



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



2023-1809
 Officer Involved Critical Incident – 3110 E. Livingston Avenue,
 Columbus, Ohio 43227 (L)

Investigative Activity: Interview with Subject, Interview with Officer
Involves: ██████████ ██████████ (S)
Date of Activity: 08/31/2023
Activity Location: Harshman, Wannemacher, Tipton & Lipperman – 4683 Winterset Drive, Columbus, OH 43220, Franklin County
Author: SA Ryan D. Scheiderer, #89

Narrative:

On August 31, 2023 at approximately 1406 hours, Ohio Bureau of Criminal Identification and Investigation (BCI) Special Agent Ryan Scheiderer (SA Scheiderer) obtained a recorded statement from Columbus Division of Police (CPD) ██████████ ██████████ ██████████ ██████████ regarding the shooting incident involving officers from CPD, deputies from the Franklin County Sheriff’s Office (FCSO), and Antwan Lindsey (Lindsey) that occurred on July 08, 2023 at 3110 E. Livingston Avenue, Columbus, Ohio (Franklin County). Lindsey was fatally shot by officers during that incident. The contact with ██████████ ██████████ took place at his attorney’s office and his attorney, Nicole Wannemacher, was present. ██████████ ██████████ signed a Criminal Investigation Notification (CIN) form affirming his decision to provide a voluntary statement. Prior to meeting with SA Scheiderer, ██████████ ██████████ and his attorney prepared typed statement which ██████████ ██████████ signed in front of SA Scheiderer affirming that would be his official statement regarding this incident. That statement (Attachment # 01) is attached to this report and available for review. The following is a summation of the contact with ██████████ ██████████ and additional details can be found in the attached audio recording. *(It should be noted that during the interview, Lindsey was referred to as “suspect” by the officer and that verbiage may be used throughout the summary when trying to quote the officer or document what an officer stated they heard or thought regarding the incident)*

EXCERPTS FROM STATEMENT

“We were about a third of the way down the hallway when I noticed a male black at the door at the south end of the hallway. The door opened from the west side into the stairwell and away from us. The door was only partially opened (a few inches) and the male was standing with the majority of his body inside the stairwell but some of his right side (shoulder, foot) was in the

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hallway. The man was in a black shirt and tan pants which matched the suspect description but the male was black and the suspect description was white, so I was not certain this was the suspect. ██████████ yelled at him to show us his hands. I also gave verbal commands to put his hands up. He had a jacket in his right hand and as he moved, I saw what I believed to be a gun in his right hand, it appeared as if he was holding it sideways and the top of the gun was towards us. I yelled "gun! gun!" The barrel of the suspect's gun looked gold and coupled with the fact that he also had a jacket in his hand, I was not 100% certain it was a gun and wanted confirmation. I believe I asked ██████████ "is it a gun?" I believe he replied that he could not tell and yelled at the suspect to put his hands up."

"At the time I fired my weapon at the suspect, I was in fear for the life of officers in the south stairway/stairwell. Immediately before I fired my weapon, I heard what I believed to be a gunshot and the suspect rotated towards us. I believed that the suspect had just fired at the officers in the south stairwell/stairway and was going to fire at us. I knew that prior to my arrival the suspect had fired at a Franklin County Sheriff Deputy and I believed that he also fired when we were inside the building. The suspect was given multiple opportunities to comply and surrender. At the time I fired my weapon, I do not believe I had any other reasonable alternative to protect the lives of the officers in the south stairway/stairwell, my own life and the lives of the other officers in the hallway with me. I truly believed the suspect presented a deadly threat and that he had fired at the officers in the stairway and was about to fire at us."

"I now know that the suspect is Antwan Lindsey. I do not recognize this person as anyone I have ever had any prior encounters with, neither professionally nor personally. I have now had the opportunity to review the footage of this incident after this event. After reviewing the footage, it appears that the suspect had dropped or placed his weapon on the ground on the other side of the door. I could not see that from my position in the hallway. It also appears that what I believed was a gunshot immediately prior to discharging my weapon was the pop of the taser being deployed. On the footage, I can hear officers yell taser, taser but during this incident I did not hear the taser announcement. Immediately before the taser was deployed, we were discussing the location of the officers in the south entrance/stairway and Sgt. Goodrich (who was directly behind me) had just started to air over the radio which was not only coming across all of our radios but also echoing from the basement hallway. In addition, there was a door at the other end of the hallway, which was only opened a few inches and it separated us from those officers. From reviewing the footage, it also appears that what I thought was the suspect turning and lunging towards us was the result of the impact of the taser on him. However, when I observed this, I did not know the taser had been deployed."

