



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



2023-2307

Officer-Involved Critical Incident- I-75 Southbound @ MM-110

Investigative Activity: Video Review and Radio Traffic

Activity Date: 9/15/2023

Activity Location: BG Office

Authoring Agent: SA Chris Hamberg #69

Narrative:

On Monday, September 11, 2023, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Chris Hamberg (SA Hamberg) received video footage from Sgt. Jim Boysel, of the Ohio Highway Patrol (OSP). SA Hamberg was informed that the videos contained footage from the dash-cameras and body-worn cameras recorded by the Troopers with the OSP.

SA Hamberg reviewed the video recordings, which also contained radio traffic that could be heard through the audio portion of the videos. Only the videos that showed the pit maneuver, the subject walking down the roadway, and the shooting incident itself were noted by SA Hamberg.

Staff Lieutenant Matt Crow (SLT Crow), camera identified as Axon Fleet 3 Front Camera; Video 2023-09-03. The time began to record at 13:31:10.

14:13:58; SLT Crow was behind Lieutenant Evan Slates (LT. Slates) and instructed everyone that he, LT. Slates, would drop back a little, and for the other Troopers to go ahead.

14:14:31; SLT Crow advised after they went past Wapakoneta, to go ahead and “take the vehicle out” before they got to another metropolitan area.

14:15:16; SLT Crow advised to go ahead and initiate “intentional contact” (Pit Maneuver) with the subject vehicle.

14:15:48; The pit maneuver was completed successfully and the subject vehicle came to rest with the back of his vehicle in the median adjacent to the fence barrier, with the front of his vehicle pointed in a northwest direction.

14:15:53; SLT Crow parked his cruiser on the right side of the interstate with the front of his cruiser facing the subject vehicle at a slight angle. Two (2) additional OSP cruisers were seen to the left of SLT Crow’s cruiser.

14:16:00; Two (2) additional OSP cruisers drove in the west ditch, to the right of SLT Crow’s cruiser and parked in front of SLT Crow’s cruiser, on a slight angle, facing the subject vehicle also.



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14:16:14; the two (2) Troopers to the right of SLT Crow exit their cruisers and are taking cover behind their cruisers, as do the Troopers to the left of SLT Crow. Several Troopers are giving the subject verbal commands to show his hands to them. The subject vehicle is smoking at this time.

14:16:24; shows traffic on the northbound side of I-75 moving slowly northbound, when someone stated they need to stop the northbound traffic.

14:16:35; the dispatcher is notified that the Piqua Post needs to stop the northbound traffic of I-75 from moving.

14:17:30; verbal commands were being yelled for the driver to show his hands to them. The subject vehicle was still smoking. Radio traffic indicated that the northbound traffic was not stopped.

14:17:56; radio traffic to the dispatcher requested for the fire department to be dispatched. Verbal commands were still being given for the driver to show his hands.

14:20:17; radio traffic indicated that some of the SRT members were coming from MM 61 on I-75. The subject's vehicle was still smoking and the Troopers were still giving verbal commands for the subject to show his hands.

14:21:03; a Trooper indicated that the subject was reaching for the driver side door. Verbal commands were still being given to the subject.

14:22:52; verbal commands for the driver to get out of the vehicle and for him to show his hands were still being given. Troopers were talking that they observed the driver with his hands on the steering wheel.

14:23:24; the subject's vehicle catches fire on the right rear side and the flames move over to the passenger side from the rear of the vehicle.

14:23:53; the driver side door opened up on the subject vehicle.

14:24:01; Troopers were giving orders for the subject to get out of the vehicle, show his hands, and to walk over to the Troopers' direction.

14:24:44; Troopers were still giving verbal commands for the subject to get out of the vehicle. The Lima Police Department (LPD) K-9 unit and his K-9 partner were observed walking along the west ditch area and moved up behind the two OSP cruisers to the right of SLT Crow's cruiser.



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14:26:22; verbal commands were still being given, and smoke covered the subject vehicle. Radio traffic stated that the fire department was staged at the 110 exit. Troopers talking stated only the subject's right hand was visible.

14:26:44; Troopers indicated that the subject had a gun in his left hand. Numerous verbal commands were given for the subject to drop the gun.

