



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



2024-1474

Officer Involved Critical Incident - 16100 Van Aken Blvd.,  
Shaker Heights, OH

**Investigative Activity:** Video Review – BWC Footage

**Involves:** [REDACTED] (S)  
Elyria Police Department (O)

**Activity Date:** 05/13/2024

**Activity Location:** 4055 Highlander Parkway, Richfield, Ohio 44286

**Authoring Agent:** SA Andrew J. Harasimchuk #170

**Narrative:**

On May 13, 2024, at approximately 1207 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Andrew Harasimchuk (Harasimchuk) received a copy of [REDACTED] s [REDACTED], of the Elyria Police Department (EPD), body-worn camera footage from EPD Sergeant Richard Buckway (Buckway) via secure email.

The body-worn camera (BWC) footage for [REDACTED] was titled "[REDACTED]\_OIS" and had a beginning time stamp of 2024-05-12 12:42:22 -0400 (Image #1). [REDACTED] s BWC footage was 5 hours, 34 minutes, and 55 seconds in duration.



(Image #1)

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It should be noted that SA Harasimchuk reviewed [REDACTED]'s BWC footage in its entirety but only documented the moments immediately surrounding the time period where it is believed that [REDACTED] fired his [REDACTED]'s] weapon. Additionally, it should be noted that, due to the placement of [REDACTED]'s BWC during the majority of the video footage, the viewer is unable to see what [REDACTED] is able to see. Throughout the video, law enforcement officers can be heard having general discussions and discussions related to this incident.

Beginning at approximately 12 minutes and 32 seconds into the BWC footage and continuing until the end of the BWC footage the viewer of the BWC footage can hear sounds that are believed to be suspected gunshots and/or less lethal munitions being fired.

At approximately 1 hour, 10 minutes and 41 seconds into the BWC footage, a suspected gunshot can be heard.

At approximately 1 hour, 10 minutes, and 42 seconds into the BWC footage, the following can be heard. "Stand by gents if that comes out again, I am putting them in there."

At approximately 1 hour, 10 minutes and 45 seconds through 1 hour, 10 minutes, and 46 seconds into the BWC footage, another suspected gunshot can be heard followed by a short burst of suspected gunshots (Image #2). It is believed that [REDACTED] fired his [REDACTED]'s] weapon during this short burst of gunfire.

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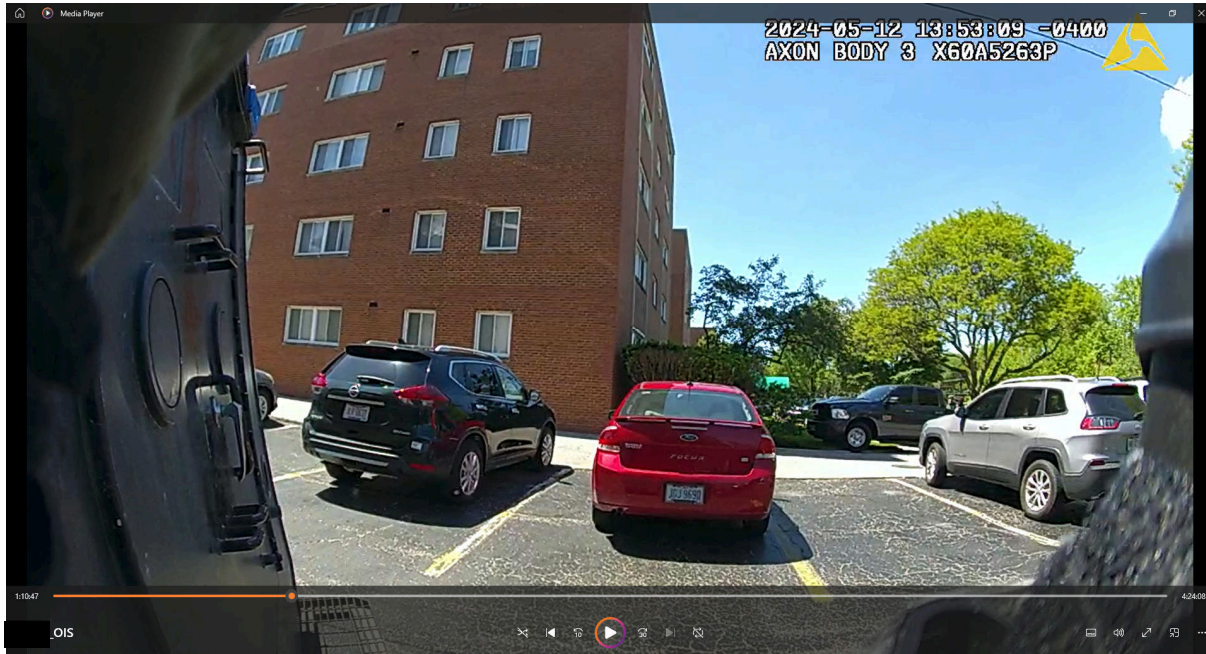


