



## YORK COUNTY DISTRICT ATTORNEY

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DAVID W. SUNDAY, JR.  
*District Attorney*

JENNIFER RUSSELL  
*First Assistant District Attorney*

ART SMITH  
*Chief County Detective*

KYLE G. KING  
*Chief Administrator*

FOR IMMEDIATE RELEASE  
Friday, January 05, 2018

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### **District Attorney declines to prosecute road rage shooting in York City**

**York, PA** – After reviewing the Investigative Report along with supplemental materials including, but not limited to statements from law enforcement officials, eyewitnesses, cell phone video of the shooting in real time, ballistic reports, and medical records, the District Attorney's Office is declining to prosecute in the November 12, 2017 shooting death of James Robert Weimert.

In light of all the evidence, facts and specific circumstances surrounding this incident, this office determined that the Commonwealth would be unable to meet its burden of proof beyond a reasonable doubt. An individual is not required to prove that they acted in self-defense. Rather, the law demands that the Commonwealth prove beyond a reasonable doubt that an individual did not act in self-defense.

We are appreciative of the thorough and professional investigation conducted by the York City Police Department. Moreover, we express our sincerest gratitude to the eyewitnesses who came forward and provided the critical information necessary to make the appropriate decision under the law.



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