



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



2023-2941  
Officer Involved Critical Incident - 5230 Douglas Drive,  
North Olmsted, Ohio 44070

**Investigative Activity:** Review of Incident Report  
**Involves:** Westlake Police Department (O)  
**Activity Date:** 03/11/2024  
**Activity Location:** BCI Richfield  
**Authoring Agent:** SA Matthew Armstrong #146

**Narrative:**

On November 9, 2023, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Matt Armstrong (Armstrong) received a copy of the Westlake Police Department (WPD) incident report related to the November 4, 2023, officer-involved shooting. The document was provided by WPD Sergeant Richard Lea and has been attached to this report for further review.

On March 11, 2024, SA Armstrong reviewed the report and noted the following:

Incident/Offense Report [REDACTED]

The report included narratives completed by the following WPD officers:

- Sergeant Joshua Frey
- Officer Andrew Posante

In reviewing the report, SA Armstrong learned the following:

- WPD Officer Andrew Posante (88AP) worked in conjunction with North Olmsted Police Department (NOPD) Officer Wolcott to move the handgun away from the involved subject and remove a section of fencing. They then moved the involved subject to an area where they assessed him and began CPR.
- WPD Officer Matt Craig (66MC) and WPD Officer CJ McArthur (100CM) transported NOPD [REDACTED] [REDACTED] to St. John West Shore Medical Center.
- Sergeant Frey collected [REDACTED] [REDACTED] s [REDACTED] Glock Model 17, pistol, SN: [REDACTED] along with 3 magazines. Sergeant Frey determined two magazines each contained 17 live cartridges and the third magazine contained 9 live cartridges. There was also one live cartridge in the chamber of the gun for a total of 44 unfired cartridges. Sergeant Frey indicated based on the count it appeared [REDACTED] [REDACTED] fired 8 cartridges. He secured the firearm in an evidence

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storage locker and provided the key to Sergeant Doug Shelby (SDWS).

- WPD [REDACTED] [REDACTED] [REDACTED] photographed [REDACTED] [REDACTED] in the uniform he was wearing at the time of the incident.

Included with the report were the photographs of [REDACTED] [REDACTED] Photographs of [REDACTED] [REDACTED] and Officer CJ McArthur were also included.

SA Armstrong did not identify any other relevant information which had not previously been discovered throughout the investigation.

**Attachments:**

1. 2023-11-09 Westlake PD Incident Report and Photographs

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# WESTLAKE POLICE DEPARTMENT

27300 Hilliard Blvd Westlake, OH 44145 440-871-3311



Incident Number

## Incident / Offense Report

[REDACTED]

Offense	Method Received <b>R</b>	Time Received <b>11/04/2023 01:42:41</b>	Time Dispatched <b>11/04/2023 01:43:20</b>	Time Arrived <b>11/04/2023 01:51:30</b>	Time Cleared: <b>11/04/2023 05:18:50</b>
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Report Date / Time		Incident Occurred From		Incident Occurred To	
Date	Time	Date	Time	Date	Time
<b>Saturday 11/04/2023</b>	<b>05:25:00</b>	<b>Saturday 11/04/2023</b>	<b>01:42:41</b>	<b>Saturday 11/04/2023</b>	<b>01:42:41</b>

Location of the Incident (Street #, Street, Apt. #, City, State, Zip)

Zone

**[REDACTED] N OLMSTED OH 44070**

Persons Involved: **THOMAS JOHN NOCK - SUS**  
**[REDACTED] - OIV**  
-  
-  
-  
-

Property:  
Amount:  
Type: **MUTUAL AID**

Units:	Officers:	
1st: <b>00CM</b>	<b>CHARLES MCARTHUR</b>	<b>JOHN HANNEWALD</b>
2nd: <b>34JC</b>	<b>JASON CARMAN</b>	<b>JOSHUA FREY</b>
3rd: <b>87SB</b>	<b>STEPHEN BARNIE</b>	<b>[REDACTED]</b>
4th: <b>88AP</b>	<b>ANDREW POSANTE</b>	<b>JEREMIAH BULLINS</b>
5th: <b>[REDACTED]</b>	<b>[REDACTED]</b>	Photos: <b>14</b>