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*(Image #2)*

At approximately 1 hour, 10 minutes, and 52 seconds through 1 hour, 11 minutes and 24 seconds into the BWC footage, the following can be heard: “The third window”, “shooting through the walls”, “remember we have guys on the other side of that wall”, “yes sir, yes sir”, “do we have any impacts down here by us?”, “he shot eight rounds,” and “target is back, on the phone”.

At approximately 3 hours, 58 minutes, and 20 seconds into the BWC footage, a suspected gunshot can be heard (Image #3). The following can then be heard: “He’s shot”, “I think he’s down”, and “I think I hit him”. Several loud noises can then be heard. It is unknown if these sounds are other gunshots, less lethal munitions being fired, or another sound altogether.

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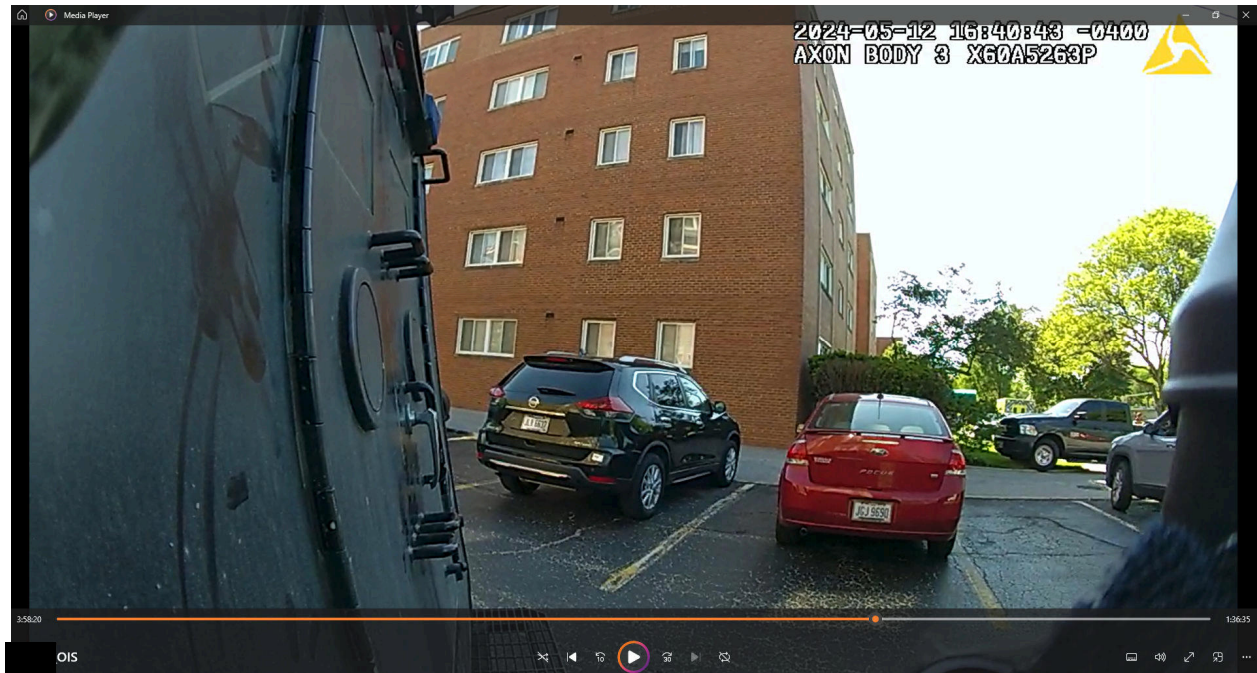


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(Image #3)

**ADDITIONAL FACTORS FOR EVALUATING THE VIDEO RECORDINGS**

There are numerous other factors that need to be considered when reviewing and evaluating the videos and audio recordings of this incident. Those factors are:

**A.** Video recording devices record within the video and sound capabilities available, and they record objectively. Video recordings lack the history, perspective, and interest of the people involved. The positions, angles, obstacles, lighting, and distance from the incident are also factors that need serious consideration.