FOLLOW-UP QUESTIONS

SA Scheiderer asked a series of clarifying questions after receiving ██████████ ██████████ official statement. The following is a summation of the information gained from those questions.

██████████ confirmed he had initially heard radio traffic from Dispatch advising the involved-deputy was "down", meaning he had been shot. Then information came across the radio that Lindsey was also "down". ██████████ didn't remember receiving any clarification on who, if anyone, had actually been shot. When he arrived at 3110 E. Livingston Avenue,

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██████ didn't observe anyone near the front entrance to the apartment. ██████ ██████ was never informed of the exact location of the involved-deputy or Lindsey. ██████ ██████ stated Lindsey possessed a black pistol with "gold" around the ejection port/breech when he encountered Lindsey in the lower hallway. ██████ ██████ asked other officers if they also observed Lindsey with a firearm. ██████ ██████ never observed Lindsey disarm or discard a firearm. None of Lindsey's actions were consistent with him attempting to surrender or giving up. ██████ ██████ confirmed he had prior experiences where subjects were initially non-compliant, but then complied and were taken into custody without further incident. ██████ ██████ stated there was no other option other than lethal force, to counter Lindsey's actions during the incident. ██████ ██████ denied any history of sustained disciplinary actions reference uses of force. ██████ ██████ stated there was confusion on radio traffic during the incident because the incident occurred in Zone 2 which meant Channel 2 was the primary channel, but some information was being aired on Channel 5 (Zone 5). ██████ may not have been receiving the same information due to different dispatchers on each channel. ██████ ██████ admitted he was not aware of what the CPD officers were doing at the south end of the building due to different channels being used. ██████ ██████ stated he reacted to what information he had before him and his actions were consistent with training he received from CPD. ██████ ██████ didn't have any additional information.

Attachments:

Attachment # 01: ██████ ██████ Statement 8.31.2023
Attachment # 02: ██████ ██████ Audio Interview 8.31.2023
Attachment # 03: ██████ ██████ CIN 8.31.2023

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STATEMENT OF [REDACTED], BADGE NO. [REDACTED]

This statement is regarding my involvement in an incident that occurred on Saturday, July 8, 2023, from approximately 7:50 p.m. until 8:15 p.m. I am voluntarily providing this statement as part of the investigation being conducted by the Ohio Bureau of Criminal Investigation (BCI).

My date of hire with the Columbus Division of Police ("CPD" or the "Division") is June 7, 2014. I do not have any prior law enforcement experience. I received my OPOTA certification upon my graduation from the police academy approximately 6 months later. I have never had a use of force that was determined to be outside of policy. I do not have any prior law enforcement experience. I do not have any military experience.

My regular assignment is 2B12. My duty hours are from 12:00 p.m. until 10:00 p.m., with Sunday, Monday and Tuesday off. However, on the date of this incident, I was working a temporary assignment with duty hours of noon to 10:00 p.m., as part of the Safe Streets program. I did not work any overtime or special duty in the 24-hour period prior to this incident. I arrived at the start of my shift well-rested. I was in cruiser [REDACTED] but my call sign was [REDACTED]

I wear contacts, which I had in at the time of this incident, and my corrected vision is good. I do not wear a hearing aid and my hearing is good. I do not suffer from any disabilities. I had not consumed alcohol in the 24-hour period prior to this incident. I did not consume any prescription or over-the-counter medication in the 24-hour period prior to this incident.

I was wearing the CPD patrol uniform consisting of navy pants, an internal vest, a navy short-sleeved shirt which displayed my badge on the front and stated "COLUMBUS POLICE" on the back. I was also equipped with a body worn camera (BWC) which was mounted to my chest and activated during the entirety of this incident. I was also wearing a blue CPD baseball

[REDACTED] 15

hat. I was carrying my Division-issued Smith & Wesson 2.0 9mm handgun, which was loaded with Division-issued ammunition. I was current in my range qualifications with that weapon. I was not carrying any backup firearm. I was not working with a partner.

