

Michigan Department of State Police

ORIGINAL INCIDENT
REPORT

ORIGINAL DATE Mon, Dec 15, 2014	INCIDENT NO. 010-0001177-14 (FG)		
TIME RECEIVED 1053	FILE CLASS 48000		
WORK UNIT MSP 1ST DISTRICT HEADQUA	COUNTY Livingston		
COMPLAINANT PATROL	TELEPHONE NO.		
ADDRESS: STREET AND NO. 7119 N CANAL ROAD	CITY LANSING	STATE MI	ZIP CODE 48913-
INCIDENT STATUS Closed			

FLEE AND ELUDE CAUSING DEATH

SUMMARY:

The Michigan State Police First District Fugitive Team was requested by the Michigan State Police Lansing Post and Michigan State Police First District Headquarters to assist in the investigation involving the on-duty death of Ingham County Sheriff Deputy Grant Whitaker. A suspect named JOHN CORYELL KELSEY II had been developed. First District Fugitive Team members were requested to conduct surveillance on KELSEY as the investigation by other field detectives was on-going. On 12/12/14 at 2000 hours, First District Fugitive Team members were following a vehicle in which KELSEY was a passenger. As Fugitive Team members were following this vehicle, I was contacted via radio by field detectives from Lansing that their investigation regarding KELSEY's involvement in Deputy Whitaker's death had rapidly progressed during the past few hours and there was now probable cause to effect an arrest of KELSEY for felony charges. First District Fugitive Team members now began to closely follow the vehicle (MI/DFC4118) in which KELSEY was a passenger. Uniform personnel in fully marked cars were requested to respond to our location to conduct a traffic stop on this vehicle. I continued to call out vehicle location and direction of travel to MSP Lansing Operations. Before marked units made it to our location, this vehicle was observed pulling into the address of . First District Fugitive Team members then arrested KELSEY (who was the front seat passenger) without incident. He was placed in the back seat of a fully marked patrol vehicle, driven by Tpr. Hayes (MSP Brighton Post) which arrived on scene a few minutes after KELSEY was arrested. KELSEY was later transferred into a fully marked MSP Lansing Post patrol vehicle (Tpr. Adamczyk and Tpr. Phillips) who subsequently transported KELSEY from the scene to the MSP Lansing Post.

I interviewed the driver of the vehicle who was identified as BRENTON DANIEL CUNNINGHAM. His interview is listed in detail below. There were two children in the vehicle who were both the children of KELSEY. Myself and Inv. Smith stood by with the children (JOHN, 10 and Taylor, 7) until their aunt CHRISTINA KELSEY arrived on scene and took custody of them. CUNNINGHAM, who had a suspended drivers license, was advised not to drive and his vehicle was left parked legally at the scene. Inv. Smith and I then cleared the scene.

VENUE:

LIVINGSTON COUNTY , HOWELL TWP

AT OR NEAR: RICHARDSON

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DATE & TIME:

FRI, DEC 12, 2014 AT 2015

VEHICLE INFORMATION:

1996 Ford Escort, 2 door, black in color, MI/DFC4118 registered to:

LAURA LOUISE CUNNINGHAM

ADDITIONAL INFORMATION:

_____ set up surveillance at _____ which is the SOS address for KELSEY. _____ advised a two door vehicle, dark in color, was leaving this address. First District Fugitive Team members had reason to believe that KELSEY may be in this vehicle. As this vehicle took several back roads towards the Pinckney area and avoided main roadways, Fugitive Team members felt confident KELSEY was inside this vehicle.

As First District Fugitive Team members were following this vehicle along several rural county roadways, I was contacted by Michigan State First District Headquarters detectives who advised based on new information just received in this investigation, there was now probable cause to effect an arrest of KELSEY for felony charges.

I advised First District Fugitive Team members to tighten up the surveillance, no longer being concerned if this vehicle knew it was being followed. I then contacted MSP Operations and requested a marked MSP unit to conduct a traffic stop on the vehicle. I continuously called out locations and direction of travel so marked units could respond. Before a marked unit arrived to our location, the above listed vehicle pulled into the address of _____. Two of the First District Fugitive Team vehicles are equipped with lights but have no police markings. Inv. _____ and D/ _____ activated the lights on their respective vehicles and pulled their vehicles near the driveway of this address. A felony stop was conducted. KELSEY was the front seat passenger in the vehicle. KELSEY complied with the loud verbal commands given to him. He exited the vehicle, laid face down on the ground and was handcuffed without further incident. It should be noted that as KELSEY was being handcuffed and taken into custody, he repeatedly stated, "Not in front of my kids, not in front of my kids."

ARREST:

NAM: JOHN CORYELL KELSEY II

NBR:	RAC:	ETH:
STR:	SEX:]	OPS:
SFX:	DOB:	SSN:
CTY:	HGT:	SID:
TXH:	WGT:	FBI:
TXW:	HAI:]	MNU:
	EYE:	PRN:

CHARGE:
0909 OPERATING-LIC SUSPENDED REVOKED DENIED-CAUSING DEATH 257.904(4)

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ADDITIONAL INFORMATION:

A few minutes after his arrest, Tpr. Hayes (in full uniform, and driving a fully marked patrol vehicle) arrived on scene. KELSEY was immediately placed inside Tpr. Hayes patrol vehicle. After an MSP Lansing Post car arrived on scene (Tpr. Adamczyk and Tpr. Phillips), KELSEY was moved from Tpr. Hayes vehicle into the MSP Lansing Post vehicle. This MSP Lansing Post vehicle transported KELSEY from the scene to the MSP Lansing Post.