14:27:08; the subject vehicle was fully engulfed, when the subject exited his vehicle. Troopers were still giving verbal commands to the subject to drop his gun. Troopers stated the subject then moved the gun to his right hand and started walking backward.

14:27:26; the smoke obscured some of the subject movement and actions. The subject started walking southbound on I-75, away from the Troopers.

14:28:34; the subject continued walking southbound on I-75. LT Slates pulled up his SUV cruiser and used it as a moving barricade, with several Troopers walking along the left side, behind, and the right side of his cruiser, along with the LPD K-9 unit. SLT Crow pulled his cruiser up and was driving behind LT. Slates' cruiser.

14:28:49; STL Crow ordered everyone not to allow the subject to get close to the civilians that were parked and stopped in traffic to the south of them.

14:29:15; the subject was observed walking southbound on I-75.

14:29:45; Troopers were asking permission if the K-9 unit could be deployed. STL Crow stated affirmative, if the K-9 officer was good with it.

14:30:11; LT. Slates' cruiser stopped as the subject stopped walking. Troopers were still giving commands for the subject to drop the gun. The subject began walking again, and LT. Slates began moving his cruiser. SLT Crow was driving southbound behind LT. Slates and the Troopers that were walking.

14:30:51; STL Crow gave the order, if they have the opportunity to take it, take it.

14:31:23; STL Crow told the units if they have the opportunity, take the shot.

14:31:44, one shot is heard being discharged.

14:31:49; shots fired went out over the radio. Troopers were observed coming from behind STL Crow on both the right and left side. Several Troopers were observed running up to the subject.

14:32:10; radio traffic requested a squad be dispatched to their location.

This concluded the video review for STL Crow's front camera.



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Staff Lieutenant Matt Crow (SLT Crow), camera identified as Axon Body 3; Video 2023-09-03; 1412 X60A2275U. The video is 34:21 long.

14:16:20; STL Crow exited his cruiser and took cover to the right side of his cruiser and radioed to dispatch to have units stop the northbound traffic on I-75.

14:32:06; STL Crow exited his cruiser and went to the scene where the subject was down on the interstate. Troopers were rendering medical treatment to the subject on the interstate.

14:33:49, STL Crow asked if any of their Troopers fired the shot, when another Trooper indicated that the subject shot himself. There was some initial confusion on the issue, then another Trooper indicated on the radio that one of them did shoot, and this was an officer involved incident.

This concluded the video review for STL Crow's Body Worn camera.

Trooper Damian Roose (Roose), camera identified as 2023-09-03; Axon Fleet 3, F X68352FQ3. The video was one hour and two minutes long. The video began to record at 13:37:02.

13:40:21; Roose was driving southbound on I-75, with his emergency lights on, trying to get close to LT. Evan Slates (LT. Slates) who was in pursuit with the subject vehicle (SV) I-75 southbound.

13:44:12; Roose was in the pursuit and was the secondary unit behind LT. Slates. Roose was calling out the locations, speed, etc.

13:45:47; Radio traffic indicated that the stop sticks were being deployed at the MM-145.

13:46:08; SV struck the stop sticks and then stuck a commercial vehicle.

13:47:14; SV lost a tire and the vehicle was smoking.

14:03:08; Roose became the primary unit pursuing.

14:14:32; SLT Crow advised for Roose to "take the vehicle out" once they got past the Wapakoneta exit.

14:15:20; SLT Crow approved for Roose to make initial contact (Pit Maneuver) with the SV when Roose had a chance.



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14:15:43; Roose moved up and behind the SV and struck the right rear of the SV with the left front of Roose's cruiser. The SV went to the right side of Roose's cruiser and struck the cruiser on the passenger side.

14:16:09; Roose parked his cruiser near the median and south of the SV and took cover from the front of his cruiser.

This concluded the video review of Roose's Dash Camera.

Lieutenant Evan Slates (LT. Slates), camera was identified as 2023-09-03; Axon Fleet 3, Front Camera X6835288Q. The video was one hour and sixteen minutes long. The video began to record at 13:16:07.

13:38:09; the audio was activated on the camera.

13:28:19; LT. Slates advised dispatch he had PC to stop the SV and the SV was getting off I-75 at 12.

13:38:38; LT. Slates advised dispatch they got back on I-75 and he had a turn signal violation. LT. Slates was directly behind the SV.

