



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



2023-0557

Officer Involved Critical Incident – 2900 Towne Boulevard,
Middletown, OH 45044 (L)

Investigative Activity: Interview with Witness
Involves: Robert Kelly Lykins (W)
Date of Activity: 02/25/2023
Activity Location: Middletown Police Department – Business – 1 Donham Plaza,
Middletown, OH 45042
Author: SA Lauren Frazier, #129

Narrative:

On Saturday, February 25, 2023, the Ohio Bureau of Criminal Investigation (BCI) was contacted by the Middletown Police Department in Butler County, Ohio, to assist with an Officer-Involved Critical Incident (OICI) that occurred at the Walmart, located at 2900 Towne Boulevard, Middletown, OH (Warren County), between Victor Lykins (Victor) and the Middletown Police Department.

On February 25, 2023, BCI Special Agents Lauren Frazier and Kenneth Smith interviewed Robert Lykins (Robert), the driver of the involved vehicle. The interview took place at the Middletown Police Department and began at approximately 2059 hours. Robert was read his Miranda Rights, which he signed and stated that he understood (attachment #01). This report only summarizes the pertinent portions of the interview. Please refer to the audio recording for additional information.

On February 25, 2023, Robert stated that he and his brother, Victor, were at his house. Robert said that he has been helping to support Victor for several years after their mother passed away in 2021. Robert asked his roommate if he could borrow her car to go get Victor groceries at Walmart. On their way to Walmart, Robert saw a cop turn and get behind him. As he was getting ready to park, the officer turned his lights on and initiated a traffic stop. He said that the officer approached on passenger side of the vehicle and asked for his license and insurance and Robert told him he did not have a license. The officer asked for the driver and passenger's name and Victor lied and gave the officer their other brother's name.

Robert recalled that Victor got in trouble approximately a year ago and was put in jail. He said that a friend, Stevie Eldridge, paid approximately \$1,800 in bail to bond him out, and then Victor never went to court. Robert said that the friend was upset and had thrown bricks through his front door, so Victor had been hiding out. Robert stated that Victor was known to use drugs,

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law – a statute, an administrative rule, or any rule of procedure.

specifically cocaine and suboxone. Robert also said that Victor had a race gun that shot blanks and a few weeks ago, he got another gun.

Robert stated that when the officer walked back to his cruiser, Victor started saying that he would not go back to jail and that he would kill himself first. Robert stated that Victor reached into the backseat, into a black jacket, and got the gun out. Robert said that he pleaded with him not to do anything. Another officer approached in the passenger side of the vehicle, and Robert stated that Victor put the gun in between his legs.

The original officer had Robert get out of the vehicle and asked him who the passenger was. Robert told him that the passenger's name was Victor Lykins. Robert said that he was trying to figure out a way to alert officers that Victor had a gun, without getting his brother killed. Before he could say anything, he said that the officer pulled up Victor's information and went back up to the vehicle. Next thing he knew, Robert said the officer was shooting through the back window. Robert recalls hearing two shots fired, but was unsure who had fired. Robert stated that he couldn't see what took place inside of the vehicle. Shortly after, Robert said that the officer placed him in handcuffs.

Robert drew a rough sketch of the position of officers and the vehicles at the time of the incident (see attachment #02). At the end of the interview, Robert asked the reason for the traffic stop, and he was advised that it was due to an improper turn. The interview concluded at 2127 hours. A copy of the audio recording is attached (attachments #03 & 04).

Attachments:

Attachment # 01: 2023-02-25 Miranda Rights – Robert Lykins

Attachment # 02: 2023-02-25 Robert Lykins Rough Sketch

Attachment # 03: 2023-02-25 Robert Lykins Audio Interview (Part 1)

Attachment # 04: 2023-02-25 Robert Lykins Audio Interview (Part 2)

Exhibit 1



Miranda Waiver

Warning of Rights

Before we ask you any questions, you must understand your rights.

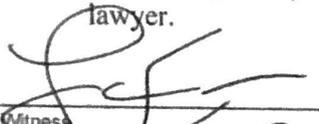
You have the right to remain silent.

Anything you say can be used against you in court, or other proceedings.

You have the right to talk to a lawyer for advice before we ask you any questions to have him with you during questioning.

If you cannot afford a lawyer, one will be appointed for you before any questioning if you wish.

If you decide to answer questions now without a lawyer present, you will still have the right to stop the questioning at any time. You also have the right to stop the questioning at any time until you talk to a lawyer.

 _____ Witness	Signed	 _____ S. Palut
 _____ Witness	Date	2-25-23 _____ 2-25-23
	Time	_____ 9:01 pm

Waiver of Rights

I have read this statement of my rights and it has been read to me, and I understand what my rights are. I am willing to make a statement and answer questions. I do not want a lawyer at this time. I understand and know what I am doing. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me. I hereby voluntarily and intentionally waive my rights and I am willing to make a statement and answer questions.

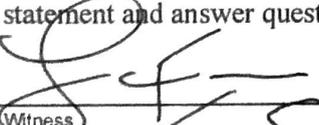
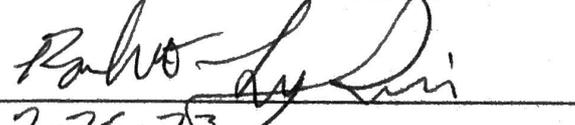
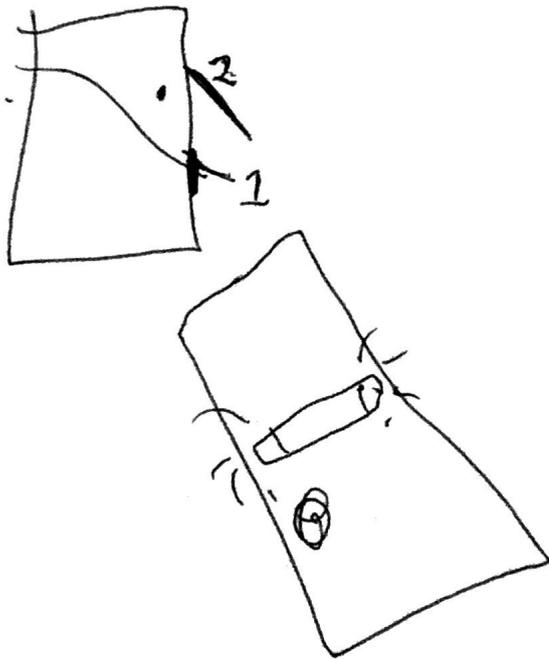
 _____ Witness	Signed	 _____ S. Palut
 _____ Witness	Date	_____ 2-25-23
	Time	_____ 9:02 pm

Exhibit 2



Rohit Singh
2.25.23
9:24 pm

Exhibit 3

Included as a separate file.

Exhibit 4

Included as a separate file.