Immediately prior to this incident, I was in the area of Courtright Road and Petzinger Road when radio aired that a deputy was taking gunfire at 3110 E. Livingston Avenue. They aired the suspect description as a male white in a black shirt and tan shorts. I put the address into my GPS and I was approximately a mile or so away. I activated my lights and sirens and I drove north on Courtright Road and then turned west onto Livingston Avenue. As I drove to the location, radio aired that a deputy was down and then aired that it was the suspect who was down. I parked my cruiser on the east side of 3110 E. Livingston Avenue and exited my cruiser. I saw a FCSO cruiser parked at the driveway of 3098 E. Livingston Avenue (which is a building directly west of 3110) and a deputy behind the cruiser with his gun pointed at 3110. There was another CPD cruiser parked in front of 3110 and I got out of my cruiser and asked where I was needed and he told me to go around to the back (north) end of the building. I got back into my cruiser to drive around the east side of 3110. However, when I did so, [REDACTED] who was parked in front of me, got into his cruiser and backed up and bumped my cruiser. I proceeded to drive my cruiser around 3110 and I parked near the northeast corner of the building.

I got out of my cruiser and I drew my weapon. I ran around the northeast corner of the building and there were several other officers there. There was also a male black at the northwest corner of the building who I believe was telling female officer that the suspect was inside the building. I entered 3110 through the door on the north end with several other officers. 3110 E. Livingston Avenue was a long 3-story brick apartment building that sat north/south. The first floor of the apartment building appeared to be partially below ground level, with the



windows just above the ground. When I went in the door on the north end of the building, I immediately entered onto a landing and there were stairs that went down to my right (west) and stairs that went up to my left (east). Initially I walked up the stairs and there were a couple of officers in front of me, then I was told to go downstairs, so I turned around and started walking down the stairs. Then I heard what I believed to be a gunshot or two. There were several other officers in the stairwell and we stopped for a second trying to figure out who had fired. I walked up to the top floor and a civilian opened his door and looked out. I asked him if he knew where the gunshot had come from and he said out front. I relayed this to the other officers and we went back down the stairs and out the door at the north end.

I ran around the east side of 3110 back to Livingston Avenue. [REDACTED] drove his cruiser down the east side of 3110 and stopped near the southeast corner of the building. I ran up to his cruiser and took a position by the driver's side door and watched the front (south) door that led into 3110. I did not see anyone at that door. [REDACTED] drove his cruiser around the south side of 3110 and I ran beside it around the south side of the building and then up the west side of 3110. I reached the north end of 3110 and I saw Sgt. Goodrich. He was speaking with the male black civilian who I had previously seen and the civilian was telling Sgt. Goodrich that the suspect was in the building.

There were several other officers at the north end of the building. [REDACTED] opened the door and stated he was going to go downstairs, I said I would go downstairs with him and several other officers went upstairs. I walked downstairs and at the bottom of the stairs there was a blue door that opened into a long hallway which led to multiple individual apartment doors. There was also a laundry room to my left (east) which I checked to make sure the suspect was not in there. Once I cleared the laundry room, [REDACTED] pulled open the blue door that led

into the hallway. He went into the hallway and I entered the hallway behind him and [REDACTED] entered behind me.

The hallway was dimly lit with a few lights on the ceiling every 12-15 feet. Since it was partially submerged into the basement there was not really any natural light coming through. I utilized the light mounted to my gun to try and get a better visual in the hallway. I walked down the east side of the hallway and checked the doors on the left (east) while [REDACTED] checked the doors on the right. We were about a third of the way down the hallway when I noticed a male black at the door at the south end of the hallway. The door opened from the west side into the stairwell and away from us. The door was only partially opened (a few inches) and the male was standing with the majority of his body inside the stairwell but some of his right side (shoulder, foot) was in the hallway.

The man was in a black shirt and tan pants which matched the suspect description but the male was black and the suspect description was white, so I was not certain this was the suspect. [REDACTED] yelled at him to show us his hands. I also gave verbal commands to put his hands up. He had a jacket in his right hand and as he moved, I saw what I believed to be a gun in his right hand, it appeared as if he was holding it sideways and the top of the gun was towards us. I yelled "gun! gun!" The barrel of the suspect's gun looked gold and coupled with the fact that he also had a jacket in his hand, I was not 100% certain it was a gun and wanted confirmation. I believe I asked [REDACTED] "is it a gun?" I believe he replied that he could not tell and yelled at the suspect to put his hands up.

We did not have any cover or concealment and were essentially in what is referred to as the fatal funnel (confined, narrow area with little mobility and no cover/concealment) and someone yelled to back up. We all took several steps backwards and continued giving verbal

commands to the suspect to put his hands up. We gave repeated commands to the suspect to put his hands up but he did not comply. The door was still only open a few inches and the suspect stepped through the opening and into the hallway but he had his back towards us. I could no longer see the gun (or what I had thought was a gun) due to his position and the jacket he was holding. I thought he may have the jacket over the gun. The suspect seemed to be focused on the stairs behind him (south stairs) and I believe there were other officers entering the building from the south doors or in the south stairway. We took a few steps forward (south) into the hallway and then I heard officers in the south stairway yelling at the suspect but I could not hear exactly what they were saying. I dropped to a single knee as did [REDACTED] and [REDACTED] to minimize the potential of being shot by officers in the south stairwell or officers behind us. I aired for officers to stop coming in the south door and to stay on the second floor.

