



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



2023-1809  
 Officer Involved Critical Incident – 3110 E. Livingston Avenue,  
 Columbus, Ohio 43227 (L)

**Investigative Activity:** Interview with Subject  
**Involves:** ██████████ (S)  
**Date of Activity:** 08/18/2023  
**Activity Location:** Harshman, Wannemacher, Tipton & Lipperman – 4683 Winterset Drive, Columbus, OH 43220, Franklin County  
**Author:** SA Ryan D. Scheiderer, #89

**Narrative:**

On August 18, 2023 at approximately 1334 hours, Ohio Bureau of Criminal Identification and Investigation (BCI) Special Agents Ryan Scheiderer (SA Scheiderer) and Chad Holcomb (SA Holcomb) obtained a recorded statement from Franklin County Sheriff’s Office (FCSO) ██████████ (██████████) regarding the shooting incident involving ██████████ officers from the Columbus Division of Police (CPD), and Antwan Lindsey (Lindsey) that occurred on July 08, 2023, at 3110 E. Livingston Avenue, Columbus, Ohio (Franklin County). Lindsey was fatally shot by officers during that incident. The contact with ██████████ took place at his attorney’s office and his attorney, Kate Harshman, was present. ██████████ signed a Criminal Investigation Notification (CIN) form affirming his decision to provide a voluntary statement. Prior to meeting with SA Scheiderer, ██████████ and his attorney prepared a typed statement which ██████████ signed in front of SA Scheiderer affirming that would be his official statement regarding this incident. That statement (Attachment # 02) is attached to this report and available for review. The following is a summation of the contact with ██████████ and additional details can be found in the attached audio recording. *(It should be noted that during the interview, Lindsey was referred to as “suspect” by the officer and that verbiage may be used throughout the summary when trying to quote the officer or document what an officer stated they heard or thought regarding the incident)*

██████████ is assigned to the FCSO Special Investigations Unit (SIU) as a ██████████ and dresses in a standard FCSO ██████████ sheriff uniform and drives a fully marked cruiser. On July 8<sup>th</sup>, ██████████ was working special duty security at the Walgreens located at 3015 E. Livingston Avenue. ██████████ partner, ██████████ was secured in his cruiser which was parked outside of the Walgreens. *(See the attached Statement for additional details)*

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Approved By SA James A. Mulford on  
 10/02/2023

## EXCERPTS FROM STATEMENT

*"Prior to firing my weapon, the suspect had threatened a least one individual in the apartment complex with his gun. I had heard/saw what I believed to be the suspect shoot in or near the apartment complex, causing me to respond to the scene. When I arrived and exited my cruiser, the suspect shot at me requiring me to duck behind my cruiser for cover. There were civilians to the west of suspect in the parking lot next to 3110, civilians behind us on the south side of Livingston Avenue, and undoubtedly civilians in the apartment complex. I repeatedly told the suspect to show me his hands. He repeatedly failed to comply. The suspect continually failed to comply with my orders, continued to open the door to the apartment complex and dodge in and out, and then pointed his body and his covered hand, which I believed held a weapon due to the fact he previously shot at me, towards me. I fired."*

*"Once I was able to fire again after my gun malfunctioned, the suspect had continued his noncompliance and his fervent mannerisms with the sweatshirt still in his hand. He pointed his body and hand in my direction. I fired again. I did and do not believe that I had any other reasonable alternative other than to fire to protect myself and the civilians in the area as our lives were in imminent danger of death or severe bodily harm. The suspect was acting erratically, had previously fired his weapon at me, and could have easily fired his again at me or at any of the civilians in the immediate area at any time."*

## FOLLOW-UP QUESTIONS

Agents asked a series of clarifying questions after receiving ██████████ ██████████ official statement. The following is a summation of the information gained from those questions.

██████████ ██████████ was carrying a Taser, but felt it was not an appropriate response to Lindsey's actions because of distance and Lindsey was "armed with a firearm". ██████████ ██████████ never considered deploying his partner, ██████████ ██████████ for similar reasons. ██████████ ██████████ clarified he never actually saw a firearm on Lindsey, but based on Lindsey holding his arm out which was covered by a "coat", and hearing gunshots, he believed Lindsey was armed. ██████████ ██████████ observed an unknown male subject inside the apartment building foyer behind Lindsey during the incident. ██████████ ██████████ did believe that subject was associated with Lindsey.

██████████ ██████████ stated that Lindsey never complied with any of his orders. ██████████ ██████████ never observed Lindsey "surrendering" or "giving up". ██████████ ██████████ stated that had Lindsey got on the ground or exited with his hands up, he would not have discharged his firearm at Lindsey. According to ██████████ ██████████ there was no other means to de-escalate the situation with Lindsey due to Lindsey firing shots prior to his arrival, firing shots at ██████████ ██████████ there were numerous civilians present, and Lindsey was not complying with orders. ██████████ ██████████ denied any prior contacts with Lindsey. ██████████ ██████████ denied having any sustained disciplinary actions in his employee file. ██████████ ██████████ didn't provide any additional information.

