

Ohio Attorney General's Office Bureau of Criminal Investigation

Investigative Report

2023-2059

Officer Involved Critical Incident - 205 US 250, Polk, Ohio 44866



Investigative Activity: Evidence Submitted to BCI Lab Larry Dunham (S), BCI Lab (O)

Activity Date: August 9, 2023

Activity Location: BCI – Richfield, 4055 Highlander Parkway, Richfield, Ohio 44826

Authoring Agent: Special Agent Nick Valente #139

Narrative:

On August 9, 2023, at approximately 1144 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Nick Valente submitted the following items to the BCI Laboratory for analysis and testing:

- Twelve (12) fired cartridge casings (Matrix Items 1-12)
- Pistol bearing serial number: BA 22 1587 (Matrix Item 13)
- .22 caliber revolver bearing serial number: N44842 (Matrix Item 14)
- Pistol bearing serial number: 96749 (Matrix Item 15)
- Pistol magazine found in the subject's shorts (Matrix Item 24)
- Pistol bearing serial number: (Matrix Item 26)
- Pistol bearing serial number: (Matrix Item 27)
- Two (2) fired projectiles recovered from the scene (Matrix Items 29 and 30)
- Two (2) additional fired cartridge casings (Matrix Items 31 and 32)

On August 9, 2023, at approximately 1531 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Nick Valente submitted the following items to the BCI Laboratory for analysis and testing:

• Sealed brown paper bag containing projectiles removed from the subject during autopsy (Matrix Items 41 - 50).

The analysis requested was to determine if the pistols collected from the involved deputies and/or the pistols and revolver found near the subject fired the recovered projectiles and cartridge casings collected at the scene and autopsy. Operability testing was requested for each submitted firearm, and NIBIN entries were requested for the pistols found near the subject.

Lab Evidence Submission sheets were obtained for both submissions and are attached to this report.

Attachments:

1. 2023-08-09: Firearms Lab Evidence Submission Sheet

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.



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2. 2023-08-09: Lab Evidence Submission Sheet – Autopsy Projectiles



IMMEDIATELY.



Laboratory Evi Received By: Kylie N		Submission		08/09/2023		m Wednes		ase Number: 86818		
		ked, provide BCI Ca	as No.	Agency Case N		III Weares	uay 23-3	0010		
X AD	DT (II cueci	cea, provide BCI Ca	se no)	2023-2059	Number:					
Case Type:		Date of Offense:		Location of Of	fense:		County of Subn	nitting Agency:		
Shooting Involving an C	Officer	08/05/2023		205 US 250	, Polk, Ohio	,	Ashland Cou	inty		
Subject(s): (First Name)	MI	Last Name		BCI#	BCI# Race			Sex DOB		
Victim(s): (First Name)	MI	Last Name		BCI#		Race	Sex	DOB		
Submitting Agency Name/O	RI:			Investigating (Officer Name:	Nick V	alente			
Ohio Attorney Gen	eral's Offic	ce OHBCI000	0	Investigating (Officer Phone:		8-8404			
				Submitting Of	ficer:	Nick V	alente			
Mailing Address: 30 E. Broad Street	1.5					pre	VALENTE			
Columbus, OH 432	15			BCI Crime Sc	one Agent:		Crime Scene Ca	ngo No.		
				Matthew Ar			Chine Scene Ca	ise no.		
DNA Biology	CODN	Chemistry	Documents	Firearms	NIBIN	GSR	Latent Prin	nts Trace		
boratory may subcontract test the customer.								·		
rior to the commencement of viceptance of the agreement spe							ested are correct.	Signature signifies		
ompleted Laboratory repor	s, Notarize	d Statements, and S	Statements of Qua	lification are avail	lable for down	load from the	e OHLEG porta	l (www.OHLEG.oi		
tem Number: 1 Packaging: Envelop Item Description: - o			, Crime Scene Ite	m 1)						
tem Number: 2 Packaging: Envelop Item Description: - o	e contain	ing ise (Matrix Item 2,	, Crime Scene Ite	m 2)						
tem Number: 3 Packaging: Envelop Item Description: - o	e contain	ing		•						
tem Number: 4 Packaging: Envelop Item Description: - o			, Crime Scene Ite	m 4)						
ubject in custody for this offe	nse?	Subject charged for	or this offense?		Trial Date:		Grand	Jury Date:		
							Giana	vary Bate.		
BCL & I Bowling Green Office 750 North College Drive Bowling Green, OH 43402 Phone: (419) 353-5603		365 1225 Camb	k I ridge Office Woodlawn Ave ridge, OH 43725 z: (740) 845-2611	BCI & 1 Richfield Office 4055 Highlander Pkwy Richfield, OH 44286 Phone: (330) 659-4600	Youngston	wn Office I Plaza West wn, OH 44503 30) 659-4600	BCI & I Athens Office 86 Columbus Cir Athens, OH 457 Phone: (740) 249	01		

