



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

**Investigative Activity:** Interview of Involved Officer  
**Involves:** Ohio State Highway Patrol [REDACTED] (I)  
**Activity Date:** 05/20/2024  
**Activity Location:** 2454 East High Avenue, New Philadelphia, Ohio, 44663  
(Post 79)  
**Authoring Agent:** Special Agent Joseph Goudy #83

On Monday, May 20, 2024, at 1300 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Joseph Goudy (Goudy) and SA Charlie Snyder (Snyder) interviewed Ohio State Highway Patrol (OSHP) [REDACTED], who was accompanied by his attorney, Lathan Lipperman, from the OSHP Trooper's Association. The interview took place at OSHP Post #79 - 2454 East High Avenue, New Philadelphia, Ohio. The interview was audio 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.

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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

**Preliminary and Demographic Information:**

<b>Name:</b> OSHP [REDACTED]	<b>Rank:</b> [REDACTED]
<b>Badge Number:</b> [REDACTED]	<b>Cruiser/Vehicle Number:</b> [REDACTED]
<b>Radio Call Sign:</b> Did not ask	<b>Immediate Supervisor:</b> Did not ask
<b>Radio Channel Utilized:</b> Did not ask	<b>Mobile Data Terminal:</b> Present & Utilized
<b>Cruiser Description:</b> Standard OSHP Trooper patrol vehicle - Dodge Charger	<b>Occupants of Cruiser and Seating Positions:</b> None
<b>Assignment:</b> Patrol	<b>Normal Shift:</b> 8P to 6A
<b>In-Car Camera:</b> Operational, But Not Used	<b>Spotlight:</b> Present; Not utilized
<b>Emergency Lights:</b> Present & Utilized	<b>Siren:</b> Present; Not Used
<b>Shift Day of Incident:</b> 8P to 6A	<b>Duty Status:</b> On-Duty
<b>Days Off:</b> Tuesday, Wednesday, and Thursday	<b>Prior Overtime or Extra Details within Preceding 48 Hours:</b> Did not ask
<b>Hours of Sleep Prior to Incident:</b> Did not ask	<b>Consider Self Well Rested?:</b> Yes
<b>Total Length as Officer:</b> Approximately 5 and a half years	<b>Length at Current Agency:</b> Approximately 5 and a half years
<b>Physical Disabilities (to include hearing aid):</b> None	<b>Corrective Lenses:</b> Glasses
<b>Uniform Worn:</b> Standard issued OSHP uniform	<b>Equipment and Less-Lethal Options Carried on Person/Belt/Vest:</b> Taser, radio, cuffs
<b>Ballistic Vest:</b> Concealed Armor	<b>Body Worn Camera:</b> Present & Used
<b>Other Recording Devices:</b> None	<b>Partner:</b> None
<b>Injuries:</b> None	<b>Equipment Damage:</b> None
<b>Training or Areas of Specialty:</b> Did not ask	<b>OPOTC Certification:</b> [REDACTED]

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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

<b>Military Experience/Training:</b> None	<b>Use-of-Force Training:</b> Annual Training
<b>Prior Shooting Incidents:</b> None	<b>Prior Discipline or Use-of-Force Complaints:</b> Did not ask
<b>Medications, Prescriptions, or Drugs that might Impair Your Duties at Time of Incident:</b> None	<b>Medications, Prescriptions, or Drugs that might Impair You Now for Interview:</b> None
<b>Alcohol in Past 24 Hours?</b> None	<b>Last Consumed Alcohol Prior to Incident:</b> None

**Officer's Firearm(s):**

**Weapon #1**

<b>Make:</b> Sig Sauer	<b>Model:</b> P320
<b>Caliber/Gauge:</b> 9 mm	<b>Serial:</b> [REDACTED]
<b>Type:</b> Semi-Auto Handgun	<b>Method of Carry:</b> Did not ask
<b>Magazine Capacity:</b> 17 in each	<b>Total Rounds as Carried (including chamber):</b> 18
<b>Extra Magazines:</b> 2	<b>Number of Rounds in Extra Magazines:</b> 17
<b>Discharged During Incident?</b> Yes	<b>Primary or Backup Weapon:</b> Primary
<b>Rounds Remaining After Incident:</b> Did not ask	<b>Number of Rounds Fired:</b> 6
<b>Right/Left-Handed Carry:</b> Right-Handed	<b>Ownership:</b> Department Owned
<b>Last Qualification Date:</b> Did not ask	<b>Type of Holster, if any:</b> Did not ask

