

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

UNITED STATES OF AMERICA

v.

Case Number 3:16cr37/MCR

THOMAS M. JACKSON JR.
_____ /

FACTUAL BASIS FOR GUILTY PLEA

This statement of facts is submitted on behalf of the undersigned parties. All parties agree that if the above-captioned case were to go to trial, the government could produce competent, substantial evidence of the following facts to prove the defendant is guilty of the offense charged in the Indictment to which the defendant is pleading guilty. The parties further agree that not all of the facts known from or related to this investigation are contained in this brief summary.

STATEMENT OF FACTS

On March 5, 2016, at approximately 10:34 pm, Officer W.M., a civilian police officer with the Naval Air Station Pensacola (NASP) Police Department, was on duty and wearing a police uniform with a badge. Officer W.M. went approximately 50 yards from the main gate to open lane one to help relieve the large amount of inbound traffic at lane two. When he was removing the cones,


the defendant approached Officer W.M. The defendant was holding cash out of the window as though he was trying to pay for a toll. Officer W.M. recognized the odor of alcohol coming from the vehicle and observed an open bottle of beer in the center console. Officer W.M. attempted to get the defendant to turn his vehicle off and hand him the keys. The defendant asked "why?" and Officer W.M. said he believed the defendant was driving under the influence. The defendant looked around in all directions, gripped the steering wheel tightly, and accelerated the vehicle. The defendant's vehicle struck Officer W.M. in the chest. Officer W.M. grabbed the driver's window sill to stop from being run over by the vehicle. Officer W.M. was dragged for approximately 15 feet before falling. After he fell, his left foot was run over by the rear tire of the vehicle. Officer W.M. sustained several strained muscles and abrasions on his left hand, left arm, and left shoulder. The vehicle continued to the gate area where another NASP officer was checking vehicles attempting to enter the base. The other NASP officer heard the squealing of the defendant's tires and the vehicle accelerating. When he turned, he observed Officer W.M. being thrown from the vehicle and being run over. As the vehicle accelerated towards the officer's position, he fired one shot at the driver. The bullet ricocheted off the windshield and into a police van parked beside lane one. The defendant continued through the gate.


The defendant came to a stop at the Mustin Beach Club aboard NASP and fled on foot. NASP police officers located the defendant approximately forty minutes later hidden underneath a pedestrian bridge near the southeast parking lot of the Mustin Beach Club.

ELEMENTS OF THE OFFENSE


Count One - ECCA Pattern Jury Instruction 1.2

- First:* the Defendant forcibly assaulted the person described in the indictment;
- Second:* the person assaulted was a Federal officer performing an official duty; and
- Third:* the Defendant [used a deadly or dangerous weapon] [inflicted bodily injury].


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Date


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