13:38:44; the SV crossed over the side line of the interstate and LT. Slates advised dispatch he had marked violation also.

13:38:59; LT. Slates was inquiring where his nearest unit was, and wanted to wait to stop the SV until that unit got closer to him and the speed at this time was 85 mph.

13:40:10; an OSP cruiser was observed in the emergency cross-over area in the median area, just south of Findlay.

13:40:17; LT. Slates activated his emergency lights and siren. The SV failed to stop.

13:40:50; SV was changing lanes and passed vehicles on the right-side curb and ditch area.

13:41:16; dispatch advised units that they were trying to confirm if the subject was wanted for a homicide.

13:43:41; SV was passing on the left shoulder/median area.

13:45:48; LT. Slates requested for the stop sticks to be used.

13:46:06, SV struck the stop sticks, struck a commercial vehicle, and continued southbound.

13:47:17; the right side of the SV was smoking and lost a tire.



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13:49:41; SV lost another tire.

13:52:48; a Trooper on the radio stated that the subject was on the phone talking to someone.

13:50:10; another Trooper went around LT. Slates and took over as primary.

14:06:52; radio traffic indicated that the subject may have a "61 [radio code for a weapon]" on him.

14:14:38; two (2) OSP cruisers were behind the SV in the left lane, with one (1) OSP cruiser in front of LT. Slates in the right lane behind the SV.

14:14:48; SV and cruisers passed the 110 exit for US 33.

14:15:20; STL Crow gave permission for the initial contact (Pit Maneuver) to be executed.

14:15:45; Roose executed the pit maneuver.

14:15:54; LT. Slates parked his cruiser on I-75 on an angle facing the SV that was facing the cruisers. The back of the SV was against the median fence barrier. Another OSP cruiser was parked to the left of LT. Slates' cruiser.

14:16:14; two more OSP cruisers pulled up to the right and front of LT. Slates' cruiser.

14:16:20; Troopers were giving verbal commands for the subject to show his hands.

14:16:34; STL Crow was giving the command for the northbound I-75 traffic to be stopped. The camera showed northbound traffic proceeding up the interstate.

14:17:31; SV was smoking from the rear of the vehicle.

14:17:35; Sgt. ██████ was positioned to the left of LT. Slates' cruiser and was strapping on his AR-15 rifle and positioned himself behind his cruiser on the right rear passenger side trunk area.

14:18:08; Troopers were still yelling verbal commands for the subject to show his hands.

14:17:12; the audio indicated a Trooper could observe the subject looking at them and then the subject reached down into the center console area.

14:17:56; the northbound traffic was no longer moving.

14:19:53; some northbound vehicles were observed moving in the area of the SV.

14:20:53; the audio indicated that a Trooper still had visual observation on the subject who was now grabbing the steering wheel. Troopers can be heard giving verbal commands for the driver to show his hands.



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14:23:26; flames were observed coming from the back of the left side of the SV.

14:23:55; the driver door of the SV opened up.

14:24:14; flames were observed coming from the back of the right side of the SV. Troopers were still giving the subject verbal commands.

14:25:58; the SV was full of smoke and obscured the driver side door area, while Troopers were ordering the subject to get out of the vehicle and show his hands to them.

14:26:23; the audio stated the subject had something in his left hand.

14:26:41; Troopers confirmed that the subject had a gun in his left hand.

14:27:02; the SV was fully engulfed with flames and smoke was coming from the back and underneath the vehicle.

14:27:10; the subject was observed standing by the driver side door area, while Troopers were still giving verbal commands to the subject.

14:27:19; the subject was walking down the interstate, with Troopers indicating that the subject had the gun in his right hand.

14:27:29; the subject was walking southbound with the gun in his right hand, and Troopers were giving verbal commands to drop the gun.

14:27:34; Sgt. ██████ stated they needed to move the SUV up there and use the SUV as a barricade.

14:28:01; LT. Slates moved his SUV up and Troopers got on both the driver and passenger side and walked along the side. The subject kept walking southbound on I-75.

14:28:19; the subject kept walking southbound and would move back and forth from the right to the left side of the roadway. The audio stated that the subject was carrying the handgun by the trigger guard.

14:28:30; Troopers kept giving verbal commands for the subject to drop the gun. The subject would turn around and look back at the Troopers and continued walking southbound on the interstate, moving from the left and back over to the right side of the roadway.