**Weapon #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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

<b>Make:</b> Sig Sauer	<b>Model:</b> P365
<b>Caliber/Gauge:</b> 9 mm	<b>Serial:</b> ██████████
<b>Type:</b> Semi-Auto Handgun	<b>Method of Carry:</b> Ankle
<b>Magazine Capacity:</b> 10	<b>Total Rounds as Carried (including chamber):</b> 11 in pistol
<b>Extra Magazines:</b> 1 (carried in duty bag)	<b>Number of Rounds in Extra Magazines:</b> 10 in each
<b>Discharged During Incident?</b> No	<b>Primary or Backup Weapon:</b> Backup
<b>Rounds Remaining After Incident:</b> 11	<b>Number of Rounds Fired:</b> 0
<b>Right/Left-Handed Carry:</b> Right-Handed	<b>Ownership:</b> Department Owned
<b>Last Qualification Date:</b> Did not ask	<b>Type of Holster, if any:</b> Ankle - Concealed

**Narrative:**

According to the prepared statement provided by OSHP ██████████ ██████████ ██████████, he stated that at approximately 0145 hours, he was requested by OSHP Trooper Day to respond to his location to assist with the traffic stop. ██████████ stated that Trooper Day did not say what he initially had. Upon ██████████'s arrival, he stated, "The truck was parked such that it was partially extended into the right lane." As ██████████ reached the driver's door of the truck, he stated, "I immediately noticed the suspect was acting odd: He was very wide-eyed and was looking around nervously. He was not responding to any of Trooper Day's questions." At this point, ██████████ stated that he told Trooper Day to have the male exit the truck to which the male did not respond when they asked him to do so.

██████████ stated he requested ██████████ to respond due to the male's "bizarre behavior." During this time, ██████████ stated that while he and Trooper Day kept their flashlights focused on the cab of the truck, they were able to see the male's hands. At one point, the male was seen rubbing his left leg. ██████████ stated, "Twice I asked whether he had any weapons, but he would not answer me." ██████████ further stated, "he was repeatedly looking right out of the passenger window as well as shaking his head. I thought he might be considering fleeing on foot or otherwise contemplating what to do next. I asked him what he was thinking about, but he would not give a substantive response."

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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

██████████ stated that he eventually retrieved the driver's United States Passport and Ohio driver's license. The driver was identified as Kendell Woodard (Woodard), and his license was suspended. ██████████ stated after he checked Woodard's license status, he went back up to the truck to try and convince Woodard to exit and to hand over the keys. Woodard refused to comply with both requests. At this point, ██████████ arrived at scene and began to speak with Woodard. ██████████ stated that Woodard asked them to step back. At this point, ██████████ told ██████████ and Trooper Day to move towards the rear of the truck. While ██████████ was attempting to speak with Woodard, ██████████ stated, *"the suspect also relayed that he had thoughts of harming himself."* At this time, ██████████ stated they requested emergency medical service (EMS) to arrive on-scene for assistance.

After EMS arrived at the scene, they parked ahead of where the truck was parked. Soon thereafter, EMS medics walked towards the truck to try and talk with Woodard. After the medics advised Woodard that they were there to help, Woodard still refused to exit his truck. ██████████ stated they requested a trooper with crisis intervention training (CIT) to respond. Upon learning there was not a CIT trooper nearby, they requested a CIT deputy from the Tuscarawas County Sheriff's Office (TCSO) to respond. After requesting a CIT deputy, TCSO ██████████ arrived at the scene and began speaking with Woodard. ██████████ stated after some time had passed, ██████████ told him and Trooper Day to *"leave the scene and stage at the marathon gas station. He said he would call us if/when he needed us. I believed he likely wanted us to go to calm the suspect's paranoia."*