SHOULD THERE BE ANY CHANGE IN THE STATUS OF THIS CASE, INCLUDING TRIAL DATES, PLEASE CONTACT BCI





Laboratory	Evidence Submission	Date/Time Received:		BCI Case Number:	
Received By: K	ylie Manko	08/09/2023 11:44 am We	dnesday	23-36818	
New Case	ADD'L (If checked, provide BCI Case No)	Agency Case Number: 2023-2059			
Case Type: Shooting Involvin	Date of Offense: g an Officer 08/05/2023	Location of Offense: 205 US 250, Polk, Ohio		of Submitting Agency: ad County	

Item Number: 5

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 5, Crime Scene Item 5)

Item Number: 6

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 6, Crime Scene Item 6)

Item Number: 7

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 7, Crime Scene Item 7)

Item Number: 8

Packaging: Envelope containing

Item Description: - cartridge case(Matrix Item 8, Crime Scene Item 8)

Item Number: 9

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 9, Crime Scene Item 9)

Item Number: 10

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 10, Crime Scene Item 10)

Item Number: 11

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 11, Crime Scene Item 11)

Item Number: 12

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item 12, Crime Scene Item 12)

Item Number: 13

Packaging: One box containing

Item Description: - firearm (serial# BA 22 1587; 9X18MM) with cartridge and magazine (Matrix item #13, Crime Scene Item #13)

Item Number: 14

Packaging: One box containing

Item Description: - firearm (serial# N44842) with cartridges (Matrix Item # 14, Crime Scene Item #14)

Item Number: 15

Packaging: One box containing

Item Description: - firearm (serial# 96749) with magazine and cartridges (Matrix Item #15, Crime Scene Item #15)

Item Number: 16

IMMEDIATELY.

Packaging: Envelope containing

Item Description: - magazine with cartridges (Matrix Item #24, Crime Scene Item #25)

Subject in custody for this offens	se? Subject ch	narged for this offense?	Tri	ial Date:	Grand Jury Date:	
BCL & I	BCI & I	BCI & 1	BCI & I	BCl & I	BCI & 1	
Bowling Green Office	London Office	Cambridge Office	Richfield Office	Youngstown Office	Athens Office	
750 North College Drive	P.O. Box 365	1225 Woodlawn Ave	4055 Highlander Pkwy	20 Federal Plaza West	86 Columbus Circle Suite 202	
Bowling Green, OH 43402	London, OH 43140	Cambridge, OH 43725	Richfield, OH 44286	Youngstown, OH 44503	Athens, OH 45701	
Phone: (419) 353-5603	Phone: (740) 845-2000	Phone: (740) 845-2611	Phone: (330) 659-4600	Phone: (330) 659-4600	Phone: (740) 249-4378	





Laboratory Evidence Submission Received By: Kylie Manko		Date/Time Received: 08/09/2023 11:44 am Wes	BCI Case Number: dnesday 23-36818
New Case	ADD'L (If checked, provide BCI Case No)	Agency Case Number: 2023-2059	
Case Type: Shooting Involving	Date of Offense: 08/05/2023	Location of Offense: 205 US 250, Polk, Ohio	County of Submitting Agency: Ashland County

Item Number: 17

Packaging: One box containing
Item Description: - firearm (serial# magazine with cartridges (Matrix Item #26, Crime Scene Item #27)

Item Number: 18

Packaging: One box containing
Item Description: - firearm (serial# with magazine and cartridge (Matrix Item #27, Crime Scene Item #28)

Item Number: 19

Packaging: Envelope containing

Item Description: - bullet (Matrix Item #29, Crime Scene Item #30)

Item Number: 20

Packaging: Envelope containing

Item Description: - bullet fragment (Matrix Item #30, Crime Scene Item #31)

Item Number: 21

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item #31, Crime Scene Item #32)

Item Number: 22

Packaging: Envelope containing

Item Description: - cartridge case (Matrix Item #32, Crime Scene Item #33)

Comments: Case Synopsis: Officer Involved Shooting. Decedent subject was shot and killed by Ashtabula County Deputies. Three

guns recovered near decedent who may have fired at officers. Matrix Item #30/Crime Scene Item #31 is a projectile

removed from a tree that may have been fired by the subject.

