

**IN THE SEVENTH JUDICIAL DISTRICT
District Court, Douglas County, Kansas**

Court Use Only

THE STATE OF KANSAS

vs.

Case No. **2017-CR-000215**
Judge Sally D. Pokorny, Division 2

Joshua O Jackson,
Defendant.

**ORDER ON REQUEST FOR DISCLOSURE
OF AN AFFIDAVIT OR SWORN TESTIMONY**

Pursuant to K.S.A. 22-2302.

On 3/15/2017, the Court considers the Request for the Affidavit in Support of a Summons filed herein.

The Court finds jurisdiction and venue are proper. Notice to parties and those required to receive notice has been given as required by law.

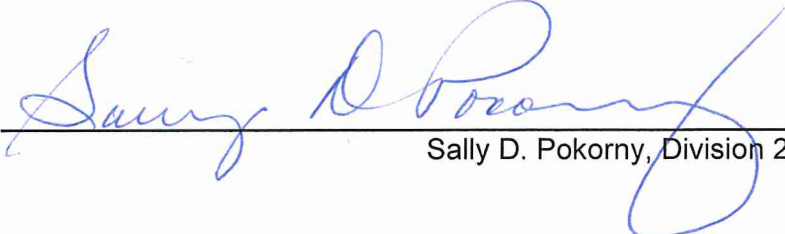
The Court, having reviewed the proposed redactions, and having reviewed the motion to seal the affidavits, finds as follows:

The affidavit shall be released with the redactions proposed by the prosecutor.

IT IS THEREFORE ORDERED that the affidavit be released as indicated above. The documents have been redacted, are attached to this order and are to be promptly filed with the court.

IT IS SO ORDERED.

Date: 3/15/2017



Sally D. Pokorny, Division 2

IN THE DISTRICT COURT OF DOUGLAS COUNTY, KANSAS
(Seventh Judicial District)

Case#: L16085845

STATE OF KANSAS,

Plaintiff,

vs.

Joshua Oneal Jackson,

Defendant.

AFFIDAVIT

STATE OF KANSAS, COUNTY OF DOUGLAS, SS:

Lance Flachsbarth, of lawful age, being first duly sworn upon oath, states:

Affiant is a Detective with the Lawrence Kansas Police Department. Based on an investigation, training, and experience, Affiant alleges and states:

On Friday, December 9, 2016, at approximately 0158 hours, Officer Chamberlain was dispatched to the gravel parking lot of Lawrence Feed and Farm Supply, 545 Wisconsin Street, Lawrence, Douglas County, Kansas in reference to criminal damage to a vehicle. Chamberlain arrived and made contact with McKenzie Calvert, who was standing by her black 2016 Ford Focus four door bearing Texas registration [REDACTED]. The registered owner of the vehicle is Calvert's father, Timothy Wayne Calvert [REDACTED]. [REDACTED]. Calvert said she'd been at a party within The Yacht Club, 530 Wisconsin, and had gotten into an argument with her ex-boyfriend, Lagerald Vick. As a result of the argument, Calvert threw a drink on Vick and exited the bar. Calvert said Joshua Jackson followed her out of the bar and to her vehicle. Calvert said Jackson was yelling at her and calling her names, resulting in her entering her vehicle and locking the doors. Calvert said Jackson kicked her vehicle. Calvert pointed out damage to her left rear tail light, driver's door, and front windshield. Chamberlain observed that the left rear tail light cover was broken and that pieces of the cover were lying on the ground near the vehicle. Chamberlain observed a dent in the center of the driver's door, just below

AFFIDAVIT

State vs. Joshua Oneal Jackson

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the top of the door and base of the window. The right front windshield was cracked and several small impact marks were visible.

