



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



2023-2219
Officer Involved Critical Incident – 1389 Marion Drive Columbus,
Ohio 43207

Investigative Activity: Body Camera Review
Involves: Officer Andrew Durr (W)
Date of Activity: 08/24/2023
Activity Location: Williams, Kyra – Home – 1389 C Marion Drive, Columbus, OH
43207
Author: SA Andrew Russell

Narrative:

On Tuesday, January 30, 2024, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Andrew Russell (SA Russell) received video footage from Sgt. Terry McConnell of Columbus Police Department. SA Russell was informed that the videos contained footage from the body cameras recorded by the Columbus Police Officer Andrew Durr.

SA Russell reviewed the video recordings and noted the following:

The video is nearly thirty-six minutes long and begins with Durr on a vehicle patrol in his marked police vehicle (cruiser). Durr then attempts to make a traffic stop on a vehicle, (Black Monte Carlo), later identified as being driven by Jamie Overstreet (Overstreet). The vehicle fails to stop and after five minutes of the pursuit, officers were advised to “shut it down” by a supervisor, ending the chase.

The vehicle is located a short time later by the CPD helicopter and officers in the area responded.

At video time marker 12:36, Durr arrives behind several other responding Columbus marked vehicles, exits the vehicle with his duty weapon in his right hand, and runs towards the area where the suspect, Overstreet, was last seen running. The area is poorly lit by streetlights with many shaded areas.

At video time marker 12:49, officers can be heard yelling "stop", "he's got a gun" and "get on the fucking ground" as they observe Overstreet running. Two officers in front of Durr, later identified as [REDACTED] and Duane Derwacter (Derwacter), can be seen pointing their weapons at Overstreet, who is running away from them. [REDACTED] can be seen taking up a cover position behind the front end of a parked vehicle as Derwacter moves to the rear of the parked vehicle and activates his weapon mounted flashlight, then five gunshots can be heard.

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Viewed by ARussell (OhioAG evidence.com) on 14 Feb 2024

CPD Durr BWC view as shots are fired

At video time marker 12:53, Durr can be seen taking a two-handed shooting stance with his duty weapon as Overstreet continues to run away. The BWC view is briefly obscured by Durr's shooting stance.

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Viewed by ARussell (OhioAG.evidence.com) on 14 Feb 2024

CPD Durr BWC view of commands to Overstreet to show hands

At video time marker 12:55, Overstreet, dressed in a black t-shirt and blue jeans, can be seen laying on the sidewalk, face up, with his right hand behind his back; Durr approaches Overstreet yelling “let me see your hands, both of them”. After several commands, Overstreet complies and rolls to his left, into a face down position. Durr can be seen lowering his weapon and three officers, identified as Kraig Gibson (Gibson), Duane Derwacter (Derwacter), and Sean Durr (Durr), approach Overstreet and place him in handcuffs then render aid as Overstreet was bleeding heavily. As officers are rendering aid they can be heard to saying, “Jamie talk to us”, numerous times.

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Approved By SA James A. Mulford on
02/20/2024



CPD Durr BWC view of Overstreet complying to commands to show his hands

Durr continues to render aid with several other officers and medics until the video time marker 24:50, when Overstreet is moved to a gurney and transported by medics off the scene.

At video time marker 25:22, Durr is talking to other officers on scene, and one states, "I saw him reaching, but didn't see the gun". Durr replies, "I didn't either, that's why I didn't shoot".

The video continues and shows Durr cleaning up and assisting with looking for evidence (pistol casings) close to where [REDACTED] had been.

At video time marker 29:28, Durr is advised by a uniform Sargent to leave the area and await investigators.

References:

CPD Officer BWC stored at Evidence.com

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ADDITIONAL FACTORS FOR EVALUATING THE VIDEO RECORDINGS

There are numerous other factors that need to be considered when reviewing and evaluating the videos and audio recordings of this incident. Those factors are:

A. Video recording devices record within the video and sound capabilities available, and they record objectively. Video recordings lack the history, perspective, and interest of the people involved. The positions, angles, obstacles, lighting, and distance from the incident are also factors that need serious consideration.

B. Video recording devices also record more information about a particular scene or incident than the person(s) involved in the incident can process during the critical incident. Video recording devices rarely record an event from the same perspective of the officer. It captures the action but not the perception, decision making, focus, or intent of the officer. Video recordings often miss tactile cues or other actions of a subject.

C. The speed of the incident is remarkable. The speed and complexity of rapidly evolving situation(s) that occur during use of force encounters are difficult concepts to comprehend by only watching the video.

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