Analysis Request Details: Operability testing for all firearms (Matrix Items: 13, 14, 15, 26, 27).

Comparison of projectiles and casings to officer's firearms (Matrix Items 26 and 27) and firearms found near subject

Dunham (Matrix Items 13, 14, 15). NIBIN entry from Matrix Items 13, 14, 15 (subject's guns).

Subject i	n custody for this offens	se? Subject ch	arged for this offense?	Tri	al Date:	Grand Jury Date:	
	BCI & I	BC1 & I	BCI & I	BCI & 1	BCI & I	BCI & I	
	Bowling Green Office	London Office	Cambridge Office	Richfield Office	Youngstown Office	Athens Office	
	750 North College Drive	P.O. Box 365	1225 Woodlawn Ave	4055 Highlander Pkwy	20 Federal Plaza West	86 Columbus Circle Suite 202	
	Bowling Green, OH 43402	London, OH 43140	Cambridge, OH 43725	Richfield, OH 44286	Youngstown, OH 44503	Athens, OH 45701	
	Phone: (419) 353-5603	Phone: (740) 845-2000	Phone: (740) 845-2611	Phone: (330) 659-4600	Phone: (330) 659-4600	Phone: (740) 249-4378	

SHOULD THERE BE ANY CHANGE IN THE STATUS OF THIS CASE, INCLUDING TRIAL DATES, PLEASE CONTACT BCI

IMMEDIATELY.





Laboratory Evidence Submission Received By: Kylie Manko				Date/Time Received: 08/09/2023 3:31 pm Wednesday				BCI Case Number: 23-36818		
New Case	ADD'L (In		ed, provide BCI Case : 2	No)	Agency Case Number: 2023-2059					
Case Type: Date of Offense: Shooting Involving an Officer 08/05/2023				Location of Offense: 205 US 250, Polk, Ohio			County of Submitting Agency: Ashland County			
Subject(s): (First Nar	ne)	MI	Last Name		BCl#		Race	Se	х	DOB
Victim(s): (First Nam	ie)	MI	Last Name		BCI#		Race	Se	x	DOB
Submitting Agency N		Offic	e OHBCI0000		Investigating Investigating	Officer Name: Officer Phone:		Valente 08-8404	_	
Mailing Address: 30 E. Broad Street Columbus, OH 43215				Submitting Officer: Nick Valente						
					BCI Crime So Matthew A	0		Crime So	cene Case No:	
DNA Bio	ology	CODN	Chemistry	Documents	Firearms X	NIBIN	GSR	La	tent Prints	Trace
est item submission est alfill customer test requ										

Test item submission establishes an agreement for testing between the submitting customer and the BCI laboratory. The laboratory employs standardized methods to fulfill customer test requests. Specific method selection, application and sequence are at the discretion of the laboratory, unless otherwise directed by the customer. Investigative information obtained as a result of the laboratory testing may be disseminated to other law enforcement agencies for the administration of justice. The BCI laboratory may subcontract testing to meet operational needs. Subcontracted work will be performed by a competent subcontractor and that work will be clearly identified to the customer.

Prior to the commencement of work, please review the submission receipt to ensure the items submitted and laboratory testing requested are correct. Signature signifies acceptance of the agreement specified above and accuracy of the submission receipt to the best of the signatory's knowledge.

Completed Laboratory reports, Notarized Statements, and Statements of Qualification are available for download from the OHLEG portal (www.OHLEG.org).

Item Number: 23

Packaging: Brown paper bag containing

Item Description: - bullets

Subject in custody for this offens	e? Subject ch	narged for this offense?	Tri	ial Date:	Grand Jury Date:	
BCI & I	BCI & I	BCI & I	BCI & 1	BCI & I	BCI & I	
Bowling Green Office	London Office	Cambridge Office	Richfield Office	Youngstown Office	Athens Office	
750 North College Drive	P.O. Box 365	1225 Woodlawn Ave	4055 Highlander Pkwy	20 Federal Plaza West	86 Columbus Circle Suite 202	
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