



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



2022-1139
Officer Involved Critical Incident – 947 SR-28 Business, Milford,
Ohio (L)

Investigative Activity: Interview with Officer
Involves: Sgt. Daniel Tobias (W)
Date of Activity: 05/26/2022
Activity Location: Miami Twp. (Clermont County) Police Department – Business –
5900 McPicken Drive, Milford, OH 45150
Author: SA Douglas Eveslage, #66

Narrative:

On May 20, 2022, the Ohio Bureau of Criminal Investigation was requested by the Miami Township Police Department (MTPD) in Clermont County to assist with an Officer-Involved Critical Incident (OICI) that occurred at 947 State Route 28 Business, Milford, Ohio, between the Miami Township Police Officers and Camille Weems (Weems).

Sergeant Daniel Tobias (Sgt. Tobias) was identified as being a police officer who witnessed and/or had some level of involvement in the May 20, 2022, Officer-Involved Critical Incident, which occurred in the area of 947 State Route 28 Business, Milford, Ohio. Reportedly, Sgt. Tobias did not discharge a firearm during the course of the incident. The purpose of the interview was to obtain all relevant information of the incident known or observed by this officer.

On May 26, 2022, at approximately 1414 hours, Sgt. Tobias agreed to meet Ohio BCI agents for a voluntary interview and present for Sgt. Tobias in the interview was Fraternal Order of Police (FOP) Ohio Labor Council Staff Representative Rick Paquette and FOP Lawyer Stew Matthews, and conducting the interview was Ohio Bureau of Criminal Investigation Special Agents Steven Seitzman (SA Seitzman) and Douglas Eveslage (SA Eveslage). During the incident, Sgt. Tobias wore his standard police bicycle uniform, ballistic vest, and police issued equipment. He drove a MTPD marked vehicle with MTPD emblems and emergency lights. He considered himself to be well-represented as a police officer during the incident.

Sgt. Tobias stated that on May 20, 2022, Miami Township Police Officers were dispatched to 947 State Route 28 Business for a person with a weapon and as he was responding, he was updated that the person was further described as a topless African American female, later identified as Camille Weems, who was "shooting rounds off in the parking lot." Sgt. Tobias thought that his officers had verbal contact with Weems earlier that day on a call for service;

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however, it was his understanding Weems would not open her apartment door to talk to the police, so his officers had a discussion through the door.

Sgt. Tobias explains that as he was still responding to the person with a weapon call for service, officers relayed over the radio, "Shots fired, shots fired, send EMS!" Sgt. Tobias stated that he arrived on scene, parked in the eastbound lanes of traffic on Business 28 and ran up towards to patrol vehicles. When Sgt. Tobias was at the patrol vehicles he observed a female lying on the ground with a gun beside her and Sgt. Tobias started giving verbal commands to Weems saying, "to roll over on her belly and don't touch the gun." Sgt. Tobias ordered his officers to advance towards Weems with him, as they arrived to Weems on the ground Sgt. Tobias kicked the gun out of Weems' reach, and he observed "Camille bloody and started to render aid."

SA Seitzman asked Sgt. Tobias to describe Weems' gun, and Sgt. Tobias described the gun as a silver semi-automatic. SA Seitzman asked Sgt. Tobias if he remembers anything about the "slide" of the gun, and Sgt. Tobias remembers the gun's slide being "locked to the rear" when he observed it on the ground by Weems. Sgt. Tobias explained that Officers Ann Morgan and Robert Banell were administering first aid to Weems and he "ran back to Officer [REDACTED] who was behind the cruisers to make sure he stayed near the cruisers since he was the officer who shot his firearm.

SA Seitzman asked Sgt. Tobias if he thought a less than lethal option was an appropriate option for this call for service, but Sgt. Tobias explained that unfortunately less than lethal options were not appropriate because Weems was discharging a firearm and she could take someone's life, so officers had to respond appropriately. SA Eveslage asked Sgt. Tobias when he learned that Officer [REDACTED] fired his "AR" (duty rifle), and Sgt. Tobias said that he ordered his officers to get medical gloves on, grab the first aid gear, then he asked his officers who fired, and Ofc. [REDACTED] said, "me" while holding his duty rifle up that was still on his person.

Sgt. Tobias talked to Ofc. [REDACTED] while he was seated in the driver's seat of a patrol vehicle with Officer Bill Hickey in the passenger seat. Sgt. Tobias advised Ofc. [REDACTED] that he was going to go back to the police department with Ofc. Hickey and Ofc. [REDACTED] told Sgt. Tobias that his duty rifle was still loaded which was next to his person inside the patrol vehicle. Sgt. Tobias stated that he moved the selector switch on Ofc. [REDACTED] duty rifle to "safe" and set the weapon on the driver's seat of that patrol vehicle.

SA Seitzman presented an overhead map of 947 State Route 28 Business to Sgt. Tobias and had Sgt. Tobias mark the map with the positions of each cruiser as he arrived on scene and mark the location of Camille Weems and her firearm. Sgt. Tobias signed and dated the map (Attachment # 01).

SA Seitzman asked Sgt. Tobias if he spoke to any witnesses at the scene, and Sgt. Tobias stated he talked to "Skylar" and another person, identified by SA Seitzman as "Casey." Sgt. Tobias stated that he received a witness statement from each of the two witnesses. Sgt. Tobias also said he talked to a lady holding a four month old and that lady explained that she had a firearm pointed in her face by Weems; however, she was just concerned with her four month old and wanted to go back inside her apartment.

SA Eveslage asked Sgt. Tobias about the evidence located inside the police tape and if

everything was in the original location. Sgt. Tobias explained that he moved a picnic table so one of the witnesses who was having back pain could sit down outside of the police tape, and there was a hair wig that Sgt. Tobias ordered Ofc. Morgan to put her "ASP" on so the wind would not "blow it away." SA Eveslage asked Sgt. Tobias if officers ever switched from the primary radio channel during the incident, and Sgt. Tobias said, "No."

This interview was concluded at approximately 1432 hours. This interview was audio recorded. See audio recording for further details.

Attachments:

Attachment # 01: Sgt. Daniel Tobias Diagram

Attachment # 02: 2022-05-26 / Interview with MTPD Sgt. Daniel Tobias

Exhibit 1

Exhibit 2

Included as a separate file.