

OFFICE OF THE COLE COUNTY PROSECUTING ATTORNEY

MARK A. RICHARDSON, PROSECUTOR

NEWS RELEASE



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FOR IMMEDIATE RELEASE

December 16, 2009

CONTACT

Herb Heinen, (573) 634-9180

Cole County Grand Jury returns two indictments against Hosier

JEFFERSON CITY, MISSOURI (December 16, 2009) – Cole County Prosecuting Attorney Mark Richardson announced that the Cole County Grand Jury today returned two indictments against David Hosier for the deaths of Angela Gilpin and Rodney Gilpin.

State of Missouri v. David Russell Hosier, 09AC-CR02972

The Grand Jury returned a four-count indictment in State of Missouri v. David Russell Hosier, case number 09AC-CR02972, as follows: Count I, murder in the first degree; Count II, armed criminal action; Count III, burglary in the first degree; and Count IV, unlawful possession of a firearm by a felon.

In Count I, the indictment alleges that, on or about September 28, 2009, Hosier, after deliberation, knowingly caused the death of Angela Gilpin by shooting her. In Count II, the indictment alleges that, on or about September 28, 2009, Hosier committed the murder charged in Count I by, with and through, the knowing use, assistance, and aid of a dangerous instrument. In Count III, the indictment alleges that, on or about September 28, 2009, Hosier knowingly entered and remained unlawfully in an inhabitable structure, located at 1100 West High Street, for the purpose of committing murder therein, and that while in the structure and while in immediate flight, Hosier was armed with a deadly weapon and Angela Gilpin and Rodney Gilpin, who were not participants in the crime, were present in the structure.

The range of punishment for Count I, murder in the first degree, a class A felony, is life imprisonment without the possibility of parole. For Count II, armed criminal action, an unclassified felony, the range of punishment is three years imprisonment and up. For Count III,

burglary in the first degree, a class B felony, the range of punishment is a term not less than five years and not to exceed fifteen years. For Count IV, unlawful possession of a firearm by a felon, a class C felony, the range of imprisonment is a term not to exceed seven years.

A defendant is presumed innocent unless and until evidence is presented in court proving the defendant's guilt beyond a reasonable doubt.

State of Missouri v. David Russell Hosier, 09AC-CR02973

The Grand Jury returned a two-count indictment in State of Missouri v. David Russell Hosier, case number 09AC-CR02973, as follows: Count I, murder in the first degree; and Count II, armed criminal action.

In Count I, the indictment alleges that, on or about September 28, 2009, Hosier, after deliberation, knowingly caused the death of Rodney Gilpin by shooting him. In Count II, the indictment alleges that, on or about September 28, 2009, Hosier committed the murder charged in Count I by, with and through, the knowing use, assistance, and aid of a dangerous instrument.

The range of punishment for Count I, murder in the first degree, a class A felony, is life imprisonment without the possibility of parole. For Count II, armed criminal action, an unclassified felony, the range of punishment is three years imprisonment and up.

A defendant is presumed innocent unless and until evidence is presented in court proving the defendant's guilt beyond a reasonable doubt.

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ATTACHED TO THIS NEWS RELEASE

Indictment in State of Missouri v. David Russell Hosier, 09AC-CR02972

Indictment in State of Missouri v. David Russell Hosier, 09AC-CR02973

IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI

STATE OF MISSOURI

Plaintiff,

vs.

DAVID RUSSELL HOSIER
1107 West Main Street, Apt. 8
Jefferson City, MO 65109

SSN: ██████████ DOB: 02/10/1955
M/W

Defendant.

