



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



2024-1376

Officer-Involved Critical Incident- Interstate 77 Southbound at
Exit 85, New Philadelphia, OH 44663

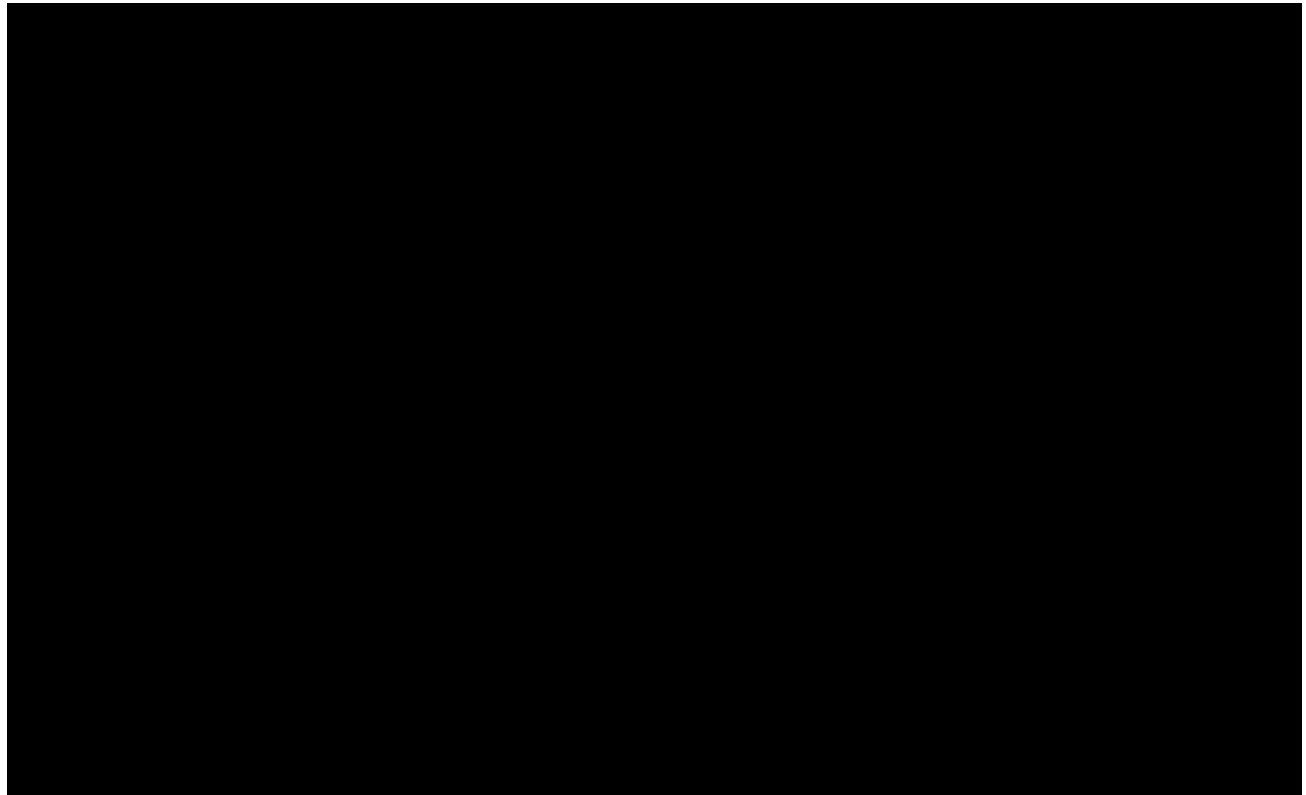
Investigative Activity: Prior Law Enforcement Contact
Involves: Kendell Woodard (S)
Activity Date: 8/12/2024
Activity Location: BCI - Richfield
Authoring Agent: Special Agent Joseph Goudy #83

Narrative:

On Wednesday, July 31, 2024, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Joseph Goudy (Goudy) compiled background information on Kendell Woodard (Woodard), a subject involved in the incident on May 3, 2024. The information included researching past police reports involving the subject, searching criminal history records, court records (if applicable), open/closed-source database inquiries, and social media posts. The information gathered was obtained from the BCI Criminal Intelligence Unit and the Ohio State Highway Patrol (OSHP).

SA Goudy reviewed the information and noted the following:

Prior Police Encounters:





