

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-04 (Tamir Rice)

DATE 5/20/15

FROM James Mackey, Detective

TO Sgt. Sharpe

SUBJECT Officer Interview Request Update

COPIES TO File

On Friday March 13, 2015 I request an interview with the following Cleveland Police Officers through CPPA President Steve Loomis:

- Detective Dan Lentz
- Patrolman Lou Kitko
- Patrolman Tom Griffin
- Patrolman Ricardo Roman
- Patrolman Ken Zverina
- Patrolman Frank Garmback
- Patrolman Timothy Loehmann

On Tuesday May 19, 2015 I followed up by phone with Loomis as well as Council for CPPA, Brian Moriarty. I was advised that Officer Garmback and Officer Loehmann will maintain their Constitutional Rights and not provide investigators in this case with a statement. I was advised that the other five (5) officers request a letter similar to the one obtained by the CPPA through the Prosecutors Office for the dispatchers and Officer Cunningham before giving any statement to us in this matter.

On Wednesday May 20, 2015 I spoke with Assistant County Prosecutor Matt Meyer relaying the request of CPPA for the five (5) officers. APA Meyer advised me that he is unwilling to offer the remaining officers any letters, stating that they are not facing any criminal charges and precedent will not be set in giving letters of immunity (or the like) to officers for doing their job.

After speaking with APA Meyer I had a phone conversation with CPPA Attorney Moriarty. Before I was able to inform him of APA Meyer's decision he informed me that his clients (Lentz, Kitko, Griffin, Roman, and Zverina) will be willing to come in for an interview pending a final conversation with his clients prior to appearing.

I will follow up with Attorney Moriarty on Thursday May 21, 2015 in scheduling the potential interviews.

//////S//////

James Mackey, Detective

CUYAHOGA COUNTY SHERIFF'S OFFICE

013-03

FILE NO. 15-00004

DATE 05/21/2015

FROM Detective David Jacobs

TO Sergeant Eugene Sharpe

SUBJECT Second meeting with the Cuyahoga County
Medical Examiners Office (CCMEO)

COPIES TO File

The following investigation is in conjunction with the investigation of the Cleveland Police Department (CPD), Use of Deadly Force incident which took place at the Cudell Recreation Center (CRC) on November 22nd, 2014 at approximately 3:30pm involving Tamir Rice (decedent.)

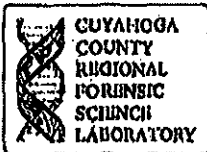
A meeting took place at the CCMEO on May 21st, 2015, at approximately 10:00am. This marks the second occasion to meet with Trace Evidence Supervisor Curtiss Jones, a representative from the photography lab (CCMEO) and the Cuyahoga County Medical Examiner Dr. Thomas Gilson. Also present representing the Cuyahoga County Sheriff's Office (CCSO), Sergeant David Lisy, Detective Homer Allen, Detective John Morgan and the writer.

The meeting was a follow up to discuss trace evidence (i.e. clothing) with respect to bullet defects on clothing which was being worn at the time of the aforementioned incident. The CCMEO agreed to provide the CCSO with an exhibit which will depict Tamir Rice's body (drawing) to include actual photographs of the clothing worn by Rice at the time of the incident. We anticipate the exhibit to indicate the single bullet wound to Rice with the actual photograph of the clothing worn at the time of the incident. We also anticipate the clothing photographs to be superimposed next the generic drawing of Tamir Rice. Both of which will indicate an approximate location of the bullet defect to include the bullet wound itself.

The CCMEO said the exhibit will take a few weeks to complete at which time they will contact the investigators.

Respectfully Submitted,

Detective David Jacobs



Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland OH 44106

TRACE EVIDENCE LABORATORY EXAMINATION REPORT

Report Date:	2/5/2015	Victim's Name:	Tamir Rice
CCRFSL Case #:	2014-006817	Agency Case #:	2014-368418
CCMEO Case #:	IN2014-01991	Submitting Agency:	Cleveland Police Department
Pathologist:	Dr. Gilson		Homicide Unit
Contact person:	Detective Diaz	Address:	1300 Ontario Street
			Cleveland, Ohio 44113

The body of Tamir Rice was received nude at the Cuyahoga County Medical Examiner's Office on 11/23/2014.

Item: Description:

The following items were collected by the Trace Evidence Department on 11/24/2014.

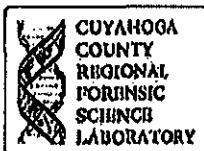
- Item 1 Gunshot residue samples from the hands of Tamir Rice.
- Item 2 One swab from under the fingernails of the right hand of Tamir Rice.
- Item 3 One swab from under the fingernails of the left hand of Tamir Rice.
- Item 4 A trace metal detection test was performed on both hands of Tamir Rice.

The following samples of Tamir Rice were submitted by Dr. Gilson to the Cuyahoga County Regional Forensic Science Laboratory on 11/24/2014.

- Item 5 Buccal swabs.
- Item 6 Reference scalp hair.
- Item 7 Reference pubic hair.

The following items were submitted by Detective Cruz, Cleveland Police Department, Homicide Unit and received by Diann Nunnally, Cuyahoga County Regional Forensic Science Laboratory on 12/2/2014.

- Item 8 One sample labeled "two swabs from a cell phone at the crime scene".
- Item 9 One sample labeled "eight swabs from a Colt 1911 style pellet gun".
- Item 10 One gray with black trim "PJ Mark" jacket labeled "owner Tamir Rice".
- Item 11 One black "Kicken' Back Jack" T-shirt and one white "Hanes" T-shirt labeled "owner Tamir Rice".



Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland OH 44106

TRACE EVIDENCE LABORATORY EXAMINATION REPORT

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CCMEO Case #:	IN2014-01991	Submitting Agency:	Cleveland Police Department
Pathologist:	Dr. Gilson		Homicide Unit
Contact person:	Detective Diaz	Address:	1300 Ontario Street
			Cleveland, Ohio 44113

- Item 12 One pair of gray "Rok" jeans labeled "owner Tamir Rice".
- Item 13 One gray hooded "Destruction" long sleeve thermal shirt labeled "owner Tamir Rice".
- Item 14 One camouflage "Z" winter hat labeled "owner Tamir Rice".
- Item 15 One blue with white trim "Vlado" left shoe labeled "owner Tamir Rice".
- Item 16 One blue with white trim "Vlado" right shoe labeled "owner Tamir Rice".
- Item 17 One brown "Fossil" belt labeled "owner Tamir Rice".
- Item 18 One pair of blue "Hanes" underwear labeled "owner Tamir Rice".
- Item 19 One pair of white with gray trim ankle length socks labeled "owner Tamir Rice".

The following item was produced by the Trace Evidence Department on 12/17/2014.

- Item 20 Test fire targets.

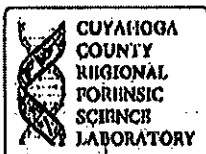
Results and Conclusions:

- Item 1 No testing was performed.
- Item 4 No reaction was observed on either hand.

No reaction from a trace metal detection test is indicative of no contact between the tested surface and metal. However, circumstances such as the condition of the contacted metal, the condition of the tested surface, and/or the absence of metal surfaces on the handled item could result in no reaction being observed even though contact between the tested surface and the handled item occurred. Some individuals will not react to the trace metal detection test even if known to have had contact with a metal object.