Codes:	Descriptions:	OFFENSES
<b>8998</b>	<b>MUTUAL AID REQUESTED / RECEIVING AGENCY / GIVEN</b>	

Weapons Used: Trade Marks: Hate Bias

Entry: Location Type:  
**Single Family Home**

Refer to Arrest: Incident #: Tow#: Dispatcher: **DEG** Officer in Charge: **SJRL** Entry Id: **DEG**

Case Status: **CLOSED** Cleared Date: Cleared By:

**Narrative:** [REDACTED] **Page: 1**

On 4 November 2023, WPD units were requested to an address in North Olmsted for a possible attempted murder.

**RICHARD LEA**

Reviewing Supervisor:

**SGT JOSHUA FREY**

Bureau Supervisor:

Officer:

# WESTLAKE POLICE DEPARTMENT



Incident Number



Page # 2

## Persons Involved with Incident

**Incident #:** [REDACTED]      **Relation:** SUS      **Arrest #:** [REDACTED]      **CAD #:** [REDACTED]      **Date of Contact:** 11/04/2023      **Phone:** [REDACTED]

**First Name:** THOMAS      **Middle:** JOHN      **Last Name:** NOCK      **Til:** [REDACTED]      **DOB:** 11/14/1995      **SSN:** [REDACTED]      **Pager:** [REDACTED]

**Street #:** 24565      **Street Name:** CLARESHIRE DR APT      **Apt:** [REDACTED]      **City:** NORTH OLMSTED      **St:** OH      **Zip:** 44070      **Cell Phone:** [REDACTED]      **Employer Phone:** [REDACTED]

**Hgt:** 602      **Wgt:** 190      **Hair:** BRO      **Eyes:** BLU      **Race:** M      **Sex:** M      **Physical Marks:** [REDACTED]

**Offenses:**

**Resident Class:** [REDACTED]      **Victim Type:** [REDACTED]

**Incident #:** [REDACTED]      **Relation:** OIV      **Arrest #:** [REDACTED]      **CAD #:** [REDACTED]      **Date of Contact:** 11/04/2023      **Phone:** [REDACTED]

**First Name:** [REDACTED]      **Middle:** [REDACTED]      **Last Name:** [REDACTED]      **Til:** [REDACTED]      **DOB:** 01/28/1995      **SSN:** [REDACTED]      **Pager:** [REDACTED]

**Street #:** [REDACTED]      **Street Name:** [REDACTED]      **Apt:** [REDACTED]      **City:** NORTH OLMSTED      **St:** OH      **Zip:** 44070      **Cell Phone:** [REDACTED]      **Employer Phone:** [REDACTED]

**Hgt:** 505      **Wgt:** 140      **Hair:** BLN      **Eyes:** BLU      **Race:** M      **Sex:** M      **Physical Marks:** [REDACTED]

**Offenses:**

**Resident Class:** [REDACTED]      **Victim Type:** [REDACTED]

SGT JOSHUA FREY

\_\_\_\_\_  
Reviewing Supervisor:

\_\_\_\_\_  
Bureau Supervisor:

\_\_\_\_\_  
Officer:



# WESTLAKE POLICE DEPARTMENT



Incident Number

Investigative Report

Title / Subject: MUTUAL AID

On 4 November 2023, at approximately 0142 hours, NOPD broadcast that they were responding to a possible attempted murder. Specifically, NOPD broadcast that a 3rd party caller was approached by a bloodied male who stated someone was trying to kill his uncle, gave the address of [REDACTED] then ran off. WPD units began heading toward the call, which was at [REDACTED] in North Olmsted. While en route, NOPD units on scene transmitted that they thought they had heard gunfire from the backyard area of [REDACTED]. Responding units were 66MC/100CM, 57JB/98JH, [REDACTED] [REDACTED] 88AP and myself S11. As I arrived on Berkshire and [REDACTED] I parked my cruiser and grabbed the LL launcher from my cruiser. As I did this, NOPD advised a male suspect was running west through back yards toward Berkshire. I saw an NOPD officer and [REDACTED] [REDACTED] heading through an opening between back yards from [REDACTED] north bound. I approached the second house on Berkshire from [REDACTED] on the east side of the street, I believe the address was 5219 Berkshire. I linked up with 57JB/98JH. As we were heading toward the backyard on the north side of 5219 Berkshire we heard multiple gunshots in quick succession. I realized my body camera had not yet been activated and I activated same. I radioed "shots fired". We took cover and went around to the south side of the house and slowly went to the backyard and took cover behind a large shed. We could see officers at the back of the yard to the east at the corner of the fencing, near some brush and a large tree. They called out to the suspect not to move and radioed that they had a male at gunpoint. I called for a squad and advised that the scene was not safe at that time. I learned that an officer had been hit and tried to ascertain who it was. I was also trying to find out where the suspect was exactly. 98JH had a patrol rifle and I had my service weapon and a LL launcher. 57JB had his service weapon and had a drone ready to deploy. 57JB attempted to get the drone in the air, but the battery had not been charged, so he was unable. I radioed that info in. 88AP (Shield) linked up with PTL Wolcott (patrol rifle) from NOPD and approached where the suspect was from the back yard of 5219 Berkshire. While 88AP held cover, Wolcott pulled a section of the fence down and they pulled the suspect out and assessed him and began CPR on him. I heard what sounded like more gunshots coming from down the street near the original call. I radioed to see if anyone was at the house and got no response, so I got back to my cruiser and headed toward the house. I parked and saw that the house was fully engulfed. Officers were at the houses to the east and west alerting residents to evacuate. I spoke to 5JB/98JH and found out that it was a NOPD officer who was hit, and that 66MC/100CM had transported him directly to SJMC. I got back in my cruiser and headed toward Douglas Drive to evacuate residents there. I contacted residents at 5187 and 5203 Douglas and advised them to evacuate due to the fire. I headed back to [REDACTED] and met up with 88AP who advised me that [REDACTED] had been involved in the shooting and was by Berkshire and [REDACTED] I headed there and assessed [REDACTED] and checked his state of mind. I took custody of his firearm (Glock 17 serial number [REDACTED] and 3 magazines (17rd, 17rd, 9rd) and rendered the firearm safe and put the round from the chamber into the magazine that was in the firearm during the shooting. It appeared by the round count that he had fired 8 rounds of Federal 147gr HST duty ammo. He removed his weapon light from the weapon, but it was otherwise preserved just as stated above. I issued him the spare Glock 17 Serial [REDACTED] I called for a squad to check [REDACTED] out. A passenger car approached and stopped near the intersection of [REDACTED] Berkshire. I spoke to her and learned that she was the owner of the house that was on fire. I advised NOPD and had her park behind our cruisers on [REDACTED] [REDACTED] was cleared and refused transport. CKCB arrived and I conferred with him and SJRL. CKCB advised me to have [REDACTED] [REDACTED] head back to WPD to decompress and get something to eat/drink. CKCB advised [REDACTED] to photograph [REDACTED] as he was, in his full uniform. The Detective Bureau arrived and DJBS was tasked to be a liaison with BCI once they arrived. Eventually I cleared the scene and headed back to WPD, where I placed [REDACTED]'s firearm into the evidence locker pass through. The key for the locker was passed along to SDWS at shift change. It was later recovered by BCI, who responded to WPD to collect it.

By: SGT JOSHUA FREY

Badge# SJAF Date: 11/04/2023 Time: 05:33:22 No. 001 Page #: 4

Reviewing Supervisor: \_\_\_\_\_

Date: \_\_\_\_\_

# WESTLAKE POLICE DEPARTMENT



Incident Number

Investigative Report

Title / Subject: MUTUAL AID

██████████

On 11-4-23, WPD officers responded to the area ██████████ in North Olmsted, for a request of mutual aid from NOPD. The following are the facts related to this assist.

At 0142 on the above date and time, a radio broadcast was made by NOPD dispatchers that they had just received a call from a female. The female stated to dispatchers that she was approached by a male who was covered in blood and only stated that somebody was trying to kill him and his uncle. The male ran off prior to the female completing the phone call to 911. After hearing this on the radio all WPD officers began to respond to the scene.