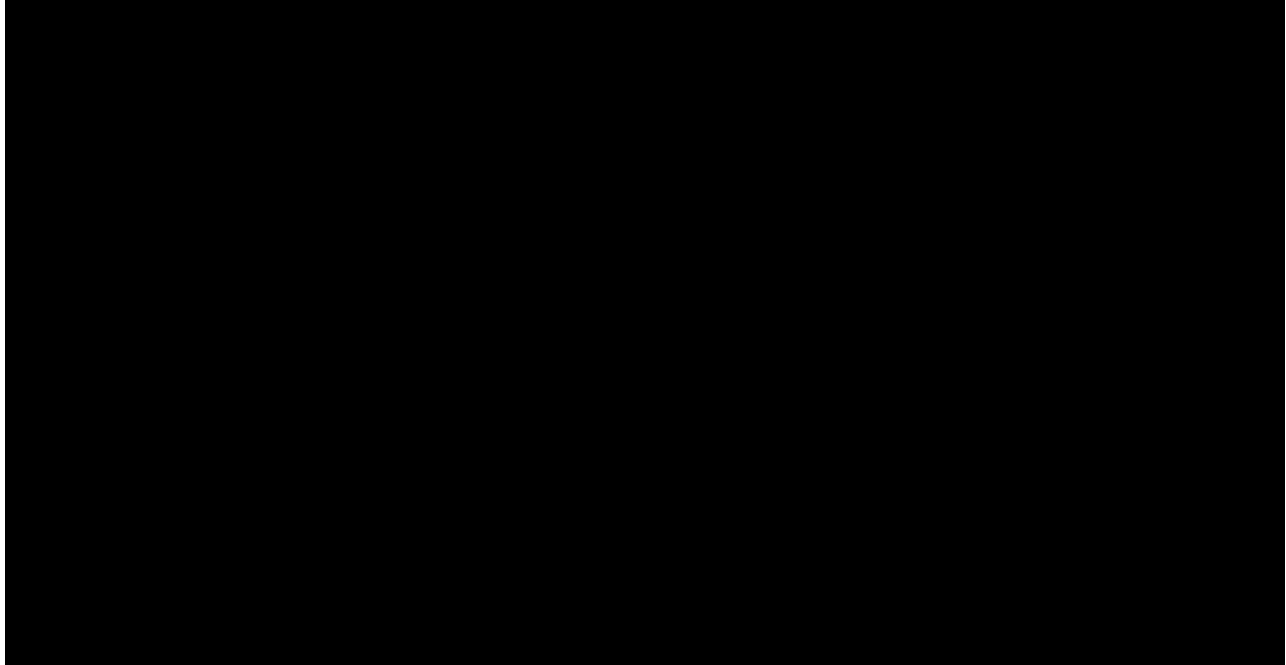
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Computerized Criminal History (CCH) and/or Court Records:



Social Media:

Upon checking for any social media accounts for Woodard, the BCI Criminal Intelligence Unit (CIU) reported that there were no accounts reported at this time.

The documents received relative to Kendell Woodard are attached to this report for further review, except for any prohibited LEADS/CCH reports which were disposed of according to applicable policies and procedures.

References:

None

Attachments:

1. CASE_REPORT - 2024-07-31t073853.128



Ohio State Highway Patrol
Initial Incident Summary

INCIDENT NO. ██████████	REPORT DATE / TIME 6/10/2022 02:51	PHOTO POUCH NO. ██████████
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Incident Summary

I attempted to stop a vehicle for a speed violation. The vehicle failed to stop and a pursuit ensued. The vehicle eventually stopped and the driver was taken into custody. The driver was later determined to be impaired. During an administrative inventory, a loaded firearm was located in the passenger compartment and was seized. The vehicle was towed from the scene by Sandy's, and the driver was incarcerated at the Montgomery County Jail.

REPORTING OFFICER: Tpr. Kleman, Austin J	UNIT NUMBER: 0702	DATE: 6/10/2022
APPROVING OFFICER: Lt. Root, Dallas E	UNIT NUMBER: 0406	DATE: 6/10/2022



Ohio State Highway Patrol
REPORT OF INVESTIGATION
Suspect / Arrest Report

INCIDENT NUMBER ██████████
REPORT DATE/TIME 6/10/2022 02:51

TOTAL SUSPECTS : 1

NAME / DESCRIPTIVES	No. 1	<input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile <input type="checkbox"/> Unknown <input type="checkbox"/> Business	CHECK APPROPRIATE CATEGORY 3 <input type="checkbox"/> Suspect <input type="checkbox"/> Arrestee <input checked="" type="checkbox"/> Suspect/Arrestee <input type="checkbox"/> Runaway <input type="checkbox"/> Missing <input type="checkbox"/> Other	3	CHARGES FILED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
	NAME: (Last, First, Middle): Woodard, Kendell, F				SSN#: ██████████		
	ALIAS:				GANG AFFILIATION:		
	ADDRESS: 2415 Germantown St Dayton, OH - 45417				PHONE #:		
	EMPLOYER NAME & ADDRESS: , OH				PHONE #:		
	PLACE OF BIRTH		DRIVER'S LICENSE # & STATE ██████████		STATE EMPLOYEE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		OCCUPATION/SCHOOL
	AGE / DOB 32 7/26/1989	GENDER M	RACE Black, Non-Hispanic Origin		HEIGHT 6ft 0in	WEIGHT 188	HAIR Black
							EYES Brown
							MARITAL STATUS
	ADDITIONAL DESCRIPTION:						

SCARS, MARKS, TATTOOS : 1) 2) 3) 4) 5)	RESIDENT CODE	<input checked="" type="checkbox"/> RESIDENT <input type="checkbox"/> TOURIST <input type="checkbox"/> MILITARY <input type="checkbox"/> STUDENT <input type="checkbox"/> OTHER <input type="checkbox"/> UNKNOWN <input type="checkbox"/> NOT REPORTED
POTENTIAL INJURIES :		
TYPE WEAPON FORCE USED		

