



State of North Carolina
General Court of Justice
Twenty-Sixth Prosecutorial District
MECKLENBURG COUNTY

R. ANDREW MURRAY
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November 1, 2013

Chief Rodney D. Monroe
Charlotte-Mecklenburg Police Department
601 East Trade Street, 3rd floor
Charlotte, NC 28202

Re: Jaquaz Altimore Walker Death Investigation

Dear Chief Monroe,

Pursuant to N.C.G.S. 7A-61, my office has reviewed the investigations surrounding the death of Jaquaz Altimore Walker under complaint number 20130618134304. The purpose of this review was to examine whether Officer F. R. Pack or Officer J.D. LeCompte's conduct on June 18, 2013, was unlawful.

As you know, an attorney representing Walker's family contacted this office and requested that the State Bureau of Investigation (SBI) conduct an independent investigation of the incident. Pursuant to North Carolina law, "In every instance in which a private citizen is killed as a result of the use of a firearm by a law enforcement officer in the line of duty, the district attorney in the prosecutorial district in which the death occurred shall [emphasis added], upon the request of the surviving spouse or next of kin of the private citizen within 180 days of the death, request the State Bureau of Investigation to conduct an investigation into the incident." See N.C.G.S. 147-90.

After reviewing the investigation conducted by the Charlotte-Mecklenburg Police Department (CMPD) and the investigation conducted by the SBI, the District Attorney's Office finds that there is no evidence that either officer acted unlawfully. This letter specifically does not address issues relating to whether Officers Pack and LeCompte, or any other officer, followed correct police procedures or CMPD Directives.

The facts, as revealed in both investigations, are as follows: On June 18, 2013, CMPD officers with the Gang Unit conducted an undercover operation using a confidential informant (CI) to purchase marijuana from Walker. In this operation, Walker was to sell the CI sixty dollars'

worth of marijuana. The CI and Walker met at a location chosen by Walker and conducted the transaction while undercover officers monitored the drug sale from nearby vehicles. According to the CI, Walker stated that he only had twenty dollars' worth of marijuana; the CI purchased the twenty dollars' worth of marijuana.

After the initial drug transaction was completed, the CI walked back to one of the undercover vehicles to wait while Walker obtained the rest of the marijuana for the agreed-upon deal. Walker and his accomplice left the parking lot, then returned minutes later and began walking toward the car in which the CI and the undercover officers were sitting. To prevent Walker and the accomplice from seeing police radios and other equipment in the undercover car, the CI left the car and walked toward them. Walker and his accomplice then each brandished handguns and robbed the CI of money and a cellphone.

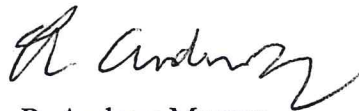
Officers responded by exiting their vehicles, identifying themselves as police officers and ordering both individuals to stop. Walker began shooting at the police officers. The accomplice ran from the scene and shot at police officers as he ran. Officer Pack returned fire and shot Walker, who died from a gunshot wound. Officer LeCompte returned fire at the accomplice, but the accomplice was not hit in the exchange. The CI was also shot, apparently by Walker.

The physical evidence at the scene is consistent with the description of events provided to investigators by the police officers and the CI.

It is clear from the results of the concurrent investigations conducted by the CMPD and the SBI that Officer Pack's use of deadly force was justified under North Carolina law. In addition, Officer LeCompte was justified in firing his weapon at the other individual. Consequently, this office will not pursue criminal charges against either officer in this matter.

If you have any questions, please contact me directly.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Andrew Murray". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

R. Andrew Murray
District Attorney