



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



2022-1480  
Officer Involved Critical Incident – 5945 SR 48, Clearcreek  
Township, OH (L)

**Investigative Activity:** Interview with Officer  
**Involves:** Mark E. Evers (S), Robert Burd (W)  
**Date of Activity:** 07/25/2022  
**Activity Location:** Clearcreek Twp. Police Department – Business – 7593 Bunnell Hill  
Road, Springboro, OH 45066  
**Author:** SA Steven Seitzman

**Narrative:**

On July 25, 2022, at 1207 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agents Steven Seitzman (SA Seitzman) and Richard Ward (SA Ward) conducted an interview with Ohio State Highway Patrol Sergeant Robert Burd (Sgt. Burd) regarding his involvement in the Officer–Involved Critical Incident (OICI) that took place on July 12, 2022, in Clearcreek Township. Sergeant Burd was identified as a law enforcement officer who responded to the scene of the OICI to provide mutual aid. The interview took place at the Clearcreek Township Police Department. The interview was recorded on a handheld digital recording device.

The details below summarize the pertinent portions of the recorded interview and are not a verbatim account. Further, this report was placed in a chronology to aid the reader’s overall understanding of the information elicited during the interview and may not be reflective of the actual sequencing of questions. It is suggested that the full audio recording be reviewed to clarify the content of the interview.

Trooper Burd advised BCI agents that he has been employed by the Ohio State Highway Patrol for approximately thirty years. He has been a sergeant for approximately fifteen years. He is currently assigned to the Warren County (Lebanon) Post as a supervisor. His duty hours are 1400–2200.

Regarding his involvement in the OICI, Sgt. Burd said the following:

Sgt. Burd had just pulled into the Ohio State Highway Patrol Warren County (Lebanon) Post. He was informed by Trooper Benjamin Kirby (Trooper Kirby) that an officer had just been shot in Clearcreek Township. He responded to the area, along with Trooper Kirby and Trooper James Tarver (Trooper Tarver). He advised that he and Trooper Kirby were wearing body–worn cameras.

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Sgt. Burd arrived behind Trooper Kirby. He observed a damaged white SUV at the entrance to the driveway. He described the damage as "contact damage" on the left side. There were two female subjects next to the SUV. He proceeded up the driveway and turned left where it forked. He noticed several police cruisers and fire/EMS vehicles. He followed other law enforcement officers to the scene. He saw Clearcreek Police Sergeant Nicole Cordero and noticed that she had blood on her hands. He inquired if she was okay, to which she responded that she was. She then got into her car and made a phone call.

Sgt. Burd saw that several people were tending to Clearcreek Police Officer Eric Ney, so he went over to the suspect, later identified as Mark E. Evers (Evers). He intended to administer aid; however, he learned from an unknown law enforcement officer that Evers had an entrance and exit wound to the temple. Based on that information, he did not render aid.

Sgt. Burd met with the Springboro Police supervisor [identified through investigation as Sergeant Eric Kuhlman], who had taken over command of the scene. Sgt. Burd saw a male subject, later identified as David Ward, wandering around the scene. He placed him in handcuffs and explained that he was being detained. He placed him in a Clearcreek police cruiser.

Sgt. Burd then conducted a security sweep of the residence with Trooper Kirby and Trooper Tarver. They forced entry by kicking the rear door. He said a glass panel was kicked out and entry was made. They searched each room, finding no one inside the residence. They secured dogs inside the laundry room.

After the residence was cleared, Sgt. Burd assisted with securing the scene with crime scene tape.

The interview was concluded at 1216 hours. The audio recording is attached below.

**Attachments:**

Attachment # 01: 2022-07-25 / Ohio State Highway Patrol Sergeant Robert Burd Interview

# **Exhibit 1**

**Included as a separate file.**