



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**12/20/2012      REVIEW OF ODOT INTERSTATE 90 CD**

**Summary**

On December 20, 2012, S/A Rigaud reviewed the Ohio Department of Transportation (ODOT) surveillance CD. The CD is labeled as "ODOT Interstate 90 between W 14<sup>th</sup> and E 72<sup>nd</sup>". The CD is marked as CCU Case number: CC-12-3-0116, Evidence item #4 (Exhibit #83 to this file). S/A Rigaud reviewed the CD in reference to the November 29, 2012 officer involved shooting involving the Cleveland Police Department.

**Details**


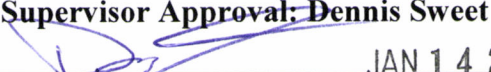
On December 20, 2012, S/A Rigaud reviewed the Ohio Department of Transportation (ODOT) surveillance CD. The CD is labeled as "ODOT Interstate 90 between W 14<sup>th</sup> and E 72<sup>nd</sup>". The CD is marked as CCU Case number: CC-12-3-0116, Evidence item #4. S/A Rigaud reviewed the CD in reference to the November 29, 2012 officer involved shooting involving the Cleveland Police Department.

S/A Rigaud made the overall observations of the video files:

- There are six (6) separate wmv. files on the CD, each one to be black and white.
- The recorded period for each of the six (6) video segments is from 2230-2315 hrs on 11-29-2012.
- The recording is at night causing difficulty in obtaining details of observed vehicles other than police vehicle features such as flashers, spot lights, etc.

S/A Rigaud made the following observations regarding each of the six (6) wmv. files.

**1. Cleve cam 3041 90@Kenilworth 2230-2315 11-29-2012 .wmv**

<b>File Number: SI-18-12-82-1493</b>	<b>File Title: Timothy R. Russell (S) Malissa A. Williams (S)</b>
<b>Case Agent: S/A Mark Kollar #142</b>	<b>Authoring Agent: SA J. Rigaud #91</b> 
<b>Date of Report: December 20, 2012</b>	<b>Exhibit #: 83</b>
<b>Investigative Activity: Review of ODOT I-90 CD</b>	<b>Supervisor Approval: Dennis Sweet</b>  JAN 14 2013

S/A Rigaud identified this segment of video by its file name, Cleve cam 3041 90@Kenilworth 2230-2315 11-29-2012 .wmv. Upon further examination of the camera and roadway on this segment of video, it is believed the camera is actually capturing the eastbound on-ramp traffic coming from Fairfield Avenue at W 14<sup>th</sup> Street.

S/A Rigaud identified the involved police vehicles by way of their illumined overheads and/or tail light flashers.

22:42:17 suspect vehicle immediately followed by a procession of 13 police vehicles coming from the on-ramp to I-90 east at Fairfield Avenue.

22:42:53 three (3) police vehicles with overhead lights illumined coming from the on-ramp to I-90 east at Fairfield Avenue.

22:43:18 one (1) police vehicle with overhead lights illumined coming from the on-ramp to I-90 east at Fairfield Avenue.

22:43:38 one (1) police vehicle with overhead lights illumined coming from the on-ramp to I-90 east at Fairfield Avenue

22:43:56 one (1) police vehicle with overhead lights illumined coming from the on-ramp to I-90 east at Fairfield Avenue

22:44:02 one (1) police vehicle with overhead lights illumined coming from the on-ramp to I-90 east at Fairfield Avenue

## **2. Cleve cam 3042 I-90@I-77 2230-2315 11-29-2012.wmv**

S/A Rigaud identified this segment of video by its file name, Cleve cam 3042 I-90@I-77 2230-2315 11-29-2012.wmv. Camera appears to capture I-90 overpass at Ontario Ave, just southeast of the Progressive baseball field.

10:42:51 the suspect vehicle is eastbound on I-90 in passing lane with police vehicles in pursuit. The lead police vehicle is in the center lane and has its driver's side spot light illumined. Trailing police vehicles are spread out in the passing and center lanes. A total of thirteen (13) vehicles are within this first wave of the pursuit, twelve (12) of which have flashing overheads and one (1) has only head/tail light flashers.

10:43:27 two (2) police vehicles with overhead lights illumined pass driving eastbound on I-90, curb lane.

10:43:43 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, center lane.

10:44:23 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, middle lane.

10:44:50 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, curb lane.

**3. Cleve cam 3043 I-90@E22nd 2230-2315 11-29-2012.wmv**

S/A Rigaud identified this segment of video by its file name, Cleve cam 3043 I-90@E22nd 2230-2315 11-29-2012.wmv. The camera appears to be posted on I-90, just west of E. 22<sup>nd</sup> street overpass. The camera captures video of I-90 east and westbound traffic. Images of vehicle and headlights are frequently out of focus. Little detail other than the flashing overheads, the lead police vehicle's spotlight, and the speed of the pursuit vehicles distinguish them from the remainder of I-90's traffic.

22:43:12 the suspect vehicle is in the passing lane followed closely by the police vehicle with its spotlight illumined. Video from this camera is blurry. It is difficult to distinguish police vehicles flashers from other passing vehicles. A total of thirteen (13) vehicles are within this first wave of the pursuit, twelve (12) of which have flashing overheads and one (1) has only head/tail light flashers. It appears that the passing and center lanes are being travelled by the involved pursuit vehicles.

