



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



2022-0535

Officer Involved Critical Incident - Interstate 71 North near Mile Marker 123, Lewis Center, Ohio (L)

Investigative Activity: Processing of Involved Officers
Activity Date: March 11, 2022
Activity Location: FOP Capital City Lodge #9, 6800 Schrock Hill Court, Columbus, OH
Authoring Agent: Special Agent Supervisor Joshua Durst

On March 11, 2022, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Chad Holcomb, SA Shawn Rowley and Special Agent Supervisor (SAS) Joshua Durst were assigned to assist the Columbus Police Department (CPD) with an officer involved critical incident. Agents were informed that a male, Jonathon Myers (Myers), was reportedly firing a gun at vehicles on Interstate 71 North near mile marker 123 (north of Polaris). As CPD officers arrived on scene it was reported that gunfire was exchanged between Myers and officers. Myers was shot but was expected to survive. CPD, Ohio Highway Patrol and the Delaware County Sheriff's Office secured the scene and called the BCI Crime Scene Unit and the BCI Special Investigations Unit to handle the investigation.

On March 11, 2022 at approximately 1250 hours, SAS Durst met with Columbus Police Officers Joseph Valiski (Valiski), Nathan Komisarek (Komisarek) and Aaron Getzinger (Getziner) at the FOP Capital City Lodge #9. These officers were identified as those who discharged their weapons during the incident. The officers were also accompanied by their legal representatives. SAS Durst photographed each officer in the clothing worn at the time of the shooting and inventoried their weapons.

Officer Joseph Valiski

Officer Valiski stated he was driving in cruiser R181 at the time of the shooting. He indicated he only used a pistol during the shooting and conducted a reload while in the cruiser. Valiski explained the magazine was likely on the front passenger floorboard.

Valiski rendered his pistol safe and provided it to SAS Durst. The pistol is described as a Smith and Wesson M&P 2.0 9mm handgun with an affixed Streamlight TRL-1 weapon light [REDACTED]. The pistol contained one hollow-point cartridge in the chamber and 16 cartridges in the magazine (total magazine capacity of 17). Valiski's secondary magazine was fully loaded with 17 cartridges.

SAS Durst collected the pistol only (Item 1) and returned the magazines and weapon light to Officer Valiski.

Officer Nathan Komisarek

Officer Komisarek stated he was driving Wagon 18 at the time of the incident. When asked, he stated he only discharged his rifle. SAS Durst photographed his pistol, described as a Smith and Wesson M&P

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2.0 9mm handgun with a serial number of [REDACTED] When checked, the weapon was fully loaded with 17 cartridges in the magazine and one in the chamber.

SAS Durst collected Komisarek's rifle and magazines as Item 2. It is described as a Daniel Defense Model DDM4 5.56mm rifle [REDACTED] with sling, weapon light and red dot optic. There was no cartridge in the chamber. Two attached magazines were provided to SAS Durst. One contained 29 Hornady ballistic tip cartridges and the other contained 30 of the same cartridges. When asked, Officer Komisarek stated he carried his rifle "Cruiser Ready," with no cartridge in the chamber and a loaded magazine inserted. He also advised he carries his magazines fully loaded with 30 cartridges.

Officer Aaron Getzinger

Officer Getzinger stated he was driving cruiser 9171 at the time of the incident. When asked, he stated he only discharged his rifle. SAS Durst photographed his pistol, described as a Smith and Wesson M&P 2.0 9mm handgun with a serial number of [REDACTED] When checked, the weapon was fully loaded with 17 cartridges in the magazine and one in the chamber.

SAS Durst collected Getzinger's rifle and magazines as Item 3. It is described as a Daniel Defense Model DDM4 5.56mm rifle [REDACTED] with sling, weapon light and red dot optic. There was one cartridge in the chamber, along with a magazine containing 28 Hornady ballistic tip cartridges. When asked, Officer Getzinger stated he carried his rifle "Cruiser Ready," with no cartridge in the chamber and a loaded magazine inserted. He also advised he carries his magazines fully loaded with 30 cartridges.

Disposition of Evidence

SAS Durst transported Items 1-3 to BCI Headquarters in London, Ohio and placed them into the temporary evidence locker at 1756 hours on March 11, 2022 for submission into the BCI Property Room.

On March 14, 2022 at 0833 hours, Special Agent (SA) Chad Holcomb removed items #1-3 from the BCI temporary evidence locker. At 0849 hours the evidence was submitted to the BCI laboratory to be examined.