



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).

CALEB PAYNE
Printed Name of Interviewee

03/01/22, 1206 HRS
Date / Time


Signature of Interviewee

Rock Wano
BCI Agent (Printed)


BCI Agent (Signature)

On February 11, 2022, at approximately 2245 hours, I responded to assist officers from second shift with a high risk stop on a vehicle in which Dustin Booth was a passenger. Based on the knowledge I had at the time, I knew that officers from second shift had spent several hours at Dustin's residence while he was armed with a handgun and experiencing a mental health crisis. My understanding was that Dustin's friend had responded to the residence, where he began communicating with officers from second shift via text message. Dustin's friend ultimately indicated by text message that he was going to drive Dustin away from the residence so officers could conduct a stop on the vehicle and take him into custody for a mental health evaluation.

While I was en route, officers from second shift provided a direction of travel and advised over the radio that they were going to attempt to stop the vehicle on Lebanon Street at New Garver Road. From the radio traffic while I was en route, I knew that Dustin's friend had sent a text message to officers from second shift indicating that Dustin had a handgun in a bag, which was in his possession in the vehicle. When I was almost on scene, PTL Halsey advised over the radio that he was initiating a traffic stop. Immediately after PTL Halsey initiated the traffic stop, I heard an officer advising over the radio that Dustin was fighting his friend inside the vehicle.

At that time, I arrived on scene, at which time I parked my patrol vehicle behind several other patrol vehicles that were already on scene. I then exited my patrol vehicle and made my way around the passenger side of the patrol vehicle parked immediately in front of mine. At that time, I observed the driver of the vehicle staggering toward the patrol vehicles on scene from the driver side of his vehicle. I then observed that the passenger side door of the vehicle was open, at which time I observed officers running from the open passenger door toward the intersection of New Garver Road and S.R. 63.

As I made my way past the open passenger door and toward the other officers, I noticed that Dustin was not inside the vehicle. I then observed SGT Meyers looking inside a shoulder bag that was lying on the ground in front of the vehicle. As I passed SGT Meyers, I heard him yelling out, "The bag's empty! The bag's empty! Don't fight him! Don't fight him!" At that time, I believed Dustin had a handgun in his possession as he was fleeing from officers and that he was a threat to himself and others.

As I made my way toward the officers who were chasing after Dustin, I observed K9 Nelson attempting to bite Dustin while trying to subdue him. However, I could see that K9 Nelson was unable to subdue Dustin. I then observed PTL Doughman grabbing Dustin by the shoulders and attempting to take him to the ground. PTL Doughman was able to wrestle Dustin to the ground, at which time Dustin stood up and produced a large chrome handgun. Dustin then began waving the handgun around in the direction of myself and other officers on scene.

Immediately upon seeing Dustin produce the handgun and waving it at myself and other officers, I felt in fear for my life and the lives of the other officers on scene. At that time, I pointed my handgun at Dustin and I fired two shots at him. Other officers on scene also fired shots at Dustin from their handguns. Shortly after I fired my handgun at Dustin, he collapsed onto the concrete partition at the intersection of New Garver Road and S.R. 63, where his handgun fell to the ground approximately three to four feet to his right. Immediately after Dustin collapsed to the ground, SGT Meyers advised over the radio that shots had been fired, and he immediately requested an ambulance for Dustin. I then continued pointing my handgun at Dustin as I advanced toward his location with the other officers. Because Dustin's handgun fell to the ground in such close proximity to him, I believed that he would still be able to access it and use it.

Upon reaching Dustin's location, an officer moved the handgun further away from Dustin, at which time several officers began rendering first aid. As officers were rendering first aid, I observed that Dustin was wearing a western-style belt and holster over his left shoulder in such a fashion that the holster was positioned in the center of his chest where he would have been able to quickly draw the handgun. I observed that the holster was empty, but I noticed that there were numerous rounds of ammunition in the ammunition loops along the back of the belt. Because there were so many officers huddled around Dustin, I was unable to render aid to him. However, I did provide the two tourniquets on my person so the officers rendering first aid could attempt to control Dustin's bleeding.

While other officers continued rendering first aid, I moved my patrol vehicle from its previous location to the intersection of New Garver Road and S.R. 63 to assist with traffic control. I later assisted in securing the scene with caution tape before I was transported away from the scene by LT Rosenbalm.

A handwritten signature in black ink, appearing to read 'Caler Payne', written in a cursive style.

03/01/22

CALER PAYNE