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**Attachments:**

Attachment # 01: [REDACTED] Audio Interview 8.18.2023  
Attachment # 02: [REDACTED] Statement 8.18.2023  
Attachment # 03: [REDACTED] CIN 8.18.2023

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**STATEMENT OF OFFICER [REDACTED] # [REDACTED]**

This statement is regarding my involvement in an incident that occurred Saturday, July 8, 2023 between 7:45pm and 8:30pm.

My date of hire as a deputy with the Franklin County Sherriff's Office (FCSO) is September 8, 2003. My regular assignment is [REDACTED] Special Investigations Unit (SIU) Patrol ([REDACTED]). I typically work 7:00am to 2:00pm or 8:00am-3:00pm with Saturday and Sunday off. I have been in that assignment for fifteen (15) years. On Saturday July 8, I was working a special duty shift at Walgreens located at 3015 E Livingston, Columbus, OH 43209. I work this shift approximately one or two times per month. My cruiser and [REDACTED], were in parking lot of Walgreens while I station myself inside, going to check on [REDACTED] on a regular basis in the parking lot. The shift began at 8:00am and was supposed to end at 9:30pm.

At the time of the incident, I was dressed in the standard [REDACTED] uniform. I was carrying a department-issued Sig P226 9mm with standard department-issued ammunition. I had no light. I am current in my range qualification with my weapon. I was not carrying any backup weapons. I am right-hand dominant.

I was in good health at the time of this incident. I was not taking any medication that would in any way affect my ability to carry out my responsibilities and duties as a police officer. I had consumed no alcohol or drugs in the twenty-four (24) hour time period prior to this incident. I had plenty of sleep prior to special duty. I was not under any unusual stress. I do not wear a hearing aid, nor do I have any problems with my hearing. I do wear glasses and I was wearing them at the time of this incident.

Just before 8:00pm, I was standing near the front door of Walgreens when I was approached by a white male in a Steelers shirt. He reported that there was an individual that had pulled a gun

on him at his apartment complex across the street after some sort of altercation related to the individual's vehicle being towed. The man reported the suspect pulled a gun on him and may have mental issues. I told him that he had to call 911 because we were in Columbus' jurisdiction. He asked me to call. I wrote down the address, 3110 E Livingston, on my hand and asked if he would meet Columbus Police over at the apartment building parking lot. He said he would.

As I was calling radio to relay the message, I moved into the parking lot. The male in the Steeler's shirt was making his way across the Walgreens parking lot toward the apartment complex, which sat across the street to the northeast of Walgreens. Once I got to the parking lot, I heard shots being fired in what seemed to be the direction of the apartment. I radioed that there were shot fired. When I turned to look towards the apartment, I could see the silhouette of a person shooting a weapon. I radioed that I was on my way over to the scene.

I got in my cruiser, activating lights and sirens. My body worn camera was activated once the lights and sirens were activated. I estimate that it took me less than a minute to drive to 3110 E Livingston from Walgreens. The apartment is a red or brown brick, three story building on the north side of Livingston Avenue. The main entrance has a glass front door with steps that face south towards the street. I pulled up on the west side of the building in front of the apartment building to the west of 3110, which I now know is 3094 E Livingston. My cruiser was on the north side of Livingston with its nose pointed towards 3110 in a northeast direction.

As I was approaching, I could see a male black with a black shirt coming out of the glass door. The door swung outward from my location to the east. The suspect was facing me. I got out of the vehicle and was coming around the front to the cruiser when I heard gunshot, which sounded close. I took cover. I aired that I was taking fire. I went around the back of the cruiser. The suspect was coming in and out of the door, holding it with his left hand. His right hand had what appeared

to be a sweatshirt or jacket around it and he was moving it from inside of the door to the outside, pointing it in my direction. I assumed he had a gun in the hand covered by the sweatshirt/jacket.

The suspect was yelling, but I could not understand what he was saying. I stationed myself at the rear of the cruiser for cover moving from the driver rear to the passenger rear. I ordered the suspect to show me his hands multiple times. I kept yelling "show me your hands." The suspect failed to comply after multiple orders. He kept opening the door and moving in and out of the door, and moving his right hand, which appeared to still have a sweatshirt or jacket around it, drapping down. He was moving his hand in an erratic manner and pointed it in my direction. I fired at the suspect once while I was located at the passenger side rear of the cruiser.

