White

SSN: [REDACTED]

SEX: Male

OCN: PH002198

DOB: [REDACTED]

CASE ID: 189457394

HGT: 6'01

RPT NO:

WGT: 160

CT. NO:

P.D.: Kirkwood

ORI Number:

MO0954300

Aliases:

Matthew McCulloch

Defendant

38M

23SL-CR09664

BOND-\$500,000.00

CASH ONLY; NO 10%

CHARGES

Count: 01 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

Count: 02 ARMED CRIMINAL ACTION

Count: 03 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

Count: 04 ARMED CRIMINAL ACTION

Count: 05 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

Count: 06 ARMED CRIMINAL ACTION

Count: 07 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

Count: 08 ARMED CRIMINAL ACTION

Count: 09 TERRORIST THREAT - 1ST DEGREE

Count: 10 ARMED CRIMINAL ACTION

Count: 11 UNLAWFUL USE OF WEAPON - SUBSECTION 4 - EXHIBITING

COMPLAINT

(HOLD FOR GRAND JURY)

State of Missouri)

County of St. Louis)^{SS}

Comes now the State of Missouri by and through the undersigned on information and belief that there is probable cause to believe that the above-named defendant committed the following crime(s):

COUNT: 01 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

That Matthew P McCulloch, in violation of Section 568.045, RSMo, committed the class D felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body or health of E.M, a child less than seventeen years old, by indiscriminately firing a weapon numerous times at a school event with E.M. and a large group of children present.

568.045-005Y20203899.0

COUNT: 02 ARMED CRIMINAL ACTION

That Matthew P McCulloch, 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 October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant committed the felony of endangering the welfare of a child in the first degree, charged in Count 1, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of endangering the welfare of a child in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

571.015-001Y20205213.0

COUNT: 03 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

That Matthew P McCulloch, in violation of Section 568.045, RSMo, committed the class D felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body or health and F.M., a child less than seventeen years old, by indiscriminately firing a weapon numerous times at a school event with F.M. and a large group of children present.

568.045-005Y20203899.0

COUNT: 04 ARMED CRIMINAL ACTION

That Matthew P McCulloch, 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 October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant committed the felony of endangering the welfare of a child in the first degree as charged in Count 3, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of endangering the welfare of a child in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

571.015-001Y20205299.0

COUNT: 05 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

That Matthew P McCulloch, in violation of Section 568.045, RSMo, committed the class D felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body or health of K.O., a child less than seventeen years old, by indiscriminately firing a weapon numerous times at a school event with K.O. and a large group of children present.

568.045-005Y20203899.0

COUNT: 06 ARMED CRIMINAL ACTION

That Matthew P McCulloch, 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 October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant committed the felony of endangering the welfare of a child in the first degree charged in Count 5, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of endangering the welfare of a child in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

571.015-001Y20205213.0

COUNT: 07 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT

That Matthew P McCulloch, in violation of Section 568.045, RSMo, committed the class D felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections 558.011 and 558.002, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body or health of O.O. , a child less than seventeen years old, by indiscriminately firing a weapon numerous times at a school event with E.M. and a large group of children present.

568.045-005Y20203899.0

COUNT: 08 ARMED CRIMINAL ACTION

That Matthew P McCulloch, 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 October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant committed the felony of endangering the welfare of a child in the first degree, charged in Count 7, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of endangering the welfare of a child in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

571.015-001Y20205213.0

COUNT: 09 TERRORIST THREAT - 1ST DEGREE

That Matthew P McCulloch, in violation of Section 574.115 committed the class D felony of making a terroristic threat, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly communicated to a group of people assembled at a school event a express or implied threat to cause an incident or condition involving a danger to life, by stating that the people assembled would die and by firing a weapon, and the defendant did so for the purpose of frightening ten or more people.

574.115-004Y20201602.0

COUNT: 10 ARMED CRIMINAL ACTION

That Matthew P McCulloch, 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 October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant committed the felony of making a terroristic threat in the first degree, charged in Count 7, all allegations of which are incorporated herein by reference, and the defendant committed the foregoing felony of making a terroristic threat in the first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

571.015-001Y20205213.0

COUNT: 11 UNLAWFUL USE OF WEAPON - SUBSECTION 4 - EXHIBITING

That Matthew P McCulloch, in violation of Section 571.030, RSMo, committed the class E felony of unlawful use of a weapon, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about October 15, 2023, at 11287 Manchester Road in the County of St. Louis, State of Missouri, the defendant knowingly exhibited, in the presence of one or more persons a Smith & Wesson 9mm semiautomatic handgun, a weapon readily capable of lethal use, in an angry or threatening manner.

571.030-010Y20205299.0

The undersigned Prosecutor informs the Court on information and belief that the above offense(s) herein charged were committed.

Hathaway

Jessica Hathaway MBE: 49671

Ct. No.

Div. Circuit Court of St. Louis County, Missouri

I, David W. Elliott, DNS 392, Kirkwood Police Department, knowing that false statements on this form are punishable by law, state that the facts contained herein are true and documented in report number 23-2125 . I have probable cause to believe that on October 15, 2023, at 11287 Manchester Road, St. Louis County, Matthew P. McCulloch, White, Male, 6'01", 160lbs, committed one or more criminal offense(s).

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- Count: 04 ARMED CRIMINAL ACTION
- Count: 05 ENDANGERING THE WELFARE OF A CHILD CREATING SUBSTANTIAL RISK- 1ST DEGREE - 1ST OFFENSE - NO SEXUAL CONDUCT
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The facts supporting this belief are as follows: On Sunday, October 15, 2023 at approximately 16:30 hours, defendant began harassing people attending a school-sponsored Trunk or Treat event in the parking lot at 11287 Manchester Road in Kirkwood, Missouri. Hundreds of children and adults were present in the parking lot. The defendant aggressively approached numerous attendees at the event and made statements such as, "you are all going to die." The defendant was eventually shoved in the chest after threatening a witness and the witness's wife in this manner. The defendant fell to the pavement in the center of the parking lot while surrounded by hundreds of children, stood up, pulled up his shirt to display a handgun and badge, then began firing his weapon in an upward direction approximately a dozen times while shouting that the attendees would die. The people gathered in the parking lot, including victims E.M., F.M., K.O., and O.O., all under the age of 17, frantically ran for cover. School personnel attempted to quickly gather up and shelter the children who had been separated from their parents while the

defendant was firing his weapon indiscriminately. Several witnesses tackled the defendant and seized his weapon.

I believe that the defendant will not appear in court in response to a criminal summons and further believe that the defendant poses a danger to the community or to any other person because the defendant is employed as a police officer, has access to numerous personal weapons, is known to carry a weapon, and the circumstances of the offense involved erratic and violent conduct towards members of the public at a public event.

David W. Elliott, DNS 392, Kirkwood Police Department

[Signature] David W. Elliott 392 Date: 10/16/23