At approximately 0445 hours, ██████████ stated, ██████████ *called and asked me to buy some coffee and donuts and bring them to the scene for the suspect. I bought those items from the gas station and got to the scene a short time later."* After buying the donuts and giving them to ██████████ he stayed back and hid to prevent Woodard from seeing him. While ██████████ was hidden back behind his cruiser, OSHP ██████████ was also on scene staying hidden as well. At this time, ██████████ stated that he learned that a family member was on the phone, also trying to convince Woodard to exit the truck, with which he still refused to comply. ██████████ further stated that ██████████ told him that, *"they were running out of options to avoid going hands-on. He also mentioned there was a spike strip by ██████████'s cruiser we could deploy under the suspect's truck."*

██████████ stated, *"A few minutes later, I peered around the back of ██████████'s cruiser and saw the driver door of the suspect's truck open several inches. A moment later, ██████████ pulled the door all the way open and stood in the doorway. At that time, the Dover ambulance was pulled up next to the suspect's truck, in the left lane of*

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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

the off-ramp. I could hear [REDACTED] and [REDACTED] telling the suspect to get out, but he would not do so." After [REDACTED] requested the additional units to the scene, per the order from [REDACTED] [REDACTED] moved up to the truck and deployed the spike strip behind the truck's back tires. At this point, [REDACTED] stated that [REDACTED] and [REDACTED] were yelling for the suspect to "show his hands." The suspect remained inside the truck.

[REDACTED] stated that [REDACTED] had his taser out and aimed at the suspect while [REDACTED] was still within the door of the truck. Both [REDACTED] and [REDACTED] were yelling for the suspect to show his hands. It was at this time when [REDACTED] told [REDACTED] to move up to see where Woodard's hands were from the passenger side. [REDACTED] stated, "I believed the suspect might have a weapon, so I unholstered my weapon. I shined my gun's light into the cabin and immediately saw the suspect's right hand was at his back waistband grasping a handgun. Specifically, I could see his hand was wrapped around the butt/grip of the gun. I could tell the butt was wooden and that the gun was a revolver. I immediately yelled "61" (OSP's code for "gun") followed by "gun, gun gun-He's got a gun in his right hand."

After [REDACTED] alerted the other troopers and deputy to the gun, he quickly stepped back to avoid any potential crossfire. As [REDACTED] got back to the rear of the truck, "multiple gunshots rang out in rapid succession. I believed the suspect had pulled his weapon and was attempting to shoot [REDACTED] and/or [REDACTED] I also believed there was a threat the suspect could shoot me and [REDACTED] and it was at that moment I fired my weapon. I stopped firing a moment later when the shots stopped, and I believed the suspect was no longer a deadly threat."

[REDACTED] stated that he fired six rounds in rapid succession in what he believed to be less than two seconds. [REDACTED] stated he fired in a "Southerly direction using a two-handed (right strong) grip. My backdrop was the off-ramp and intersection south of the suspect's truck. I did not see any person or vehicle in my backdrop at the times I fired. I do not recall whether I used my gun's sites. My target was what I believed to be the suspect's upper torso. I shot through the back window of the pickup. I would estimate that I was about fifteen feet from the suspect when I fired. I was standing, and I do not believe I was moving. It was dark out when this incident occurred; but there was some light from [REDACTED] s headlights, and I believe my gun's light may have been on." [REDACTED] continued, "[REDACTED] and [REDACTED] were also standing in the open immediately before this incident, within feet of the suspect, and I do not believe either of them had any cover or concealment."

After [REDACTED] fired his last shot, he, along with [REDACTED] [REDACTED] and [REDACTED] took cover behind [REDACTED] s cruiser. At this point, [REDACTED]

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.