NAME	ADDRESS (Street, Apt, City, State, Zip)	PHONE	RELATION

ARREST / OFFENSE DESCRIPTION	ARREST / OFFENSE CODE	COUNT	F/M & DEGREE	DISPOSITION	LARCENY	ARREST LARCENY TYPE
Failure to Comply with Order or Signal of P.O. _ elude or flee	2921.331B	1	F-3	Guilty		23A POCKET PICKING 23B PURSE SNATCHING 23C SHOP LIFTING
Improperly Handling Firearms in a Motor Vehicle _ knowingly transport under the influence	2923.16D1	1	F-5	Dismissed		23D THEFT FROM BUILDING 23E THEFT FROM COIN-OP MACHINE
Willful or Wanton Disregard of Safety	4511.20	1	M-4	Dismissed		23F THEFT FROM MOTOR VEHICLE 23G MOTOR VEH. PARTS/ACCESSORIES
Driving While Under the Influence of Alcohol and/or Drugs	4511.19A1A	1	M-1	Dismissed		24O THEFT OF MOTOR VEHICLE 23H OTHER

WARRANT NUMBER	WARRANT DESCRIPTION	WARRANT NUMBER	WARRANT DESCRIPTION
1.		2.	
3.		4.	

ARREST DATE: 6/10/2022	TIME: 04:00	ARREST LOCATION (Street, Apt., City, State, Zip) NB I-75 Interstate Route (Turnpike is also IR) 46		CITATION NUMBER
ARRESTEE ARMED WITH: 1. None 2. 3.			ARREST DISPOSITION: Slated / Incarcerated	BAIL :
FINGER PRINTED: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	THUMB PRINTED: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA TAKEN: Refused	ITN NUMBER:	FBI/BCI #:
<input type="checkbox"/> MULTIPLE ARRESTEE SEGMENTS INDICATOR		ARREST TYPE	<input type="checkbox"/> Complaint <input checked="" type="checkbox"/> Crime In Progress <input type="checkbox"/> Warrant	<input type="checkbox"/> Court Summons/Citation <input type="checkbox"/> Order Of Protection <input type="checkbox"/> Other
<input type="checkbox"/> COUNT ARRESTEE MULTIPLE ARRESTEE INDICATOR <input checked="" type="checkbox"/> N / A				
COURT: Montgomery Common Pleas				COURT DATE:
JAIL SENTENCE	YEARS: 0.00	DAYS: 0.00		

JUVENILE'S PARENT / GUARDIAN NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO	DATE/TIME NOTIFIED:	NOTIFIED By :	JUVENILE DISPOSITION:
PARENT / GUARDIAN NAME & ADDRESS	PHONE	RELATIONSHIP	
PARENT / GUARDIAN NAME & ADDRESS	PHONE	RELATIONSHIP	
DATE OF LAST CONTACT	DATE OF EMANCIPATION	NCIC	
LAST SEEN WEARING			

REPORTING OFFICER: Tpr. Kleman, Austin J	UNIT NUMBER: 0702	DATE: 6/10/2022
APPROVING OFFICER: Lt. Root, Dallas E	UNIT NUMBER: 0406	DATE: 6/10/2022



Ohio State Highway Patrol
REPORT OF INVESTIGATION
 Victim Report

INCIDENT NUMBER ██████████
REPORT DATE/TIME 6/10/2022 02:51

VICTIM	NO.1	VICTIM TYPE: <input type="checkbox"/> Individual <input type="checkbox"/> Financial Institution <input type="checkbox"/> Police Officer (In The Line Of Duty) <input checked="" type="checkbox"/> Society / Public <input type="checkbox"/> Other <input type="checkbox"/> Business <input type="checkbox"/> Government <input type="checkbox"/> Religious Organization <input type="checkbox"/> Unknown <input type="checkbox"/> Trooper <input type="checkbox"/> State Agency										
	<input checked="" type="checkbox"/> Victim <input type="checkbox"/> Witness <input type="checkbox"/> Reportee <input type="checkbox"/> Victim Rep		NAME (Last, First, Middle Initial) Society / Public									
	ADDRESS(Street, Apt, City, State, Zip):							PHONE #:				
	OCCUPATION:					STATE EMPLOYEE: <input type="checkbox"/> YES <input type="checkbox"/> NO		SSN:				
	RESIDENTIAL STATUS: <input type="checkbox"/> Resident <input type="checkbox"/> Military <input type="checkbox"/> Other <input type="checkbox"/> Tourist <input type="checkbox"/> Not Reported <input type="checkbox"/> Student <input type="checkbox"/> Unknown					STATEMENT OBTAINED <input type="checkbox"/> YES <input type="checkbox"/> NO TYPE: <input type="checkbox"/> Written <input type="checkbox"/> Oral <input type="checkbox"/> Taped <input type="checkbox"/> Other						
	AGE / DOB		GENDER		RACE :		HEIGHT FROM - TO in		WEIGHT FROM - TO		HAIR	EYES
	EMPLOYER NAME & ADDRESS							PHONE #:				
	VICTIM <input type="checkbox"/> YES INJURED <input type="checkbox"/> NO		IF INJURED, DESCRIBE INJURIES: 1) 2) 3) 4) 5)			VICTIM DECEASED <input type="checkbox"/> YES <input type="checkbox"/> NO		VICTIM REDACTION		TYPE OF REFERRAL		
	AGG. ASLT / HOMICIDE CIR : 1)					2)						
	VICTIM/SUSPECT RELATIONSHIP : 1)Citizen/Society					VICTIM OFFENSE LINK : 1)2903.21 2)2921.31 3)2921.331B 4)2923.16D1 5)4511.19A1A						
JUSTIFIABLE HOMICIDE:			ACTIVITY TYPE			ASSIGNMENT TYPE			LE ORI - OTHER JURISDICTION			
My signature verifies that the information on this report is accurate and true								<input checked="" type="checkbox"/> X		DATE :		