DRIVER OF VEHICLE:

NAM: BRENTON DANIEL CUNNINGHAM

NBR:	RAC:	ETH:
STR:	SEX:	OPS:
SFX: ;	DOB:	SSN:
CTY:	HGT:	SID:
TXH	WGT:	FBI:
TXW	HAI:	MNU:
MB:	EYE:	PRN:

INTERVIEW CUNNINGHAM:

Per the MSP First District Headquarters detectives, I interviewed CUNNINGHAM at the scene. The interview was conducted inside of my State of Michigan vehicle, and was digitally recorded. Below is a summary of the interview with CUNNINGHAM:

CUNNINGHAM was not in handcuffs. He was advised that he was not under arrest and that he did not have to answer any of my questions. CUNNINGHAM stated he understood. CUNNINGHAM stated through his roommate (Ryan Bishop) he knows KELSEY. On today's date, at approximately 1700 hours, CUNNINGHAM received a telephone call from KELSEY. KELSEY advised he needed a ride from Main Street in Brighton to his residence in Stockbridge, MI. KELSEY then would need a ride from his residence in Stockbridge, MI to his parents address on Teahen Road in Livingston County. CUNNINGHAM found KELSEY walking along Main Street in Brighton, MI by himself. KELSEY stated he needed to get some clothes from his residence in Stockbridge, MI. CUNNINGHAM gave KELSEY a ride to his address on Morton Road. When they arrived, the mother of KELSEY's children was waiting for him along with their two children. She then left after dropping off the two children. KELSEY then proceeded to gather belongings for himself and his two children. After this was completed, they left the residence and began to travel back to KELSEY's parents residence. CUNNINGHAM does not know the exact address of KELSEY's parents residence. They were en route to KELSEY's parents residence when they were stopped by the police.

Prior to receiving the telephone call today from KELSEY, CUNNINGHAM has had no contact with KELSEY during the past 4 or 5 days. During the time they spent together on 12/12/14 (after 1700 hours) CUNNINGHAM attempted to speak with KELSEY asking him "what was up with that high speed chase." KELSEY would not talk about that incident, CUNNINGHAM stated "didn't want nothing to do with it, he didn't say nothing, he told me to be quiet."

During his interaction with KELSEY on 12/12/14, CUNNINGHAM described KELSEY's demeanor as being nervous and agitated. CUNNINGHAM motioned that KELSEY was rubbing his face and rubbing his hands through his hair because he was nervous. KELSEY was acting so nervous that at one point when

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CUNNINGHAM and KELSEY were at KELSEY's residence on Morton Road, KELSEY was downstairs and CUNNINGHAM took this opportunity to text a friend to say, "something ain't right here." CUNNINGHAM just wanted to get KELSEY back to his parent's residence and then go home.

When asked if he had heard through the "rumor mill" about any possible involvement KELSEY might have in the death of Deputy Grant Whitaker, CUNNINGHAM responded, "murder." He indicated he had heard this from "pretty much everybody" in the last couple days. Just prior to being stopped, KELSEY was trying to tell CUNNINGHAM that "it wasn't him."

CUNNINGHAM stated he knows KELSEY has a white SUV. CUNNINGHAM does not know where KELSEY's white SUV is currently located. The white SUV was not at KELSEY's residence on today's date. CUNNINGHAM has been to KELSEY's residence on Morton Road two times prior, and both of those previous times the white SUV has been at that residence. CUNNINGHAM knows KELSEY to drive a vehicle as he has seen KELSEY drive a vehicle on two or three prior occasions. CUNNINGHAM has seen KELSEY drive a mustang, GMC, and a white colored SUV. The last time CUNNINGHAM has seen KELSEY drive the white SUV was a couple of weeks ago when there was snow.

During his contact with KELSEY on today's date, CUNNINGHAM advised KELSEY did not really want to talk about the incident involving the death of Deputy Whitaker. KELSEY only would say that "it wasn't him" and that he got a hold of "a cop" and was talking to the cops and got everything taken care of because it wasn't him. KELSEY called CUNNINGHAM for a ride on 12/12/14 because he knows that CUNNINGHAM lives with RYAN BISHOP.

AUNT OF CHILDREN IN VEHICLE:

NAM: CHRISTINA JOAN KELSEY

NBR:	RAC:	ETH:
STR: ♀	SEX: ♀	OPS:
SFX: ♀	DOB:	SSN:
CTY:	HGT:	SID:
TXH:	WGT:	FBI:
TXW:	HAI:	MNU:
MB:	EYE:	PRN:

CONTACT CHRISTINA:

CHRISTINA arrived on scene and took custody of JOHN KELSEY (age 10) and TAYLOR KELSEY (age 7).

ADDITIONAL INFORMATION:

CUNNINGHAM was found to have a suspended drivers license. He was advised not to drive and to call someone with a license to come and pick him up. His vehicle was legally parked at the scene.

DVD OF INTERVIEW WITH CUNNINGHAM:

The interview with CUNNINGHAM has been converted from digital recorder to DVD form and will be turned over to D/Sgt. McPhee from the MSP Lansing Post.

STATUS:

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