



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



2023-1626
Officer Involved Critical Incident – 439 E Mulberry Street,
Lebanon, Ohio 45036 (L)

Investigative Activity: Interview with Officer
Involves: Deputy Troy Fox (W)
Date of Activity: 06/18/2023
Activity Location: Warren County Sheriffs Office – Business – 822 Memorial Drive,
Lebanon, OH 45036, Warren County
Author: SA Richard Ward, #55

Narrative:

On June 18, 2023 at 0238 hours, Ohio Bureau of Criminal Investigations (BCI) Special Agent Richard Ward met with Warren County Deputy Sheriff Troy Fox, Warren County Sheriff's Office, 822 Memorial Drive, Lebanon, Ohio, for the purpose of an interview. Also present during the interview were Deputy Scott Williams and Lt. Shaun Embleton, both of whom work for the Warren County Sheriff's Office. In the late evening of June 17, 2023, Fox assisted the Lebanon (Warren County) Police Department with an armed individual [Dione Kellum] in the 400 block of East Mulberry Street who had repeatedly ignored command from officers to drop two weapons. Kellum was shot by officers, but ultimately succumbed to a self-inflicted gunshot wound.

Deputy Fox has been employed with the Warren County Sheriff's Office since October of 2022, and is assigned to the road patrol working evenings (1600-2400). Fox was dressed in the standard 'Deputy Sheriff' uniform and operated a marked patrol vehicle. Fox responded from an alarm call and heard via the scanner Lebanon Police had responding to a called reference a subject, Dione Kellum, threatening a person with a weapon if they did not come outside. Lebanon Police updated the circumstances that Kellum was holding a gun to his head. Fox proceeded to the location from the alarm call and described his original position near a roadway (Chillicothe Street) in the rear of the residence with Deputy Tyler Wessling. Kellum refused to listen to commands from officers who had requested he stop and drop the weapons. Fox observed Kellum in possession of a long gun, which he believed was in his right hand and a handgun he believed to be in his left hand, held to his head. Kellum ignored commands to stop while he walked backward and was out of view to Fox momentarily. Fox sought covered at the corner of a garage and observed Kellum again near a small table. While Kellum continued to hold the handgun to his head, he placed the the long gun onto the ground and began to removed items from his pockets. Kellum named each item as he removed them. Shortly thereafter, Deputy [REDACTED] moved to his location armed with a patrol rifle while Deputy Wessling and he partially withdrew to a different location in an attempt to avoid crossfire. While

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officers attempted to talk Kellum down, Kellum discharged the pistol into the ground. Agent Ward asked Fox if he observed Kellum discharge the handgun, but Fox only heard the handgun discharge.

Deputy Fox stated officers continued to talk with Kellum to drop the weapons. Kellum began to shine a flashlight at the officers and then stopped. Shortly thereafter, Fox heard a second gunshot followed by two additional gunshots. Fox moved from his position and observed Kellum on the ground and discharge the handgun into his head. Fox learned later Kellum shot the shotgun into the ground and the two shots came from [REDACTED] and the Lebanon officer. Fox explained the sequence of shots as follows: Kellum discharged the handgun into the ground and after a break, discharged the shotgun into the ground followed by two gunshots from officers. Once Kellum was on the ground, a final gunshot. The only shot(s) observed by Fox was the self inflicted gunshot. Fox approached Kellum and kicked the handgun away while another officer removed the long gun. Fox observed Deputy [REDACTED] discharge his rifle, but did not see where the round impacted and only heard the Lebanon officer discharge his weapon. Fox assisted the medics who had staged in the area during the incident and stated the life saving aid was rendered quickly. Other than agonal breathing by Kellum, he did not make any statements.

Agent Ward concluded the audio recorded interview with Deputy Fox at 0251 hours. Attached below is the audio recorded interview and diagram produced by Fox.

