



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



2022-1356

Officer-Involved Critical Incident - 1659 S. Main Street, Akron, Ohio  
 44301

Investigative Activity: APD Officer [REDACTED] Interview  
 Activity Date: July 8, 2022  
 Authoring Agent: Special Agent Cory Momchilov #64

**Narrative:**

On Friday, July 8, 2022, at 1115 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Cory Momchilov (Momchilov) and SA Chuck Moran (Moran) interviewed Akron Police Department (APD) Officer [REDACTED] [REDACTED], who was accompanied by his attorney, Attorney Scott Riley, from the Fraternal Order of Police. The interview took place at the law offices of Malarcik, Pierce, Munyer, & Will. Fraternal Order of Police Akron Lodge #7 President Clay Cozart was also present during the interview. The interview was audio and video recorded.

Officer [REDACTED] read, understood and signed the BCI Criminal Investigation Notification form.

This report only summarizes the information deemed by the author to be of the most relevance to the investigation and does not purport to contain all questions and answers from the interview. Further, this report was placed in a chronology to aid the reader's overall understanding of the information elicited during the interview and may not be reflective of the actual sequencing of questions. It is suggested that the full recording be reviewed to clarify any content or contextual questions regarding the information from the interview.

**Preliminary and Demographic Information:**

<b>Name:</b> [REDACTED]	<b>Rank:</b> Officer (Ofc.)
<b>Badge Number:</b> [REDACTED]	<b>Cruiser/Vehicle Number:</b> Car [REDACTED]
<b>Radio Call Sign:</b> Car [REDACTED]	<b>Immediate Supervisor:</b> Sergeant Todd Sinsley
<b>Radio Channel Utilized:</b> Channel 2 initially, channels were patched once pursuit began	<b>Mobile Data Terminal:</b> Present; Not Used
<b>Cruiser Description:</b> Ford Explorer-APD markings	<b>Occupants of Cruiser and Seating Positions:</b> 2 Officer [REDACTED] driving, Officer [REDACTED] passenger
<b>Assignment:</b> Patrol-Platoon 4	<b>Normal Shift:</b> 1900-0330 hours
<b>In-Car Camera:</b> Not Present	<b>Spotlight:</b> Present; Not utilized
<b>Emergency Lights:</b> Present & Utilized	<b>Siren:</b> Present; Not Used
<b>Shift Day of Incident:</b> 1900-0300 hours	<b>Duty Status:</b> On-Duty

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<b>Days Off:</b> Weeks consist of 4 days working, 2days off, rotate days off every week.	<b>Prior Overtime or Extra Details within Preceding 48 Hours:</b> No
<b>Hours of Sleep Prior to Incident:</b> 8-9 hours	<b>Consider Self Well Rested?</b> Yes
<b>Total Length as Officer:</b> 6 years	<b>Length at Current Agency:</b> 6 years
<b>Physical Disabilities (to include hearing aid):</b> No	<b>Corrective Lenses:</b> No Corrective Lenses
<b>Uniform Worn:</b> Standard Akron Police Department blue uniform, APD patches on both arms, with "POLICE" on back and front of vest	<b>Equipment and Less-Lethal Options Carried on Person/Belt/Vest:</b> Pistol, 2-handcuffs, baton, tourniquet, Taser, spare rifle magazine, spare pistol magazines, radio, body-worn camera
<b>Ballistic Vest:</b> External Armor	<b>Body Worn Camera:</b> Present & Used
<b>Other Recording Devices:</b> No	<b>Partner:</b> Officer ██████████
<b>Injuries:</b> No	<b>Equipment Damage:</b> No
<b>Training or Areas of Specialty:</b> Numerous narcotics based schools	<b>OPOTC Certification:</b> Yes-Kent State Police Academy-2016
<b>Military Experience/Training:</b> U.S. Coast Guard - 8 ½ years - Boatswain mate specializing in Maritime Law Enforcement/Homeland Security	<b>Use-of-Force Training:</b> Policy review during in service approximately 6 months prior
<b>Prior Shooting Incidents:</b> Yes-2019 Officer-involved shooting. Summit County Prosecuting Attorney ruled that Officer ██████████ actions was legally justified.	<b>Prior Discipline or Use-of-Force Complaints:</b> No
<b>Medications, Prescriptions, or Drugs that might Impair Your Duties at Time of Incident:</b> No	<b>Medications, Prescriptions, or Drugs that might Impair You Now for Interview:</b> No
	<b>Last Consumed Alcohol Prior to Incident:</b> Did not recall

