



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



2023-3023
Officer Involved Critical Incident - 6235 Hathaway Rd.,
Garfield Heights, Cuyahoga County, Ohio 44125

Investigative Activity: Laboratory Submission 2
Activity Date: December 5, 2023
Authoring Agent: Special Agent Cory Momchilov 364

On December 5, 2023, Ohio Bureau of Criminal Investigation Special Agent (SA) Cory Momchilov (Momchilov) submitted the following items to the Ohio BCI Laboratory for analysis:

[REDACTED]

The above submitted items were recovered during the autopsy of Benard Russell.
The Ohio BCI Laboratory submission sheet is attached to this Investigative Report.

Attachments

Ohio BCI Laboratory Submission Sheet 2

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.



Laboratory Evidence Submission				Date/Time Received: 12/05/2023 1:18 pm Tuesday		BCI Case Number: 23-39875			
Received By: Kylie Manko				Agency Case Number: 2023-3023					
New Case		ADD'L (If checked, provide BCI Case No) Submission #: 2							
Case Type: Shooting Involving an Officer		Date of Offense: 11/14/2023		Location of Offense: Garfield Heights		County of Submitting Agency: Cuyahoga County			
Subject(s): (First Name)		MI	Last Name	BCI #	Race	Sex	DOB		
Victim(s): (First Name)		MI	Last Name	BCI #	Race	Sex	DOB		
Submitting Agency Name/ORI: Ohio Attorney General's Office OHBCI0000				Investigating Officer Name: S/A Joseph Goudy					
Mailing Address: 30 E. Broad Street Columbus, OH 43215				Investigating Officer Phone: 614-208-3009					
				Submitting Officer: S/A Cory Momchilov 					
				BCI Crime Scene Agent: Cory Momchilov		Crime Scene Case No: 2023-3023			
DNA <input type="checkbox"/>	Biology <input type="checkbox"/>	CODN <input type="checkbox"/>	Chemistry <input type="checkbox"/>	Documents <input type="checkbox"/>	Firearms <input checked="" type="checkbox"/>	NIBIN <input type="checkbox"/>	GSR <input type="checkbox"/>	Latent Prints <input type="checkbox"/>	Trace <input type="checkbox"/>

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: 21

Packaging: Envelope containing
Item Description: - bullet (Matrix Item 36)

Item Number: 22

Packaging: Envelope containing
Item Description: - bullet (Matrix Item 37)

Item Number: 23

Packaging: Envelope containing
Item Description: - bullet (Matrix Item 38)

Item Number: 24

Packaging: Envelope containing
Item Description: - bullet (Matrix 39)

Subject in custody for this offense? <input type="checkbox"/>		Subject charged for this offense? <input type="checkbox"/>		Trial Date:		Grand Jury Date:	
BCI & I Bowling Green Office 750 North College Drive Bowling Green, OH 43402 Phone: (419) 353-5603		BCI & I London Office P.O. Box 365 London, OH 43140 Phone: (740) 845-2000		BCI & I Cambridge Office 1225 Woodlawn Ave Cambridge, OH 43725 Phone: (740) 845-2611		BCI & I Richfield Office 4055 Highlander Pkwy. Richfield, OH 44286 Phone: (330) 659-4600	
BCI & I Youngstown Office 20 Federal Plaza West Youngstown, OH 44503 Phone: (330) 659-4600		BCI & I Athens Office 86 Columbus Circle Suite 202 Athens, OH 45701 Phone: (740) 249-4378					

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



DAVE YOST

OHIO ATTORNEY GENERAL



Laboratory Evidence Submission		Date/Time Received:	BCI Case Number:
Received By: Kylie Manko		12/05/2023 1:18 pm Tuesday	23-39875
New Case	ADD'L (If checked, provide BCI Case No) Submission #: 2	Agency Case Number: 2023-3023	
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Comments: Case Synopsis: It was reported the Benard Russell called 911 from his residence, 6235 Hathaway Road, Garfield Heights, to ask for the phone number to the suicide hotline. Police Dispatchers attempted to ask Russell questions at which point he hung up the phone. Garfield Heights Police Officers were dispatched to Russell's residence for a welfare check. Russell was ultimately found in the basement of the residence, holding a firearm to his head. A Garfield Heights officer engaged Russell in conversation for approximately 10 minutes, attempting to get him to put the gun down. Based on body-camera footage, it appears that Russell pointed the firearm at officers, at which point two Garfield Heights police officers discharged their firearms striking Russell. Russell was later pronounced dead at the hospital.

Analysis Request Details: Please analyze and compare Items 21-24 with the previously submitted firearms, Items 18 and 19

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BCI & I Bowling Green Office 750 North College Drive Bowling Green, OH 43402 Phone: (419) 353-5613	BCI & I London Office P.O. Box 365 London, OH 43140 Phone: (740) 845-2000	BCI & I Cambridge Office 1225 Woodlawn Ave Cambridge, OH 43725 Phone: (740) 845-2611	BCI & I Richfield Office 4055 Highlander Pkwy. Richfield, OH 44286 Phone: (330) 659-4600
BCI & I Youngstown Office 20 Federal Plaza West Youngstown, OH 44503 Phone: (330) 659-4600	BCI & I Athens Office 86 Columbus Circle Suite 202 Athens, OH 45701 Phone: (740) 249-4378	SHOULD THERE BE ANY CHANGE IN THE STATUS OF THIS CASE, INCLUDING TRIAL DATES, PLEASE CONTACT BCI IMMEDIATELY.	