Trace Evidence Laboratory Examination Report
Date of Distribution 2/6/2015

Analyst's Initials Cur
Reviewer's Initials JK



Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland OH 44106

TRACE EVIDENCE LABORATORY EXAMINATION REPORT

Report Date:	2/5/2015	Victim's Name:	Tamir Rice
CCRFSL Case #:	2014-006817	Agency Case #:	2014-368418
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Pathologist:	Dr. Gilson		Homicide Unit
Contact person:	Detective Diaz	Address:	1300 Ontario Street Cleveland, Ohio 44113

Item 6 No testing was performed.

Item 7 No testing was performed.

Item 10 Presumptive testing indicates the presence of blood on the anterior of the gray with black trim jacket. No confirmatory testing was performed.

No blood was detected on the left sleeve of the gray with black trim jacket.

No bloodstains were observed on the posterior of the gray with black trim jacket.

Apparent vomit was observed on the upper left anterior and posterior of the gray with black trim jacket.

Defect A entrance (3/16 inch diameter) located 18 inches below the left mid-shoulder point and 3 3/4 inches left of the anterior mid-body line.

No fouling was observed visually. No powder grains were observed visually or with stereomicroscopy. No wipe-off rim was observed visually.

A griness test was performed on defect A entrance and one possible nitrite was detected.

Based upon the test firing of the "Glock" model 17 9mm semi-automatic pistol, serial number: FTX169, the approximate muzzle to target distance for defect A entrance is 5 feet or greater.

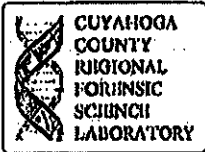
Item 11

11.1 One black "Kicken' Back Jack" T-shirt. Apparent blood was observed on the anterior of the black T-shirt. No testing was performed on the apparent blood.

Defect A2 entrance corresponds with defect A entrance on item 10.

Trace Evidence Laboratory Examination Report
Date of Distribution 2/6/2015

Analyst's Initials cr
Reviewer's Initials x



Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland OH 44106

TRACE EVIDENCE LABORATORY EXAMINATION REPORT

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Item 11 Continued:

11.2 One white "Hanes" T-shirt. Apparent blood was observed on the anterior of the white T-shirt. No testing was performed on the apparent blood.

Apparent vomit was observed on the interior of the upper left anterior of the white T-shirt.

Defect A₃ entrance corresponds with defect A entrance on Item 10.

Item 12 No bloodstains were observed on the pair of gray jeans.

No bullet defects were observed on the pair of gray jeans.

Multiple green reflective spheres were removed from the front pockets of the gray jeans.

Item 13 Apparent blood was observed on the anterior of the gray hooded thermal shirt. No testing was performed on the apparent blood.

Apparent vomit was observed on the right side of the hood of the gray hooded thermal shirt.

Defect A₁ entrance corresponds with defect A entrance on item 10.

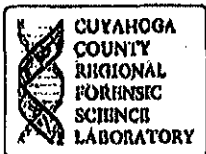
Item 14 No bloodstains were observed on the camouflage winter hat.

Apparent vomit was observed on the interior of the left side of the camouflage winter hat.

No bullet defects were observed on the camouflage winter hat.

Item 15 No bloodstains were observed on the left blue with white trim shoe.

Item 16 No bloodstains were observed on the right blue with white trim shoe.



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TRACE EVIDENCE LABORATORY EXAMINATION REPORT

Report Date: 2/5/2015 Victim's Name: Tamir Rice
CCRFSL Case #: 2014-006817 Agency Case #: 2014-368418
CCMEO Case #: IN2014-01991 Submitting Agency: Cleveland Police Department
Pathologist: Dr. Gilson Homicide Unit
Contact person: Detective Diaz Address: 1300 Ontario Street
Cleveland, Ohio 44113

Item 17 No bloodstains were observed on the brown belt.

No bullet defects were observed on the brown belt.

Item 18 No bloodstains were observed on the blue underwear.

No bullet defects were observed on the blue underwear.

Item 19 No bloodstains were observed on the pair of white with gray trim ankle length socks.

Item 20 A test firing was performed on 12/17/2014. Present from the Trace Evidence Department was Curtiss Jones.

Weapon used: "Glock", model 17, 9mm semi-automatic pistol
serial number: FTX169

Ammunition used: "Speer" Gold Dot 9mm

Fabric used: 100% polyester

Distance:

Result:

2 1/2 feet

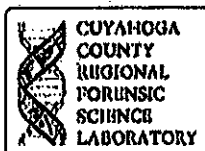
No fouling was observed visually. Powder grains were observed visually and with stereomicroscopy to a 3 1/2 inch radius around the bullet defect. Nitrites were detected to a 3 1/2 inch radius around the bullet defect.

3 feet

No fouling was observed visually. Powder grains were observed visually and with stereomicroscopy to a 4 inch radius around the bullet defect. Nitrites were detected to a 4 inch radius around the bullet defect.

3 1/2 feet

No fouling was observed visually. Powder grains were observed visually and with stereomicroscopy randomly around the bullet defect. Nitrites were detected to a 4 inch radius around the bullet defect.



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TRACE EVIDENCE LABORATORY EXAMINATION REPORT

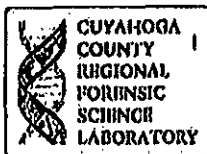
Report Date:	2/5/2015	Victim's Name:	Tamir Rice
CCRFSL Case #:	2014-006817	Agency Case #:	2014-368418
CCMEO Case #:	IN2014-01991	Submitting Agency:	Cleveland Police Department
Pathologist:	Dr. Gilson		Homicide Unit
Contact person:	Detective Diaz	Address:	1300 Ontario Street
			Cleveland, Ohio 44113

Item 20 Continued:

Distance:

Result:

4 feet	No fouling was observed visually. Powder grains were observed visually and with stereomicroscopy randomly around the bullet defect. Nitrites were detected randomly around the bullet defect.
4 1/2 feet	No fouling was observed visually. Powder grains were observed visually and with stereomicroscopy randomly around the bullet defect. Nitrites were detected randomly around the bullet defect.
5 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect. Two possible nitrites were detected around the bullet defect.
5 1/2 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect. Two possible nitrites were detected around the bullet defect.
6 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect. One possible nitrite was detected around the bullet defect.
6 1/2 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect. One possible nitrite was detected around the bullet defect.
7 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect. One possible nitrite was detected around the bullet defect.
8 feet	No fouling was observed visually. No powder grains were observed visually around the bullet defect.



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Items 2, 3, and 5 were transferred to the DNA Department. Please see the DNA report for any DNA analysis performed.

Items 8 and 9 were examined by the DNA Department. Please see the DNA report for any DNA analysis performed.

Any dimensional measurements contained in this Trace Evidence Laboratory Examination Report are approximations unless otherwise noted. Dimensional measurements that have a direct effect on the results of a test or analysis are documented with the uncertainty of measurement value.

As of the date of the Trace Evidence Laboratory Examination Report, unless otherwise indicated, the items of evidence contained herein are stored at the Trace Evidence Department of the Cuyahoga County Regional Forensic Science Laboratory.