As I was traveling to the scene I continued to monitor my Police Radio for any updated information that may be provided. While in route, other WPD officers had already arrived to assist with a hasty perimeter. It was at that time that the radio again crackled with a NOPD officer stating, did you hear that? that was a gunshot!. Few seconds later NOPD reported that there appeared to be smoke coming from inside the house. All most simultaneously NOPD reported a male running westbound from the house towards Berkshire.

It was at this time I began driving code three to their location to assist. As I was continuing, NOPD reported that they had him at gun point in a back yard, there was then silence for several seconds and then there was a report of shots fired. As I continued to the scene the report that an officer was shot was stated over the radio and that Ptl McArthur and Craig were going to be self-transporting him to the hospital. Almost simultaneously as they began to transport the injured officer I arrived on scene and parked my vehicle near the intersection of ██████████ and Berkshire at the last known location that I heard on the radio. I exited my vehicle and encountered Ptl Hannewald, I asked where everybody was at and he directed me towards ██████████ I proceeded towards ██████████ where I observed a contingent of WPD and NOPD officers behind cover and oriented north with their firearms at the ready towards a bushy/wooded area. As I approached they were giving verbal commands in the direction that they were pointed but I still could not observe the suspect on my approach.

Once at their location I conferred with officers already on scene who advised where the suspect was. I was then able to visually locate the suspect who laying on right side with his head pointed South and head North. The male was appeared to be between a short picket fence and large row of bushes. The male was not responding to any commands that were given from officers. He laid completely still, when there would be a lull in the commands given by officers, I could hear that the male was having extremely labored breathing. I then coordinated with NOPD and WPD officers on scene about how we would approach the male. ██████████ ██████████ retrieved a ballistic shield form the rear of his cruiser and provided me with same. As we were coordinating our approach to the male, we could hear what appeared to be a house fire at the original location that the male was observed.

Once receiving the shield from ██████████ I gave my rifle ██████████ to maintain cover on the male as we approached. Officer Wolcott provided lethal cover and I carried the shield. We then approached the male from west to east through the backyard of 5219 Berkshire. Once we got closer to the male we could see through the picket fence that male laying completely still. The males left arm was completely bent at a 45 degree angle and there was a semiauto pistol pointing towards the males face with the bottom of the grip pointing towards to the sky. The male was agonal breathing and still not responding to any commands. Officer Wolcott was able to remove two picket fence slats while I provided cover and protection with the shield. He was able to reach in and remove the firearm while I provided lethal cover, this action was done without incident. As Officer Wolcott reached to retrieve the firearm the male never moved, he then placed the firearm on the ground behind

By: PTL ANDREW POSANTE

Badge# 088

Date: 11/09/2023 Time: 06:54:00 No. 002 Page #: 1

Reviewing Supervisor: \_\_\_\_\_

Date: \_\_\_\_\_

# WESTLAKE POLICE DEPARTMENT



Incident Number

Investigative Report

Title / Subject: MUTUAL AID



us.

Once the firearm was removed, I was able to remove an entire section of the picket fence. It was at this time I was able to pull male from out in to the open, the males body was completely limp and I could observe a large wound to the area of his jaw. The male was secured in handcuffs, search for any addition weapons. Once that was completed officers began CPR/First aid until the arrival of medics.