14:28:49; the audio stated that the subject now had the gun gripped tightly.

14:28:57; Troopers were discussing the possible crossfire with the Troopers that were in the northbound lane of I-75, as they were moving southbound.



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14:29:30; a Trooper stated “we need to end this LT [short for Lieutenant].”

14:29:40; the LPD K-9 officer stated if they got closer to the subject he would release the K-9 on the subject.

14:29:44; Troopers were yelling for the subject to put the gun down. The subject kept walking southbound.

14:30:06; the subject stopped walking and turned around to the officers and raised both of his hands up, when Troopers kept yelling at the subject to put the gun down.

14:30:14; the subject put the gun up to his head, when a Trooper stated the subject was going to shoot himself.

14:30:24; the subject turned around and continued walking southbound.

14:30:36; LT. Slates was driving faster to get closer to the subject, when the LPD K-9 officer and K-9 were observed on the right side of the cruiser. The subject stopped walking, turned around to the Troopers with the gun in his right hand, and had the gun pointed to his head.

14:30:40; the subject was now walking backward, still facing the Troopers, with the gun still pointed at his head. Several Troopers were yelling commands for the subject to drop his gun and don't do it.

14:30:52; the subject continued walking side to side and backward, still facing the Troopers with the gun still pointed to his head. SLT Crow was on the radio and instructed Troopers if given the opportunity to take it.

14:30:59; Troopers were still giving verbal commands for the subject to “drop the gun” and “don't do this.” The subject kept walking backward, and to the south.

14:31:06; Troopers were pleading with the subject to stop, “put the gun down”, and “not do it.”

14:31:18; a discussion was taking place between the Troopers and the LPD K-9 officer of how close they had to be before he could let the K-9 go. The LPD Officer stated he was not going to release the K-9 since the subject was facing them and the subject could shoot his K-9.

14:31:24; the subject kept walking backward, facing the Troopers. SLT Crow gave the command if given the opportunity, take the shot.

14:31:28; the subject turned to his left side and completely around, with his back to the Troopers and continued walking.



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14:31:35; the subject kept walking and then turned back around to the Troopers and then again with his back to the Troopers. Several Troopers were giving verbal commands for the subject to drop the gun and get on his knees. The K-9 officer stated if the subject puts the gun back down, he would send his K-9 in.

14:31:44; the subject turned back around and was walking backward facing the Trooper again, when a shot is heard going off. The subject fell backward onto the roadway.

14:31:56; Troopers radioed out that shots were fired and the subject was down. Troopers ran up to the subject. They called for first responders to respond to the area.

14:32:52; medical treatment was being provided by the Troopers.

14:38:21; EMS pulled up to the subject.

This concluded the video review of LT. Slates' Dash-Camera.

Lieutenant Evan Slates (LT. Slates), camera was identified as 2023-09-03; Axon Body 3, X60A2284S. The video was eleven minutes and nine seconds long. The video began to record at 14:11:18.

14:15:55; LT. Slates exited his cruiser with his AR-15 rifle and took cover to rear of his cruiser.

14:16:01; LT. Slates was giving verbal commands for the subject to show his hands to the Troopers.

Lieutenant Evan Slates (LT. Slates), camera was identified as 2023-09-03; Axon Body 3, X60A2284S. The video was twenty minutes and seventeen seconds long. The video began to record at 14:25:17.

The BWC did not record the shooting incident, as LT. Slates had his AR-15 rifled placed on top of the steering wheel and dashboard.

14:31:54; LT. Slates exited his cruiser and brought up his medical bag to the Troopers that were with the subject on the roadway.

14:32:36; showed several Troopers rendering medical aid to the subject.

This concluded the video review of LT. Slates' BWC.

Sgt. [REDACTED] ([REDACTED]), camera was identified as 2023-09-03; Axon Fleet 3 Dash Camera, F X683528V7. The video was four hours, fifty-three minutes and forty-nine seconds. The video began to record at 13:39:42.



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14:16:12; █████ pulled up behind other Troopers after the pit maneuver was completed.

14:16:35; █████ exited his cruiser with his AR-15 and walked up to the other Troopers in front of his cruiser. Due to the position of the cruiser, no further review or documentation will be noted.

