

FILED

2011 APR 20 P 1:34

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA GRAND JURY, SPRING TERM, 2011

IN RE: Officer Involved Shooting of Kendrick Herring at the 1500 block of Capital Circle Northwest, Tallahassee FL, on or about March 19, 2011

IN THE NAME OF AND BY THE AUTHORITY OF THE STATE OF FLORIDA

NO TRUE BILL PRESENTMENT

THIS MATTER came before the Grand Jury for us to review the facts and circumstances of the Officer Involved Shooting of murder suspect Kendrick Herring at the 1500 block of Capital Circle Northwest on or about March 19, 2011 involving Tallahassee Police Department Officer Jeff Mahoney. The investigation by the Tallahassee Police Department concluded that this was a justified use of deadly force within the statutory provisions of Chapter 776.012 and 776.05, Florida Statutes, regarding justifiable use of deadly force and review by the Grand Jury was requested.

We have heard the sworn testimony of Officer Jeff Mahoney and reviewed the investigation by the Tallahassee Police Department, and agree that the evidence supports a reasonable belief on the part of Officer Mahoney that the use of deadly force was necessary to prevent imminent death or great bodily harm to himself or other officers, or to prevent the imminent commission of a forcible felony.

THEREFORE, 12 or more jurors find that Officer Mahoney responded appropriately to the threat of this murder suspect and was clearly justified in his use of deadly force.

RESPECTFULLY SUBMITTED this 20 day of April, 2011.

[Redacted Signature]

Foreperson

[Redacted Signature]

Attest

Grand Jury Clerk

[Handwritten Signature]