At approximately 0546 hours, Chamberlain contacted Jackson and Bill Self within a study room on the 3rd floor of McCarthy Hall, 1741 Naismith Drive. Jackson was advised the interview was a non-custodial interview, which Jackson agreed to. Jackson said he'd been at The Yacht Club and Calvert had thrown a drink on Vick and exited the bar. Jackson said he exited the bar and saw Calvert's vehicle in the gravel lot. Jackson said he walked to Calvert's vehicle and asked why she was there and why she hadn't left. Jackson said he kicked the left rear quarter panel on the vehicle one time, just above the wheel well. Jackson said there were several other people around the vehicle, some of whom were throwing rocks at the vehicle. Jackson said he did not believe he had damaged the vehicle.

On Monday, December 12, 2016, Calvert delivered an estimate to the Law Enforcement Center from Steve's Auto Plaza Body Shop, 2862 Four Wheel Drive, which listed the monetary damage to the vehicle at \$2,991.81.

On Monday, January 30, 2017, at approximately 1700 hours, Affiant and Chamberlain contacted Caelynn Manning-Allen within the Kansas University Women's Basketball Office. Caelynn was identified by Calvert as being present during the incident involving her vehicle on December 9, 2016. Caelynn said on Thursday, December 8, 2016, she drove herself and two friends to the Yacht Club for a party, arriving between 2300 and 2330 hours. Caelynn said she remained at the party until closing time. Caelynn said she was standing inside the bar near the front entrance and observed Calvert, who was holding a drink, and appeared upset. Caelynn said Calvert was staring at Legarld Vick and began walking toward Vick, who was standing in a group of people. Caelynn

said Calvert said something to Vick and then threw the drink on Vick. Caelynn said Calvert turned and exited the bar through the front door. Caelynn said Jackson angrily questioned Calvert about her actions and began to follow her out of the bar. Caelynn said Calvert and Jackson had a verbal exchange as Calvert crossed Wisconsin Street to the gravel parking lot across from The Yacht Club. Caelynn said Calvert reached the parking lot and continued to yell back in the direction of Jackson, who was standing on the front walk of The Yacht Club. Caelynn said she was standing in front of Jackson in an attempt to calm him. Caelynn said she was able to calm Jackson, who started to walk back inside The Yacht Club. Moments later, Jackson, Vick, and others exited the bar and began walking to their vehicle, which was parked in the same lot as Calvert. Caelynn said Calvert had her car door open and was still yelling across the street in the direction of Jackson, who was walking toward Calvert. Caelynn said Jackson reached the edge of the parking lot and Calvert closed her car door. Caelynn said she believes Calvert had her window down and was still talking at Jackson. Caelynn said Jackson walked past Calvert's car and Calvert said something to Jackson, who stopped and walked to the rear of Calvert's car. Caelynn said Jackson then moved to the side of Calvert's car and smacked the driver's window with his hand. Caelynn said she got in front of Jackson and grabbed hold of his arms. Caelynn said Jackson then kicked the driver's door. Caelynn said she was able to pull Jackson away from the vehicle. Caelynn was asked if she witnessed Jackson do any damage to the left rear tail light of Calvert's vehicle and Caelynn said no.

On Monday, January 30, 2017, at approximately 1735 hours, Affiant and Chamberlain interviewed Eboni Watts within the Kansas University Women's Basketball Office. Watts was identified by Calvert as a witness to the incident involving her vehicle

on Friday, December 9, 2016. Watts said on Thursday, December 8, 2016, Calvert drove Watts and a black female named Morgan to the party at The Yacht Club. Watts was unsure as to what time they arrived. Watts said it was close to closing time and she was standing in close proximity to Calvert. Watts said she observed Lagerald Vick begin walking toward the front door of the bar. Watts said Calvert threw a drink on Vick and exited the bar through the front door. Watts said Calvert is her roommate and she followed Calvert out the front door. Watts said Calvert walked toward her car, which was parked across the street from The Yacht Club in a gravel lot. Watts said Calvert was yelling back at Jackson, who'd followed her out of the bar and was questioning her actions. Watts said she and Calvert walked to Calvert's car and got into the car. Watts said Calvert started to back up and then stopped, when she witnessed Jackson exit the bar. Watts said Calvert pulled back into her parking spot and Jackson began running toward Calvert's car. Watts said Caelynn was trying to stop Jackson, but he made his way past her. Watts said Jackson reached Calvert's car and Watts exited the car and told Calvert to leave. Watts said she moved to the front left corner of Calvert's car. Watts said Jackson began banging on the driver's window of the car while yelling at Calvert. Watts said Caelynn moved in front of Jackson and had a hold of Jackson's arms. Watts said she witnessed Jackson kick Calvert's driver's door twice, near the door handle. Watts was asked if she ever witnessed Jackson at the rear of Calvert's vehicle and Watts said yes, stating she witnessed Jackson kick the tail light as he walked away from the car.