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



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

██████ did not know whether or not Woodard posed a deadly threat, so he retrieved his rifle from his OSHP cruiser. As ██████ along with other troopers and deputies approached the truck, he observed Woodard, *"Slumped into his seat not moving. The gun was in the suspect's right hand, resting on his lap, with the barrel of the gun pointed out of the open driver's door."* While ██████ and ██████ were providing lethal cover, another deputy moved in to retrieve the handgun from Woodard's hand to secure it. At this point, ██████ stated that TCSO deputies removed Woodard from the truck and secured him while he was on the ground. During that time, ██████ also mentioned that the deputies were assessing Woodard for his injuries. Moments later, ██████ stated the medics, who were already on-scene, moved up to check on Woodard.

In conclusion, ██████ stated, *"Based on my observations, I believed he was undergoing a mental health episode and/or was under the influence of drugs. I also believed, based on my training and experience, that he might pose a danger, especially since I thought he might have a weapon. ██████ reiterated that after he saw Woodard holding a handgun while inside the truck, it led him to "believe the suspect had pulled and was firing his weapon or had leveled it towards the officers standing outside his door." ██████ continued, "I believed the suspect intended to shoot them and possibly me and ██████ and that one or more of us would be struck and possibly killed. It was at that moment I fired my weapon. I did not think I had any other reasonable alternative to protect the lives of ██████ ██████ ██████ ██████ or myself from the deadly threat presented by the suspect's actions."*

When ██████ was asked about the condition of the revolver that was removed from Woodard's hand, he stated that, *"I don't recall if it was a five-shot or a six-shot revolver. That's the only reason I said I believe so. I for sure saw, when we dumped the ammo into the bag, I for sure saw one spent casing."* (0:25:40 mark of the audio interview).

The interview concluded at approximately 1327 hours.

The interview was audio recorded. The audio recording was attached to this report. The signed BCI Criminal Investigation Notification form is also attached to this report. Please see the attachments for further details.

**References:**

None

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.



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

---



2024-1376

Officer Involved Critical Incident - Interstate 77 Southbound  
at Exit 85 , New Philadelphia, OH 44663

**Attachments:**

1. Criminal Investigation Notification Form - OSP [REDACTED]
2. Statement of OSP [REDACTED]
3. 2024-05-20 - Audio interview of [REDACTED]

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.





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



**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).

  
Printed Name of Interviewee

5/20/24 1300  
Date / Time

  
\_\_\_\_\_

S/A Joseph Gaudy  
BCI Agent (Printed)

  
BCI Agent (Signature)

**STATEMENT OF [REDACTED], UNIT # [REDACTED]**

This statement regards my involvement in an incident that occurred between approximately 1:40 a.m. and 5:20 a.m. on May 3, 2024, in Dover, Ohio. I am voluntarily making this statement as part of the investigation being conducted by the Ohio Bureau of Criminal Investigation (BCI).

I was hired by the Ohio State Highway Patrol (OSP) on October 31, 2018. I received my Commission on [REDACTED]. I do not have any other law enforcement or military experience. I am assigned to OSP Post 79 in New Philadelphia. I work a 4-10 schedule, and my duty hours are from 8:00 p.m. until 6:00 a.m., with Tuesday, Wednesday, and Thursday off.

When this incident occurred I was wearing the uniform of the day which consisted of dark gray trousers, a light gray shirt with OSP patches on each shoulder, and a Stetson hat. I was also wearing an inner vest and a body worn camera ("BWC") attached to my shirt, in the middle of my chest. My BWC was recording during this incident.

I was carrying my primary service weapon issued by OSP, a Sig Sauer P320 9mm handgun. That weapon had an OSP-issued light mounted to the underside of the frame. It was loaded with OSP-issued ammunition. My range qualifications were current. I was also carrying a backup handgun: a Sig Sauer P365. I did not access or use that weapon during this incident. Finally, immediately after the incident I grabbed an OSP-issued Aero Precision M4E1 AR rifle to provide cover; but I did not fire that weapon.

I was not assigned a partner on this day, but I was working with several other OSP and law enforcement members: [REDACTED] and OSP [REDACTED] and Tuscarawas County Sheriff's Office [REDACTED]. Trooper Spencer Day was also on scene for some of this incident as well as paramedics from the Dover Fire Department. Finally,

numerous OSP and Tuscarawas County Sheriff's Office personnel responded after the incident. I was driving my OSP marked Dodge Charger - Cruiser [REDACTED].