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**Officer's Firearm(s):**

**Weapon #1**

<b>Make:</b> Glock	<b>Model:</b> 17
<b>Caliber/Gauge:</b> 9 mm	<b>Serial:</b> ██████████
<b>Type:</b> Semi-Auto Handgun	<b>Method of Carry:</b> 1 round in chamber
<b>Magazine Capacity:</b> 17	<b>Total Rounds as Carried (including chamber):</b> 52 = 1 round in chamber, 17 rounds in each of 3 magazines
<b>Extra Magazines:</b> 2 extra-1 in pistol = 3 total	<b>Number of Rounds in Extra Magazines:</b> 17 rounds each in 2 extra magazines = 34
<b>Discharged During Incident?</b> Yes	<b>Primary or Backup Weapon:</b> Primary
<b>Rounds Remaining After Incident:</b> 48	<b>Number of Rounds Fired:</b> Officer ██████████ stated he believe he fired 4 shots - 4 rounds are missing, if Officer ██████████ magazines were completely full and had a round in the chamber
<b>Right/Left-Handed Carry:</b> Right-Handed	<b>Ownership:</b> Department Owned
<b>Last Qualification Date:</b> Within past 6 months	<b>Type of Holster, if any:</b> Blackhawk, single retention, personally owned

SA Momchilov asked Officer ██████████ if he could discuss the incident.

Officer ██████████ explained that on the night of the incident, he and his partner, Officer ██████████ (██████████), were working Car ███. Officer ██████████ and Officer ██████████ had just finished a call and were adding notes to the car computer, when Officer ██████████ heard over the radio that Car ███ (Officer ██████████ and Officer ██████████ were attempting to conduct a traffic stop. Officer ██████████ stated that the vehicle that Car ███ was attempting to stop, failed to stop and a pursuit ensued.

Officer ██████████ explained that even though the pursuit was a distance away from him, he decided to drive towards downtown from their patrol area to make sure they were available to block streets if the vehicle pursuit neared them. Officer ██████████ stated, as he was driving towards downtown, he heard over the radio, "Signal 21"; which according to Officer ██████████ is code for "all available units" and that shots had been fired from the vehicle that Car ███ was pursuing.

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Officer [REDACTED] stated, at that point the parameters of the chase changed, and Officer [REDACTED] advised he was concerned for the safety and wellbeing of the individuals involved in the chase, as well as the general public. Officer [REDACTED] stated that the pursuit proceeded south on Route 8, and Officer [REDACTED] continued south on Main Street towards the area of Wilbeth Road and Main Street. Once in the area of Wilbeth Road and Main Street, Officer [REDACTED] stated he observed other cruisers had that intersection blocked. Officer [REDACTED] decided to go east, approximately one block to the intersection of Clairmont Avenue and Wilbeth Road.