This report shall not be reproduced except in full, without the written approval of the Cuyahoga County Regional Forensic Science Laboratory.

Results in this report relate only to the items tested.

Signature: _____

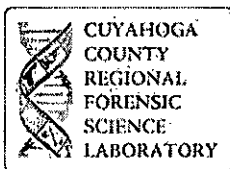
Curtiss L. Jones, MS, Forensic Scientist
Supervisor, Trace Evidence Department

Date: 2/6/2015

Trace Evidence Laboratory Examination Report
Date of Distribution 2/6/2015

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Analyst's Initials Cur
Reviewer's Initials JK



Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland OH 44106

DNA LABORATORY EXAMINATION REPORT

Report Date:	1-23-15	Victim's Name:	Tamir Rice
CCRFSL Case #:	2014-006817	Submitting Agency:	Cleveland Police Department
CCMEO Case #:	IN2014-01991		Homicide Unit
Agency Case #:	2014-368418	Address:	1300 Ontario Street
Pathologist:	Dr. Thomas Gilson		Cleveland, OH 44113-1600
Contact Person:	Det. Ray Diaz		

Items 2 and 3 were transferred by Curtiss Jones of the Trace Evidence Department on November 24, 2014.

Item 5 was transferred by Dr. Thomas Gilson of the Cuyahoga County Medical Examiner's Office on November 24, 2014.

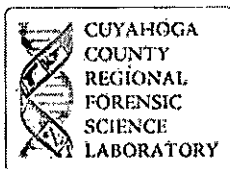
Items 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19 were submitted by Det. Kathy Cruz of the Cleveland Police Department Homicide Unit on December 2, 2014.

The following items were tested for DNA:

<u>Item</u>	<u>Sub-item</u>	<u>Description</u>
2		One swab from the right hand fingernails of Tamir Rice
3		One swab from the left hand fingernails of Tamir Rice
5		Buccal swabs from Tamir Rice
8		"2 swabs from cell phone @ #3"
9		"(8) Eight swabs of suspected DNA collected from black Colt 1911 semi-auto pellet gun and black magazine"
	9.1	"2 swabs suspected DNA, Colt 1911 semi-auto pellet gun and magazine"
	9.2	"2 swabs suspected DNA, Colt 1911 semi-auto pellet gun and magazine"
	9.3	"2 swabs suspected DNA, Colt 1911 semi-auto pellet gun and magazine"
	9.4	"2 swabs suspected DNA, Colt 1911 semi-auto pellet gun and magazine"

DNA STR (Short Tandem Repeat) analysis:

DNA obtained from items 2, 3, 5, 8, 9.2, and 9.3 was characterized through the Polymerase Chain Reaction (PCR) at the genetic loci Amelogenin, D3S1358, D1S1656, D2S441, D10S1248, D13S317, PentaE, D16S539, D18S51, D2S1338, CSF1PO, PentaD, TH01, vWA, D21S11,



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DNA LABORATORY EXAMINATION REPORT

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CCMEO Case #:	IN2014-01991		Homicide Unit
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Pathologist:	Dr. Thomas Gilson		Cleveland, OH 44113-1600
Contact Person:	Det. Ray Diaz		

D7S820, D5S818, TPOX, DYS391, D8S1179, D12S391, D19S433, FGA, and D22S1045 using the Promega PowerPlex Fusion amplification system.

Results and Conclusion:

Presumptive test indicated the presence of blood in items 2 and 3. No confirmatory testing was performed.

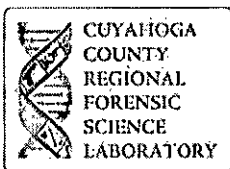
The partial DNA profile obtained from item 8 is a mixture with major and minor components. The major DNA component in this mixture matches the DNA profile of Tamir Rice (item 5). In the absence of an identical twin, Tamir Rice is the source of the major DNA component in this mixture to a reasonable degree of scientific certainty. The genetic loci D13S317, Penta E, CSF1PO, D5S818, TPOX, D19S433, FGA, and D22S1045 were not used for statistical calculations. The minor DNA component is inconclusive due to insufficient information.

The DNA profile obtained from item 9.2 is a mixture with major and minor components. The major DNA component in this mixture is unknown. Tamir Rice cannot be excluded as a possible contributor to the minor DNA component in this mixture. The probability of selecting an unrelated individual at random from the population as a possible contributor to the minor DNA component in this mixture is approximately 1 in 2 million in Caucasians, 1 in 64,850 in African Americans, and 1 in 4 million in Hispanics. The genetic loci Penta E, D2S1338, CSF1PO, vWA, D7S820, TPOX, D19S433, and FGA were not used for statistical calculations.

The DNA profile obtained from item 9.3 is a mixture of at least three individuals. Tamir Rice cannot be excluded as a possible contributor to this mixture. The probability of selecting an unrelated individual at random from the population as a possible contributor to this mixture is approximately 1 in 485 million in Caucasians, 1 in 18 million in African Americans, and 1 in 918 million in Hispanics.

No DNA profile foreign to Tamir Rice was obtained from item 2.

The partial DNA profile obtained from item 3 is inconclusive due to insufficient information.



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DNA LABORATORY EXAMINATION REPORT

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Contact Person:	Det. Ray Diaz		

An insufficient quantity of human DNA was obtained from item 9.1. No further testing was performed at this time.

No human DNA was detected in item 9.4.

Items 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19 were not tested for DNA at this time.

The NIST STR frequency database was used for statistical calculations.

The genetic locus DYS391 was not used for statistical calculations.

Please submit a reference buccal swab sample(s) for comparison to the unknown.

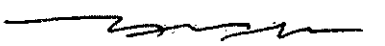
All cuttings and portions obtained from the evidence items examined for this report, and the remaining DNA extracts from these items will be stored at the appropriate temperature in the laboratory.

Results in this report relate only to the items tested.

Analyst: 
Jeffrey Oblock

Date: 1-23-15

Title: Forensic Scientist

Technical Reviewer: 
Nasir A. Butt, Ph.D.

Date: 1-23-15

Title: DNA Technical Manager and Supervisor

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Thomas P. Gilson, M.D.
Medical Examiner

CUYAHOGA COUNTY MEDICAL EXAMINER

11001 Cedar Avenue
Cleveland, OH 44106
(216) 721-5610

Official Receipt from the Office of the Medical Examiner of Cuyahoga County

Issue Date: 1/14/2015
Case Number: IN2014-01991
In Reference: Tamir E. Rice

Issued By: Childs, Alicia
Receipt Number: RC2015-00183
Printed: 1/14/2015 9:14:12 AM

Requestor Name: Investigator John Morgan
Agency Requestor: Cuyahoga County Sheriff's Department
Address: 1215 West 3rd Street, Cleveland, Ohio 44113
Comment: CD.

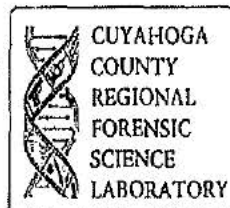
Code	Report Name	Sub Fund	Amount	Quantity	Pages	Total Amount
VERD	Verdict Report	01A001	\$0.00	1	1	\$0.00
LABR	Laboratory Report	20A312	\$0.00	1	1	\$0.00
APRO	Autopsy Protocol	01A001	\$0.00	1	1	\$0.00
PHOT	Photographs	01A001	\$0.00	1	1	\$0.00
	TOTAL		\$0.00	4	4	\$0.00

The attached documents are a true and certified copy of the original documents on file in the Cuyahoga County Medical Examiner's Office, 11001 Cedar Avenue, Cleveland, Ohio 44106.