I am in good health. I do not suffer from any disabilities. I have good hearing and do not need hearing aids. I wear prescription eyeglasses and have good corrected vision; I was wearing my glasses on the day of this incident. I did not consume any alcohol in the 24 hours before my shift. I was not taking any medication that could negatively affect the performance of my duties. I did not work any overtime on the day of or the day before my shift. I arrived at my shift well rested and in good spirits.

Around 1:45 a.m. on May 3, I was conducting routine patrol on North Wooster Avenue in Dover. Around that time, Trooper Day radioed and requested that I respond to his location. He was stopped on the southbound offramp from I-77 to Schneider's Crossing Road. Trooper Day did not say what he had at that time, but I immediately drove to his location, arriving a few minutes later. I parked behind his cruiser on the right (western) side of the I-77 southbound offramp.

I got out of my cruiser and walked south towards Trooper Day. He was standing outside the driver's door of a red pickup truck that was also parked on the western/right side of the offramp. The truck was parked such that it was partially extended into the right lane. I got to the driver's door and asked the suspect what was going on. The suspect was a male black with an average build. I would estimate he was about 30 years old.

I immediately noticed the suspect was acting odd: He was very wide-eyed and was looking around nervously. He was not responding to any of Trooper Day's questions. I told Trooper Day to ask the suspect to step out of the truck; the suspect did not seem to respond when asked to do so. I radioed and asked [REDACTED] (the senior trooper on duty that night) to head

our way due to the suspect's bizarre behavior. I told [REDACTED] that I did not know what we had yet.

I took over questioning the suspect for Trooper Day. Trooper Day and I both kept flashlights shining in the cabin. I noticed the suspect kept rubbing his left leg like it was hurting. Twice I asked whether he had any weapons, but he would not answer me. At that time, though, I could see both suspect's hands, and he was not holding a weapon. He was also repeatedly looking right out of the passenger window as well as shaking his head. I thought he might be considering fleeing on foot or otherwise contemplating what to do next. I asked him what he was thinking about, but he would not give a substantive response.

Eventually, after asking several times, the suspect gave me his identification: He gave me both a U.S. Passport card and his Ohio driver's license. I went back to my cruiser to run the suspect's driving history. The suspect's name was Kendell Woodard. His driver's license was listed as suspended.

I went back to the suspect's truck and asked him to step out. He would not do so. I asked whether he was nervous and tried engaging him in conversation to relax him. But he would not give any substantive responses. After he refused to get out, I tried convincing him to give me the keys so that he could not drive away; but he refused to hand them over.

A brief time later [REDACTED] got to the scene. Trooper Day stayed with the suspect, and I stepped away to update [REDACTED]. I told him the suspect was acting very oddly and may be under the influence of drugs. I also relayed that his license was suspended and that it took several attempts for him to hand it over.

[REDACTED] and I approached the driver's side of the suspect's truck, and he took over questioning the suspect. He asked him what was going on and whether he needed medics. After

getting no answer, he also tried engaging the suspect in conversation by asking various questions. After a few minutes, the suspect asked if we could step back, and [REDACTED] told Trooper Day and I to move towards the back of the truck. [REDACTED] asked the suspect about his leg and whether he was injured. At one point the suspect also relayed that he had thoughts of harming himself. [REDACTED] asked me to call a squad for the suspect. I called for medics and told them to come quickly. [REDACTED] then told Trooper Day and I to move back to our cruisers since the suspect was still nervous.

Trooper Day and I moved north, and we stood behind his cruiser while [REDACTED] stayed talking with the suspect. From there, I could hear [REDACTED] asking the suspect to put his hands on the steering wheel. He asked several times then told the suspect he would step back if he put his hands on the wheel. [REDACTED] backed up a moment later, and I assumed the suspect had complied.

