

**Court of Common Pleas  
Criminal Division**

State of Ohio,  Plaintiff  vs.  Jalen Jackson,  Defendant		A True Bill Indictment For  <b>Murder - UF</b> §2903.02(B)  10 Additional Count(s)
<b>Dates of Offense (on or about)</b> December 6, 2023	<b>The Term Of</b> Sep 2023 GJ #2	<b>Case Number</b> CR-23-687440

The State of Ohio, }  
Cuyahoga County } **SS.**

<b>Count One</b>	<b>Murder - UF</b> §2903.02(B)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023
<p><i>The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, on their oaths, IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OHIO, do find and present, that the above named Defendant(s), on or about the date of the offense set forth above, in the County of Cuyahoga, unlawfully</i></p> <p>did cause the death of Curtis Birchall, as a proximate result of the offender committing or attempting to commit an offense of violence that is a felony of the first or second degree, to wit: Aggravated Robbery, R.C. 2911.01(A)(1).</p> <p>FURTHERMORE, the offender used a motor vehicle as the means to commit the violation.</p> <p><b><u>Firearm Specification - 1 year - §2941.141(A)</u></b> <i>The Grand Jurors further find and specify that:</i></p> <p>Jalen Jackson had a firearm on or about his person or under his control while committing the offense</p> <p><b><u>Specification for Forfeiture of a Weapon - §2941.1417(A)</u></b> <i>The Grand Jurors further find and specify that:</i></p> <p>Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense</p> <p><i>The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.</i></p>	



Foreperson of the Grand Jury



Prosecuting Attorney

<b>Count Two</b>	<b>Murder - UF</b> §2903.02(B)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did cause the death of Curtis Birchall, as a proximate result of the offender committing or attempting to commit an offense of violence that is a felony of the first or second degree, to wit: Felonious Assault, R.C. 2903.11(A)(1), 2903.11(A)(2).*

FURTHERMORE,  
the offender used a motor vehicle as the means to commit the violation.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*




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Foreperson of the Grand Jury




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Prosecuting Attorney

<b>Count Three</b>	<b>Aggravated Robbery - F1</b> §2911.01(A)(1)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did, in attempting or committing a theft offense, as defined in section 2913.01 of the Revised Code, or in fleeing immediately after the attempt or offense upon Mike Mathes did have a deadly weapon, to wit: Firearm/Gun, on or about his person or under his control and either displayed the weapon, brandished it, indicated that he possessed it, or used it.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Firearm Specification - 3 year - §2941.145(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count Four**                    **Felonious Assault - F2**  
    §2903.11(A)(1)

**Defendants**                    Jalen Jackson

**Date of Offense**            On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause serious physical harm to Curtis Birchall.*

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Five**                    **Felonious Assault - F2**  
    §2903.11(A)(2)

**Defendants**                    Jalen Jackson

**Date of Offense**            On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause or attempt to cause physical harm to Curtis Birchall by means of a deadly weapon or dangerous ordnance, to wit: Automobile.*

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

<b>Count Six</b>	<b>Felonious Assault - F1</b> §2903.11(A)(2)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did knowingly cause or attempt to cause physical harm to Brian M. Ondercin by means of a deadly weapon or dangerous ordnance, to wit: Firearm.*

FURTHERMORE,  
the victim is a peace officer.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Firearm Specification - 3 year - §2941.145(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense

**Firearm Specification - 7 years - §2941.1412(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson discharged a firearm at a peace officer or a corrections officer while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

<b>Count Seven</b>	<b>Discharge of Firearm On or Near Prohibited Premises - F3</b> §2923.162(A)(3)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully did discharge a firearm upon or over a public road or highway and the violation created a substantial risk of physical harm to any person or caused serious physical harm to property.*

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Firearm Specification - 3 year - §2941.145(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense

**Firearm Specification - 7 years - §2941.1412(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson discharged a firearm at a peace officer or a corrections officer while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

<b>Count Eight</b>	<b>Failure to Comply with an Order or Signal of a Police Officer - F3</b> §2921.331(B)
<b>Defendants</b>	Jalen Jackson
<b>Date of Offense</b>	On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*

did operate a motor vehicle so as willfully to elude or flee a police officer after receiving a visible or audible signal from a police officer to bring his motor vehicle to a stop and the operation of the motor vehicle by the offender was a proximate cause of serious physical harm to persons or property.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Firearm Specification - 3 year - §2941.145(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense

**Firearm Specification - 7 years - §2941.1412(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson discharged a firearm at a peace officer or a corrections officer while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney

**Count Nine**                    **Having Weapons While Under Disability - F3**  
    §2923.13(A)(2)

**Defendants**                    Jalen Jackson

**Date of Offense**            On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did knowingly acquire, have, carry, or use a firearm or dangerous ordnance and Jalen Jackson had been adjudicated a delinquent child for the commission of an offense that, if committed by an adult, would have been a felony offense of violence, to wit: on or about May 21, 2018, in Juvenile Court, Cuyahoga County, Ohio, having been adjudicated a delinquent child of Aggravated Robbery, Kidnapping, Felonious Assault, in violation of R.C. 2911.01(A)(1), R.C. 2905.01(A)(2), 2903.11(A)(2) in DL-18-100767.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Firearm Specification - 3 year - §2941.145(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense

**Firearm Specification - 7 years - §2941.1412(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson discharged a firearm at a peace officer or a corrections officer while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney



**Count Ten**                    **Involuntary Manslaughter - F1**  
    §2903.04(A)

**Defendants**                    Jalen Jackson

**Date of Offense**            On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 did cause the death of Curtis Birchall and such death was the proximate result of Jalen Jackson committing or attempting to commit the felony offense of Vehicular Assault.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Specification for Forfeiture of Property - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of Hi-Point C9, #P1552415 which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense and is subject to forfeiture pursuant to 2941.1417(A), 2981.02, and 2981.04 of the Revised Code

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*

**Count Eleven**                **Vehicular Assault - F4**  
    §2903.08(A)(2)(b)

**Defendants**                    Jalen Jackson

**Date of Offense**            On or about December 6, 2023

*The grand jurors, on their oaths, further find that the Defendant(s) unlawfully*  
 while operating or participating in the operation of a Rental Van, did cause serious physical harm to Curtis Birchall, recklessly.

**Firearm Specification - 1 year - §2941.141(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson had a firearm on or about his person or under his control while committing the offense

**Specification for Forfeiture of a Weapon - §2941.1417(A)**

*The Grand Jurors further find and specify that:*

Jalen Jackson is the owner and/or possessor of a Hi-Point C9, #P1552415, which was contraband and/or property derived from or through the commission or facilitation of the offense, and/or was an instrumentality the offender used or intended to use in the commission or facilitation of the offense

*The offense is contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Ohio.*



Foreperson of the Grand Jury



Prosecuting Attorney