**IN THE CIRCUIT COURT OF BARRY COUNTY**
**STATE OF MISSOURI**

**STATE OF MISSOURI,**

**Plaintiff,**

**v.**

**DONALD BRATTIN ERWIN**
**aka DONALD ALLEN ERWIN**
**aka D.B. ERWIN**
**aka ALLEN ERWIN**

**Address:** [redacted]
**DOB:**
**SSN:**
**M**
**Ht: 6'02" Wt: 235**

**Defendant.**

**Case No.** 26BR-CR00736

FILED
NOV 09 2025
CRAIG WILLIAMS
CIRCUIT CLERK, BARRY COUNTY, MO

**FELONY COMPLAINT**

**COUNT I CLASS C FELONY STEALING**
Charge Code Number: 570.030-034Y20232399.0

The defendant, in violation of Section 570.030, RSMo, committed the class C felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between February 1, 2025 and April 6, 2026, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, appropriated U.S. currency of a value of at least $25,000, which property was owned by Christopher Mortimer. Defendant appropriated such property from Christopher Mortimer with the purpose to deprive Christopher Mortimer by deceit in that defendant represented to Christopher Mortimer that defendant would, in exchange for the currency, purchase materials and build a barndominium on Christopher Mortimer's property. These representations were false and known by defendant to be false and Christopher Mortimer relied on these representations and was thereby induced to part with such property.

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 II CLASS E FELONY DECEPTIVE BUSINESS PRACTICE**
Charge Code Number: 407.020-001Y20202699.0

The defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between February 1, 2025 through April 6, 2026, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to Christopher Mortimer that in exchange for money paid in advance as a partial payment, defendant would purchase materials and build a barndominium. This representation was false or misleading as to defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

The range punishment for a class E 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 four (4) 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 III CLASS C FELONY STEALING**
Charge Code Number: 570.030-034Y20232399.0

The defendant, in violation of Section 570.030, RSMo, committed the class C felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between December 9, 2024 through December 19, 2025, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog appropriated U.S. currency of a value of at least $25,000, which property was owned by David Diaz. Defendant appropriated such property from David Diaz with the purpose to deprive David Diaz by deceit in that defendant represented to David Diaz that defendant would, in exchange for the currency, purchase materials and build a barndominium. These representations were false and known by defendant to be false, and David Diaz relied on these representations and was thereby induced to part with such property.

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 IV CLASS E FELONY DECEPTIVE BUSINESS PRACTICE**
Charge Code Number: 407.020-001Y20202699.0

The defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between December 9, 2024 through December 19, 2025, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to David Diaz that in exchange for money paid in advance as a partial payment, defendant would purchase materials and build a barndominium. This representation was false or misleading as to defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

The range punishment for a class E 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 four (4) 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 V CLASS B FELONY FINANCIAL EXPLOITATION OF ELDERLY/DISABLED PERSON**
Charge Code Number: 570.145-002Y20202699.0

The defendant, in violation of Section 570.145 RSMo, committed the class B felony of financial exploitation of a disabled person, punishable upon conviction under Sections 558.002 and 558.011 RSMo, in that on or between December 9, 2024 and December 19, 2025, in the County of Barry, State of Missouri, Harry Diaz was a person with a disability and defendant, acting alone or in concert with Endless Concepts or Boss Hog, made a false pretense that defendant would purchase materials and build a barndominium for $63,857.68, money paid in advance as partial payment to induce Harry Diaz to enter into an agreement by promising performance the defendant did not intend to perform or knew would not be performed, and thereby knowingly obtained control of monies, property of Harry Diaz, with a value of at least twenty-five thousand dollars, with the intent to permanently deprive Harry Diaz of the use of the property, and thereby detrimentally affected Harry Diaz.

The range 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 VI CLASS E FELONY DECEPTIVE BUSINESS PRACTICE**
Charge Code Number: 407.020-001Y20202699.0

The defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and

558.011, RSMo in that on or between December 9, 2024 through December 19, 2025, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to Harry Diaz that in exchange for money paid in advance as a partial payment, defendant would purchase materials and build a barndominium. This representation was false or misleading as to defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

The range punishment for a class E 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 four (4) 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 VII CLASS C FELONY STEALING**
Charge Code Number: 570.030-034Y20232399.0

The defendant, in violation of Section 570.030, RSMo, committed the class C felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between April 1, 2024 through March 30, 2026, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog appropriated U.S. currency of a value of at least $25,000, which property was owned by Jill and Doug Carlon. Defendant appropriated such property from Jill and Doug Carlon with the purpose to deprive J. Salter by deceit in that defendant represented to Jill and Doug Carlon that defendant would, in exchange for the currency, purchase materials and build a barndominium. These representations were false and known by defendant to be false, and Jill and Doug Carlon relied on these representations and were thereby induced to part with such property.

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 VIII CLASS E FELONY DECEPTIVE BUSINESS PRACTICE**
Charge Code Number: 407.020-001Y20202699.0

The defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between April 1, 2024 through March 30, 2026, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to Jill and Doug Carlon that in exchange for

money paid in advance as a partial payment, defendant would purchase materials and build a barndominium. This representation was false or misleading as to defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

The range punishment for a class E 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 four (4) 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 IX CLASS A FELONY FINANCIAL EXPLOITATION OF ELDERLY/DISABLED PERSON**

Charge Code Number: 570.145-001Y20202699.0

The defendant, in violation of Section 570.145 RSMo, committed the class A felony of financial exploitation of the disabled, punishable upon conviction under Sections 558.002 and 558.011 RSMo, in that on or between May 24, 2024 through January 14, 2026, in the County of Barry, State of Missouri, Karen Watkins was a disabled person and defendant, acting alone or in concert with Endless Concepts or Boss Hog, made a false pretense that defendant would purchase materials and build a barndominium for $400,448.52, money paid in advance as partial payment to induce Karen Watkins to enter into an agreement by promising performance the defendant did not intend to perform or knew would not be performed, and thereby knowingly obtained control of monies, property of Karen Watkins, with a value of at least seventy-five thousand dollars, with the intent to permanently deprive Karen Watkins of the use of the property, and thereby detrimentally affected Karen Watkins.

The range punishment for a class A felony is imprisonment in the custody of the Missouri Department of Corrections for a term of years not less than ten (10) years and not to exceed 30 (30) years or life imprisonment.

**COUNT X CLASS E FELONY DECEPTIVE BUSINESS PRACTICE**

Charge Code Number: 407.020-001Y20202699.0

The defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo in that on or between May 24, 2024 and January 14, 2026, in the County of Barry, State of Missouri, defendant, acting alone or in concert with Endless Concepts or Boss Hog, in connection with the sale of merchandise in trade or commerce, did willingly, knowingly, and with the intent to defraud, make a false promise to Roger and Karen Watkins that in exchange for money paid in advance as a partial payment, defendant would purchase materials and build a barndominium. This representation was false or misleading as to defendant's intention or ability to perform the promise or the likelihood the promise would be performed.

The range punishment for a class E 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 four (4) 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.

The facts that form the basis for this information and belief are contained in the attached Probable Cause Statement, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

Respectfully submitted,

CATHERINE L. HANAWAY
Attorney General

**/s/ Joseph A. Bliss**

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ATTORNEYS FOR PLAINTIFF

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