On Monday, January 30, 2017, at approximately 1750 hours, Affiant and Chamberlain interviewed McKenzie Calvert within the Kansas University Women's Basketball Office. Calvert said on Thursday, December 8, 2016, she drove Eboni Watts

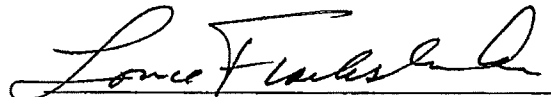
and her to a party at The Yacht Club. Calvert said she doesn't recall what time they arrived, but knows she parked her car in the gravel lot across the street from The Yacht Club. Calvert said her ex-boyfriend, Vick, was also at the party with his new girlfriend, which upset her. Calvert said toward the end of the night, Vick would look at her while dancing with his girlfriend as if he were taunting her. Calvert said at closing time, she was standing near the front entrance to the bar and observed Vick walking toward the entrance. Calvert said Vick looked at her and smiled, which prompted her to throw her drink on Vick. Calvert said after throwing the drink on Vick, she exited the bar. Calvert said as she exited, she heard someone say, "Hey bitch." Calvert said she turned around and saw that the individual was Josh Jackson, and that Jackson was eight to ten feet from her. Calvert was asked if she got any of the drink on Jackson and Calvert said no, Jackson wasn't even in the area when she threw the drink on Vick. Calvert said Jackson had something in his hand, which she thought was a bottle. Calvert said she told Jackson that if he threw something at her she would call the police. Calvert said Jackson looked angry and kept taking steps towards her. Calvert said she turned and walked away from Jackson, who started walking towards her. Calvert said Caelynn was trying to hold Jackson back. Calvert said Jackson followed her to her car and she got in the car, which was parked at the east end of the lot, facing south. Calvert said she was joined in the car by Watts. Calvert said she started the car and put it in reverse. Calvert said the car is equipped with a backup camera and she saw Jackson standing behind her vehicle. Calvert said she couldn't pull forward, and didn't want to run Jackson over, so she put the car in park. Calvert said Watts told her not to get out of the car. Calvert said there was a loud noise and her driver's side tail light was broken. Calvert said Watts got out of the vehicle and told her to stay in the vehicle. Calvert said she then heard Caelynn yelling at

Jackson, telling him to calm down. Calvert said Jackson was yelling for her to get out of the car and that he would beat her ass. Calvert said Jackson then moved to the driver's side of the car and began banging on the driver's window, telling her to get out of the car. Calvert said Caelynn got between Jackson and her vehicle and Jackson then jumped up and kicked the driver's door. Calvert said Caelynn was trying to grab Jackson and pull him away from the vehicle.

On Monday, February 6, 2017, Affiant contacted Steve Dryden, owner of Steve's Auto Plaza Body Shop in reference to repairs done to Calvert's vehicle. Dryden said repairs were made to the vehicle's front right bumper, grille, fender, the windshield, left tail lamp assembly, and driver's side front door. The cost to repair the damage was \$3,150.45. I asked Dryden for the cost of repairing the left tail lamp assembly and driver's door only, and Dryden said \$1,127.45.

All of the above occurred in Douglas County, Kansas.

FURTHER, AFFIANT SAYS NOT.



Det. Lance Flachsbarth
Lawrence Kansas Police Department

Subscribed and sworn to before me this 20th day of February, 2017.


Notary Public