



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



2024-3413  
Officer Involved Critical Incident – 1105 Bernard Ave. Findlay,  
Ohio 45840 (L)

**Involves:** Calvin Darapheth (S), Findlay Police Department (O)  
**Date of Activity:** 01/28/2025  
**Author:** SA Tiffany Najmulski, #49

**Narrative:**

The investigation regarding the officer-involved critical incident that occurred in Findlay, Ohio, on October 28, 2024, was not presented to a Grand Jury.

On 01/28/2025, Special Agent (SA) Tiffany Najmulski (Najmulski) received an email and copy of a press release and a letter addressed to Findlay Police Chief Mathias from the Hancock County Prosecutor, Sean Abbott (Abbott).

Prosecutor Abbott relayed to SA Najmulski he would not be presenting the case to grand jury and the case was considered closed.

SA Najmulski reached out to Calvin Darapheth's mother, Vidakone Inthavong (Vidakone) and advised her the case was closed by the prosecutor. SA Najmulski told Vidakone if she had any questions regarding the specifics of that decision she should contact the prosecutor's office.

All evidence in this case has been returned to the requesting agency.

The documents received from the Hancock County Prosecutor's Office are attached to this report. Please refer to those documents for further information.

This case is closed.

**Attachments:**

- Attachment # 01: 1.28.25 Letter to Chief Mathias Re 10.28.24 OICI – scanned
- Attachment # 02: 1.28.25 Press Release – 10.28.24 OICI
- Attachment # 03: OICI Press Release and Letter to Chief Closing Case

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Hancock  
County



PROSECUTOR

SEAN M. ABBOTT

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1/28/2025

Chief James Mathias  
Findlay Police Department  
318 Dorney Plaza, Room #116  
Findlay, OH 45840

Re: 10/28/2024 Officer-Involved Critical Incident

Dear Chief Mathias,

The Hancock County Prosecutor's Office has concluded its review of the officer-involved critical incident that occurred on October 28, 2024 at Bernard Park, 1105 Bernard Ave. in Findlay that resulted in the death of 17-year-old Calvin Darapheth. The Ohio Bureau of Criminal Investigation conducted the case investigation and presented all the evidence to the Hancock County Prosecutor's Office for its review. After careful review of all the facts and evidence, I have concluded that the application of the use of deadly force by City of Findlay Police [REDACTED] was objectively reasonable under the circumstances as defined by *Tennessee v. Garner*, 471 U.S. 1 (1985) and *Graham v. Connor*, 490 U.S. 386 (1989). Therefore, our office will not be presenting this matter to the Hancock County grand jury and this investigation will be considered closed.

Very truly yours,

Sean M. Abbott  
Hancock County Prosecuting Attorney



**Prosecutor Provides Update on Bernard Park Officer-Involved  
Shooting Incident**

**FOR IMMEDIATE RELEASE**

January 28, 2025

**SEAN M. ABBOTT  
419-424-7089**

Hancock County Prosecutor Sean M. Abbott announced that the Hancock County Prosecutor's Office has concluded its review of the officer-involved critical incident that occurred on October 28, 2024 at Bernard Park, 1105 Bernard Ave. in Findlay that resulted in the death of 17-year-old Calvin Darapheth. The Ohio Bureau of Criminal Investigation conducted the case investigation and presented all the evidence to the Hancock County Prosecutor's Office for its review. "After careful review of all the facts and evidence, I have concluded that the application of the use of deadly force by City of Findlay Police [REDACTED] was objectively reasonable under the circumstances as defined by *Tennessee v. Garner*, 471 U.S. 1 (1985) and *Graham v. Connor*, 490 U.S. 386 (1989). Therefore, our office will not be presenting this matter to the Hancock County grand jury and this investigation will be considered closed," Abbott said.

On October 28, 2024, Findlay Police Department officers were dispatched to Bernard Park, 1105 Bernard Ave, Findlay, Ohio to investigate a complaint of juveniles consuming alcoholic beverages while in the park. Upon arrival, officers encountered three (3) juveniles, including Darapheth, in possession of alcoholic beverages. While engaged in conversation, prior to being arrested, Darapheth fled the area on foot resulting in [REDACTED] giving chase.

Darapheth is then seen on police body worn camera footage brandishing a handgun and firing two rounds at [REDACTED] [REDACTED] returned fire, firing eight rounds at Darapheth and striking him four times. During a crime scene search, Darapheth was found to have fired three additional rounds after [REDACTED] returned fire. The body worn camera did not capture visual footage of Darapheth firing the last 3 rounds, but the shots are heard on camera footage and additional casings were discovered near Darapheth. The firearm utilized by Darapheth in the incident was reported stolen on September 19, 2024.

Darapheth was treated at the scene and transported to Blanchard Valley Hospital in Findlay. He was later flown to ProMedica Toledo Hospital where Darapheth succumbed to his injuries the following day, on October 29, 2024.

**From:** Sean M. Abbott [smabbott@co.hancock.oh.us]  
**To:** Tiffany Najmulski [Tiffany.Najmulski@OhioAGO.gov]  
**Subject:** OICI Press Release and Letter to Chief Closing Case  
**Sent:** Tue 1/28/2025 7:31 AM GMT-05:00  
**Importance:** Normal  
SA Najmulski,

Please see attached the press release closing the 10/28/2024 Officer-Involved Critical Incident. Also attached is a letter to the Chief of Police informing him of my decision. Please consider this case closed.

Please send my sincere appreciation to your Bureau of Criminal Investigation team for the thorough and professional investigation. Should you have any questions please do not hesitate to contact me.

**Sean M. Abbott**  
Hancock County Prosecutor  
514 S. Main St.  
Findlay, OH 45840  
419-424-7089

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