This concluded the video review of █████'s Dash Camera.

Sgt. █████ (█████), camera was identified as 2023-09-03; Axon Body 3; X60A2392U. The video was Thirty-one minutes and ten seconds. The video began to record at 14:14:32.

14:16:55; █████ walked up behind cruiser 1414, and had his AR-15 rifle with him. Troopers were heard giving verbal commands from the front near the subject vehicle (SV).

14:18:17; █████ yelled out to the Troopers in front of him for them to watch out for crossfire with the civilian cars behind the SV.

14:19:05; █████ over the radio, gave the command for the Trooper (Roose) to move his cruiser, as he was in the crossfire position, being in the southbound lane of I-75.

14:26:50; a Trooper was heard on the radio stating the subject had a gun in his left hand.

14:27:03; █████ was in a kneeling position between the exterior driver side cruiser and the median fence barrier. The SV was smoking. Troopers could be heard yelling verbal commands for the subject to drop the weapon.

14:27:14; a Trooper was heard over the radio that the subject had the weapon in his right hand. Several Troopers were heard yelling commands for the subject to drop the gun and drop the weapon.

14:27:27; the SV was fully engulfed with smoke coming from around the vehicle.

14:27:29; █████ stood up from the kneeling position and several cruisers were observed in front of him and to the right.

14:27:36; █████ walked up to the cruisers and Troopers that were in front of him and identified he was coming up on the left side. The subject was observed walking on I-75.

14:27:59; █████ was walking southbound and was near the east side of the interstate, with another Trooper being to his right and LT. Slates' cruiser being to the right of them. LT. Slates' cruiser was moving slowly southbound.



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14:28:36; [REDACTED] was telling LT. Slates to stop his cruiser. The subject was walking southbound on I-75. Troopers were heard yelling commands for the subject to drop his gun.

14:28:50; the subject was walking southbound and crossed the southbound lanes of interstate in a west and back east movement, as he was walking southbound.

14:29:22; [REDACTED] told LT. Slates that they needed to end this, as they were getting close to the civilians.

14:30:01; the subject turned around and faced the Troopers with the gun to his head. A Trooper was heard stating the subject was going to shoot himself. Troopers gave verbal commands for the subject to drop the gun. The subject kept walking southbound.

14:30:35; the subject turned back around and faced the Troopers with the gun in his right hand and had the gun pointed to the side of his head. Troopers gave verbal commands for the subject to drop the gun. The subject turned around and again walked southbound.

14:30:46; SLT Crow was heard over the radio if they had an opportunity to take it.

14:30:48; the subject turned back around and faced the Troopers with the gun still to the right side of his head.

14:31:02; [REDACTED] was heard telling everyone to send the K-9.

14:31:13; the subject kept walking backward in a southbound direction, still facing the Troopers with the gun to his head.

14:31:18; SLT Crow was heard on the radio giving the command if they had the opportunity, to take the shot.

14:31:19; [REDACTED] told everyone he had it and ordered everyone to stop.

14:31:27; the subject turned away from the Troopers, with the gun still to his head and continued walking southbound. [REDACTED] stated to hold up, as the subject was walking away.

14:31:28; [REDACTED] stated if the subject turned back around, and [REDACTED] then gave an order for the subject not to turn back around.

14:31:32; [REDACTED] gave an order for the subject to get on his knees.

14:31:37; [REDACTED] again gave the order for the subject to get on his knees, as the subject turned back around to face the Troopers. The subject still had the gun in his right hand and pointed to his head.



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14:31:38; the subject was facing ██████ with the gun still pointed to the subject's head. ██████ had no barrier between himself and the subject.

14:31:39; ██████ discharged one (1) round from his rifle and the subject fell onto the roadway.

14:31:45; Troopers ran over to the subject.

14:31:56; ██████ gave the order to secure the subject and get a medical bag.

14:32:03; Troopers were asking if the subject shot himself, when ██████ stated he shot the subject. The emergency squad was requested at this time also.

14:32:20; Troopers were applying lifesaving measures with the medical bag and equipment.

14:32:40; ██████ turned over his rifle.

14:32:46; ██████ was assisting with cutting the subject's shirt to render aid.

14:35:13; a Trooper read the subject his Miranda Rights. The subject stated he understood his rights.

14:36:22; Medical EMS arrived and began rendering medical treatment.

