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INVESTIGATION OF OFFICER-INVOLVED SHOOTING CONCLUDES; OFFICERS CLEARED IN USE OF FORCE

NORRISTOWN, Pa. (Nov. 20, 2017)—Montgomery County District Attorney Kevin R. Steele announced today that the investigation of the police shooting of an armed suspect in a mall parking garage has concluded and has determined that the shooting was a lawful use of force. The Upper Merion Police Officers involved have been cleared to resume regular duty.

The investigation of the shooting was conducted by the Montgomery County Detective Bureau, as is normal procedure for officer-involved shootings in Montgomery County. The Upper Merion Police Department and the officers involved cooperated with the investigation. The shooting took place at approximately 4 p.m. on Sunday, Oct. 29, 2017, at the parking garage at the King of Prussia Mall. Upper Merion police responded to information that they would find the suspect, Kalin Jackson, 23, of New Castle, Del., driving a stolen maroon Kia Sorrento in the parking garage. He was wanted by Upper Merion Police for committing a gunpoint robbery of a shopper at that same location the day before. Wilmington (Del.) Police Department was also seeking Jackson for an armed carjacking/kidnapping that occurred on Oct. 26, 2017.

“The evidence showed that this was an armed and dangerous man who was putting the lives of innocent bystanders and of the Upper Merion police officers at risk. When police located the defendant and commanded him to stop, he began ramming his vehicle into police vehicles, civilian vehicles and aimed his vehicle at officers. The officers fired their weapons at the suspect, striking him and stopping the threat to lives,” said Steele. “Our investigation determined the facts of this case supported the use of deadly force and therefore did not warrant any criminal charge against the officers involved.”

In Pennsylvania, the use of deadly force by a law enforcement officer is governed by Section 508 of the Pennsylvania Crimes Code. A law enforcement officer is “justified in using deadly force only when he believes that such force is necessary to prevent death or serious bodily injury to himself or such other person...” 18 Pa.C.S.A. §508(a). In addition, the use of deadly force by law enforcement officers is justified to

defeat...the escape of a person who possesses a deadly weapon, or otherwise indicates that he will endanger human life or inflict serious bodily injury unless arrested without delay. 18 Pa.C.S.A. §508(a)(1)(i)(ii).

Jackson was pronounced dead on Nov. 7, 2017 at Paoli Hospital. An autopsy by the Chester County Coroner's Office on Nov. 8, 2017 determined that Jackson died as a result of a gunshot wound to the left side of his head.

Approved for release:

Kevin R. Steele