Thomas P. Gilson, M.D., Medical Examiner



Toxicology Laboratory Report
Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland, Ohio 44106
Final Report



Page 1 of 4

Case Number :	IN2014-01991	Report Date :	Thursday, December 11, 2014
Name :	Tamir Rice	Receipt Date :	Monday, November 24, 2014
Agency :	Cuyahoga County (CCMEO)	Pathologist :	TGIL - Thomas Gilson - M.D.

Specimen Received

B1 - Blood	F1 - Femoral Blood	G1 - Gastric	I1 - Bile
L1 - Liver	R1 - Longterm Storage	R2 - Longterm Storage	V1 - Vitreous Humor
Y1 - Hospital Blood	Y2 - Hospital Blood	Y3 - Hospital Blood	Y4 - Hospital Blood

COMMENT : Y1 = 11/22/14 @ 526pm; Y2 and Y3 = 11/22/14 @ 751pm; Y4 = 11/22/14 @ 951pm

B1: Heart Blood Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
Acid Neutrals by GC/MS	None Detected		See Page 4, Group 2
Acetaminophen Screen	None Detected		See Page 4, Group 9
Salicylate Screen	None Detected		See Page 4, Group 10

F1: Femoral Blood Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
Volatile Screen & Confirmation	None Detected		See Page 4, Group 1
Opiate ELISA Screen	None Detected		See Page 4, Group 7
Basic Drugs by GC/MS	None Detected		See Page 4, Group 8
Amphetamine ELISA	None Detected		See Page 4, Group 7
Barbiturates ELISA Screen	None Detected		See Page 4, Group 7
Benzodiazepines ELISA Screen	None Detected		See Page 4, Group 7
Cannabinoids ELISA Screen	None Detected		See Page 4, Group 7
Carisoprodol ELISA Screen	None Detected		See Page 4, Group 7
Cocaine Mtb. ELISA Screen	None Detected		See Page 4, Group 7
Fentanyl ELISA Screen	None Detected		See Page 4, Group 7
Methamphetamine ELISA Screen	None Detected		See Page 4, Group 7
Oxycodone ELISA Screen	None Detected		See Page 4, Group 7
Phencyclidine ELISA Screen	None Detected		See Page 4, Group 7
Tricyclic Antidepressants ELISA Screen	None Detected		See Page 4, Group 7
Methadone ELISA Screen	None Detected		See Page 4, Group 7

G1: Gastric Contents Analysis

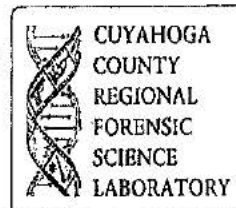
Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

I1: Bile Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		



Toxicology Laboratory Report
Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland, Ohio 44106
Final Report



Page 2 of 4

Case Number :	IN2014-01991	Report Date :	Thursday, December 11, 2014
Name :	Tamir Rice	Receipt Date :	Monday, November 24, 2014
Agency :	Cuyahoga County (CCMEO)	Pathologist :	TGIL - Thomas Gilson - M.D.

L 1: Liver Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

R 1: Long Term Storage Blood Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

R 2: Long Term Storage Purple Top

Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

V 1: Vitreous Humor Post Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

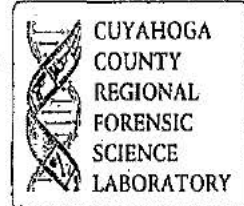
Y 1: Hospital Blood-Light-Blue Top Analysis

Drug Group/Class	Result	Quantitation	Analyte(s)
Volatile Screen & Confirmation	None Detected		See Page 4, Group 1
Acid Neutrals by GC/MS	Qty. Insufficient		See Page 4, Group 2
Opiate ELISA Screen	None Detected		See Page 4, Group 7
Basic Drugs by GC/MS	Positive		See Page 4, Group 8
Lidocaine		Positive	
Acetaminophen Screen	Qty. Insufficient		See Page 4, Group 9
Salicylate Screen	Qty. Insufficient		See Page 4, Group 10
Amphetamine ELISA	None Detected		See Page 4, Group 7
Barbiturates ELISA Screen	None Detected		See Page 4, Group 7
Benzodiazepines ELISA Screen	None Detected		See Page 4, Group 7
Cannabinoids ELISA Screen	None Detected		See Page 4, Group 7
Carisoprodol ELISA Screen	None Detected		See Page 4, Group 7
Cocaine Mtb. ELISA Screen	None Detected		See Page 4, Group 7
Fentanyl ELISA Screen	None Detected		See Page 4, Group 7
Methamphetamine ELISA Screen	None Detected		See Page 4, Group 7
Oxycodone ELISA Screen	None Detected		See Page 4, Group 7
Phencyclidine ELISA Screen	None Detected		See Page 4, Group 7
Tricyclic Antidepressants ELISA Screen	None Detected		See Page 4, Group 7

Handwritten signature/initials



Toxicology Laboratory Report
Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland, Ohio 44106
Final Report



Page 3 of 4

Case Number : IN2014-01991 **Report Date :** Thursday, December 11, 2014
Name : Tamir Rice **Receipt Date :** Monday, November 24, 2014
Agency : Cuyahoga County (CCMEO) **Pathologist :** TGIL - Thomas Gilson - M.D.

Y-1: Hospital Blood Light Blue Top Analysis			
Drug Group/Class	Result	Quantitation	Analyte(s)
Methadone ELISA Screen	None Detected		See Page 4, Group 7

Y-2: Serum from Hospital Blood			
Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

Y-3: Hospital Blood Pink Top Analysis			
Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

Y-4: Hospital Blood Analysis			
Drug Group/Class	Result	Quantitation	Analyte(s)
No Test Performed	---		

21/11/14

Toxicology Laboratory Report
Cuyahoga County Regional Forensic Science Laboratory
11001 Cedar Avenue, Cleveland, Ohio 44106
Final Report