REPORTING OFFICER: Tpr. Kleman, Austin J	UNIT NUMBER: 0702	DATE: 6/10/2022
APPROVING OFFICER: Lt. Root, Dallas E	UNIT NUMBER: 0406	DATE: 6/10/2022



Ohio State Highway Patrol
 REPORT OF INVESTIGATION
 Vehicle Report

INCIDENT NUMBER ██████████
REPORT DATE/TIME 6/10/2022 02:51

VEHICLE INFORMATION									
CHECK CATEGORIES <input type="checkbox"/> Abandoned <input type="checkbox"/> Impounded <input type="checkbox"/> Stolen <input type="checkbox"/> Received <input type="checkbox"/> Recovered <input checked="" type="checkbox"/> Used In A Commission of a Crime <input type="checkbox"/> N/A									
LICENSE GKJ6176	LIC STATE OH	VEHICLE IDENTIFICATION NUMBER / OAN 2C3CDXCT1CH300991			NCIC NO.	STOLEN OPTION		IS VEHICLE LOCATED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	VEHICLE NO. 1
VALUE	VEH YR. 2012	MAKE Dodge	MODEL Charger	STYLE 4Door	VEHICLE COLOR TOP Black BOTTOM Black		TRACK TYPE		
OWNER NAME & ADDRESS (Street, City, State, Zip) Adairia E. R. Kelly 2415 Germantown St, Dayton, OH - 45417								PHONE	
VEH. ASSOC. W/ SUSPECT #		VEH. ASSOC. W/ VICTIM #		TOWED BY : Sandy's		OWNER VERIFIED BY : Registration			
ADDITIONAL DESCRIPTION								DATE TIME NOTIFIED	

REPORTING OFFICER: Tpr. Kleman, Austin J	UNIT NUMBER: 0702	DATE: 6/10/2022
APPROVING OFFICER: Lt. Root, Dallas E	UNIT NUMBER: 0406	DATE: 6/10/2022



Ohio State Highway Patrol
 REPORT OF INVESTIGATION
 Property Report

INCIDENT NUMBER ██████████
REPORT DATE/TIME 6/10/2022 02:51

TYPE PROPERTY LOSS (ENTER CODES BELOW)	1 NONE 2 BURNED	3. COUNTERFEITED / FORGED 4. DESTROYED / DAMAGED / VANDALIZED	5. STOLEN / ETC 6. SEIZED	7. RECOVERED D DAMAGED	E EVIDENCE F FOUND	P PHOTO L LOST	U UNKNOWN
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PROPERTY NO:1	PROPERTY CODE 44	LOSS CODE E	QUANTITY 1.00	PROPERTY VALUE	VICTIM NO. :	SUSPECT NO. : 1	VEHICLE NO. :	VEH LIC STATE :	VEHICLE YEAR :
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PROPERTY DESCRIPTION Smith&Wesson .38 Special	FOUND LOCATION Purple bag on right rear passenger seat
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MAKE / BRAND Smith & Wesson	MODEL .38 Special	SERIAL J610155	N.C.I.C. #
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FIREARM	CALIBER .38	TYPE Pistol - Revolver	BARREL LENGTH 3	FINISH Black	N.C.I.C. ENTRY #
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NARCOTICS	DRUG TYPE	UNIT OF MEASURE	DRUG CODE	PILL TYPE	PILL SHAPE	PILL COLOR1	PILL COLOR2
	PILL MARKING 1			PILL MARKING 2			

OWNER	NAME & ADDRESS Kendall F Woodard 2415 Germantown St,Dayton,OH,45401	OWNER PHONE
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EVIDENCE CODE	EVIDENCE DATE/ TIME 6/10/2022 03:23	EVIDENCE COLLECTED BY (0702) Tpr. Kleman, Austin J	EVIDENCE FINAL DISPOSITION Destroyed	OTHER EVIDENCE
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PROPERTY NO:2	PROPERTY CODE 64	LOSS CODE E	QUANTITY 5.00	PROPERTY VALUE	VICTIM NO. :	SUSPECT NO. : 1	VEHICLE NO. :	VEH LIC STATE :	VEHICLE YEAR :
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PROPERTY DESCRIPTION (5) .38 cal pistol rounds	FOUND LOCATION Inside of firearm cylinder
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MAKE / BRAND	MODEL	SERIAL	N.C.I.C. #
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FIREARM	CALIBER .38	TYPE	BARREL LENGTH	FINISH	N.C.I.C. ENTRY #
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NARCOTICS	DRUG TYPE	UNIT OF MEASURE	DRUG CODE	PILL TYPE	PILL SHAPE	PILL COLOR1	PILL COLOR2
	PILL MARKING 1			PILL MARKING 2			

