

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
CENTRAL DIVISION**

|                            |   |                           |
|----------------------------|---|---------------------------|
| MATTHEW STEPHEN AKINS      | ) |                           |
|                            | ) |                           |
| Plaintiff,                 | ) |                           |
|                            | ) | Case No.: 2:15-CV-4096NKL |
| vs.                        | ) |                           |
|                            | ) | Jury Trial Demanded       |
| DANIEL K. KNIGHT, et. al., | ) |                           |
| Defendants                 | ) |                           |

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**AFFIDAVIT OF KENNETH R. JONES**

Kenneth R. Jones, 24 years of age and being duly sworn and upon his oath, and based upon personal knowledge of matters stated herein does hereby state the following:

On June 06, 2010, After Matt Akins made an illegal turn in the car I was riding in with him as we were delivering Yellow Books around Columbia. A white police officer of the Columbia Police Department pulled Matt over. After stating his reason for pulling Matt over, the officer then asked Matt if there were any illegal drugs or weapons in the vehicle. Then he ordered all three of us, including Arch Brooks, to present our identification.

Matt notified the officer of the legal rifle in the back seat floor board of the car. Upon questioning and the officer ordered that we all exit the car. After exiting the vehicle a 2d police officer at the request of the first officer did a pat-down search on me and also went into my pockets for sharp objects. After being searched for dangerous objects, the 2d Officer out handcuffed on me, like soon to be criminals and told me to sit on the curb.

Also handcuffed and sitting on the curb was Matt Akins and Arch Brooks. After we were cuffed and sitting along the curb one of the officers proceeded to search the car without permission. Matt noticed the cop opening the back left door and yelled out that he was not consenting to a search, to which the cop made a quick reply stating he had the right to search and continued with his search of Matt's car.


After the 1<sup>st</sup> Officer had finished checking under the front seats he opened the glove box and shuffled stuff around. The 1<sup>st</sup> Officer then walked around to the trunk and used the key to unlock, open, and search it, where he came up with the remaining yellow books from me and

Matt's yellow book route.

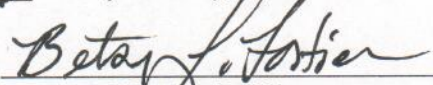
After the 1<sup>st</sup> Officer stacked the yellow books on the ground by the trunk he returned to the back left side of the car reached in and grabbed the legal rifle, taking it back to the patrol car. We sat for close to 30 minutes in handcuffs total. Once one of the officers had loaded our yellow books back into the car the rifle was place in the trunk by the 1<sup>st</sup> Officer. Matt was given a traffic ticket that we had waited half hr. for before we were released.

While receiving the ticket, Matt and one of the officers were discussing protocol when the cop says that an officer can shoot you on the spot for having a gun and use the feared for my life card in court. I immediately noticed that Matt wasn't too pleased at the cops choice of words. I feel as though the officer made a threat trying to incite fear from us.

And further Affiant sayeth not.

  
Kenneth R. Jones

The foregoing *Affidavit* of Kenneth Jones was subscribed and sworn to before me, a Notary Public, on this 6th day of May, 2016.

  
Notary Public

My Commission Expires: Aug 21, 2016

BETSY L. FORTIER  
Notary Public - Notary Seal  
State of Missouri  
County of Boone  
My Commission Expires August 21, 2016  
Commission #12385770