

**RULE 9 WARRANT
IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**

STATE OF DELAWARE)	
)	
V.)	INDICTMENT BY THE GRAND JURY
)	
)	
JAMES MACCOLL)	I.D. # 210301110

The Grand Jury charges **JAMES MACCOLL**, with the following offenses:

COUNT ONE. A FELONY

#N _____

PROVIDING A FALSE STATEMENT TO LAW ENFORCEMENT in violation of Title 11, Section 1245A of the Delaware Code.

JAMES MACCOLL, on or between the 19th day of February, 2019, and the 3rd day of March, 2020, in the County of New Castle, State of Delaware, with intent to prevent, hinder, or delay the investigations of any crimes or offenses by a law enforcement officer or agency, did knowingly provide false statements to an investigator with the Criminal Investigations Division of the Wilmington Police Department, to investigators with the Office of Professional Standards of the Wilmington Police Department, and to a Deputy Attorney General of the Delaware Department of Justice, all of whom were law enforcement officers with law enforcement agencies, when such statements were material to investigations of

felony offenses, including an armed carjacking that occurred on February 2, 2019, which was dismissed by the State of Delaware because of James MacColl's lack of candor in his statements, on March 3, 2020.

COUNT TWO. A FELONY

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TAMPERING WITH PHYSICAL EVIDENCE in violation of Title 11, Section 1269 of the Delaware Code.

JAMES MACCOLL, on or about the 2nd day of February, 2019, in the County of New Castle, State of Delaware, after using his firearm in his capacity as a law-enforcement officer in a shooting on September 23, 2015, and knowing that his firearm would be seized and not returned following an on-duty shooting, believed that certain physical evidence – the firearm he possessed during an on-duty shooting on February 2, 2019 – would be or was about to be produced or used in a prospective official proceeding, and intending to prevent its production or use with his personal, six-twist barrel for the firearm, did knowingly and unlawfully attempt to suppress it in an act of concealment or alteration, by retrieving his personal six-twist barrel from the firearm, after the shooting, and replacing it with a separate, five-twist barrel.

COUNT THREE. A MISDEMEANOR

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OFFICIAL MISCONDUCT in violation of Title 11, Section 1211(2) of the Delaware Code.

JAMES MACCOLL, on or between the 2nd day of February, 2019, and the 3rd day of March, 2020, in the County of New Castle, State of Delaware, when as a law-enforcement officer and public servant, intending to obtain a personal benefit, committed an act constituting an authorized exercise of official functions, by using an unapproved barrel on his firearm while on-duty, or by then later retrieving the unapproved barrel without permission, knowing that the acts were unauthorized.

A TRUE BILL

(FOREPERSON)

KATHLEEN JENNINGS
ATTORNEY GENERAL



DEPUTY ATTORNEY GENERAL