OWNER	NAME & ADDRESS Kendall F Woodard 2415 Germantown St,Dayton,OH,45401	OWNER PHONE
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EVIDENCE CODE	EVIDENCE DATE/ TIME 6/10/2022 03:23	EVIDENCE COLLECTED BY (0702) Tpr. Kleman, Austin J	EVIDENCE FINAL DISPOSITION Destroyed	OTHER EVIDENCE
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PROPERTY CODES	17 COMP.HARDWARE/SOFTWARE	38 BUSES	60 CHEMICALS
EXCHANGE MEDIUMS	18 OFFICE EQUIPMENT	39 TRUCKS	61 CROPS
01 MONEY	19 STEREO EQUIPMENT, TV AND RADIO (NON-VEHICLE)	40 TRAILERS	62 DOCUMENTS/PERSONAL OR BUSINESS
02 CREDIT/DEBIT CARD	20 RECORDINGS	41 WATERCRAFT	63 EXPLOSIVES
03 NEGOTIABLE INSTRUMENTS	21 SPORTS EQUIPMENT (ALL EXCEPT BICYCLES AND FIREARMS)	42 RECREATIONAL VEHICLE	64 FIREARM ACCESSORIES
04 OTHER EXCAHNGE MEDIUMS	22 PHOTOGRAPHIC EQUIPMENT	43 OTHER MOTOR VEHICLE	65 FUEL
DOCUMENTS	23 FARM EQUIPMENT	WEAPONS	66 IDENTITY-INTANGIBLE
05 NON-NEGOTIABLE INSTRUMENTS	24 HEAVY CONSTRUCTION / INDUSTRIAL EQUIPMENT	44 FIREARMS	67 LAW ENFORCEMENT EQUIPMENT
06 PERSONAL (IDENTITY) PAPERS	25 BUILDING SUPPLIES FOR CONSTRUCTION	45 OTHER WEAPONS	68 LAWN/YARD/GARDEN EQUIPMENT
07 OTHER DOCUMENTS	26 TOOLS	STRUCTURES	69 LOGGING EQUIPMENT
VALUABLES	27 VEHICLE PARTS / ACCESSORIES	46 SINGLE OCCUPANCY	70 MEDICAL/MEDICAL LAB EQUIPMENT
08 JEWELRY/PRECIOUS METALS	28 SCHOOL SUPPLIES	47 OTHER DWELLINGS	71 METALS, NON-PRECIOUS
09 ART OBJECTS, ANTIQUES, ANDOTHER PRECIOUS ITEMS	29 OTHER EQUIPMENT	48 COMMERCIAL/BUSINESS	72 MUSICAL INSTRUMENTS
10 OTHER VALUABLES	CONSUMABLE ITEMS	49 INDUSTRIAL/MANUFACTURING	73 PORTABLE ELECTRONIC COMMUNICATIONS
PERSONAL EFFECTS	30 ALCOHOL	50 PUBLIC/COMMERCIAL	74 WATERCRAFT EQUIPMENT/PARTS/ACCESSORIES
11 CLOTHING FURS	31 DRUGS / NARCOTICS	51 STORAGE	
12 PURCHASES/HANDBAGS/WALLETS	32 CONSUMABLE GOODS	52 OTHER STRUCTURES	
13 OTHER PERSONAL EFFECTS	ANIMALS	OTHER	
HOUSE HOLD ITEMS	33 LIVE STOCK	53 MERCHANDISE	
14 HOUSEHOLD ITEMS	34 HOUSEHOLD PETS	54 OTHER PROPERTY	
EQUIPMENT	VEHICLES	55 PENDING INVENTORY	
15 DRUG/NARCOTIC EQUIPMENT	35 AIRCRAFT	56 SPECIAL CATEGORIES	
16 GAMBLING EQUIPMENT	36 AUTOMOBILES	57 AIRCRAFT PARTS OR ACCESSORIES	
	37 BICYCLES	58 ARTISTIC SUPPLIES OR ACCESSORIES	
		59 CAMPING/HUNTING/FISHING EQUIPMENT/SUPPLIES	

REPORTING OFFICER: Tpr. Kleman, Austin J	UNIT NUMBER: 0702	DATE: 6/10/2022
APPROVING OFFICER: Lt. Root, Dallas E	UNIT NUMBER: 0406	DATE: 6/10/2022



OHIO DEPARTMENT OF PUBLIC SAFETY
OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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Friday, June 10, 2022 05:13

0702 Tpr. Kleman, Austin J

On June 10, 2022, at approximately 0249 hours, I was on stationary patrol on Interstate 75 near mile post 46 in the City of West Carrollton, Montgomery County Ohio. I was parked in the median crossover observing northbound traffic. While on stationary patrol, I observed a vehicle traveling northbound that appeared to be traveling greater than the posted speed limit of 65 MPH. I visually estimated the speed of the vehicle to be approximately 100 MPH. Following the visual estimation, I utilized by Ultralyte LTI laser and confirmed the speed of the vehicle to be 97 and 99 MPH in the clearly posted 65 MPH zone. After the vehicle passed me, I was able to identify it as a dark colored Dodge Charger. After the vehicle passed me, I pulled out into traffic and sped up to catch up to the vehicle. As I was pulling out of the crossover, I was able to smell the odor of burning rubber. Based upon my experience, I knew this smell to be consistent with a vehicle speeding up at an extremely fast rate. I continued to increase my speed to catch up to the vehicle to attempt to make a traffic stop.