Medics arrived within several minutes. They parked in front of the suspect's truck, on the right/western side of the offramp. Several medics approached the suspect's truck. They were telling the suspect that they were there to help, but he would not get out of the truck. [REDACTED] radioed for a CIT certified trooper (a mental health certification) a short while later. Apparently, there were no CIT troopers nearby, but dispatch found a CIT deputy from the Tuscarawas County Sheriff's Office and sent him to our location.

Around that time, OSP [REDACTED] radioed and asked [REDACTED] to call him. Since he was preoccupied with the suspect, I called [REDACTED]. He asked what was going on. I relayed that we had someone in a truck that was partially in the road, and that he was possibly impaired by drugs or mentally disturbed. I added that the suspect had made statements

about harming himself, and that he was not communicating and was paranoid and acting oddly.

██████████ told me he was on his way to the scene.

Several Tuscarawas deputies got to the scene not long later. Each of the deputies was CIT-certified, but the most senior ██████████, ██████████, joined ██████████ outside the suspect's truck. I know ██████████ and have been on stops with him several times over the last few years. The two other deputies stayed back with me and Trooper Day. I believe the medics got back into their squad and pulled back behind our cruisers around that time.

██████████ and ██████████ were speaking with the suspect, but I could not hear much of what they were saying. After they spoke for some time, ██████████ walked back and told Trooper Day and I to leave the scene and stage at the marathon gas station (which was right up the road). He said he would call us if/when he needed us. I believed he likely wanted us to go to calm the suspect's paranoia.

I left the scene and drove my cruiser to the marathon gas station. Trooper Day and the two deputies drove over as well. Once there, the others and I talked and waited for any further instruction. Around 3:30 a.m., I called a dispatcher and asked him to run the suspect's criminal history. I also told the dispatcher to contact the suspect's hometown police agency to see whether he had any recent run-ins with police or whether that agency had any useful information. The dispatcher called me back several minutes later and said the police department did not have any notes or information about the suspect. The suspect did, however, have prior arrests in his record for (I believe) stalking and either burglary, robbery and/or breaking and entering. I told the dispatcher to put that information in the incident and radio for ██████████ to check his computer at his earliest convenience (so that the suspect would not hear a transmission regarding his prior arrests).

At about 4:45 a.m., [REDACTED] called and asked me to buy some coffee and donuts and bring them to the scene for the suspect. I bought those items from the gas station and got to the scene a short time later. [REDACTED] walked back, and I gave him the coffee and donuts. I stayed hidden behind [REDACTED]'s cruiser, which was now parked about 15-20 yards behind/north of the suspect's truck.

By that time, [REDACTED] had arrived and been on scene for some time. He waited with me behind [REDACTED]'s cruiser. He told me that they were working on having a family member call the suspect, but that they were running out of options to avoid going hands-on. He also mentioned there was a spike strip by [REDACTED]'s cruiser we could deploy under the suspect's truck.

After a short while, I learned a family member had called the suspect and was trying to convince him to get out. [REDACTED] told me if that did not work, though, we would have to extract the suspect. I called Trooper Day and updated him. I told him I would call him back if the suspect refused to get out. I added that if he and the deputies had to respond then they should keep their cruisers' lights off and park in the back of the other cruisers and walk in a single file line towards [REDACTED]'s cruiser so the suspect could not see them. Several minutes later, I talked to Trooper Day again and told him the suspect was still in the truck and that he and the deputies could stage at the nearest highway crossover so they could quickly respond if needed.

A few minutes later, I peered around the back of [REDACTED]'s cruiser and saw the driver door of the suspect's truck open several inches. A moment later, [REDACTED] pulled the door all the way open and stood in the doorway. At that time, the Dover ambulance was pulled up next to the suspect's truck, in the left lane of the offramp. I could hear [REDACTED] and [REDACTED] telling the suspect to get out, but he would not do so. [REDACTED] told me to

get the others to the scene. I immediately called Trooper Day and told him to respond with the other deputies and have the last person block the ramp with their cruiser.