14:37:04; the subject asked if the bullet came out of him.

This concluded the video review of ██████'s BWC.

Trooper Scott Mershman (Mershman), camera was identified as 2023-09-03; Axon Fleet 3 Dash Camera, F X683527RW.

13:41:18; Mershman parked his cruiser along the right/westside of the interstate and exited his cruiser.

13:46:07; radio traffic indicated the SV hit the spikes and bounced off a commercial vehicle.

13:46:10; SV passed the cruiser.

13:46:15; OSP cruisers went past and were behind the SV.

13:47:10; Mershman took off in his cruiser with emergency equipment being utilized.

14:14:48; Mershman was behind the SV, in the left lane, with Roose in his cruiser being in the right lane, and the location being at the 110 exit. The SV was smoking.

14:15:44; Roose initiated the pit maneuver.



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14:15:52; the SV spun around and came to rest in the median. Mershman parked his cruiser along the east and left side of the roadway facing the SV.

14:24:03; SV driver side door opened up.

14:24:20; flames were observed on the passenger side undercarriage and smoke was also coming from it.

14:27:12; the subject exited the vehicle and was standing on the roadway. The heavy smoke obscured the subject.

14:27:20; the subject began walking southbound and radio traffic stated the subject had a gun in his right hand.

14:28:12; LT. Slates' cruiser, along with several Troopers, began walking southbound on the roadway.

This concluded the review of Mershman's dash camera.

Sgt. Nick Boes (Boes), camera was identified as 2023-09-03; Axon Fleet 3 Dash Camera, F X68352DV5.

13:41:14; Boes parked his cruiser on the left/eastside of the roadway and exited his cruiser.

13:46:02; SV struck stop sticks, according to radio traffic.

13:46:06; SV went past the cruiser.

13:46:15; OSP cruisers went past Boes' cruiser.

13:46:32; Boes got inside his cruiser and continued southbound with his emergency equipment being utilized.

This concluded the review of Boes' dash camera.

Brandon Schreiber (Schreiber), camera was identified as 2023-09-03; Axon Body 3; X60A2823T.

14:15:54; Schreiber exited his cruiser with his rifle and went to Sgt. ██████'s cruiser and took cover along the right rear side of ██████'s cruiser.

14:16:15; Schreiber and other Troopers were giving the subject verbal commands for him to show them his hands.

14:26:20; Schreiber yelled out that the subject had something in his left hand.



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14:26:40; Schreiber yelled out that the subject had a gun in his left hand.

14:27:13; Schreiber yelled out that the subject had a gun in his right hand now. Several Troopers were yelling for the subject to drop the gun.

14:27:27; someone yelled out that they needed cover for them and asked about using the SUV for cover.

14:28:03; LT Slates drove his SUV up, with Schreiber walking along the driver side door.

14:28:16; the subject was observed walking southbound on the roadway.

14:28:44; Schreiber asked LT. Slates to stop his car, which he did, and the Troopers stopped walking.

14:25:59; LT. Slates started driving slowly again southbound, while Schreiber was walking adjacent to the open driver side door.

14:29:11; the subject was walking southbound and was crisscrossing the southbound lanes from west to east.

14:30:13; Schreiber stated that the subject was going to shoot himself.

14:30:22; the subject was still walking southbound.

14:30:39; several Troopers were yelling for the subject to "drop the gun" and "do not do it."

14:30:52; Schreiber stated to stay right here, as the subject was going to shoot himself.

14:31:22; the subject was facing the Troopers with the gun in his right hand and pointed to his head.

14:31:39; the subject was ordered to get on his knees. The subject kept walking with the gun to his head.

14:31:41; the subject was facing the Troopers again.

14:31:44; one shot was heard.

14:31:46; Schreiber and other Troopers ran up to the subject that was lying on the roadway.

14:31:59; Schreiber secured the subject's handgun.

14:32:05; Schreiber got on the radio and told dispatch that shots were fired and to send EMS.

14:32:08; Troopers were rendering medical aid to the subject.



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Scott Mershman (Mershman), camera was identified as 2023-09-03; Axon Body 3; X60A2138U.

13:41:19; Mershman was getting ready to deploy the stop sticks.

13:45:42; Mershman and Boes deployed the stop sticks.