After reaching speeds in excess of 130 MPH, I activated my overhead emergency lights and siren as I was gaining only minimal distance on the vehicle. Behind the vehicle with my emergency lights and siren active, the vehicle continued to flee in speeds in excess of 130 MPH. Near mile post 47, the vehicle began weaving in and out of all three lanes through traffic that was also traveling northbound. As we approached mile post 48, traffic dissipated briefly, though the vehicle continued weaving in and out of multiple lanes of travel. As we approached mile post 49, the vehicle was traveling in the center lane at approximately 126 MPH. While in the center lane, the vehicle swerved into the left lane, narrowly avoiding striking a commercial truck. The vehicle then continued weaving between all three lanes of travel. As we approached mile post 50, I was able to obtain a license plate on the vehicle, and was able to fully identify it as a black Dodge Charger with an Ohio registration of GKJ6176. As we continued northbound, the pursuit entered an active work zone with both workers and law enforcement present. Once inside the construction zone, speeds decreased and stayed between 23 and 30 MPH until we neared the end of the construction zone. While in the construction zone, the vehicle continued weaving, almost striking the concrete barrier numerous times.

Near the end of the construction zone, speeds began to pick up again to approximately 66 MPH. Out of the construction zone, the vehicle went from the left lane to the exit lane for US35. At this time, Tpr. S. Schneider, U-1244, joined in the pursuit behind me and took over radio traffic. On the exit ramp, the vehicle straddled the dashed line before getting onto US35 westbound. On US35 west, speeds reached approximately 85 MPH. I pulled up next to the vehicle and was able to observe the driver. I observed that the driver had his window down and was recording the pursuit on his cell phone. When I pulled up next to the vehicle, speeds briefly dropped down to approximately 34 MPH before speeding back up to approximately 75 MPH. The vehicle then took the exit to get off of US35 onto James H. McGhee Blvd. At the top of the ramp, the vehicle came to a stop.

As soon as the vehicle came to a stop, I immediately exited my patrol car and drew my service weapon. I slowly walked back to the rear of my patrol car before taking cover behind Tpr. Schneider's patrol car. As I was moving to cover, I began issuing commands to the driver, ordering him to show me his hands. The driver put his left hand out the driver window and put his right hand out the open sunroof. I then ordered the driver to open the door from the outside with his left hand. I ordered the driver multiple times to open the door, though

REPORTING OFFICER Tpr. Kleman, Austin J	UNIT NUMBER 0702	DATE 6/10/2022
APPROVING OFFICER Lt. Root, Dallas E	UNIT NUMBER 0406	DATE 6/10/2022



OHIO DEPARTMENT OF PUBLIC SAFETY
OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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he did not comply. At that time, I utilized the PA system inside of Tpr. Schneider's patrol car to continue to issue commands to the driver. Once I began utilizing the PA, the driver put his right hand out of the driver window in addition to his left hand. I continued to order the driver to open the door from the outside of the vehicle. Eventually, the driver complied and opened the door. Once the door was open, the driver exited the vehicle and immediately faced officers on scene. At the same time, Officers from the Dayton Police Department arrived on scene to assist. I ordered the driver to face away from officers behind him. The driver eventually complied and faced away. I then ordered the driver to begin to walk backwards towards me. At the same time as I began ordering the driver to begin walking backwards, having multiple officers on scene, I holstered my service weapon and drew my Taser from my duty belt and continued issuing commands for the driver to walk backwards. The driver did not comply, and dropped his hands, though he quickly put his hands behind his back. I, along with Tpr. Schneider and Dayton officers, slowly approached the driver while continuing to give him commands to walk backwards away from the car. The driver continued to not comply with orders, and began to drop his hands and turn towards myself and the other officers.

At that time, I reached forward and took ahold of the driver's right arm, and performed a controlled takedown onto the grass. Once on the ground, we were able to take the driver into custody without further incident. While securing the driver, he repeatedly told me that he wanted me to tase him. Once in handcuffs, we stood him up and escorted him to the side of my patrol car. While walking back to my patrol car, I asked the driver if he had anything on him. The driver stated that he didn't have anything on him, and said that he was ready to die. I retrieved gloves from my car and performed a search of his person. While searching the driver, I advised him of his Constitutional Rights. I then asked the driver if he understood his rights. The driver replied with "uh huh." I then switched the handcuffs that the driver was secured in. While changing out handcuffs, I asked the driver how much he had to drink that night, as I could smell an overwhelming odor of an alcoholic beverage emitting from his person. The driver stated that he did not have anything to drink, and stated that whatever I smelled was coming from someone else.

I instructed the driver to turn around and lean against my car and to face me. I asked the driver if he was wearing contacts. He stated that he did not. I then asked the driver if he had any injuries. He stated that he did not have any injuries. The driver also stated that he was not on any medications, and had not recently used any narcotics. I then instructed the driver to follow my light with his eyes and to keep his head still. I checked the driver's eyes for resting nystagmus, equal tracking, and equal pupil size. I then performed Horizontal Gaze Nystagmus (HGN). To begin HGN, I checked for a lack of smooth pursuit. I performed this by moving my light two seconds out to the left, and two seconds to the center before repeating this on his right side. I performed this test twice observed a clue in each eye both times. I then checked for distinct and sustained nystagmus at maximum deviation. I performed this by moving my light out to maximum deviation and holding it there for approximately six seconds before returning to the center and repeating this on the right side. I performed this test one time and observed a clue in each eye. The driver then stopped complying and would not follow the pen any further. Based upon the driving behavior, strong odor of an alcoholic beverage emitting from his person, and his slurred speech and behavior, and upon my training and experience, I determined that the driver was also impaired.