Officer [REDACTED] then stated, "As the pursuit was westbound on Wilbeth from, uh, Brown Street. Um, I observed the vehicle that was being pursued, uh, slowing as it approached our stationary position and made a decision to drive the cruiser towards, uh, the subject's vehicle, and as we were approaching the subject's vehicle, I observed the driver's door of the car open up, and the subject put his feet onto the ground, uh, as the car was slowly creeping forward, uh, in a western, a western track. Um, I then made a decision to use the cruiser's push bumper to hit the open driver's door, uh, at which time, I observed the subject, uh, fall back into the vehicle, um, and then I immediately saw the subject get up onto his knees in the front seat of the car, uh, with his back facing the windshield and him watching other officers approach the vehicle on foot. Uh, while he was on his knees, he was frantically moving his hands around the, both the driver's side and the passenger side seat, uh, and I believed that he was looking for something, um, and I believed that he was looking for his handgun or a gun that had been used in the previous shots fired. Um, the vehicle, the subject's vehicle continued to roll slowly. Um, I parked the cruiser and exited the driver's side door of my cruiser and drew my service pistol. Um, my service pistol does have a weapon-mounted light on it, and I turned my weapon-mounted light on and was approaching the subject's vehicle when I observed him exit the passenger side door, front passenger side door and begin running on foot.

Officer [REDACTED] continued, "Um, when he exited the vehicle, I saw, um, a clear picture that he did not have anything in his hands, and he did a stutter step, almost like a juke move is the best way that I can describe it, and then he completed a 360 degree turn and continued running, uh, in a northern direction through an open field. Um, I still had my service weapon in my hand and began to pursue on foot after the subject, um, and when I, when, as we continued, as I continued to run, I observed, um, an officer, Officer [REDACTED] on my right flank and Officer [REDACTED] on my left flank, um, both of which I could see had tasers out, and I could see dot, uh, the taser dots on the back of the subject's back. Um, knowing that I was in the middle of both of the tasers, uh, and I believed that we were in a close enough proximity to, um, the subject for the tasers to be effective, I holstered my service weapon and prepared for the tasers, uh, in, in attempting to go hands on with the subject without a weapon in my, uh, hand, a firearm in my hand. Uh, I observed that the tasers both failed and, um, we continued running in the northern

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direction when we hit the parking lot portion of that campus. When, uh, when we hit the parking lot portion of the camp, of the campus, um, I observed the subject slow down, plant his left foot, reach with both hands towards his appendix area of his body that was facing away from us and simultaneously turn his hips in a clockwise direction and raise his arm. Um, at the split instance of that, I was immediately fearful for my life and for the safety and wellbeing of my partners, and I believed that he had fired a shot because I heard an extremely early gunshot, um, as he was turning around. Uh, I immediately took evasive action and, uh, ran left, uh, so which would have been, like, in a westerly track, uh, drew my service weapon from my holster and fired four rounds. Um, I fired my four rounds, uh, and observed that they were effective. I could still see the subject moving and rolling, and I began calling cease fire. Um, I don't know approximately how many times that I called cease fire, but I did say cease fire, uh, and I was, I was calling cease fire because I did, I knew that my rounds were effective, um, and I also had an unknown amount of officers that were in a position behind me that I was in a very small corridor window, uh, of their directional fire and was extremely concerned for, uh, being struck by friendly fire or another officer, uh, being struck by friendly fire because I knew that there were quite a few people that were out there.”

Officer [REDACTED] continued, “Once the shooting was complete, uh, I called on the radio that we had shots fired by the police, that we were okay, that EMS needed to be summonsed, um, and then, uh, I instructed everyone to get online, uh, to check over ourselves and then, uh, another officer came up and, um, we all collectively approached the subject as he was laying on the ground. Um, when I got to the subject, there were, um, I didn't immediately go down and kneel down to the subject and, and personally render him aid. There were already individuals that were doing that. Um, I offered my tourniquet, uh, which was not needed as they already had some, and then, um, I looked for my partner. Uh, I found her and I asked her if she had been involved in the incident. She stated yes. I removed her from the area. We walked south towards the, um, to the sidewalk, um, and then I shut my camera off, and then I instructed her to shut her camera off, and then we were met by Sergeant Tersigni, um, who took our cameras from us, and then we were sequestered.”