**B.** Video recording devices also record more information about a particular scene or incident than the person(s) involved in the incident can process during the critical incident. Video recording devices rarely record an event from the same perspective of the officer. It captures the action but not the perception, decision making, focus, or intent of the officer. Video recordings often miss tactile cues or other actions of a subject.

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C. The speed of the incident is remarkable. The speed and complexity of rapidly evolving situation(s) that occur during use of force encounters are difficult concepts to comprehend by only watching the video.

An Axon Evidence Audit Trail form was also given to SA Harasimchuk by Sergeant Buckway. This audit trail was added as an attachment to this report. Refer to this attachment for further details.

**References:**

Item C - USB Thumb drive - Elyria PD BWC Footage - [REDACTED] and [REDACTED]

**Attachments:**

1. BWC Footage - [REDACTED] Image #1
2. BWC Footage - [REDACTED] Image #2
3. BWC Footage - [REDACTED] Image #3

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2024-05-12 12:42:22 -0400  
AXON BODY 3 X60A5263P



2024-05-17 13:53:09 -0400  
AXON BODY 3 X60A5263P



2024-05-12 16:40:43 -0400  
AXON BODY 3 X60A5263P







# Elyria Police Department - OH



## ELYRIA, OH, US

Document generated: 13 May 2024 - 12:06:27 -04:00 by Elyria Police Department - OH(N/A)

Audit Trail Date Range: 12 May 2024 - 13 May 2024

### EVIDENCE AUDIT TRAIL

Evidence	Source
<b>Evidence ID</b> ██████████ <b>Categories</b> Use of Force Homicide/Death Investigation Officer Involved Shooting <b>Title</b> ██████ OIS	<b>Device Type</b> Axon Body 3 <b>Device Name</b> X60A5263P  <b>Serial Number</b> X60A5263P Other
<b>Document Checksum</b> Sha2- 66efee0f23b9ce46b6c107bd35913bfffef7fa140b799391d807158 34e12c1753 <b>Record Start</b> 12 May 2024 12:42:51 <b>Uploaded</b> 12 May 2024 23:02:23 <b>Uploader</b> ██████████ (Badge ID: ██████) <b>Unique ID</b> 55C119304E7A46919AD4D57489727E6B	<b>Usage</b>  Page views 2 File downloads Video playbacks 2 Last Viewed 13 May 2024 12:06:27 Or Downloaded On

#	Date	Time	User	Activity
1	12 May 2024	12:42:51 (-04:00)	System	Recording started due to button press Pre-event audio recording: Disabled Video mask: Disabled
2	12 May 2024	12:43:01 (-04:00)	System	Evidence Record Created
3	12 May 2024	12:43:01 (-04:00)	██████████ (Badge ID: ██████) Username: ██████████ User ID: ██████████	Evidence title added: 'Axon Body 3 Video 2024-05-12 1242 X60A5263P'
4	12 May 2024	12:43:01 (-04:00)	██████████ (Badge ID: ██████) Username: ██████████ User ID: ██████████	Custom metadata field axon.evidenceDeviceHomeId set to e607a35a-238a-4088-b787-1e01db6a10b6
5	12 May 2024	12:43:01 (-04:00)	██████████ (Badge ID: ██████) Username: ██████████ User ID: ██████████	Custom metadata field axon.evidenceDeviceHomeName set to EPD
6	12 May 2024	12:43:01 (-04:00)	System	Evidence Record Created in Recording status. Video not uploaded.
7	12 May 2024	18:17:17 (-04:00)	System	Recording stopped due to button press
8	12 May 2024	18:17:31 (-04:00)	System	Evidence Record updated with recording end time
9	12 May 2024	18:17:32 (-04:00)	System	Audio track upload started over LTE connection
10	12 May 2024	21:22:20 (-04:00)	System	Evidence upload started when camera was docked
11	12 May 2024	23:02:22 (-04:00)	System	Marker Added
12	12 May 2024	23:02:22 (-04:00)	System	Marker Added