13:45:53; SV struck the stop sticks Boes deployed on the left/eastside of the interstate.

14:27:55; Mershman moved up and behind LT. Slates' SUV along the right rear passenger side and walked along the side of the cruiser, using the cruiser as a barricade.

14:28:32; Mershman and Tirado were walking along the passenger side of the SUV, with Tirado calling out how the subject was carrying the firearm. The subject was walking southbound on the interstate.

14:28:36; Tirado stated that the subject had the firearm gripped at that time.

14:29:15; Tirado was telling everyone to watch out for the crossfire with the other units that were in the northbound lane of I-75 that had traffic stopped.

14:29:32; Tirado was talking to the Lima PD K-9 officer and it was decided that if they got closer to the subject, the officer would release the K-9.

14:29:46; Troopers were yelling for the subject to drop the gun numerous times, while the subject kept walking southbound on the roadway.

14:30:27; the subject turned around and was facing the Troopers with the gun in his right hand and pointed toward his head, with Troopers yelling for the subject to stop and drop the gun.

14:30:33; the subject kept walking and stopped and was facing the Troopers again with the gun still pointed toward his head.

14:31:32, one shot was heard and the subject fell to the roadway.

14:31:48; Troopers ran up and rendered medical aid to the subject.

This concluded the review of Mershman's BWC.

John Sanders-Tirado (Tirado), camera was identified as 2023-09-03; Axon Body 3; X60A2767U.

14:28:14; Tirado was walking along the passenger side of LT. Slates' SUV cruiser and was yelling out how the subject was holding the gun.



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14:28:47; Tirado was walking next to the Lima PD K-9 officer and K-9. Tirado stated that the subject was no longer holding the gun by the trigger guard, but had the gun gripped.

14:28:52; the subject was walking southbound on the roadway.

14:28:59; Tirado and the Lima K-9 Officer were talking about the potential crossfire with the other officers on the northbound side of I-75. A Trooper on the radio stated not to let the subject get near the civilian motorist.

14:29:06; Tirado asked the K-9 officer if the K-9 unit was a bite dog, to which the officer responded it was. Tirado relayed that information to LT. Slates.

14:29:24; Tirado told everyone to watch out for the potential crossfire with the other Troopers and civilians on the northbound side.

14:29:34; Tirado and the K-9 officer were discussing that if they got closer to the subject he would release the K-9 on the subject.

14:29:43; Tirado and other Troopers were yelling for the subject to put the gun down.

14:30:15; the subject was facing the Troopers and the verbal commands were still being yelled at the subject to put the gun down.

14:30:17; Tirado said the subject stated he was not going to shoot at the Troopers, he was only going to shoot himself.

14:30:33; Tirado stated the subject moved the gun from his left hand back to his right hand.

14:30:38; the subject had the gun pointed to the right side of his head and was facing the Troopers. Tirado and other Troopers were telling the subject to put the gun down.

14:30:47; Tirado was yelling for the subject to put the gun down and he "did not have to do this." The subject was walking backward with then gun still to his head.

14:31:27; LPD K-9 Officer stated he wanted to be ten to fifteen away from the subject and he would then send the K-9.

14:31:41; Tirado was still talking to the subject about dropping his gun and working it out, when one (1) gun shot was heard.

14:31:45; Troopers ran up to the subject and began rendering medical aid to the subject.

This concluded the review of Tirado's BWC.



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ADDITIONAL FACTORS FOR EVALUATING THE VIDEO RECORDINGS

There are numerous other factors that need to be considered when reviewing and evaluating the videos and audio recordings of this incident. Those factors are:

A. Video recording devices record within the video and sound capabilities available, and they record objectively. Video recordings lack the history, perspective, and interest of the people involved. The positions, angles, obstacles, lighting, and distance from the incident are also factors that need serious consideration.

B. Video recording devices also record more information about a particular scene or incident than the person(s) involved in the incident can process during the critical incident. Video recording devices rarely record an event from the same perspective of the officer. It captures the action, but not the perception, decision making, focus, or intent of the officer. Video recordings often miss tactile cues or other actions of a subject.

C. The speed of the incident is remarkable. The speed and complexity of rapidly evolving situation(s) that occur during use of force encounters are difficult concepts to comprehend by only watching the video.

The digital evidence was stored on the Axon Evidence Folder.