My gun malfunctioned. I believe I hit the gun on my cruiser, and it stove piped. I attempted to pull back the slide several times to clear it. When that did not work, I dropped my mag and reloaded from the cover of the cruiser. Once I got back into position at the passenger rear of the cruiser, the suspect was continuing as he had before- moving with his right hand covered moving in my direction. I fired again. It appeared to me that I had hit the suspect, which I aired, because he hit the floor. I could still see him moving, which I also relayed on radio.

By this time, several Columbus Police Department cruisers had arrived. I again ordered the suspect to show me his hands repeatedly, as did several of the responding officers. At some point, I remember seeing another male black with him close to the glass door, right behind the suspect. I believe I heard someone say that they thought he was trying to throw the suspect out of the door. Eventually, the suspect appeared to go back into the apartment.

I aired for a FCSO supervisor. I was eventually approached by at least one CPD officer. I don't know the name of any of the CPD Officer's that responded. I explained the situation and the officer asked me if I was ok, and I responded that I was. I continued to cover the front door while

CPD officers got into position, several moving to the back of the building. At one point I heard a gunshot, but that was quickly discovered to be an accidental discharge (AD) by the CPD officers surrounding me. FCSO K-9 Deputies Castle and Cooper arrived. I took a moment to check on my dog.

Soon thereafter, I approached the building on the southwest corner with other officers and deputies making sure to keep track of where the windows were because of the inherent danger. I remained at the corner until I heard gun fire from inside. One of the CPD officers neared me stated that the suspect was down. I never entered the apartment building, and I had no further involvement with the incident.

I was originally taken to CPD Substation 9 located at 3022 Winchester Park, Columbus, OH where I met my Officer Support, FCSO Deputy Gary Bourquin, and my FOP Representation. Then, I was then taken by Lieutenant Schillig and Deputy Bourquin to the FCSO K-9 Building at 1731 Alum Creek Drive, Columbus, OH. There BCI took my photos and did a round count.

I now know that the suspect's name was Antwan Lindsey. I do not recall ever having any prior interactions with the suspect, either professional or personal.

I fired a total of two (2) rounds at the suspect with my service weapon. I had no light on my weapon. It was daylight and the area was well-lit. I shot both times from a standing position slightly crouched to keep cover behind the cruiser. I shot using both hands. I shot from cover using the passenger rear side of my cruiser. I attempted to use my sights. My target was the suspect's center of mass. My backdrop was the brick wall behind the suspect. I estimate that I was approximately 60 to 90 feet from the suspect each time I fired. I did not see any officers or civilians in the immediate area towards which I fired.

Prior to firing my weapon, the suspect had threatened a least one individual in the apartment complex with his gun. I had heard/saw what I believed to be the suspect shoot in or near the apartment complex, causing me to respond to the scene. When I arrived and exited my cruiser, the suspect shot at me requiring me to duck behind my cruiser for cover. There were civilians to the west of suspect in the parking lot next to 3110, civilians behind us on the south side of Livingston Avenue, and undoubtedly civilians in the apartment complex. I repeated told the suspect to show me his hands. He repeatedly failed to comply. The suspect continually failed to comply with my orders, continued to open the door to the apartment complex and dodge in and out, and then pointed his body and his covered hand, which I believed held a weapon due to the fact he previously shot at me, towards me. I fired.

Once I was able to fire again after my gun malfunctioned, the suspect had continued his noncompliance and his fervent mannerisms with the sweatshirt still in his hand. He pointed his body and hand in my direction. I fired again. I did and do not believe that I had any other reasonable alternative other than to fire to protect myself and the civilians in the area as our lives were in imminent danger of death or severe bodily harm. The suspect was acting erratically, had previously fired his weapon at me, and could have easily fired his again at me or at any of the civilians in the immediate area at any time.

I have now watched video footage of the event. The footage does not materially change my recollection occurred.

This statement consists of five (5) pages.







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Criminal Investigation Notification

1. This investigation is being conducted in order to determine whether any criminal laws have been violated on the part of those involved in this incident. Specifically, to collect facts and information to be provided to the prosecutor and/or grand jury in order for them to determine whether the conduct involved is authorized or prohibited by criminal statutes.
2. Your participation in this interview is voluntary and you may decline to answer or cease the interview at any time. You are entitled to have an attorney present if you wish.
3. The criminal investigation is separate from any internal, administrative investigation which your employer may or may not be independently conducting. You are not being compelled to give any statement or answer any questions. This is **not** a "Garrity" interview (where you could be required to answer).

[Redacted]  
Printed Name of Interviewee

8/18/23  
Date / Time

Sign [Redacted]

Chad Holcomb  
BCI Agent (Printed) Ryan Scheidegger

SA Chole #61  
BCI Agent (Signature) S/A [Signature] 89