Page 4 of 4

Analytes Included in Drug Groups / Class

DRUGS ANALYZED/QUANTIFIED BY CCRFSL/CMEC TOXICOLOGY

- 1) **VOLATILES:** Acetaldehyde, Acetone, Acetonitrile, Butane, Chloroform, Dichloromethane, Ethanol, Ethyl Acetate, Formaldehyde, Isopropanol, Methane, Methanol, Paraldehyde, Propane, Toluene. **ETHANOL, ACETONE, ISOPROPANOL, and METHANOL CONFIRMATION(s)** by alternative GC column and/or alternative specimens. **METHANOL** is differentiated from **FORMALDEHYDE** by Colorimetry (Qualitative).
- 2) **Sedatives, Hypnotics, Anti-Epileptic and Other Acidic/Neutral Drugs:** Amobarbital, Butabital, Caffeine, Carbamazepine, Carisoprodol, Glutethimide, Ibuprofen, Levoracetam, Mephenytoin, Meprobamate, Melaxalone, Naproxen, Pentobarbital, Pentoxifylline, Phenobarbital, Phenytoin, Primidone, Secobarbital, Theophylline, Topiramate, (Gabapentin/Pregabalin by LC/MS/MS); **ACIDIC NEUTRALS** Screened and Quantified by GC-FID and Confirmed by GC/MS.
- 3) **CARBON MONOXIDE***(Carboxyhemoglobin) by CO-Oximetry: Carbon Monoxide, Methemoglobin, Hemoglobin; **CARBON MONOXIDE CONFIRMATION** by Spectrophotometry and/or Microdiffusion.
- 4) **GLYCOLS*:** Ethylene Glycol, Propylene Glycol Screened and Confirmed by GC/MS.
- 5) **CYANIDE*:** Screened and Quantified by Colorimetry.
- 6) **EMIT/SCREEN: SYMPATHOMIMETIC AMINES (SMAs)** (Target = d-Amphetamine); **BENZODIAZEPINES** (Target = Oxazepam); **COCAINE** (Target = Benzoylcegonine (a cocaine metabolite)); **CANNABINOIDS** (Target = 11-nor- Δ^9 -THC-COOH (a marijuana metabolite)); **OPIATES** (Target = Morphine); **PHENCYCLIDINE** (Target = Phencyclidine).
- 7) **ELISA (Enzyme-Linked Immunosorbent Assay) SCREEN: SMAs** (Target = d-Amphetamine); **Barbiturates** (Target = Pentobarbital); **Benzodiazepines** (Target = Alprazolam); **Cannabinoids** (Target = 11-nor- Δ^9 -THC-COOH (a marijuana metabolite)); **Carisoprodol** (Target = Carisoprodol); **Cocaine Metabolite** (Target = Benzoylcegonine); **Fentanyl** (Target = Fentanyl); **Methamphetamine** (Target = d-Methamphetamine); **Oxycodone** (Target = Oxycodone); **Phencyclidine** (Target = Phencyclidine); **Tricyclic Antidepressants** (Target = Nortriptyline); **Methadone** (Target = Methadone); **Opiates** (Target = Morphine).
- 8) **BASIC DRUGS by GC/MS (Quantitation and Confirmation):** Amantadine, Amitriptyline, Amoxapine, Amphetamine, Atropine, Benzotropine, Brompheniramine, Bupivacaine, Bupropion, Bupropion Metabolites, Buspirone, Caffeine, Carbinoxamine, Chlorophenylpiperazine, Chlorpheniramine, Chlorpromazine, Citalopram, Clonipramine, Clozapine, Cocathylene, Cocaine, Codeine, Cocaine and metabolites, Cotinine, Cyclizine, Cyclobenzaprine, Desalkylflurazepam, Desipramine, Desmethyl Chloridazepoxide, Desmethyl Clonipramine, Desmethyl Clozapine, Desmethylsertraline, Desmethylvenlafaxine, Dextromethorphan, Diazepam, Diethylpropion, Diphenhydramine, Disopyramide, Diltiazem, Doxepin, Doxylamine, Ecgonine methyl ester, Ephedrine/Pseudoephedrine, Fenfluramine, Fentanyl, Fluoxetine, Fluvoxamine, Guaifenesin, Haloperidol, Hydrocodone, Hydroxyzine, Imipramine, Ketamine, Laudanosine, Lidocaine, Lidocaine mb (MEGX), Loxapine, Maprotiline, Meclizine, Meperidine, Mephentermine, Mesoridazine, Methadone, Methadone primary mb (EDDP), Methadone secondary mb (EMDP), Methamphetamine, Methylene-dioxyamphetamine (MDA), Methylene-dioxyamphetamin (MDMA), Methylene-dioxypropylvalerone (MDPV), Methylphenidate, Metoprolol, Mexiletine, Midazolam, Mirtazapine, Nefazodone, Nicotine, Nordiazepam, Nordoxepin, Norfluoxetine, Normeperidine, Norpropoxyphene, Nortriptyline, Norverapamil, Olanzapine, Orphenadrine, Oxycodone, Papaverine, Paroxetine, Pentazocine, Pentoxifylline, Perphenazine, Phencyclidine, beta-Phenethylamine, Pheniramine, Phendimetrazine, Phenmetrazine, Phentermine, Phenylpropanolamine, Phenyltoloxamine, Procaine, Promethazine, Propoxyphene, Propranolol, Protriptyline, Pseudoephedrine, Pyrilamine, Quetiapine, Quinidine, Quinine, Setraline, Thioridazine, Tramadol, Transleypromine, Trazodone, Trihexylphenidyl, Trimipramine, Venlafaxine, Verapamil, Zolpidem.
- 9) **ACETAMINOPHEN SCREEN:** Acetaminophen by Colorimetry (Qualitative).
- 10) **SALICYLATE SCREEN:** Salicylate (Aspirin) by Colorimetry (Qualitative). **SALICYLATE CONFIRMATION** by Gas Chromatography.
- 11) **XANTHINES by GC/MS:** Acetaminophen, Caffeine.
- 12) **CLINICAL CHEMISTRIES (CHEM7):** Ketones, pH, Specific Gravity, and Electrolytes (Sodium, Potassium, Chloride, TCO₂, Glucose, Urea, Creatinine).
- 13) **COCAINE CONFIRMATION by GC/MS:** Anhydroecgonine methyl ester, Benzoylcegonine, Cocaine, Cocathylene, Ecgonine ethyl ester, Ecgonine methyl ester.
- 14) **CANNABINOIDS by GC/MS:** Cannabinoids (ng/mL, mcg/L): Δ^9 -THC, 11-OH- Δ^9 -THC (a marijuana metabolite), 11-nor- Δ^9 -THC-COOH (a marijuana metabolite), TOTAL 11-nor- Δ^9 -THC-COOH (a marijuana metabolite).
- 15) **OPIATES by GC/MS (ng/mL):** Morphine, 6-Acetylmorphine (heroin metabolite), Codeine, Hydrocodone, Dihydrocodeine, Hydromorphone, Norcodeine, Oxycodone, Oxymorphone. **TOTAL OPIATES by GC/MS-Hydrolysis followed by OPIATES by GC/MS.**
- 16) **BENZODIAZEPINE CONFIRMATION by GC/MS:** Alprazolam/metabolite, Diazepam/metabolites, Clonazepam, Lorazepam, Midazolam/metabolite, Triazolam.
- 17) **SYMPATHOMIMETIC AMINES CONFIRMATION by GC/MS analysis (ng/mL):** Amantadine, Amphetamine, beta-Phenethylamine, MDEA, Methamphetamine, Methylene-dioxyamphetamine (MDA), Methylene-dioxyamphetamin (MDMA), Phentermine, Phenylpropanolamine, Pseudoephedrine.
- 18) **GHB by GC/MS (mg/L):** Gamma-hydroxybutyric acid (gamma hydroxybutyrate).
- 19) **FENTANYL by GC/MS (ng/mL):** Fentanyl, Sufentanil, Alfentanil.
- 20) **SENT OUT TO REFERENCE LABS:** Synthetic Cannabinoids and Synthetic Cathinones, Epinephrine, 7-amino Flunitrazepam, Flunitrazepam, IgE, Insulin, LSD, Nefedipine, C-Peptide, Psilocin, Risperidone, Trypsin, Warfarin, Valproic Acid, **HEAVY METAL SCREEN:** (Antimony, Arsenic, Lead, Barium, Cadmium, Bismuth, Mercury, Selenium) or any other drugs not listed above.

