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PROSECUTORIAL DISTRICT 13  
JOHNSTON COUNTY

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October 5, 2023

Assistant Special Agent in Charge J.D. Karie  
North Carolina State Bureau of Investigation  
3320 Garner Road  
Building 16  
Raleigh, NC 27610

Dear ASAC Karie:

I have completed my review of the North Carolina State Bureau of Investigation report regarding the officer involved shooting of Joshua Taylor Haynes that occurred on June 11, 2023, at 504 South Wilson Street, Kenly, North Carolina, 27542. This investigation was pursuant to a joint request from the Johnston County District Attorney's Office and the North Carolina State Highway Patrol. Troopers J.F. Deal, L.S. Frederick, and C.M. Wilson were involved in the shooting and placed on administrative leave pending the outcome of this investigation.

North Carolina General Statute 15A-401(d)(2) authorizes a law enforcement officer to use deadly force upon another person to defend himself or a third person from what the officer reasonably believes to be the imminent use of deadly physical force. Officers must often make split-second decisions regarding their use of force. Under the circumstances observed by Troopers Deal, Frederick, and Wilson, and corroborated by more than a dozen other witnesses there on the scene, their use of force was both reasonable and warranted. After a thorough review of your report as well as multiple conversations discussing the facts of this case, I have concluded that Troopers Deal, Frederick, and Wilson were legally justified in their use of force. As a result, no criminal charges against the three troopers will be filed related to this incident.

However, I am authorizing Kenly Police Department to file criminal charges against Joshua Taylor Haynes because of this incident. Although I typically issue very detailed factual findings in officer-involved shooting cases, I will refrain from doing so at this time based upon the Rules of Professional Conduct 3.6 and 3.8. Based upon my interpretation of those rules, it would be unethical for me to divulge these facts as they will directly relate to the pending charges against Haynes.

Please let me know if there is anything further you need at this time.

Best regards,

Susan I. Doyle  
Johnston County District Attorney

Cc: John P. O'Hale, Attorney  
James T. Johnson, Attorney  
John Collins, NCSHP First Sergeant Johnston County  
Kevin Milligan, NCSHP First Sergeant Wayne County