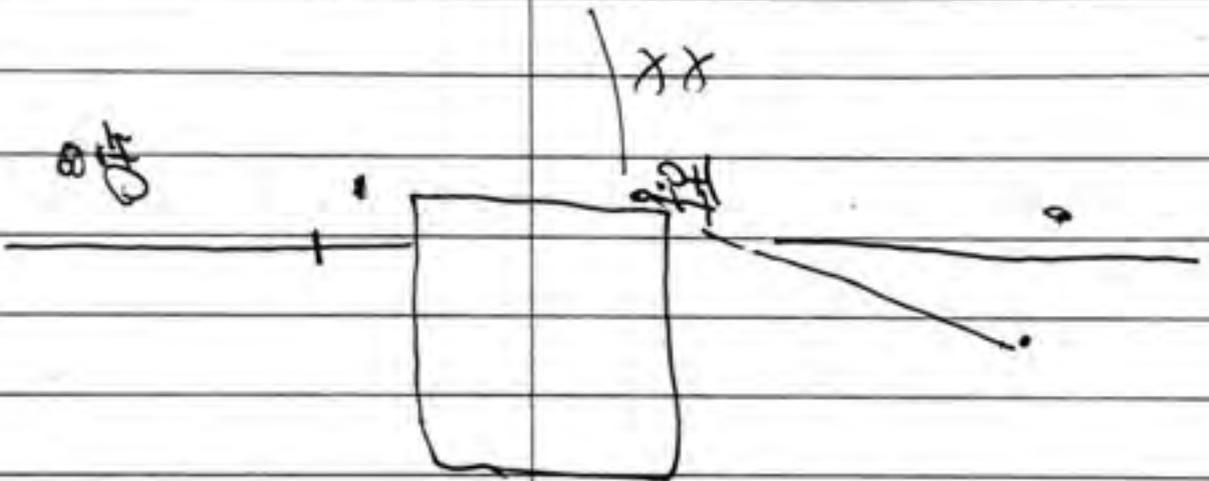
Attachments:

- Attachment # 01: 2023-06-18 / Warren County Deputy Troy Fox Audio Interview
- Attachment # 02: Diagrams from Fox & Wessling

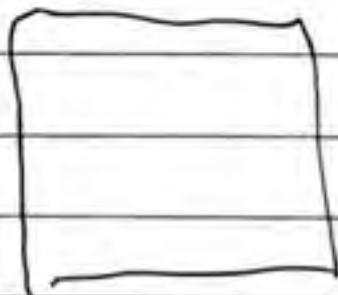
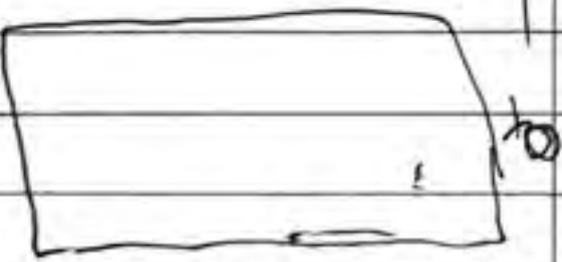
Exhibit 1

Included as a separate file.

Exhibit 2



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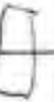


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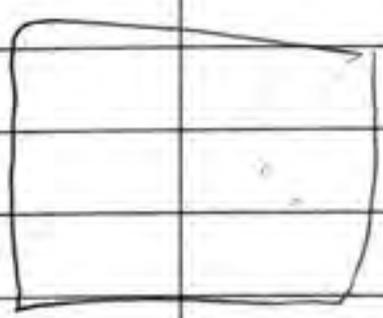
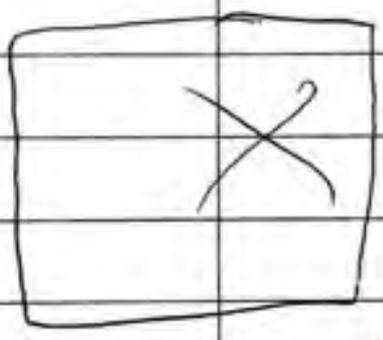
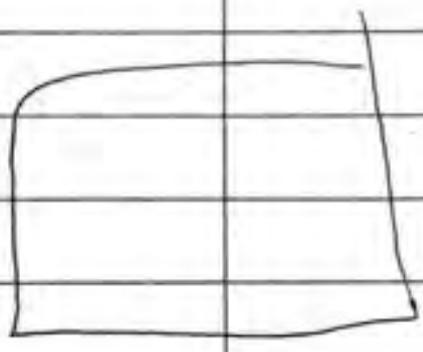
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