Right after I finished that call, [REDACTED] told me to deploy the spike strip behind the suspect's back tires. At that time, I heard [REDACTED] and [REDACTED] yelling for the suspect to show his hands. I quickly grabbed the spike strip, moved up to the back passenger side of the suspect's truck and deployed it under his rear tires. I stepped back and stood behind the suspect's truck, on the passenger side. [REDACTED] had also advanced and was standing to my left, behind the truck on the driver's side.

The suspect was still inside the truck. [REDACTED] had a taser out aimed at the suspect. He was standing near the A pillar of the truck, and [REDACTED] was still in the doorway. They were repeatedly and loudly ordering the suspect to show his hands. A few seconds later, [REDACTED] yelled for me to move up and see whether I could see the suspect's hands. I moved up to the front passenger window and looked into the cabin. It was dark inside, and I believed the suspect might have a weapon, so I unholstered my weapon. I shined my gun's light into the cabin and immediately saw the suspect's right hand was at his back waistband grasping a handgun. Specifically, I could see his hand was wrapped around the butt/grip of the gun. I could tell the butt was wooden and that the gun was a revolver. I immediately yelled "61" (OSP's code for "gun") followed by "gun, gun gun—He's got a gun in his right hand."

I quickly stepped back to avoid crossfire. Just as I neared the back of the pickup, multiple gunshots rang out in rapid succession. I believed the suspect had pulled his weapon and was attempting to shoot [REDACTED] and/or [REDACTED]. I also believed there was a threat the suspect could shoot me and [REDACTED], and it was at that moment I fired my weapon. I stopped



firing a moment later when the shots stopped, and I believed the suspect was no longer a deadly threat.

I fired six rounds during this incident. I fired those rounds in rapid succession. I would estimate that the time between my first and last shot was less than two seconds. I fired in a southerly direction using a two handed (right strong) grip. My backdrop was the offramp and intersection south of the suspect's truck. I did not see any person or vehicle in my backdrop at the times I fired. I do not recall whether I used my gun's sites. My target was what I believed to be the suspect's upper torso. I shot through the back window of the pickup. I would estimate that I was about fifteen feet from the suspect when I fired. I was standing, and I do not believe I was moving. It was dark out when this incident occurred; but there was some light from [REDACTED]'s headlights, and I believe my gun's light may have been on. I was wearing latex gloves. Since I was standing behind the suspect's truck, the bottom half of my body had some concealment, but I otherwise had no cover during this incident. [REDACTED] and [REDACTED] were also standing in the open immediately before this incident, within feet of the suspect, and I do not believe either of them had any cover or concealment.

Immediately after I fired my last shot I stepped back and took cover behind [REDACTED]'s cruiser. [REDACTED], [REDACTED] and [REDACTED] did the same. Someone asked what we saw: [REDACTED] said the suspect had a gun, and I announced the suspect had a gun in his right hand. That person clarified and asked what we could see right now, and [REDACTED] said the suspect was not moving. I did not know whether the suspect still posed a deadly threat, so I ran back to my cruiser to grab a rifle.

I ran back to [REDACTED]'s cruiser with my rifle. Trooper Day and several other deputies from Tuscarawas County were now on scene. [REDACTED] [REDACTED] and Day,

and several other deputies and I advanced towards the suspect's truck. I pried along the driver's side of the truck. The door of the truck was still open. As we neared I saw the suspect was slumped into his seat not moving. The gun was in the suspect's right hand, resting on his lap, with the barrel of the gun pointed out of the open driver's door.

██████████ provided lethal cover from the A pillar, and I provided lethal cover through the rear driver's side window. A few others provided cover from behind the truck. The suspect still was not moving. A deputy quickly grabbed and secured the suspect's gun. Moments later, while we continued providing cover, a few deputies grabbed the suspect and removed him from the truck. Those deputies placed the suspect on the ground, handcuffed him, and assessed his injuries. One of the deputies announced the suspect had several gunshot wounds. I told Trooper Day to grab his first aid bag, and I went back to my cruiser and secured my rifle. Moments later medics moved in to assess the suspect.

