



STATE'S ATTORNEYS APPELLATE PROSECUTOR

Administrative Office • 725 South Second Street • Springfield, IL 62704 • 217-782-1628 • Fax 217-782-6305

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January 8, 2018

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Honorable Kimberly M. Foxx
State's Attorney of Cook County
Cook County State's Attorney's Office
69 West Washington
Suite 3200
Chicago, IL 60602

RE: Review of Chicago Police Related Shooting of
Paul O'Neal

Dear State's Attorney Foxx:

Pursuant to your request, this Agency has thoroughly reviewed the evidence provided to us by your Office in the above matter.

Our goal was to address whether the fatal shooting of Mr. Paul O'Neal on July 28, 2016, by Chicago Police Officer Jose Diaz, and the prior shooting by Officer Michael Coughlin and Officer Jose Torres, warranted the filing of criminal charges, and whether the evidence was sufficient to reassess the declination of all charges previously submitted by the Cook County State's Attorney's Office on or about September 14, 2017.

Based upon a comprehensive and independent evaluation of the information provided, we find that the decision by the Cook County State's Attorney's Office to decline prosecution is consistent with the evidence. This finding is strictly limited to the conclusion as to criminal charges and makes no findings regarding the existence of any administrative violations or the potentiality of civil liability.

With this letter, we are returning to you all material sent by your Office.

Please let me know whenever we can be of assistance.

Very truly yours,

Patrick J. Delfino
Director