

CHH
103
6/21/22

In the Circuit Court of the City of Norfolk

COMMONWEALTH OF VIRGINIA,

v.

ROBERT LEE VICK

Docket No.: CR21000985

STIPULATION OF FACTS

The Defendant, counsel for the Defendant, and counsel for the Commonwealth stipulate that the Commonwealth would have presented the following evidence had this matter been tried:

On August 6, 2020, Norfolk Police were called to 774 W Little Creek Road to the 7-11 store for reports of a gunshot victim. One victim, Jamal Harvey, was located near the gas pumps lying face down and was pronounced dead at the scene. Another victim, Keyon Johnson, was transported to Sentara Norfolk General, where he died from his injuries. A third victim, Leon Harrison, suffered a non-life threatening gunshot wound to his back.

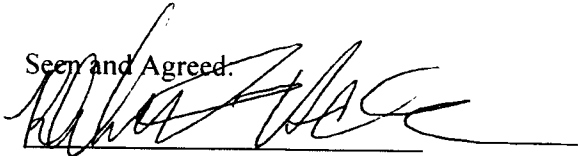
Soon after, Norfolk Police were contacted by the family of Robert Lee Vick (hereinafter the "Defendant") who advised that Mr. Vick had been involved in the 7-11 shooting and had shot multiple people in self-defense. Police responded to the Defendant's location, recovered a firearm and took the Defendant to the Police Operations Center for questioning. The Defendant was advised of his legal rights and waived those rights. The Defendant advised that he was at the 7-11 getting some snacks and was then confronted by four individuals.

The confrontation turned physical when one of the group, Robert Walck, struck the Defendant in the face. Walck, Harrison, and Harvey struck the Defendant in the head and body and drove him into a corner at the 7-11. Johnson stood close by but did not strike the Defendant. After approximately twenty-five (25) seconds, Walck picked up a package of plastic Gatorade bottles and threw it down on top of the Defendant's head and upper body. Walck and Harrison began to move away from the Defendant when the Defendant produced a firearm and began shooting. Harrison, Walck, Johnson and Harvey all ran out of the 7-11 with Defendant following them.

Walck and Harrison were able to run away. Johnson and Harvey collided and fell as they exited the 7-11 and the Defendant continued to fire at Harvey and Johnson as the Defendant ran to his vehicle. Johnson and Harvey were both struck by gunfire. See Commonwealth's Exhibit One and Two. Bullet cases were recovered by Norfolk Police that match the firearm used by the Defendant. The initial attack and subsequent shooting were caught on 7-11 surveillance tape. Please see Commonwealth's Exhibit Three. The entire event once the first punch was thrown totaled approximately forty-five (45) seconds.

All of the events occurred in the City of Norfolk.

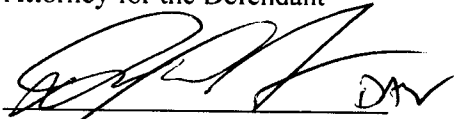
Seen and Agreed.



Robert Lee Vick
Defendant



James O. Broccoletti
Attorney for the Defendant



David A. Vitto
Senior Assistant Commonwealth's Attorney