#	Date	Time	User	Activity
13	12 May 2024	23:02:22 (-04:00)	System	Evidence Uploaded with Checksum. Computed Checksum: TREE-1024k 0eef6791aa7c922331708bfb7535904d745fa1e0db74223 99f30b09431e15b15b8
14	12 May 2024	23:02:22 (-04:00)	System	Evidence Authenticity Validated. Device Serial Number: X60A5263P
15	12 May 2024	23:02:22 (-04:00)	System	Auto-Transcribe Request Received. Client IP Address: N/A
16	12 May 2024	23:02:23 (-04:00)	[REDACTED] (Badge ID: [REDACTED]) Username: [REDACTED] User ID: [REDACTED]	Retention Level Updated Update source is Uncategorized Retention Deletion is now scheduled for 12 May 2025 12:42:51 (- 04:00)
17	12 May 2024	23:02:24 (-04:00)	System	Evidence successfully uploaded when camera was docked
18	12 May 2024	23:02:25 (-04:00)	System	System Detected Incorrect Recorded Duration Recorded duration changed from 20095.759 to 20095.76.
19	12 May 2024	23:02:27 (-04:00)	System	Evidence automatically deleted from device after successful upload when docked
20	12 May 2024	23:05:14 (-04:00)	System	Evidence Checksum Recomputed. Computed Checksums: TREE-1024k 0eef6791aa7c922331708bfb7535904d745fa1e0db74223 99f30b09431e15b15b8 SHA-256 66efee0f23b9ce46b6c107bd35913bffe7fa140b799391d 80715834e12c1753
21	12 May 2024	23:06:58 (-04:00)	System	Auto-Transcript Created. Client IP Address: N/A
22	13 May 2024	09:08:42 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Evidence Record Accessed. Client IP Address: 76.190.58.130
23	13 May 2024	09:08:44 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Evidence Transcript Accessed. Client IP Address: 76.190.58.130
24	13 May 2024	09:08:44 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Media File Buffered by System at Page Load. Client IP 76.190.58.130
25	13 May 2024	09:08:46 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Evidence Record Streamed. Client IP Address: 76.190.58.130
26	13 May 2024	10:31:25 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Category 'Homicide/Death Investigation' Added
27	13 May 2024	10:31:25 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Retention Level Updated Deletion is no longer scheduled Source of update is Category Homicide/Death Investigation
28	13 May 2024	10:31:26 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Category 'Officer Involved Shooting' Added
29	13 May 2024	10:31:27 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Evidence access class changed to Confidential.
30	13 May 2024	10:31:27 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Chief Pelko, William (Badge ID: EL243) was granted Role-based access. Access expires: no expiration
31	13 May 2024	10:31:28 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Category 'Use of Force' Added
32	13 May 2024	10:43:18 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	External ID '[REDACTED]' added
33	13 May 2024	10:43:18 (-04:00)	Chief Pelko, William (Badge ID: EL243) Username: pelko@cityofelvria.org User ID: [REDACTED]	Evidence title updated from 'Axon Body 3 Video 2024-05-12 1242 X60A5263P' to '[REDACTED] OIS'

#	Date	Time	User	Activity
34	13 May 2024	10:46:25 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Evidence Record Added to Case [REDACTED]
35	13 May 2024	10:49:04 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Evidence Record Accessed. Client IP Address: 76.190.58.130
36	13 May 2024	10:49:05 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Media File Buffered by System at Page Load. Client IP 76.190.58.130
37	13 May 2024	10:49:06 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Evidence Transcript Accessed. Client IP Address: 76.190.58.130
38	13 May 2024	10:54:14 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Evidence Record Streamed. Client IP Address: 76.190.58.130
39	13 May 2024	11:19:45 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Marker Added
40	13 May 2024	11:20:05 (-04:00)	<b>Chief Pelko, William (Badge ID: EL243)</b> Username: pelko@cityofelyria.org User ID: [REDACTED]	Description Edited
41	13 May 2024	11:57:39 (-04:00)	<b>Sgt Buckway, Richard (Badge ID: EL049)</b> Username: buckway@cityofelyria.org User ID: [REDACTED]	External ID Updated from [REDACTED] to [REDACTED]