



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: Interview with Officer
Involves: Officer Duane Derwacter (W)
Date of Activity: 08/24/2023
Activity Location: 13 PCT CPD – 544 E Woodrow Ave, Columbus, OH 43207, Franklin County
Author: SA James Poole

Narrative:

On August 24, 2023 at 0329 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent James Poole (SA Poole) interviewed Columbus Division of Police (CPD) Officer Duane Derwacter #2749 (Officer Derwacter). The interview took place at CPD 13 precinct. Officer Derwacter was identified as being a police officer who responded to a domestic situation which involved the now deceased, Jamie Overstreet (Overstreet). The purpose of the interview was to obtain all relevant information of the incident known or observed by this officer.

This interview was audio recorded, and a copy of the recording was saved electronically within the case file. Please refer to the recording for specific quotes. The following is a summation of the interview.

During the interview SA Poole advised Officer Derwacter that BCI was conducting a criminal investigation separate from any internal investigation and that this interview was voluntary. SA Poole read Officer Derwacter his rights waiver with his attorney Nicole Wanamaker present. Officer Derwacter verbally confirmed he understood his rights and acknowledged he would like to continue with the interview.

Officer Derwacter stated he was working his normal shift in cruiser 134 as the driver and was with Officer Shawn Evans #3050 (Officer Evans), when they was dispatched to a domestic situation on Rendezvous Lane. He said radio aired there was an individual there identified as Jamie Overstreet who violated his protection order and had several warrants. Radio also stated he was driving a black Monte Carlo and that there were special circumstance from a prior incident with Overstreet regarding suicide by cop.

As they were pulling up to the run location Officer Derwacter stated they saw the black Monte Carlo leaving the area. He stated they turned around and attempted to pull the vehicle over

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.

with another cruiser in front using lights and sirens. The vehicle refused to stop resulting in a short pursuit. Officer Derwacter stated a sergeant ordered the officers to end the pursuit and asked for a chopper to respond. Officer Derwacter said they turned off their lights and sirens and stayed in the area to see if he would come back.

Officer Derwacter explained that the chopper got overhead and aired that the suspect's vehicle was involved in an auto crash at Parson Avenue and Care Road. As they were in route, Officer Derwacter stated the chopper continued to follow the suspect's vehicle into the Marion Apartment complex where the driver got out to flee.

When they arrived at the apartment complex Officer Derwacter stated he saw Overstreet running westbound through the complex. Officer Derwacter explained how himself Officers Durr, Evans, Gibson and ██████ got out and began to chase Overstreet on foot. They lost sight of Overstreet while he ran behind a fenced in dumpster. As Officer Derwacter approached the dumpster he could see Overstreet still running with an object in his hand. Officer Derwacter immediately heard another officer yell "Gun," followed by a couple shots being fired coming from his left, later identified coming from Officer ██████

Officer Derwacter stated he saw the weapon drop from Overstreet while he immediately went to the ground. Officer Derwacter and the other officers advanced to his location. Officer Derwacter explained how he ordered Overstreet to put his hands up, where he complied, and handcuffed him without further incident. Officer Derwacter stated he and several officers tried to apply pressure on Overstreet's wound to stop the bleeding while medics arrived on scene.

SA Poole asked if he heard officers make any statements beside, "Gun," prior to hearing the gun fire. Officer Derwacter said, "no."

SA Poole asked if Overstreet made any statements before or after the gunfire. Officer Derwacter said, "no," and explained after Overstreet was shot, he was following commands but was not verbal.

SA Poole asked if Officer Derwacter ever discharged his firearm. Officer Derwacter said, "No."

SA Poole asked how far away Officer Derwacter was away from Overstreet when the shooting occurred. Officer Derwacter stated he was around 25 yards. Officer Derwacter also explained when he saw Overstreet he could not tell what the object was in his hands until another Officer yelled "gun," and then heard the gunfire. Immediately after the shots, Overstreet dropped his gun and went to the ground.

SA Poole asked if Officer Derwacter was wearing his body worn camera (BWC) and if it was on during the incident. Officer Derwacter stated it was attached to his chest and working.

SA Poole asked if he believed his actions were within in policy and the law. Officer Derwacter stated, "yes."

The interview concluded at 0345 hours.

Attachments:

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.

Attachment # 01: Officer Duane Derwacter Interview

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.