*BY REQUEST ONLY; **ABBREVIATIONS:** POS=Positive; NEG=Negative; UNS=Specimen unsuitable for testing; NTD=Not Done; QNS=Quantity insufficient for analysis; CHEM7=Clinical Chemistry; <=less than; >=greater than; LRL= Lower reporting limit; C.L. = Confidence Level.
UNITS FOR VOLATILES: 100 ng/dL = 0.100 g/dL = 0.100 g%. **UNITS:** 1 mg/L = 1000 μ g/L = 1000 ng/mL.

I certify that the specimen identified by this case, number IN2014-01991 have been handled and analyzed in accordance with all applicable requirements. The result in this report relate to the items tested. For purposes of identification and case tracking the Toxicology Lab uses case numbers exclusively. Name is subject to change based on receipt of information. This report shall not be reproduced except in full, without the written approval of the Cuyahoga County Regional Forensic Science Laboratory.

Chief Forensic Toxicologist *Theresa E. Schuster* 12/12/14

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-04 (Tamir Rice)

DATE 5/21/15

FROM James Mackey, Detective

TO Sgt. Sharpe

SUBJECT Officer Interview Request Update

COPIES TO File

Follow up regarding request for an interview with the below listed officers made on Friday March 13, 2015.

- Detective Dan Lentz
- Patrolman Lou Kitko
- Patrolman Tom Griffin
- Patrolman Ricardo Roman
- Patrolman Ken Zverina

I spoke with CPPA Union Attorney Brian Moriarty today (Thursday May 21, 2015). He informed me that he is in the process of speaking with his clients and thus far sees no issues with his clients speaking with investigators. He mentioned at the earliest he would be able to schedule interviews would be Thursday May 28, 2015.

I informed Moriarty that I would contact him on Tuesday May 26, 2015 to schedule the interviews.

//////S//////

James Mackey, Detective

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-04 (Tamir Rice)

DATE 5/26/15

FROM James Mackey, Detective

TO Sgt. Sharpe

SUBJECT Officer Interview Request Update 5/26/15

COPIES TO File

On Tuesday May 26, 2015 I received a phone call from CPPA Attorney Brian Moriarty regarding a request to interview the following Cleveland Police Officers with relation to this case:

- Detective Dan Lentz
- Patrolman Lou Kitko
- Patrolman Tom Griffin
- Patrolman Ricardo Roman
- Patrolman Ken Zverina

Moriarty said all the officers are willing to speak with us. He requested that the interviews be scheduled for Monday June 1, 2015. I informed him that I was only able to get an extension until Thursday May 28, 2015 which was extended from the original date of Saturday May 23, 2015. He put me in touch with his Co-Counsel, Keith Wolgumuth who indicated he will try to get the interviews scheduled for Thursday May 28, 2015.

I informed him that out of the five (5) officers Det. Lentz would be a priority interview over the other four (4) officers if we were to meet the Thursday deadline. I last spoke with him around 9:20pm today (5/26/15) and he was unable to commit to any interviews as of yet as he only learned that he would be sitting in on the interviews around 7:00pm.

I informed him that I would be in contact with him in the morning hours of Wednesday May 27, 2015 to see if there is any progress on scheduling the requested interviews.

//////S//////

James Mackey, Detective

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-00004

DATE 05/27/2015

FROM Detective David Jacobs

TO Sergeant Eugene Sharpe

SUBJECT Photos from [REDACTED] perspective

COPIES TO File

The following is in conjunction with the investigation into the Cleveland Police Department (CPD), Use of Deadly Force incident that took place at the Cudell Recreation Center (CRC) on November 22nd, 2014 at approximately 3:30pm.

CPD Scientific Investigative Unit (SIU) Detective James Raynard took several photographs of the area of [REDACTED] Street, Cleveland, Ohio on December 10, 2014. [REDACTED] lives at the aforementioned address and the purpose of documenting these photos was to depict [REDACTED] perspective and location at the time of the incident previously mentioned.

There are a total of thirty-six (36) photos taken from various locations and angles. Using the Attorney General, Bureau of Criminal Investigation (BCI) 360 degree scan we were able to measure from where [REDACTED] was standing and the CRC gazebo where the incident took place. It was determined [REDACTED] was approximately three hundred and fifteen feet (315) from the CRC gazebo. The photos were uploaded and scanned to the file. Refer to [REDACTED] interview synopsis for further information.

Respectfully Submitted,

Detective David Jacobs

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-00004

DATE 05/28/2015

FROM Detective David Jacobs #211

TO Sergeant Eugene Sharpe

SUBJECT Interview of CPD Officer Ricardo Roman

COPIES TO File

Ricardo ROMAN, Cleveland Police Department (CPD), Badge #980, Patrol Officer, First District, "B" Platoon. On May 28th, 2015 ROMAN was interviewed by Detectives James Mackey and David Jacobs at the Cuyahoga County Sheriff's Office. ROMAN was advised of the identities of the interviewing Detectives and the purpose of the interview. ROMAN thereafter provided the following information regarding the investigation of the CPD Use of Deadly Force incident which took place at the Cudell Recreation Center (CRC), 1910 West Boulevard, Cleveland, Ohio on November 22nd, 2014 at approximately 3:30pm.

Present for the interview; Attorney Marissa Serrat, Cleveland Police Patrolman's Association (CPPA) Union Representatives William Gonzalez and Thomas Lascko.

ROMAN has been employed as a CPD Patrol Officer since January of 2011 and has been assigned to the First District his entire career. On November 22nd, 2014 ROMAN was assigned to Zone Six (6) and was working "B" Platoon (1430 hours to 2230 hours.) ROMAN was partnered with Officer Ken Zverina and their respective call sign was 1A26.

At approximately 15:20 hours, ROMAN and Zverina were clearing a domestic violence call in the area of Lorain Avenue in Cleveland, Ohio. District One (1) dispatch was calling any available cars to respond to the CRC for a "man with a gun." CPD Unit 115A, call sign 1A25 (Loehmann and Garmback) responded that they were nearby and would respond. ROMAN and Zverina responded shortly thereafter stating that they would also respond. While en route to the CRC, ROMAN heard Garmback call "shots fired" and they continued to the CRC. ROMAN was confused as to who was shot.

ROMAN was driving and Zverina was the passenger as they arrived at the CRC. They entered the parking lot from the West Boulevard entrance and parked on the south side of the parking lot facing east. ROMAN noticed 1A25 was parked near the gazebo and a male was lying on the ground between CPD unit 115A and the gazebo. ROMAN remembers Garmback and an FBI Agent administering some type of first aid to the male.

ROMAN thought the suspect was lying on the grass and noted that there was a "black automatic gun and a magazine clip" on the ground near the suspect. ROMAN described the suspect as a "black male, early twenties and easily over two hundred (200) pounds." ROMAN was shown a crime scene photo of the weapon recovered from the scene and he stated it appeared similar to the gun he saw in the grass near the suspect. ROMAN thought the gun was real until he looked closer at the magazine, even then, he still thought the gun was real.