Agents then began to ask Officer [REDACTED] follow-up questions.

SA Momchilov asked Officer [REDACTED] if he felt that the individual was trying exit the vehicle from the driver's side. Officer [REDACTED] responded, “Yes, I do.” SA Momchilov then responded, “Okay. And then you, you used your push bar, kinda shut the door. Would that be fair to say?” Officer [REDACTED] advised, “It was a, it was not a, it was not a strike. Um, I did slow down because I did see his feet on the ground, and what I did not want to do is to incapacitate him, um, by, by completely T-boning the vehicle. Um, so I did slow down on my approach, uh, and it

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ended up just being a, I don't wanna call it a tap, but I, uh, a graceful closing of the door, uh, forceful closing of the door uh, where he, he could not use that in the egress point.”

SA Momchilov stated, “Okay. And I believe you also said you saw him on his knees moving around which you thought he was looking for a handgun.”

Officer ██████ responded, “Yes, so, um, in my six years as being a police officer, I have been a part of numerous amounts of pursuits that have ended in the apprehesh, apprehension of subjects, um, and I have in my career never seen any type of, um, any type of, of that movement in a pursuit. Um, after the vehicle is stopped, most of the time, people just get out of the car and run, or they stay in the car, and we take them into, uh, into custody without any further incidents. Um, knowing that there had been a shot fired from the subject's vehicle, um, when he went back into the vehicle and got up onto his knees and was watching my partners as they were approaching, I believed that with his hand movements being right and then left and then back over to the right, and at the same time, he was also moving his body completely, I believed that he was searching for his firearm.”

SA Momchilov stated to Officer ██████ that he was a little unclear about the position of his vehicle towards the end of the pursuit. Officer ██████ clarified and stated when he was at the intersections of Wilbeth Road and Clairmont Avenue and that he was actually on Clairmont facing north, with the nose of his cruiser at the intersection of Wilbeth Road. Officer ██████ explained that the pursuit was travelling west on Wilbeth Road and his intention was to wait for the pursuit to pass in front of them.

SA Momchilov asked Officer ██████ if he could tell if the vehicle was incapacitated. Officer ██████ stated he did not see any type of vehicle defects, on his approach to the vehicle. Officer ██████ continued and stated, “Um, I did see him traveling. Well, I, I had heard on the ra, I heard on the radio through the pursuit, um, his speeds of travel, um, and then I, I observed him traveling at a speed, and then I saw him immediately slow down. Um, I don't believe that there were any defects on, on the vehicle.”

Officer ██████ advised that he did not recall if he gave any verbal commands to the individual when the individual exited the passenger side of the vehicle but he did hear other officers, “Screaming show me your hands, to stop and to get on the ground.”

SA Momchilov asked Officer ██████ if he could tell what the individual was wearing when he observed him. Officer ██████ explained that he believed that the individual was wearing a black hooded-type sweatshirt, black pants and a ski mask.

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SA Momchilov stated to Officer [REDACTED] "And you said you were involved in, in prior pursuits and prior foot chases. Is that fair to say?" Officer [REDACTED] responded, "Yes." SA Momchilov then stated, "And you mentioned at one point he does a 360-degree turn." Officer [REDACTED] responded, "Yes." SA Momchilov then asked if an individual had ever done that before as Officer [REDACTED] was chasing them. Officer [REDACTED] responded, "Uh, not without, um, there being force applied is the best way that I can put it. Um, I've had individuals that have done 360s as I am trying to take them to the ground, um, as I'm trying to maintain positive control of their arms, uh, but I have never had a subject get out and start to run in a straight line and then just completely do a turn. Um, I, I've never seen that before."

SA Momchilov then asked if the individual stopped the vehicle in an unusual area or if it was typical for an individual who is fleeing to run towards open areas.