As medics addressed the suspect, I helped put up crime scene tape around the scene. I also helped ██████████ secure the suspect's weapon as evidence. At first, ██████████ thought the suspect did not fire the weapon since there appeared to be six rounds in the cylinder. But when ██████████ dumped the rounds into the evidence bag, we noticed there were only five rounds as one was a spent casing, indicating the suspect had in fact shot the weapon.

Additional personnel from OSP and the Tuscarawas County Sheriff's Office continued arriving on scene. I remained there for a few more hours until I was transported to Post 79 with ██████████ and ██████████. There I met an investigator from BCI and handed over my weapon as evidence. I also had photos taken as part of BCI's investigation. This ended my involvement with this incident.

At the times I fired my weapon, I believed the suspect had pulled his gun and intended to shoot [REDACTED] and/or [REDACTED] and that one or both would be seriously injured or killed, especially because neither had cover or concealment and were within a close distance of the suspect. I also believed my life and [REDACTED]'s life were in danger since we were immediately behind the suspect's truck and had little to no cover.

This incident happened approximately three and a half hours after Trooper Day initially made contact with the suspect. During all my interactions with the suspect, he was paranoid—constantly looking around wide-eyed—and acting oddly, not answering nearly any of my questions. He also had commented about having thoughts of harming himself. I was especially concerned that the suspect would not say whether he had any weapons. Based on my observations, I believed he was undergoing a mental health episode and/or was under the influence of drugs. I also believed based on my training and experience that he might pose a danger, especially since I thought he might have a weapon. I requested that [REDACTED] respond to the scene since he was the senior officer on duty that night. I know and have worked with [REDACTED] for several years and believed with his experience he could help resolve the situation.

But even once [REDACTED] arrived on scene and tried to build rapport with the suspect, he could not get the suspect to get out. Nor would the suspect get out once medics arrived. Though I was not on scene long after [REDACTED] arrived, it was my understanding that [REDACTED] and [REDACTED], who is CIT-certified, could not get the suspect from the truck. [REDACTED] indicated he thought the coffee and donuts might convince the suspect to get out, but that did not work. Nor did the suspect's family member calling convince him to get out and get treatment.

It was only after all those efforts failed over those several hours that the decision was made to remove the suspect. By that time, going on 5:30 a.m., traffic was starting to pick up as people headed to work. The increased traffic and activity were creating a more dangerous situation for everyone on scene.

Immediately before this incident, [REDACTED] and [REDACTED] were yelling for the suspect to show his hands. I was behind the suspect's truck at that time and could not see what the suspect was doing; but I believed those officers were concerned he might have a weapon since [REDACTED], for the first time, had a taser out and their voices were raised. Before that they had both been talking to the suspect calmly. I also know both [REDACTED] and [REDACTED] and have been on several stops with each of them, and neither needlessly raises their voice in my experience.

And when I shined my light into the cabin, I immediately saw the suspect's right hand grasping the butt of a revolver. I could not tell for certain whether the gun was still partially tucked inside his back waistband, but I had a clear view of the suspect's hand around the wooden butt and could see part of the back of the gun. He was holding it such that the barrel of the weapon was pointed down. The suspect was also hunched forward in his seat and angled such that he was almost facing out of the driver's door.

Even after I yelled "61" and that the suspect had a gun in his right hand, no one on scene immediately fired their weapon. But a second after I started moving towards the back of the truck to minimize the risk of crossfire, multiple shots rang out, leading me to believe the suspect had pulled and was firing his weapon or had levelled it towards the officers standing outside his door. I believed the suspect intended to shoot them and possibly me and [REDACTED] and that one or more of us would be struck and possibly killed. It was at that moment I fired my weapon.

I did not think I had any other reasonable alternative to protect the lives of [REDACTED], [REDACTED], or myself from the deadly threat presented by the suspect's actions.

I do not know the suspect, Kendell Woodell. I also do not think I have ever previously encountered him.

Following this event, I had the opportunity to review BWC footage of this incident. It appears that I am backpedaling as I fired my weapon, and not standing still as I had recalled.

This concludes my statement.

[REDACTED]