ROMAN did not have any conversations with Garmback but did talk to Loehmann. The conversation with Loehmann was only pertaining to an injury to his ankle. ROMAN described Loehmann as "upset." ROMAN did not overhear any conversations between the FBI Agent and the suspect. ROMAN described the suspect as having "shallow breathing." Initially, ROMAN did not know what had happened but did learn sometime later that Loehmann was responsible for firing his weapon and shooting the suspect.

CUYAHOGA COUNTY SHERIFF'S OFFICE

015-55

ROMAN had a brief interaction with a person who was trying to enter the crime scene stating "*that's my brother.*" According to ROMAN, the male "*tensed up*" and was angry (in general) and was eventually placed into the backseat of one of the CPD marked units. ROMAN also noticed the suspect's mother had arrived and was given permission to ride in the EMS truck with her son to the hospital.

Respectfully Submitted,

Detective David Jacobs

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-00004

DATE 05/28/2015

FROM Det. Homer Allen

TO Sgt. Sharpe

SUBJECT Interview with Officer Lou Kitko

COPIES TO Lt. Smith and File

Sir,

On Wednesday May 28th, 2015 at 10:30hrs while assigned to the Cuyahoga County Sheriff's Detective Bureau Detective James Mackey and I conducted an interview with Cleveland Police Officer Lou Kitko. The interview was in reference to a Cleveland Police Department (CPD), Use of Deadly Force incident which occurred on November 22, 2014 at the Cudell Recreation Center (CRC), 1910 West Boulevard, Cleveland, Ohio.

Interview Attendees

Officer Lou Kitko

CPPA Union Vice President Thomas Lascko

CPPA Union Attorney Marisa Serrat

CPPA Union Attorney Henry Hilow

Officer Kitko has been employed by The City of Cleveland Division of Police for the last 18 years. He is presently assigned to the basic patrol division in the 1st District. He is assigned to a one man car and was on another assignment when "Shots fired" was broadcast, and EMS was requested. The following is a summary of what occurred at the scene:

- He entered the CRC parking lot and parked his car facing east toward the gazebo.
- Was informed by Officer Garmback that this was an officer involved shooting.
- He contacted the Cleveland Police Union.
- He retrieved crime scene tape from his cruiser and began to mark off the crime scene.
- He recalls the male laying on ground with his head pointing south.
- There was a firearm lying next to the male.
- Appeared to be semi-automatic handgun, black in color which looked real.
- He entered the CRC and advised the staff that CPD would need a copy of their video surveillance.
- He attempted to calm down Officer Loehmann; he was very emotional and very upset about the incident.
- He believes that he and Officer Loehmann may have prayed together in the back of the ambulance.

Upon asking Officer Kitko if he had a conversation with Loehmann, he replied that "He only remembers the generic's." Loehmann stated, "They arrived on scene, was yelling commands at the kid, they stopped the car, the kid went for the firearm and tried to pull it out," Then Officer Loehmann told Officer Kitko that he shot him.

Officer Kitko believed that firearm was real. He believed that he was only on scene for approximately 30 minutes. Kitko stated that he has only known Officer Loehmann for about a month or two, and Officer Garmback for around 8 years.

CUYAHOGA COUNTY SHERIFF'S OFFICE

01-2-99

Upon reviewing the video from the Cudell Recreation Center he was able to confirm the following:

- He arrives on scene at 15:36:59hrs.
- At 15:37hrs he asks officer if this was an officer involved shooting, proceeds to call union
- He remembers an FBI agent, that he just met the day before at bank robbery on scene
- Kitko thought the shot male appeared to be 19 or 20 years old
- He has been on around 3 Use of Deadly Force Scenes
- At 15:41.21hrs. a gentleman was screaming and came under the crime scene tape
- Male was screaming that his brother was shot and that he, was going to go see him. The male balled up his fists, stated he was coming in, at which time he was taken into custody and placed in a zone car
- He recalls another person, in the back of another zone car yelling and screaming
- The mother arrived on scene and started yelling and stating she was going to sue everyone
- The mother never asked about the shot male

At 15:42hrs. Officer Loehmann is seated in his zone car, Sgt. Rutherford is present. Kitko is shown an overhead picture of the scene; he drew the location of the body and the simulated weapon. The weapon was on the right of his body close to his right hand.

Sgt. Rutherford approached the mother while she was yelling and screaming and talked to her. Sgt. Rutherford was the only sergeant in the district that day. Their district is divided into sector 1 and sector 2; usually you have a boss for each sector, she was running both sectors. At 16:00 hours the video tape ends, no additional information obtained.

Please refer to DVD copy of this interview for additional clarification and needs.

Respectfully submitted for your review,

Homer Allen #225

CUYAHOGA COUNTY SHERIFF'S OFFICE

03-33

FILE NO. 15-00004

DATE 05/28/2015

FROM Detective David Jacobs #211

TO Sergeant Eugene Sharpe

SUBJECT Interview of CPD Ken Zverina

COPIES TO File

Ken ZVERINA, Cleveland Police Department (CPD), Badge #2437, Patrol Officer, First District, "B" Platoon. On May 28th, 2015 ZVERINA was interviewed by Detectives James Mackey and David Jacobs at the Cuyahoga County Sheriff's Office. ZVERINA was advised of the identities of the interviewing Detectives and the purpose of the interview. ZVERINA thereafter provided the following information regarding the investigation of the CPD Use of Deadly Force incident which took place at the Cudell Recreation Center (CRC), 1910 West Boulevard, Cleveland, Ohio on November 22nd, 2014 at approximately 3:30pm.

Present for the interview; Attorney Marisa Serrat, Cleveland Police Patrolman's Association (CPPA) Union Representatives William Gonzalez and Thomas Lascko.

ZVERINA has been employed as a CPD Patrol Officer for approximately three and one half (3 ½) years and has been assigned to the First District his entire career. On November 22nd, 2014, ZVERINA was assigned to Zone Six (6) and was working "B" Platoon (1430 hours to 2230 hours.) ZVERINA was partnered with Officer Ricardo Roman and their respective call sign was 1A26; Roman was driving and ZVERINA was the passenger.

At approximately 15:20 hours, ZVERINA and Roman were clearing a domestic violence call near West 160th and Lorain Avenue, Cleveland, Ohio. District One (1) dispatch was calling any available cars to respond to the CRC for a "man with a gun." CPD Unit 115A, call sign 1A25 (Loehmann and Garmback) responded that they were nearby and would respond. ZVERINA and Roman responded shortly thereafter stating that they would also respond.

While en route to the CRC, Garmback transmits "shots fired send EMS." ZVERINA and Roman continue to the CRC. ZVERINA parked in the south area of the parking lot facing east. ZVERINA exited his patrol car and noticed Detective Lentz (CPD) and an unknown male (UM) later identified as an FBI Agent near the suspect. The FBI Agent asked ZVERINA if he had any medical equipment to use, with which he responded "no." The suspect was lying on the pavilion floor with his head to the south and legs to the north. ZVERINA did not hear the suspect talking, but thought he was breathing.