Officer [REDACTED] responded, "No. Um, so, just a, a basic background, uh, to go into why I put my cruiser in the position that I did. Um, there are, it's a residential neighborhood to the south of where he stopped the vehicle. Um, and I did not want to give him the opportunity to get into that residential neighborhood where there were plenty of places to hide and plenty of places where he can jump over fences that would be able to elude our capture. Um, that is a very open area to the, to the north. Um, there's approximately 500 to 600 yards of ground in between the next cross street, and I did know that if we were to be able, if he were to be able to run out that way, that there would be more of a chance for an apprehension, um, and I, and I, I did, um, I did find it odd that he, that the subject's vehicle stopped where it did, um, because it hadn't yet. It, there, there was no signs of stopping or slowing down at any time, uh, during the pursuit, and there wasn't anything that, um, in my belief that there wasn't anything out of the ordinary that the subject would have seen that would have made him stop, and we didn't do anything or, or attempt to get him to stop. He just stopped on his own."

Officer [REDACTED] also explained that it is unusual for fleeing vehicles to stop on their own. Officer [REDACTED] explained, "In the vast majority of the pursuits that I've been involved in both directly and indirectly, um, the, the pursuits are either terminated, um, the pursuits result in a traffic crash with the chase vehicle crashing into a, a tree, a telephone pole, another vehicle, um, but I, I, I'd, I can only say that out of all of the pursuits that I've been involved in, I can recall less than five people stopping, um, eh, eh, you know, the, the most being for like a flat tire. They, they had a flat tire, and then they could no longer driver anymore."

SA Momchilov then stated that Officer [REDACTED] had previously mentioned that two officers fired their Tasers and their Tasers failed. SA Momchilov then asked Officer [REDACTED] if he could explain how he knew the Tasers had failed.

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Officer [REDACTED] responded, "I observed Officer [REDACTED] on my right flank, uh, deploy his Taser first. I heard the audible sound of the Taser, um, I, and prior to the audible sound, I did see a red laser dot on the back of the subject. Um, I sup, I saw that, heard the audible pop, and then I cont'd to see the subject running. Um, I do not know if the probes were, um, high, low, left, right. I, I, I, I just know that when, um, an individual who is fleeing in, or, or any individual that is struck with probe, Taser probes, um, in the manner that he, that the subject would have been, it would have been an immediate incapacitation, um, and, and, his body would have fallen to the ground. Um, and I knew that, that did not work with, uh, Officer [REDACTED]s. Uh, the same goes or Officer [REDACTED] Um, I observed his red dot, and I had heard the audible pop, and, again, I did not see the immediate neuromuscular incapacitation that we, that I generally see when a Taser is deployed."

SA Momchilov stated, "You said the subject was rolling after, after you fired you, your weapon." Officer [REDACTED] advised that was correct. SA Momchilov then asked if he could see the individual's hands at that point.

Officer [REDACTED] responded, "I could not definitively see his hands. I don't believe that, um, I don't believe that at any time while, uh, other than his immediate turning and pointing with his arm, I do not believe that I saw his hands until, uh, the subject came to a final rest on his back, at which point in time his right hand was up in, in a, he was laying on his back, and his right hand was up in the air almost as if his elbow was, uh, uh, being braced by the ground, and I could see, I could see his hands mo, his hand moving at that point."

SA Momchilov asked Officer [REDACTED] if he recalled where his aim point was. Officer [REDACTED] stated, "My aim point was center mass. I was, um, I had a profile of the side of his body and then the front of his body. Um, as, uh, as he continued to turn, uh, he turned into me, and then fell to the ground and then rolled."

SA Momchilov then asked Officer [REDACTED] if he fired any more rounds when the individual fell to the ground and was rolling. Officer [REDACTED] replied, "I did fire, um, I did fire rounds while he was on the ground. Um, and when I fired those rounds on the ground, I did not see, um, I did not see his hands, and he was vigorously moving while on the ground."

