



NEWS RELEASE

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FOR IMMEDIATE RELEASE

BROTHER SENTENCED FOR ROBBERY CONSPIRACY WITH FORMER POLICE OFFICER

KANSAS CITY, Mo. – Todd P. Graves, United States Attorney for the Western District of Missouri, announced that a Lee’s Summit man was sentenced in federal court today for conspiring with his brother, a former Independence police officer, to rob two undercover FBI agents who were posing as couriers of drug money.

Scott A. McGarr, 42, of Lee’s Summit, was sentenced by U.S. District Judge Howard F. Sachs this morning to one year and 11 months in federal prison without parole.

On April 26, 2002, **Scott McGarr** waived indictment and pleaded guilty to conspiring with his brother, former Independence, Mo., police officer **Brian C. McGarr**, to commit robbery and to take money from two purported drug couriers (who were actually two undercover female FBI agents) by means of the threatened use of force and violence, and through fear of injury.

Brian C. McGarr, 41, of Independence, was sentenced on Aug. 14, 2002, to four years and nine months in federal prison without parole.

On March 18, 2002, **Brian McGarr** was advised by an individual cooperating with the FBI and the Kansas City, Mo., Police Department that two female drug couriers were parked in the House of Sleep parking lot at 12780 East 40 Highway in Independence, waiting for a friend to come and pick up money from drug sales. **Brian McGarr** admitted that, while on duty, he went to the parking lot and, seeing the vehicle, called in a “stranded motorist report” and ran a license check of the vehicle. After **Brian McGarr** approached the vehicle and asked the occupants for identification, a second patrol car arrived to provide assistance. After **Brian McGarr** and the other patrol unit left, **Brian McGarr** called his brother, **Scott McGarr**, telling him that he had “a deal set up” to rob two female drug couriers; that they had a lot of money with them; that he had “checked them out.” **Brian McGarr** told **Scott McGarr** that he would try to keep the couriers there until **Scott McGarr** arrived to rob them.

When **Scott McGarr** arrived at the parking lot, however, the “couriers” had already been removed from the area by the FBI. Not seeing them, **Scott McGarr** drove around the area, suspicious that this might be a “set up.” Seeing what he thought was a police vehicle, he left and called **Brian McGarr**, telling him of his suspicions.

Both **Brian McGarr** and **Scott McGarr** were armed with firearms at the time that each was on the parking lot premises – **Brian McGarr** possessing a .357 caliber Sig Saur semi-automatic service weapon, and **Scott McGarr** possessing a 4-10 gauge Mossberg shotgun.

Brian McGarr was arrested at the Independence Police Department on March 19, 2002. **Scott McGarr** was taken into custody at his apartment in Lee’s Summit on March 20, 2002.

The FBI opened an investigation in June 1998 into allegations that **Brian McGarr**, in his capacity as a police officer, had conspired to rob drug dealers of drugs and money. The investigation was closed after a cooperating witness refused further cooperation due to fear for personal safety.

Subsequently, in early February 2002, the FBI initiated a joint investigation with the Kansas City, Mo., Police Department’s Gang Squad and the Independence Police Department to investigate allegations that **Brian McGarr** was soliciting individuals to identify drug dealers from whom he could steal drugs and cash.

On February 22, 2002, investigators surveilled **Brian McGarr** as he used a rock to break into a vehicle on the parking lot of the American Inn, 4141 Noland Road, in Independence. **Brian McGarr** was surveilled on videotape as he stole \$6,700 in currency from the vehicle, which in fact was an undercover vehicle being used as part of a sting operation.

Brian McGarr later gave \$3,000 of the stolen cash to a cooperating witness who had tipped him to the location of the “drug money.”

The case is being prosecuted by Assistant U.S. Attorney Sheryle L. Jeans. It is being investigated by the Federal Bureau of Investigation, with cooperation from the Kansas City, Mo., Police Department’s Gang Unit and the Independence Police Department.

This news release, as well as additional information about the office of the United States Attorney for the Western District of Missouri, is available on-line at

www.usdoj.gov/usao/mow