

IN THE CIRCUIT COURT OF NODAWAY COUNTY, MISSOURI
DIVISION II

STATE OF MISSOURI)

Plaintiff,)

vs.)

Case No. 23ND-CR

CADEN MICHAEL PECK)

Defendant.)

PA File No. 147007760

FELONY COMPLAINT AND WARRANT REQUEST

COUNT I

The Prosecuting Attorney of the County of Nodaway, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.055, RSMo, committed the class B felony of manufacture of a controlled substance, punishable upon conviction under Section 579.055, 558.002 and 558.011, RSMo, in that on or about July 9, 2023, in the County of Nodaway, State of Missouri, the defendant knowingly manufactured psilocybin mushrooms, a controlled substance, by growing them, knowing that they were a controlled substance, and the defendant did so within two thousand feet of the real property comprising Northwest Missouri State University, a university. [Charge code 579.055-002Y20203599.].

The range of punishment for a class B felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than five (5) years and not to exceed fifteen (15) years.

COUNT II

The Prosecuting Attorney of the County of Nodaway, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.020, RSMo, committed the class C felony of delivery of a controlled substance, punishable upon conviction under Sections 579.020, 558.002 and 558.011, RSMo, in that on or about July 9, 2023, in the Nodaway, State of Missouri, the defendant, with the intent to distribute, knowingly possessed

psilocybin mushrooms, a controlled substance, knowing of its presence and nature. [Charge code 579.020-004Y20223599.].

The range punishment for a class C felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than three (3) years and not to exceed ten (10) years; or by a fine not to exceed ten thousand dollars (\$10,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime.

COUNT III

The Prosecuting Attorney of the County of Nodaway, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.015, RSMo, committed the class D felony of possession of a controlled substance, punishable upon conviction under Sections 579.015, 558.011 and 558.002, RSMo, in that on or about July 9, 2023, in the County of Nodaway, State of Missouri, the defendant knowingly possessed psilocybin mushrooms, a controlled substance, knowing of its presence and nature. [Charge code 579.015-001Y20223599.].

The range punishment for a class D felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than one (1) year and not to exceed seven (7) years; or by imprisonment for a special term not to exceed one (1) year in the county jail or other authorized penal institution; or by a fine not to exceed ten thousand dollars (\$10,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime.

COUNT IV

The Prosecuting Attorney of the County of Nodaway, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 579.074, RSMo, committed the class D misdemeanor of unlawful possession of drug paraphernalia, punishable upon conviction under Sections 579.074 and 558.002, RSMo, in that on or about July 9, 2023, in the County of Nodaway, State of Missouri, the defendant knowingly possessed a digital scale, a dehydrator, glass jars filled with polyester and bricks of coconut sub straight, which were drug

paraphernalia, knowing of their presence and nature, with intent to use them to store, prepare and pack psilocybin mushrooms, a controlled substance. [Charge code 579.074-003Y20203599.].

The range of punishment for a class D misdemeanor is a fine not to exceed five hundred dollars (\$500.00).

The facts that form the basis for this information and belief are contained in the attached statement of facts made a part hereof and are submitted herewith as a basis upon which this Court may find the existence of probable cause.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.

Respectfully submitted,

TINA M. DEITER

By: /s/ Tina M. Deiter, Bar # 52867

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