I placed the driver in the rear of my patrol car, and asked Tpr. Schneider to begin an administrative inventory of the vehicle. I checked the wallet that I removed from his pocket and located an Ohio Driver's License. I

REPORTING OFFICER Tpr. Kleman, Austin J	UNIT NUMBER 0702	DATE 6/10/2022
APPROVING OFFICER Lt. Root, Dallas E	UNIT NUMBER 0406	DATE 6/10/2022



OHIO DEPARTMENT OF PUBLIC SAFETY
OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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matched the image on the license with the driver I had in custody, and was able to identify the driver as Kendall Woodard (██████████). While Tpr. Schneider was conducting an administrative inventory of the vehicle, I called Sgt. Griffith, U-1462, and advised him of the situation. During the inventory, Tpr. Schneider located a loaded Smith & Wesson .38 caliber revolver on the right rear passenger seat. I instructed her to keep it where she located it, and retrieved my camera to photograph the firearm. I photographed it where it was located, removed it from the vehicle, and rendered it safe. Additional photographs were taken before I secured the firearm in my patrol car along with the ammunition. Nothing additional was located in the vehicle. Sandy's Towing was called to take the vehicle from the scene.

While we were conducting an administrative inventory of the vehicle, Woodard began kicking the left rear passenger door and window, though I did not initially observe this. As we were finishing up the inventory, Woodard again began kicking the door and window. I walked over to my patrol car, opened the door, and ordered Woodard to stop kicking. Woodard stated that he was not in my jurisdiction and that his "people were coming for me." As soon as I shut the door, Woodard began screaming and kicking my window again. I pulled Woodard to the passenger side of my patrol car and put him in a seat belt. Woodard attempted to resist as we placed the seat belt on him, but we were able to secure him in the seat belt. However, as soon as we walked away, he took the seat belt back off. We returned to the car and put the seat belt back on him. Once again, he immediately took the seat belt off.

I advised dispatch that Woodard refused to keep his seat belt on, and that I was going to transport Woodard to the Montgomery County Jail. Once at the jail, I was met in the sally port by deputies and corrections officers who took custody of Woodard and escorted him into the jail facility. Inside the jail facility, Sgt. Griffith was able to obtain a statement from Woodard. Corrections staff also photographed Woodard for us once in the holding cell. DNA was not able to be collected due to his combative behavior. Once Woodard was incarcerated, I returned to the Dayton Post of the Ohio State Highway Patrol. There, I packaged the firearm to be transported to the District 5 OIS Locker for a test fire and storage.

During the incident, no Division personnel or equipment was injured or damaged. The total length of the pursuit was approximately 7.5 miles, and lasted 7 minutes and 30 seconds. The top speed of the pursuit was approximately 134 MPH.

Pending charges against Woodard include:

- 2921.331B - Failure to Comply by Fleeing in a Motor Vehicle (F3)
- 2923.16D1 - Improper Handling of a Firearm while OVI (F5)
- 4511.19A1a - Operating a Vehicle Impaired (M1)
- 2321.33 - Resisting Arrest (M2)
- 2917.11B1 - Persistent Disorderly Conduct (M4)
- 4511.21D3 - Speed 99/65 (MM)

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OHIO DEPARTMENT OF PUBLIC SAFETY
OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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4511.33 - Marked Lanes (MM)

4511.39 - Turn Signal Violation (MM)

4511.991 - Distracted Driving (MM)

Friday, June 10, 2022 05:42

1244 Tpr. Schneider, Sabrina Paige

On June 10th, 2022 at approximately 0252 hours Trooper A. Kleman U-702 was involved in a pursuit in IR-75 Northbound from milepost 47. I got in position at mile marker 51 and took over radio traffic in the pursuit.

The defendant went westbound on US 35. There was no traffic, speed was approximately 45 MPH and the defendant had his right turn signal on. We passed the Georgetown exit at approximately 70 MPH. Trooper Kleman identified the driver as a black male with a beard and being the only occupant in the vehicle. The driver then exited on James H. McGee and put on his left turn signal. The driver came to a stop.

The driver was then instructed to show his hands. He put his left hand out the driver side window and his right hand out the sun roof. The driver was instructed to open the door with his left hand from the outside of the vehicle. The driver was non-compliant with Trooper Kleman's orders. Trooper Kleman started giving commands with my cruiser's PA system and the driver exited the vehicle. The driver was ordered to face away from us. The driver was facing towards us. Trooper Kleman switched to non-lethal force and advised the driver that is he did not face away from us and walk backwards that he was going to be tased. The driver told us to just tase him. Trooper Kleman and 2 Dayton PD officers assisted the defendant to the ground and restrained him. The defendant was secured in Trooper Kleman's cruiser.

The defendant was transported to the Montgomery County jail by Trooper Kleman. I completed the vehicle inventory. The vehicle was towed by Sandy's towing.

Friday, June 10, 2022 07:10

1462 Sgt. Griffith, Joseph R

Trooper Austin Kleman (Unit 702) was involved in a pursuit this morning. At 2:51 AM, Trooper Kleman attempted to initiate a traffic stop at 2:51 AM on the suspect vehicle on Interstate 75 NB near MP 46 for traveling 99 MPH in a 65 MPH zone. Trooper Kleman activated his emergency pursuit lights and then his sirens once the vehicle refused to stop. The pursuit continued NB on IS 75 until it exited onto US 35 WB. Trooper Sabrina Schneider (Unit 1244) joined the pursuit on IS 75 near the US 35 exit and took over calling the pursuit. Dayton Police Department arrived on scene to assist. A short time later, the driver exited the vehicle on his own.

