In the Missouri Court of Appeals
Eastern District

DIVISION THREE

STATE OF MISSOURI,	)	No. ED108566
	)	
Respondent,	)	Appeal from the Circuit Court of
	)	St. Louis County
vs.	)	17SL-CR07071-01
	)	
JOSHUA WATKINS,	)	Honorable Richard M. Stewart
	)	
Appellant,	)	Filed: March 2, 2021

Angela T. Quigless, P.J., Kurt S. Odenwald, J., and James M. Dowd, J.

Joshua Watkins appeals the judgment entered after he was found guilty by a jury in St. Louis County of two counts of first degree assault, two counts of armed criminal action, and one count of unlawful use of a weapon for which he was sentenced to twenty-five years in prison. These charges arose from an August, 2018 incident in Kirkwood, Missouri in which Watkins shot two victims leaving both severely injured. On appeal, Watkins argues that the trial court erred in denying his motion to suppress certain incriminating statements he made during a custodial interview on the night of the shootings because his Miranda rights' waiver was not knowing and intelligent. He further asserts that he was prejudiced by this error because without his incriminating statements in evidence, there is a reasonable probability that the outcome of the trial would have been different because the remaining evidence against him was not overwhelming.

AFFIRMED.

DIVISION III HOLDS: The trial court did not err in denying Watkins' motion to suppress his custodial interview because:

(1) His Miranda rights' waiver was given knowingly and intelligently and thus his custodial interview was properly admitted at trial.

Opinion by: James M. Dowd, J.

Angela T. Quigless, P.J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: James C. Egan

Attorney for Respondent: Julia E. Rives

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.