ZVERINA noticed a "full frame, black semi-auto" just to the north of the suspect on the grass. ZVERINA described the suspect, who was lying on the ground as follows; 18- 20 years of age, 6'0", 200 pounds. ZVERINA never had any conversations with Officer Garmback but did have a conversation with Officer Loehmann. Officer Loehmann was complaining of ankle pain. Initially, ZVERINA was unaware of who had fired their weapon, but did learn shortly thereafter. ZVERINA was also unaware of anyone in the backseat of CPD marked unit 115A.

ZVERINA was tasked with setting up a perimeter to protect the crime scene at which time he encountered what he described as an angry "large black male," coming from the direction of Madison Avenue. The male disregarded the crime scene tape and entered the crime scene. ZVERINA observed the large black male; "blade his stance and tense up his body." The male was then placed into a zone car parked nearby. Shortly after this incident, ZVERINA encountered a black female walk up from the same direction claiming to be the mother of the person who was shot. ZVERINA obtained permission from Sergeant Janell Rutherford to have the mother ride in the EMS truck with her son.

Respectfully Submitted,

Detective David Jacobs

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-00004

DATE 5/28/15

FROM James Mackey, Detective

TO Sgt. Sharpe

SUBJECT Interview of Cleveland Police Detective Dan Lentz

COPIES TO File

Summary

On Thursday May 28, 2015 Detective Allen and I (Detective Mackey), interviewed Cleveland Police Detective Daniel Lentz. The interview centered on his involvement and observations after responding to 1910 West Boulevard (Cudell Recreation Center), Cleveland OH 44102 on Saturday November 22, 2014 to assist for, a "shots fired" broadcast over the radio.

Details

On Thursday May 28, 2015 Detective Allen and I met with Detective Daniel Lentz, a Cleveland Police First District Detective at the Cuyahoga County Sheriff Detective Bureau, 1215 W. 3rd St., Cleveland OH 44113. Also present were Cleveland Police Patrolmen's Association Attorney (CPPA) Marisa Serrat, CCPA Attorney Henry Hilow and CPPA Union 2nd Vice President Thomas Lascko. Detective Lentz was meeting with us to give a voluntary statement regarding his involvement and observations on November 22, 2014 after responding to 1910 West Boulevard, Cleveland Ohio for a shots fired call broadcasted over Cleveland Police radio.

This interview was audio and video recorded.

Detective Lentz has been with the Cleveland Division of Police since 1997. In the nearly eighteen (18) years of service he has served in several assignments to include basic patrol in three (3) districts, strike force, vice and detective bureau. He has prior service in the United States Marine Corps and has also taught classes as a Carry Concealed Weapons (CCW) instructor. Currently, Detective Lentz is assigned to the First District Detective Bureau General Division/ Major Crimes.

On Saturday November 22, 2014 Detective Lentz was accompanied by Federal Bureau of Investigation (FBI), Special Agent (SA) [REDACTED]. The two were in the area of W. 117th and Berea conducting follow up investigation for an unrelated bank robbery that occurred the day prior. Det. Lentz heard a radio transmission for "shots fired." After hearing the radio transmission, Det. Lentz and SA [REDACTED] drove to Cudell Recreation Center and once there he explained:

"We didn't know what we were approaching. I just know there was a call for shots fired. I didn't know if it was an active shooter. I didn't know if the officers had been shot or if the officers shot someone else, or just shots fired in general".

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Upon the two arriving on scene, SA [REDACTED] exited the car and went in the direction of the officers. Det. Lentz was met by an officer he didn't know at the time but was later identified as Officer Timothy Loehmann. Officer Loehmann appeared injured and was limping. Det. Lentz expressed concern for his injuries; unsure if he was shot. He learned that he was not shot, but his ankle was twisted as he exited his vehicle.

Det. Lentz went over to where SA [REDACTED] was addressing the medical concerns of the male on the ground. He noted that Officer Garmback was also rendering aid assisting SA [REDACTED]. Det. Lentz initially thought the male was deceased; noting that he was motionless and gray. Det. Lentz further described the area around male, indicating there was a weapon and magazine in the general vicinity estimating it was within twenty (20) feet of the subject. Det. Lentz looked at the gun, and said the magazine was separate from the weapon. He described the weapon similar in nature to a Colt 1911. He said after a second look at the magazine he noticed a green ball. It was at that point he realized that at least the magazine and ammunition was not real. Referring to his vast experience and knowledge with firearms he said the weapon looked a thousand percent (1000%) real.

He noted that at one point there was a disturbance with a male who was detained after crossing the crime scene tape and took a fighting stance with officers. The male was placed in the back of a zone car and it was later learned that he was the brother of the shot male. Det. Lentz did make contact with the male while in the back of the zone car but the contact was cut off after the male spit in the face of Det. Lentz and became out of control.

He also had several interactions with a female in the back of the original responding zone car who was detained prior to his arrival. He learned through his interaction with her that the shot male was her twelve (12) year old brother. He had trouble processing that because his initial impression was that the male was substantially older, estimating seventeen (17) or eighteen (18) years old. Initially, the female was very excited but did eventually calm down to the point where Det. Lentz asked for and received permission from the supervisor to remove the handcuffs from the female.

Det. Lentz was shown an overview of the scene and he marked the location of the male subject just east of the responding patrol car and just west of the gazebo. He marked the approximate location with an "X" and a circle around the "X". He said the male's head was to the south and his feet to the north. Marking "H" for head and "F" for feet. He also marked the approximate location of the gun and magazine with two (2) smaller "x" northeast of the "F". He marked the page with "#1", dated "5/28/15" and initialed "DJL" by Det. Lentz. He was shown a second photo that was a Cleveland Police crime scene photo depicting the replica gun. Det. Lentz noted that the photo resembled the gun he saw that day and that he was unable to distinguish the gun in the picture from a real or replica weapon. He marked the photo shown to him with the "#2", date "5/28/15" and initials "DJL".

He was shown a portion of the video surveillance footage from camera 11000100.exe, taken from Cudell Recreation Center. Watching the video, Det. Lentz was able to place some of the actions taken by him in sequence. For further please refer to recorded interview.

For a more detailed account of the interview please refer to the video interview.

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James Mackey, Detective

CUYAHOGA COUNTY SHERIFF'S OFFICE

FILE NO. 15-00004

DATE 4/24/15

FROM James Mackey, Detective

TO Sgt. Sharpe

SUBJECT Detective Lentz and Dispatcher Hollinger Interview for 4/24/15 Postponed

COPIES TO File

In relation to investigation 15-00004, interviews were scheduled with Det. Lentz as well as Dispatcher Hollinger today (Wednesday April 24, 2015) at 9:00am. At 8:46am on Wednesday April 24, 2015 I received a call from CPPA Attorney Keith Wolgumuth informing me that Dispatcher Hollinger would be unable to meet with us for an interview today because of a personal conflict that came up. Her interview was rescheduled for Wednesday April 29, 2015 at 9:30am at the Cuyahoga County Sheriff Detective Bureau.

Wolgumuth further informed me that talks were in progress with the Cuyahoga County Prosecutors Office in regards to Det. Lentz and the current climate. I spoke with CPPA President Loomis and he confirmed that the interview would have to be rescheduled after talks with the Prosecutors Office. Det. Allen will follow up with Loomis in regards to scheduling another interview.

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James Mackey, Detective