By: PTL ANDREW POSANTE

Badge# 088

Date: 11/09/2023 Time: 06:54:00 No. 002 Page #: 2

Reviewing Supervisor: \_\_\_\_\_

Date: \_\_\_\_\_



MISSION: M

POLICE





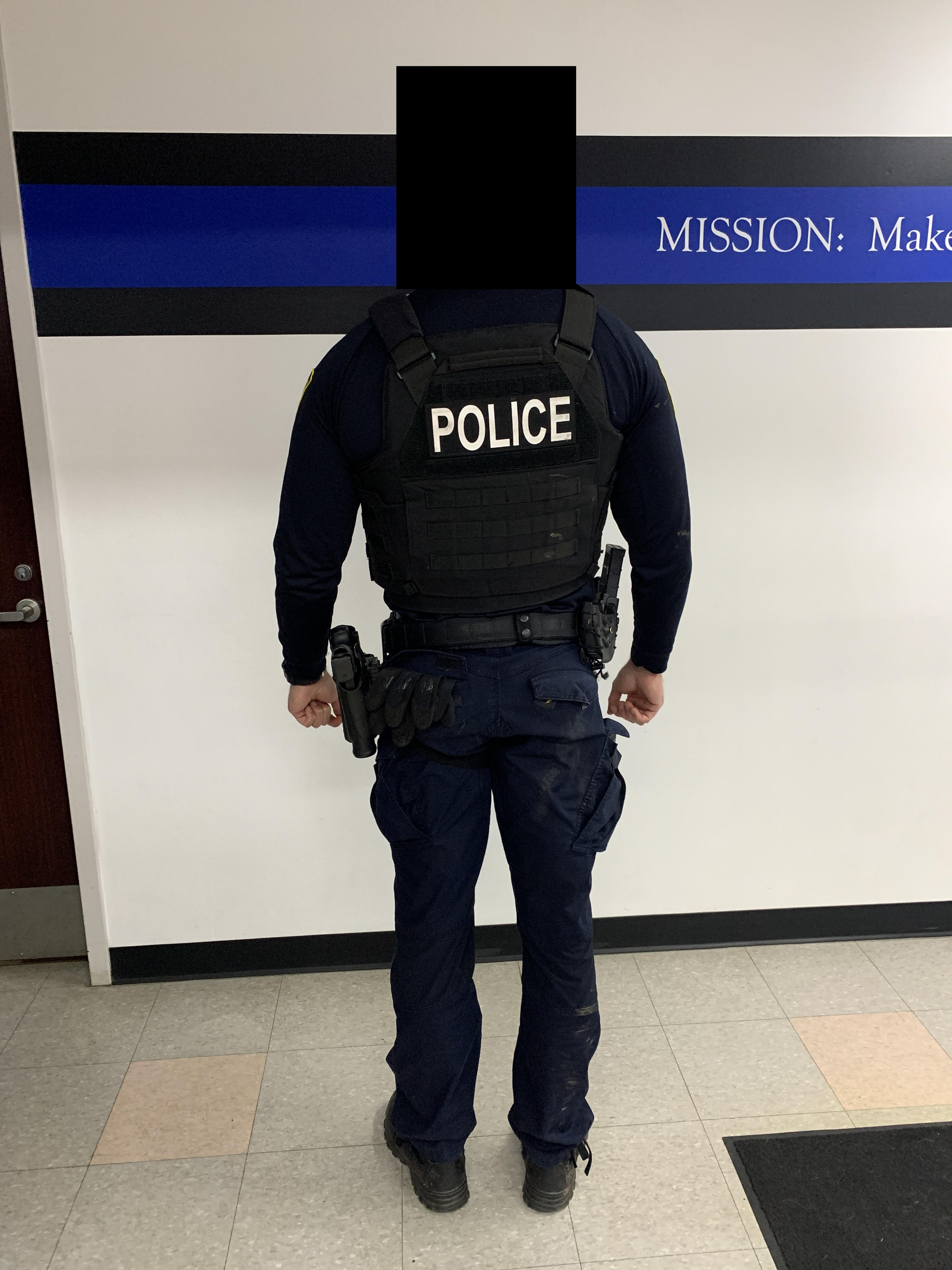
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BP600





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BP60





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BP60









DeFumigator

FR200

Blue beaded bracelet

Medical kit with orange cross symbol



**ILLINOIS STATE TROOPER KILLS  
TWO SISTERS WHILE DRIVING 126 MPH**



The day after Thanksgiving in 2007, Illinois State Trooper Mitch Mitchell was driving 126 MPH when he lost control of the patrol car he was driving. His vehicle crossed the center median, became airborne and crashed into a car occupied by 18-year-old Jessica and her 16-year-old sister Malli. Both girls were killed on impact.

Trooper Mitchell was texting and making personal cell phone calls at the time of the crash. He was subsequently prosecuted for negligent homicide.

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ILLINOIS STATE TROOPER  
LAW OFFICER







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