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) No. 09AC-CR02972
) OCN
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) PA File No. 051042669
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)

FILED
DEC 16 2009

BRENDA A. UMSTATTD
CLERK CIRCUIT COURT
COLE COUNTY, MISSOURI

INDICTMENT

COUNT: I

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of Section 565.020, RSMo, committed the class A felony of murder in the first degree punishable upon conviction under Section 565.020, RSMo, in that on or about September 28, 2009, in the County of Cole, State of Missouri, the defendant after deliberation, knowingly caused the death of Angela Gilpin, by shooting her.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 1002103.0

COUNT: II

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of 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 September 28, 2009, in the County of Cole, State of Missouri, the defendant committed and is guilty of the felony of murder in the first 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 first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 3101013.0

COUNT: III

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of Section 569.160, RSMo, committed the class B felony of burglary in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about September 28, 2009, in the County of Cole, State of Missouri, the defendant knowingly entered and remained unlawfully in an inhabitable structure, located at 1100 West High Street and owned and possessed by Sandden Investments, for the purpose of committing murder therein, and while in such inhabitable structure and while in immediate flight from such inhabitable structure, the defendant was armed with a deadly weapon and there was present in such inhabitable structure Angela Gilpin and Rodney Gilpin, persons who were not participants in the crime.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 1401003.0

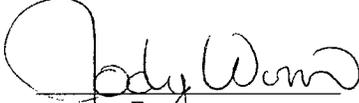
COUNT: IV

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of the defendant in violation of 571.070, RSMo, committed the class C felony of unlawful possession of a firearm by a felon, punishable under Sections 558.011 and 560.011, RSMo, in that on or about September 28, 2009, in the County of Cole, State of Missouri, the defendant knowingly possessed a 9 mm Sten, a firearm, and on April 23, 1993, the defendant pleaded guilty to, was convicted of and was confined for having committed felony assault/battery under the law of the State of Indiana.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 3106512.0

A true bill.


Foreperson



Mark A. Richardson #32236

Prosecuting Attorney

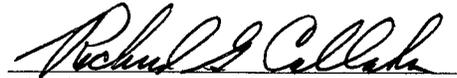
311 E. High Street, 3rd Floor

Jefferson City, Missouri 65101

Phone: 573-634-9180

Fax: 573-634-7797

Received and filed this _____ day of December, 2009, and bail set at \$ No Bond.


Circuit Judge

WITNESSES FOR STATE

Geralyn Bleckler

Mark Edwards

Dennis Prenger

Jodene Scott



IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI

STATE OF MISSOURI

Plaintiff,

vs.

DAVID RUSSELL HOSIER
1107 West Main Street, Apt. 8
Jefferson City, MO 65109

SSN: [REDACTED] DOB: 02/10/1955
M/W

Defendant.

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) No. 09AC-CR02973
) OCN
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) PA File No. 051042671
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FILED

DEC 16 2009

BRENDA A. UMSTATTD
CLERK CIRCUIT COURT
COLE COUNTY, MISSOURI

INDICTMENT

COUNT: I

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of Section 565.020, RSMo, committed the class A felony of murder in the first degree punishable upon conviction under Section 565.020, RSMo, in that on or about September 28, 2009, in the County of Cole, State of Missouri, the defendant after deliberation, knowingly caused the death of Rodney Gilpin, by shooting him.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 1002103.0

COUNT: II

The Grand Jurors of the County of Cole, State of Missouri, charge that the defendant, in violation of 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 September 28, 2009, in the County of Cole, State of Missouri, the defendant committed and is guilty of the felony of murder in the first 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 first degree by, with and through, the knowing use, assistance and aid of a deadly weapon.

Defendant is a prior offender under Section 558.016, RSMo, in that he has been convicted of a felony as follows: On or about March 17, 1993, defendant was convicted of the felony of Battery in the Circuit Court of Cass County, Indiana.

Charge Code: 3101012.0

A true bill.

Jody Winn
Foreperson

Mark A. Richardson
Mark A. Richardson #32236
Prosecuting Attorney
311 E. High Street, 3rd Floor
Jefferson City, Missouri 65101
Phone: 573-634-9180
Fax: 573-634-7797

Received and filed this 16 day of December, 2009, and bail set at \$ No Bond

Richard J. Callahan
Circuit Judge

WITNESSES FOR STATE

Geralyn Bleckler
Mark Edwards
Dennis Prenger
Jodene Scott

Todd Garrison

WITNESSES FOR STATE

Geralyn Bleckler

Mark Edwards

Dennis Prenger

Jodene Scott