SA Momchilov then asked Officer [REDACTED] if he could tell if any other officers were firing their weapons. Officer [REDACTED] responded, "I could. Um, audibly I could hear them, and, um, I could visually see the person off to my left. I could see the muzzle flash of their firearm, um, and then I could additionally feel an unknown amount of rounds from an unknown amount of officers coming from behind me, um, and, and, uh, past me."

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SA Momchilov asked Officer [REDACTED] if his decision to fire was based upon the actions of the other officers involved or if it was based upon what he was observing. Officer [REDACTED] advised that he made his own decision to fire and stated, "Um, as I was trailing behind him during the foot chase, um, the, it, when I observed him, I, when I observed the subject slow down, uh, it was an indicator that something was going to happen, um, whether that be him to give up or catch his breath and run again, I'd, I'd, I slowed up myself, um, and then the individual actions that I observed from the subject where he reached tow, slowed down, planted his foot, reached towards his appendix, um, and then brought, while rotating his hips, brought his arm out, um, to a firing stance. Uh, and then that, in and of itself, I, a decision to fire had been made. Um, and then I heard immediately following, uh, I guess you could simultaneously as I saw his hand emerging from, I was on a bladed stance to him, I saw his hand emerge. I heard the sound of a gunshot, and I believed that it was him shooting at us. Um, and that is when I stepped off line, eh, eh, uh, uh, re, uh, ah, unholstered my, my service weapon and fired, and I made that conscious decision based off of those actions and what I heard and observed."

SA Momchilov asked Officer [REDACTED] if he later learned that the individual was unarmed. Officer [REDACTED] stated he did later learn that. SA Momchilov then asked, "I guess in your, in your opinion that action that the, that you described that the individual was doing, do you, does that, do you find that surprising now that the subject was unarmed?"

Officer [REDACTED] responded, "Absolutely surprising because there was no reason for him to take a, a postured pointing of a firearm stance. Um, there is, there is no other, there is no other, um, choice of words that I can describe, mm, mm, that the only people that I have ever seen in my time in the military, uh, and in, in the time as being a police officer, um, those direct actions of reaching, turning and pointing is a postured, um, firearm stance that is taught to most anyone."

SA Moran asked if there was any cover or concealment for officers in the parking lot area that the subject ran to. Officer [REDACTED] advised, "No. Um, there is a very small diameter tree, um, but the, there, there is no cover or concealment. It would not, I do not believe that it would stop a round."

SA Moran asked Officer [REDACTED] if he had a better vantagepoint of the individual when the individual was on the ground, which caused him to stop shooting and yell "cease fire" or what particularly caused him to yell, "cease fire."

Officer [REDACTED] explained, "I would, I believe that I was within 20 feet of the subject, uh, while firing my weapon. Um, and, and I knew that in, I knew that I had, I believed that I had put accurate fire on the subject. Um, and I heard that there were other gunshots, um, but the, I think one of the main reasons why I called cease fire is because I, I was, I believed that I was gonna

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get shot by another officer. That I don't know how many were behind me, um, but I co, I could, I could hear their, I could hear their guns being fired, and I could hear the crack of bullets flying past my head, and, um, I, I could not move far left because there was another officer firing, and I could not move any right because there were multiple officers firing, and one of the decisions that I made was to stop firing because there were other officers firing, and I felt, um, that I, that my rounds were accurate. Um, eh, eh, and then the cause for cease fire was, was a combination of accurate rounds and the circumstances surrounding me, um, that cont'd that I didn't want to get hit.”

SA Moran followed up with Officer [REDACTED]'s statement by asking, “So it, your decision to stop firing, or call a cease fire, was not because you could clearly see the subject's hands at that point.”

Officer [REDACTED] stated, “I could not see, I could not see definitively his hands. I could not see objects around him. All I could, all I could see, um, was the fact that he was, again, vigorously moving as soon as he fell to the ground, and then he was almost rolling as if it was a barrel roll to, to exit, a, a situation, um, and, and it was on his own power.”

