



**Ohio Attorney General's Office
Bureau of Criminal Investigation
Investigative Report**



2025-0512

Officer Involved Critical Incident - 294 Ira Avenue, Akron,
OH 44301, Summit County

Investigative Activity: APD [REDACTED] interview

Involves: [REDACTED]

Activity Date: 03/07/2025

Activity Location: Ohio Defense Firm 121 S. Main Street, Akron, OH 44308

Authoring Agent: SA Jonathan Lieber

Narrative:

On Friday, March 07, 2025, at 1345 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Jon Lieber (Lieber) and SA John Tingley (Tingley) interviewed Akron Police Department (APD) [REDACTED] who was accompanied by his attorney, Jacob Will, from the Fraternal Order of Police. Also present during the interview was Fraternal Order of Police President Brian Lucey. The interview took place at the Ohio Defense Firm 121 S. Main Street, Akron, OH 44308. The interview was audio and video recorded.

[REDACTED] read, understood, and signed the BCI Criminal Investigation Notification form.

This report only summarizes the information deemed by the author to be of the most relevance to the investigation and does not purport to contain all questions and answers from the interview. Further, this report was placed in a chronology to aid the reader's overall understanding of the information elicited during the interview and may not be reflective of the actual sequencing of questions. It is suggested that the full recording be reviewed to clarify any content or contextual questions regarding the information from the interview.

Preliminary and Demographic Information:

Name: [REDACTED]	Rank: [REDACTED]
Badge Number: [REDACTED]	Cruiser/Vehicle Number: [REDACTED]
Radio Call Sign: [REDACTED]	Immediate Supervisor: Lt. Simcox
Radio Channel Utilized: Channel 1	Mobile Data Terminal: Present & Utilized
Cruiser Description: Ford Explorer, APD markings, emergency light bar	Occupants of Cruiser and Seating Positions: No other occupants
Assignment: [REDACTED]	Normal Shift: [REDACTED]

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In-Car Camera: Not Present	Spotlight: Present; Not utilized
Shift Day of Incident: [REDACTED]	Duty Status: On-Duty
Days Off: [REDACTED]	Prior Overtime or Extra Details within Preceding 48 Hours: None
Hours of Sleep Prior to Incident: 8-9 hours	Consider Self Well Rested?: Yes
Total Length as Officer: [REDACTED]	Length at Current Agency: [REDACTED]
Physical Disabilities (to include hearing aid): None	Corrective Lenses: No Corrective Lenses
Uniform Worn: Exterior vest, POLICE on back, badge on front, patches on shoulders, dark blue	Equipment and Less-Lethal Options Carried on Person/Belt/Vest: Vest: Taser, BWC, radio. Belt: Handcuffs, pistol, OC, flashlight, mags
Ballistic Vest: External Armor	Body Worn Camera: Present & Used
Other Recording Devices: None	Partner: None
Injuries: None	Equipment Damage: No
Training or Areas of Specialty: Annual in-service training	OPOTC Certification: [REDACTED]
Military Experience/Training: [REDACTED]	Use-of-Force Training: Annually at APD
Prior Shooting Incidents: None	Prior Discipline or Use-of-Force Complaints: None
Medications, Prescriptions, or Drugs that might Impair Your Duties at Time of Incident: None	Medications, Prescriptions, or Drugs that might Impair You Now for Interview: None
Alcohol in Past 24 Hours? None	Last Consumed Alcohol Prior to Incident: None

Officer's Firearm(s):

Weapon #1

Make: Glock	Model: 45
Caliber/Gauge: 9 mm	Serial: [REDACTED]
Type: Semi-Auto Handgun	Method of Carry: Hip holster
Magazine Capacity: 17	Total Rounds as Carried (including chamber): 17+1=18
Extra Magazines: 2 mags, each	Number of Rounds in Extra Magazines:

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containing 17 rounds	17+17=34
Discharged During Incident? Yes	Primary or Backup Weapon: Primary
Rounds Remaining After Incident: 8	Number of Rounds Fired: 10
Right/Left-Handed Carry: Right-Handed	Ownership: Department Owned
Last Qualification Date: 08/21/2024	Type of Holster, if any: Hip

Narrative:

████████████████████ was informed that a father (John Smith) called APD and reported that his son (Marcus Smith) had stolen his vehicle. ██████████ indicated that the call notes stated that on February 14th, Marcus Smith had stolen John Smith's credit cards and left the house. Marcus then came back to John's house on February 17th, leaving what was believed to be a rental vehicle on the street, and took John's vehicle. ██████████ stated that John's vehicle was described as a white color Toyota Camry with the vanity license plate LENBOY. ██████████ stated that he was able to use the computer in his vehicle to look up John and Marcus Smith. This allowed ██████████ to see a photograph of Marcus.