We remained in the position for several seconds when Sergeant Goodrich came up behind us and said that if anything happens do not stand up. The suspect still had his back towards us and his attention was directed towards the south stairway. We were still giving him verbal commands to show us his hands. We had been in the hallway for probably close to 2 minutes giving verbal commands when I saw the suspect raise his right arm up towards the top of the door. He was also still holding his jacket; I believe in his left hand, because it was someone in front of him (near his waist) and I could not see his left hand. He was looking away from us and towards the south stairs. [REDACTED] asked if we had officers on the other side of the door and Sgt. Goodrich responded that we did. I responded to Sgt. Goodrich that they needed to get out or words to that effect. Sgt. Goodrich started to air this over the radio.

While Sgt. Goodrich was on the radio, I suddenly heard a pop and the suspect appeared to turn and lunge towards us. I believed the suspect had just fired at the officers in the south

entrance/stairs and was turning to fire at us and I fired my weapon at the suspect. I stopped firing when the suspect went to the floor. I moved towards the suspect, who was lying on his back, with his head towards us (north) and his feet towards the door. [REDACTED] and I secured the suspect and I aired for a medic. [REDACTED] put on gloves to begin rendering aid to the suspect. However, there were many officers on scene and they took over rendering aid and someone, I think Sgt Goodrich said for everyone involved to get out of the building. Officer Support arrived and I returned to the 9th precinct substation. I waited at the substation until BCI Agents arrived to photograph me and take my weapon. This ended my involvement in this incident.

I now know I fired 12 shots during this incident. I fired in rapid succession and I would estimate that I fired all my rounds in 3-4 seconds. I fired using a two-handed grip and I believe I utilized my sights. I fired from a single leg kneeling position (right knee down, left foot on the floor) at the north end of the hallway. I did not have any cover or concealment. My target was the suspect's center mass. The direction of my shots was south. My backdrop was the door behind the suspect. I would estimate that I was approximately 40-50 feet from the suspect when I fired.

At the time I fired my weapon at the suspect, I was in fear for the life of officers in the south stairway/stairwell. Immediately before I fired my weapon, I heard what I believed to be a gunshot and the suspect rotated towards us. I believed that the suspect had just fired at the officers in the south stairwell/stairway and was going to fire at us. I knew that prior to my arrival the suspect had fired at a Franklin County Sheriff Deputy and I believed that he also fired when we were inside the building. The suspect was given multiple opportunities to comply and surrender. At the time I fired my weapon, I do not believe I had any other reasonable alternative

to protect the lives of the officers in the south stairway/stairwell, my own life and the lives of the other officers in the hallway with me. I truly believed the suspect presented a deadly threat and that he had fired at the officers in the stairway and was about to fire at us.

I now know that the suspect is Antwan Lindsey. I do not recognize this person as anyone I have ever had any prior encounters with, neither professionally nor personally.

I have now had the opportunity to review the footage of this incident after this event. After reviewing the footage, it appears that the suspect had dropped or placed his weapon on the ground on the other side of the door. I could not see that from my position in the hallway. It also appears that what I believed was a gunshot immediately prior to discharging my weapon was the pop of the taser being deployed. On the footage, I can hear officers yell taser, taser but during this incident I did not hear the taser announcement. Immediately before the taser was deployed, we were discussing the location of the officers in the south entrance/stairway and Sgt. Goodrich (who was directly behind me) had just started to air over the radio which was not only coming across all of our radios but also echoing from the basement hallway. In addition, there was a door at the other end of the hallway, which was only opened a few inches and it separated us from those officers. From reviewing the footage, it also appears that what I thought was the suspect turning and lunging towards us was the result of the impact of the taser on him. However, when I observed this, I did not know the taser had been deployed.

This concludes my statement and I will now answer any follow-up questions you may have at this time.

[REDACTED]
[REDACTED] Badge # [REDACTED]



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

8/31/2023 2:07 PM
Date / Time

Signature of Interviewee

RYAN SCHREIBER
BCI Agent (Printed)

[Signature]
BCI Agent (Signature)