22:43:38 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, center lane.

22:43:45 two (2) police vehicles with overhead lights illumined pass driving eastbound on I-90, curb lane.

22:43:53-22:43:55 one (1) police vehicle travelling without overhead lights. Overhead lights are then illumined as it passes the 22<sup>nd</sup> Street off-ramp driving eastbound on I-90, passing lane.

22:44:03 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, passing lane.

22:44:43 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, passing lane.

22:45:12 one (1) police vehicle with overhead lights illumined pass driving eastbound on I-90, center/passing lane.

**4. Cleve cam 3044 I-90@S.R 322 Chester 2230-2315 11-29-2012.wmv**

S/A Rigaud identified this segment of video by its file name, Cleve cam 3044 I-90@S.R 322 Chester 2230-2315 11-29-2012.wmv. The camera appears to be posted on I-90, just north of the Payne Avenue overpass at the I-90 Superior Avenue exit. The camera captures video of I-90 east and westbound traffic. The vehicle headlights from eastbound traffic frequently blind visibility of the eastbound traffic to the camera.

22:43:32 the suspect vehicle is driving in the curb lane and partially in the gore point for the Superior Avenue exit. It appears that the suspect vehicle has light coming from behind it as it

crosses over the gore line on the right shoulder of the highway. The light appears to possibly be from another vehicle's headlights or sparks from beneath the suspect vehicle. The suspect vehicle continues eastbound. One non-involved vehicle is directly behind the suspect vehicle in the curb lane followed by the first police vehicle with its driver side spotlight illuminated. A possible total of twelve (12) police vehicles proceed east on I-90; however, the vehicles' headlights prevent all vehicles on the video from being identified.

22:44:11 two (2) police vehicles proceed east on I-90 with illumined light bar and one (1) police vehicle crosses the Payne Ave overpass/bridge eastbound.

22:44:17 one (1) police vehicle with illumined light bar crosses the Chester Ave overpass/bridge eastbound

22:44:24 one (1) police vehicle with illumined light bar continues on I-90 eastbound on passing lane

22:44:30 one (1) police vehicle with illumined light bar crosses the Chester Ave overpass/bridge eastbound

22:44:40 one (1) police vehicle with illumined light bar crosses the Chester Ave overpass/bridge eastbound

22:44:48 one (1) police vehicle with illumined light bar continues on I-90 eastbound

22:45:03 two (2) police vehicles with illumined light bars continue eastbound on I-90

22:45:43 one (1) police vehicle with illumined light bar continue eastbound on I-90

#### **5. Cleve cam 3045 I-90@SR-2 Lakefront 2230-2315 11-29-2012.wmv**

S/A Rigaud identified this segment of video by its file name, Cleve cam 3045 I-90@SR-2 Lakefront 2230-2315 11-29-2012.wmv. The camera appears to be posted on the southern fence of the Burke Lakefront Airport. It is on I-90, northeast of S Marginal Rd overpass at the I-90. The camera captures video of I-90 east and westbound traffic.

22:44:23 the suspect vehicle is driving in the passing lane as it takes the sharp turn. The suspect vehicle continues eastbound. It appears that a total of thirteen (13) police vehicles are in immediate pursuit of the suspect vehicle. All appear to have either overhead lights illumined or flashing lights in the headlights or front grille of their vehicle. The vehicles' headlights and their proximity to each other prevent all vehicles on the video from being identified properly as to their involvement in the pursuit.

22:45:10 three (3) police vehicles with illumined light bars make the sharp turn and continue eastbound on I-90. Eastbound traffic slows down and stops as the police vehicles pass them.

22:45:32 Six (6) police vehicles with illumined light bars make the sharp turn and continue eastbound on I-90.

22:46:53 One (1) police vehicle with illumined light bars make the sharp turn and continue eastbound on I-90

23:03- 23:09 Illuminated light bars in a procession can be seen in the distance, west of where I-90 and S. Marginal Rd intersect.

**6. Cleve cam 3047 I-90 @ MLK 2230-2315 11-29-2012.wmv**

S/A Rigaud identified this segment of video by its file name, Cleve cam 3047 I-90 @ MLK 2230-2315 11-29-2012.wmv. This camera appears to be posted in the area of E.72<sup>nd</sup> at I-90, facing west. The camera captures video of I-90 east and westbound traffic. Also visible are the east and westbound off/on ramps to E. 72<sup>nd</sup> street. The camera is out of focus throughout much of this video clip. A highway exit sign is visible in the right corner of the video but is not readable.

22:47:13 Four (4) police vehicles with overhead lights illumined continue eastbound in I-90, appearing to be in the curb and center lanes. They pass the off- ramp to what appears to be E 72<sup>nd</sup> Street.

22:57:50 One (1) police vehicle with illumined light bars enters the I-90 westbound on-ramp at what is believed to be E. 72<sup>nd</sup> Street.

S/A Rigaud has turned over the CD labeled "ODOT Interstate 90 between W 14<sup>th</sup> and E 72<sup>nd</sup>" to be added as Exhibit #83 to this case file.