████████████████████ also received a BOLO (Be on the lookout) from dispatch for a robbery suspect that stole a vehicle from a female victim in Columbus. ██████████ stated that Marcus Smith matched the description of the robbery suspect. ██████████ contacted the Columbus PD officer and provided Marcus' information. The Columbus officer had a surveillance image of the robbery suspect and was able to compare that image with Marcus' photograph. The Columbus officer informed ██████████ that the robbery suspect appeared to be Marcus Smith.

████████████████████ stated that once he got near John's residence and while he was waiting for the backup officer, ██████████, to arrive, he ran the license plate of John's vehicle through their FLOCK system. ██████████ located some images of the vehicle, and he put that information out over the radio. While ██████████ was sitting stationary at Lakeshore Boulevard and Kenmore Boulevard, he heard officer ██████████ radio that a vehicle ran 2 red lights, and he was trying to stop the vehicle. ██████████ then radioed that he was pursuing the vehicle on Kenmore Boulevard approaching Lakeshore Boulevard. ██████████ then saw the vehicle being pursued and noted that it was a white Toyota Camry. ██████████ radioed that the vehicle ██████████ was pursuing was the stolen vehicle that John Smith had called in. ██████████ then pulled behind ██████████ as they continued to pursue the vehicle. ██████████ stated that they went from Kenmore Boulevard and turned north onto Lakeshore Boulevard. At this time, ██████████ heard two (2) gunshots. ██████████ then radioed that the subject fired 2 shots at him.

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The pursuit continued for a few more blocks and then the vehicle turned onto Ira Avenue. The vehicle stopped in front of John Smith's house. [REDACTED] stopped his vehicle approximately 120 feet back. [REDACTED] saw Marcus exit the vehicle with a pistol in his hand. [REDACTED] yelled for Marcus to stop and to drop the gun. Marcus then went around the passenger side of the vehicle, and it appeared to [REDACTED] that Marcus was going to take off, running eastbound. However, after a few steps Marcus turned back around and was now facing [REDACTED] cruiser. Marcus then fired 3 to 4 shots. [REDACTED] stated that he didn't want to fire from that distance, so he ran back to [REDACTED] vehicle for better cover.

Marcus continued to move toward the front of [REDACTED] cruiser. [REDACTED] heard 3 more shots, which were fired by [REDACTED] and saw Marcus fall to the ground. Officers gave verbal commands for Marcus to put his hands out and to drop the gun. Officer [REDACTED] arrived and the officers decided to approach Marcus. [REDACTED] drove [REDACTED] cruiser closer to Marcus as officers followed alongside. [REDACTED] said, "And when we get, uh, closer, uh, [REDACTED] was exiting the vehicle. Mr. Smith stand, sits up to get back up, uh, looks to still be, uh, carrying a pistol. Uh, that's when I fired, uh, my, my rounds and then, uh, continued till he, he, there was no response" [12:28]. Once officers confirmed that Marcus was not moving, they approached and began to render medical aid.

SA Lieber asked [REDACTED] if he was able to see what Marcus was doing just before [REDACTED] fired his first 3 shots. [REDACTED] stated, "He was walking towards us still with the, uh, firearm in his right hand" [15:14].

[REDACTED] was then given the opportunity to view his BWC video. After reviewing the video, [REDACTED] did not have anything to add to his statement.

The interview concluded at approximately 1408 hours.

The interview was audio and video recorded. The recordings were added as Reference Item H and stored on Evidence.com. The signed BCI Criminal Investigation Notification form was also added to Reference Item H.

References:

H - Involved officer interviews

Attachments:

None

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