SA Moran then explained that as officers were firing, it appeared that the officers made a L-shape formation. SA Moran then asked if there was any reason why that formation occurred. Officer [REDACTED] stated, “I cannot speculate on where everyone landed, where everyone wa, uh, where everyone was. It was V. We did have a V on, on as we were running behind him, we had a V. Um, and I, and if I, if I speculate on how we ended up in an L, half of the V went left, half of the V went right, and, um, I do know based off of my military experience and, um, the understanding of, eh, warfare, uh, the, and tactically, it is a tactic L-shape assault on an object is what we completed. Um, but there was no, um, we don't, we're not taught that.” Officer [REDACTED] continued, “We are not pre-planned. We are not taught that. It just is how it ended up.”

Officer [REDACTED] was asked why he decided to move to the left. Officer [REDACTED] responded that he knew other officers were to the right and stated, “I also saw him coming to his right, and getting offline on his left, where he would have to absolutely turn another 360 degrees around towards me, um, was my thought instead of stopping and moving to the right. Um, I, what I didn't want to do, um, it, with the belief that he was shooting at us, I didn't want to ss, inadvertently step into his line of fire by going to the right, so, I went left.”

During the interview, Officer [REDACTED] was asked if he experienced any perceptual phenomenon during the event. Officer [REDACTED] stated that he believed that time was slowing down. Officer [REDACTED] explained, “I know that I did not experience any tunnel vision. I did not experience any audio exclusion. Um, I did have a, um, a very brief sense of time slowing down.” Officer

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



2022-1356

Officer-Involved Critical Incident - 1659 S. Main Street, Akron, Ohio  
44301

██████████ continued, "When the subject, um, I, I don't think I recognized immediately that he had planted his foot, um, but I did immediately recognize that he was going towards his appendix area with his hands, and that's when it began. Um, and I, I almost watched him turn around and point his arm out in slow motion, um, at which time is when I was running left. I broke the, I broke the slow motion, um, I, well, once my, once I was on my sights, um, and then everything went, it seemed to go back to normal."

Agents asked Officer ██████████ if he reviewed his body-worn camera footage prior to the interview. Officer ██████████ stated he did and he watched the footage three times. SA Momchilov then asked if Officer ██████████ was basing his statement to investigators off of his memory or from what he watched on the body camera.

Officer ██████████ stated he was basing it off of memory and further stated, "I've never been more fearful in my entire life, and that slow motion of what the subject did, uh, will be engrained in my memory forever, and the video doesn't offer what I felt, and it doesn't tell me what I know that I did and why I did what I did, and, uh, this is, this, this statement is from my memory and from what I remember, uh, because the camera does not show me what else I need to know."

Officer ██████████ advised that at the time of the shooting, he did not perceive that he had any other option then to use deadly force. Officer ██████████ advised that he believed his actions and the actions of the other officers involved were consistent with their training.

Officer ██████████ was asked if he had spoken to any other officers about what had occurred. Officer ██████████ advised that he had but only to check up on their health and wellbeing and did not discuss what had occurred. Officer ██████████ also advised that no one has asked him to lie or otherwise try to influence his statement to investors.

At the end of the interview, Officer ██████████ was given the opportunity to watch his body-worn camera footage additional times with his attorney. Afterword, Officer ██████████ stated he had nothing else to add or change.

**Reference Items:**

The video recordings were placed onto a DVD and were labeled as Reference Item K.

**Attachments:**

The interview was audio recorded. The audio recording was attached to this report. The signed BCI Criminal Investigation Notification form is also attached to this report. Please see the attachments for further details.

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### 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).

[Redacted Name]

Printed Name of Interviewee

7/8/22 1115  
Date / Time

[Redacted Signature]

Signature of Interviewee

Cory Momchilov  
BCI Agent (Printed)

[Signature] #164  
BCI Agent (Signature)