



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



2021-0888
Officer Involved Critical Incident – 500 South Cleveland Ave.,
Westerville, Ohio 43081 (L)

Investigative Activity: Interview with Officer
Involves: Security [REDACTED] (S)
Date of Activity: 04/29/2021
Activity Location: Hayden Capace – 3 South High St. , New Albany, OH 43054,
Franklin County
Author: SA Andrew Russell

Narrative:

On April 29, 2021, at approximately 0905 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agents Jim Mulford (SA Mulford) and Andrew Russell (SA Russell) interviewed Mt. Carmel St. Ann's Security Department (St. Ann's) Security Officer [REDACTED] Ofc. [REDACTED] Badge # [REDACTED] regarding a fatal shooting incident between Miles Jackson (Jackson) and members of the Columbus Division of Police (CPD) and Mt. Carmel St. Ann's Security Department. The incident occurred on April 12, 2021, at Mt. Carmel St. Ann's Hospital, 500 S. Cleveland Ave., Westerville, Ohio. Also present for the interview was Ofc. [REDACTED]'s attorney, Hayden Capace. The interview took place at 3 S. High St., New Albany, Ohio, in the offices of Amy Levine, Attorney at Law.

Prior to beginning the interview, SA Russell provided Ofc. [REDACTED] with a BCI Criminal Investigation Notification form. SA Russell advised BCI was conducting a criminal investigation separate from any internal investigation that St. Ann's may be conducting. Ofc. [REDACTED] was advised his interview was voluntary and that he could stop answering questions at any time. Ofc. [REDACTED] verbally confirmed he understood the contents of the form and signed the document further acknowledging his understanding. A copy of the signed Criminal Investigation Notification (CIN) is attached to this report.

This interview was audio recorded and a copy of the recording was saved electronically within the case file. Please refer to the recording for specific quotes. The following is a summation of the interview:

Ofc. [REDACTED] has been employed by the Mt. Carmel St. Ann's Hospital for about four and a half years and has around 28 years of law enforcement experience. During the incident, Ofc. [REDACTED] wore his standard security uniform pants, external ballistic vest and duty belt containing ASP baton and OC spray. He considered himself to be well-represented as a security officer during the incident. He stated he was not under the influence of any substance that

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would impair his memory or judgment during the incident or during the interview with BCI. He does not wear corrective lenses, has no medical concerns and was well rested prior to the incident. Ofc. ██████ has advanced law enforcement training with firearms, SWAT, and was formerly an instructor of pepper-spray/OC and Asp baton. Ofc. ██████ has been involved with two previous shooting incidents while employed with the Hocking County Sheriff's office. Officer ██████ advised he has no sustained discipline or use of force complaints and is current in his security/OPOTC certifications.

Ofc. ██████ advised he was day shift and was getting ready to secure for the day, he removed his uniform shirt, vest, and duty belt. Around 1415 hours, the security office received a call of a disturbance in the emergency room (ER) and officers were needed in ER room #9. Two afternoon shift security officers, ██████ and ██████ responded. A minute later, the fire alarm went off and ██████ secured his equipment and responded to the ER, where he heard a code silver (aggressor or hostage situation) on the hospital intercom/overhead.

Upon his arrival, he saw five (5) security officers behind the nurse/doctor's station with their guns drawn and pointed into ER #9. There were two (2) Columbus Police Department (CPD) officers just outside the ER #9 door and he could see a person, later identified as Miles Jackson (Jackson), on the floor of ER #9. Officers were yelling commands into the room "drop the gun, drop the gun," Jackson replied "I don't have a gun" and was non-compliant with officer commands.

Ofc. ██████ stood behind a female CPD officer so she could tase Jackson while he covered her. CPD deployed the taser but it did not incapacitate Jackson and he sat up brandishing a small black firearm in his right hand. The firearm was being pointed out of the room, toward ██████ and everyone else in the area. Ofc. ██████ heard a gunshot, and then fired his weapon at Jackson. He heard additional gunshots and stated "All the shots went off." He was unsure how many rounds he had fired initially, but now believes that number to be five (5).

Ofc. ██████ felt that shooting was his only course of action and in line with his training, policy, and procedures. ██████ saw Jackson lay back down after the shots had been fired. Ofc. ██████ then stood his ground and continued to cover Jackson until Westerville Police Department (WPD) officers responded and went into ER #9. Officer ██████ followed WPD in and upon his entry, saw a CPD officer in the corner of the room. He assisted with the un-securing of the gurney from the wall to help with moving Jackson to the trauma rooms. Ofc. ██████ was then told by a supervisor to go back to the security office and he had no further contact or involvement with this incident.

Ofc. ██████ also advised that he had any earlier interaction with Jackson after he was released against medical advice (AMA) from St. Ann's that morning. Ofc. ██████ spoke with Jackson and assisted him with a phone call around 1030 hours.

SA Russell provided Officer ██████ with a crime scene diagram created by BCI for him to reference throughout the interview. The diagram illustrated the nurse's/Doctor's station, the surrounding rooms and ER #9. That document will be maintained electronically within the case file and is attached to this report."

The interview concluded at approximately 0940 hours.

Attachments:

Attachment # 01:21-04-29 [REDACTED]-CIN

Attachment # 02:21-04-29 [REDACTED]-Diagram

Attachment # 03:2021-04-29 Officer [REDACTED] St. Ann's

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Criminal Investigation Notification

1. This investigation is being conducted in order to determine whether any criminal laws have been violated on the part of those involved in this incident. Specifically, to collect facts and information to be provided to the prosecutor and/or grand jury in order for them to determine whether the conduct involved is authorized or prohibited by criminal statutes.
2. Your participation in this interview is voluntary and you may decline to answer or cease the interview at any time. You are entitled to have an attorney present if you wish.
3. The criminal investigation is separate from any internal, administrative investigation which your employer may or may not be independently conducting. You are not being compelled to give any statement or answer any questions. This is **not** a "Garrity" interview (where you could be required to answer).

[Redacted Name]

Printed Name of Interviewee

4/29/21 0905
Date / Time

[Redacted Address]

AD Russell
BCI Agent (Printed)

[Signature]
BCI Agent (Signature)



2021-0888
 Ohio Bureau of Criminal Investigation
 SA Aja Chung

500 S. Cleveland (St. Ann's Hospital)
 Westerville, OH
 April 12, 2021

*Not to scale



Hallway to
 trauma rooms



Nurse Station

SA ANDREW RUSSELL
 4-29-2021