



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: Neighborhood Canvass

Involves: Ursula McTaggart (W), Laura Lander (W), William Lander (W), Charles Locy (W), Kelly Horton (W), Ivan Wood (W), Glenn Perry (W), Jeff Hoak (W), Jeanette Hoak (W), Samantha Hoak (W), Stephanie Grieder (W), Olivia Davenport (W), Theresa Rodgers (W), Kayla Morgan (W), Christian Tummler (W), Matt Brandt (W), Desarae Pesola (W)

Date of Activity: 06/18/2023

Activity Location: Lander, Laura – Home – 437 E. Mulberry, Lebanon, OH 45036, Warren County

Author: SA David Hornyak, #112

Narrative:

On June 18, 2023, Ohio Bureau of Criminal Investigation (BCI) Special Agent Dave Hornyak conducted a neighborhood canvass in regard to an Officer-Involved Critical Incident that occurred the prior evening. Sgt. Jim Burns of the Lebanon Police Department remained in the vicinity during the canvass. Information obtained is as follows:

- 444 E. Mulberry – Ursula McTaggart was unaware of the incident; she and her family saw and heard nothing.
- 437 E. Mulberry – Laura and William Lander were home with their young grandchild when they saw the police lights on the street. When hearing officers telling a subject to "Put the gun down!" they all took shelter in the center of their home. They heard police repeatedly give commands ordering the subject to put down his weapon. The Landers also heard police repeating "Get down! Get down!" along with someone saying, "Hey, he's got a rifle!" The Landers also heard gunshots during the incident, and stated that case subject Dione Kellum apparently had been living in the backyard of 439 E. Mulberry beginning around Memorial Day weekend. *Agent's Note: Ring doorbell video was later collected from this residence by BCI.*
- 435 E. Mulberry – Charles and Lisa Locy heard gunshots only.
- 429 E. Mulberry – Colten Mounce did no see or hear the incident.
- 427 E. Mulberry – Kelly Horton saw the police lights around 2350 hours and heard someone yelling, "Put the fucking gun down!" approximately 8–10 times. She also heard an officer yelling, "Don't do it!" and then heard 2–3 gunshots followed shortly after by

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5-7 gunshots. Ms. Horton felt that the police afterward were frustrated that the incident resulted in a shooting. She believed a male who had been sleeping in a trailer at the incident location was the person who was shot.

- 436 E. Mulberry – Ivan and Julianne Wood saw the police lights on the street only.
- 445 E. Mulberry – No answer at door.
- 447 E. Mulberry – No answer at door.
- 446 E. Mulberry – Glenn and Christina Perry did not know anything about the incident until reading about it on Facebook the morning after.
- 446 E. Main – Jeff, Jeanette, and Samantha Hoak did not know anything about the incident until they woke up in the morning and learned about it from neighbors.
- 448 E. Main – No answer at door.
- 444 E. Main, Unit A – Stephanie Grieder was home with her boyfriend Josh McQuery. They were at the front of the residence unaware of the incident taking place until they heard "Pop, pop, pop!" and then possibly two more gunshots. They have no further direct knowledge of the incident.
- 444 E. Main, Unit B – Olivia Davenport heard two or three gunshots, but did not hear or observe anything else. There are two cameras on her property that face where the incident occurred; however, they are both currently inoperable.
- 434 E. Main – Theresa Rodgers was awakened when she heard "...a loud bang." She did not get up to see what it was. Relatedly, she had recently called the Lebanon Police Department about a male who had been sleeping in the backyard of the residence where the incident occurred.
- 28 Chillicothe Ave. – Kayla Morgan heard a "pop" and thought it was a firework until approximately 30 seconds later when she heard 4-5 more similar pops. Christian Tummler heard 2-3 "pops" and then saw 4-6 law enforcement officers coming down the street and pointing a gun at someone who was on the ground. He did not see the actual shooting incident.
- 448 E. Main – Matt Brandt and Desarae Pesola heard noises at approximately 2358 hours that they took to be 5-6 fireworks going off. They did not see or hear anything else.

Attachments:

- Attachment # 01: Canvass 448 E. Main – Brandt and Pesola
- Attachment # 02: Canvass 28 Chillicothe – Morgan
- Attachment # 03: Canvass 444 E. Main – Grieder
- Attachment # 04: Canvass 444 E. Main – Unit B – Davenport
- Attachment # 05: Canvass 446 E. Main – Hoaks
- Attachment # 06: Canvass 427 E. Mulberry – Horton
- Attachment # 07: Canvass 446 E. Mulberry – Perry
- Attachment # 08: Canvass 429 E. Mulberry – Mounce
- Attachment # 09: Canvass 435 E. Mulberry – Locy
- Attachment # 10: Canvass 437 E. Mulberry – Landers
- Attachment # 11: Canvass 28 Chillicothe – Christian Tummler

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Exhibit 1

Included as a separate file.

Exhibit 2

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Exhibit 3

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Exhibit 4

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Exhibit 5

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Exhibit 6

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