The suspect continued to be non-compliant to orders, resulting in Trooper Kleman and an officer from DPD using an arm bar to place him on the ground. Trooper Kleman determined the driver was intoxicated as well. The suspect was placed in handcuffs, read his Miranda Rights, searched and secured in the rear seat of Trooper Kleman's patrol vehicle. During the administrative inventory, a loaded revolver was found on the right rear passenger seat. While in the back seat of Trooper Kleman's patrol vehicle, the suspect was kicking the left rear

REPORTING OFFICER Tpr. Kleman, Austin J	UNIT NUMBER 0702	DATE 6/10/2022
APPROVING OFFICER Lt. Root, Dallas E	UNIT NUMBER 0406	DATE 6/10/2022



OHIO DEPARTMENT OF PUBLIC SAFETY
OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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passenger door and window. Trooper Kleman noted he had put the seatbelt on the suspect multiple times, but the suspect continued to take it off. Trooper Kleman transported the suspect to the Montgomery County Jail where I met up with him.

While in the jail, the MCSO would not allow us to go into the cell to take photographs of the suspect due to his combative nature. They would only allow one of their jailers to take photographs of the suspect, resulting in three photographs. An brief written interview was conducted with the suspect through the jail cell door, as the MCJ supervisor said they don't allow prisoners to be interviewed. The suspect said he was coming from Cheeks Gentlemen's Club, and he was going home. He said he was very close to being home when he was pulled over. He said he didn't see Trooper Kleman's patrol vehicle lights, nor did he hear the sirens throughout the duration on IS 75 and US 35. He was asked why he didn't stop, and he said he did stop. He was asked about the revolver, and he said it was his brothers. The suspect also said he carries his brother's revolver around for protection.

There were no injuries reported by Trooper Kleman or Trooper Schneider. The suspect said he had a scuffed up knee, but I did not see any signs of any injuries on his knee. There was no property damage. The pursuit covered approximately 7.5 miles and lasted approximately 5 minutes. According to Trooper Kleman, his top patrol car speed was approximately 133 MPH.

Thursday, June 16, 2022 13:00 **0406 Lt. Root, Dallas E**

The property was removed from evidence locker 1. I unsealed the gun box and verified the serial number and property listed on the HP-28 matched. The property was relayed to Piqua District Headquarters.

Wednesday, June 22, 2022 10:47 **1690 Sgt. Schmutz, Bo M**

The firearm was taken out of the temporary evidence locker and placed into the Piqua District Evidence Locker. The firearm was test fired and functioned properly, firing one round down range.

Wednesday, July 6, 2022 01:37 **0702 Tpr. Kleman, Austin J**

Case will be forwarded to the Prosecutors Office once the weapon has been test fired.

Friday, August 5, 2022 01:21 **0702 Tpr. Kleman, Austin J**

Waiting for the weapon to be test fired. An email was sent to OIS for a status update.

Sunday, September 4, 2022 05:57 **0702 Tpr. Kleman, Austin J**

Follow-up email has been set to OIS regarding the weapon test fire.

REPORTING OFFICER Tpr. Kleman, Austin J	UNIT NUMBER 0702	DATE 6/10/2022
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OHIO STATE HIGHWAY PATROL

**REPORT OF INVESTIGATION
INVESTIGATIVE NOTES**

INCIDENT NUMBER ██████████	REPORT DATE/TIME 6/10/2022 02:51	PHOTO POUCH NUMBER ██████████
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Wednesday, September 7, 2022 05:48 **0702 Tpr. Kleman, Austin J**

Case was forwarded to the Prosecutors Office for review.

Friday, September 30, 2022 22:45 **0702 Tpr. Kleman, Austin J**

Case was presented to the Grand Jury this morning.

Tuesday, November 1, 2022 23:26 **0702 Tpr. Kleman, Austin J**

Woodard was indicted on all charges and subsequently entered into a not guilty plea.

Wednesday, December 7, 2022 23:43 **0702 Tpr. Kleman, Austin J**

Final pre-trial has been set for 2/22/23 and trial is set for 3/6/23.

Wednesday, March 1, 2023 15:24 **1690 Sgt. Schmutz, Bo M**

11.03.22 1225 hrs

The firearm was transported to the Dayton Patrol Post Evidence Locker for Administrative purposes.

Wednesday, March 8, 2023 01:14 **0702 Tpr. Kleman, Austin J**

Defendant entered into a guilty plea on the failure to comply charge on 2/22/23. All remaining charges were dismissed. The defendant additionally agreed to a forfeiture of the firearm.

Final disposition and sentencing has been set for 3/22/23. The case will be updated with the sentencing following the final disposition.

The case can be closed once the firearm has been destroyed.

Thursday, April 6, 2023 23:21 **0702 Tpr. Kleman, Austin J**

Case can be closed once firearm is destroyed.

Sunday, June 11, 2023 21:14 **1685 Sgt. Hess, Bradley**

Firearm was transported to the Ohio State Highway Crime Lab for destruction. Case will now be closed.

REPORTING OFFICER Tpr. Kleman, Austin J	UNIT NUMBER 0702	DATE 6/10/2022
APPROVING OFFICER Lt. Root, Dallas E	UNIT NUMBER 0406	DATE 6/10/2022