



Ohio Bureau of Criminal Identification & Investigation
INVESTIGATIVE REPORT



12/26/2012

INTERVIEW OF SGT. RANDOLPH DAILEY

Summary

On Wednesday, December 26, 2012, Special Agent Verhiley and Special Agent Stranahan conducted an interview with Cleveland Police Sergeant Randolph C. Dailey regarding his involvement in the pursuit and officer involved shooting incident which occurred November 29, 2012 in East Cleveland, Cuyahoga County, Ohio.

Details

On Wednesday, December 26, 2012, at approximately 1130 hours, Special Agent Verhiley and Special Agent Stranahan were assigned to conduct an interview with Cleveland Police Sergeant Randolph Dailey regarding his involvement in the pursuit and officer involved shooting incident which occurred on November 29, 2012 in East Cleveland, Cuyahoga County, Ohio. The interview with Sergeant Dailey was conducted at the Richfield BCI offices and was audio/video recorded and added to the case file as Exhibit #92.

At approximately 1140 hours, Special Agent Verhiley and Special Agent Stranahan met with Sgt. Dailey, his attorney Robert Phillips and Fraternal Order of Police Lodge #8 President Brian Betley and Vice President Jerry Zarlenga in the conference room at the Richfield BCI offices. After initial greetings, Special Agent Verhiley advised Sgt. Dailey of his Miranda rights which he indicated he understood and was willing to provide a statement regarding this investigation. The following information was provided by Sgt. Dailey during the interview.

Sgt. Dailey indicated he has been a Cleveland Police Officer for approximately fifteen (15) years and prior to being hired by the Cleveland Police Department he had no law enforcement experience. Sgt. Dailey advised he has never served in the United States Military and he is currently assigned as the fourth platoon Community Services Unit sergeant within the Cleveland Police Department 2nd District. Sgt. Dailey stated his normal work hours are 1800 hours – 0200 hours and his supervisor is Lieutenant Bolon.

The next topic discussed with Sgt. Dailey was the type of training he has received. Sgt. Dailey

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Case Agent: Kollar, M.	Authoring Agent: Stranahan, S. #98 <i>SAB</i>
Date of Report: December 20, 2012	Exhibit #: 92
Investigative Activity: Interview	Supervisor Approval: Sweet, D. #10 <i>[Signature]</i> JAN 14 2013

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indicated he holds a current Peace Officer Certification through the Ohio Peace Officer Training Academy (OPOTA) and he is also certified as a basic academy instructor. Sgt. Dailey last attended in-service training with the Cleveland Police Department in June or July of 2012 which included a firearms requalification as well as training in the use of force. Sgt. Dailey stated in his career as a Cleveland Police Officer he has never been involved in an officer involved shooting incident.

Special Agent Stranahan then asked Sgt. Dailey several questions related to his health and substance abuse. Sgt. Dailey advised he is in good health and is not taking any prescription medications. Sgt. Dailey stated he does not wear glasses and has no problems with drug or alcohol abuse.

Special Agent Stranahan next asked Sgt. Dailey questions regarding the type of uniform he was wearing and type of equipment he was carrying on November 29, 2012. According to Sgt. Dailey, he was wearing his Cleveland Police Department issued class B uniform during his shift on November 29, 2012. Sgt. Dailey described this uniform as consisting of navy blue pants, a navy blue shirt with Cleveland Police Department markings and a bullet resistant vest. Sgt. Dailey advised he was also wearing his issued duty belt and carrying all of the department issued equipment which consisted of: (2) pairs of handcuffs, Glock pistol, pepper spray, Taser, ASP baton and (2) extra magazines. Sgt. Dailey stated all of his magazines were at full capacity and he was not carrying a back-up weapon. Sgt. Dailey also indicated he does not employ the use of any personal audio/video recording devices on his person or in his assigned patrol vehicle while on duty.

Special Agent Stranahan then asked Sgt. Dailey questions concerning his assigned vehicle and zone assignment on November 29, 2012. Sgt. Dailey advised he was driving patrol unit 220 and he did not have a partner. Sgt. Dailey indicated his radio call sign is 2S64 and he was monitoring Cleveland Police Department radio channel 2. According to Sgt. Dailey, patrol unit 220 is equipped with working emergency lights, siren, spotlight, mobile radio and does not have a mobile data terminal (MDT - onboard computer system).

Special Agent Stranahan then asked Sgt. Dailey how he first heard about the pursuit and to describe his involvement. According to Sgt. Dailey, he began his shift by reading reports and doing paperwork on the computer in his office within the Cleveland Police Department Second District Station. Sgt. Dailey explained that at the beginning of the shift, Officer Nan asked if he could take his assigned patrol unit to the Cleveland Police Department Mobile Services Unit, which is located on West Saint Clair Street, to have the MDT repaired. Sgt. Dailey granted Officer Nan permission to have the aforementioned repairs made and told him to go to the Mobile Services Unit when time permitted. Sgt. Dailey stated he then returned to completing paperwork and continued monitoring radio channel 2 via his portable radio.

Sgt. Dailey recalled that nothing remarkable was taking place during the shift and officers were responding to routine radio calls for service. Sgt. Dailey recalled he then heard a radio broadcast from Officer Nan who reported that he was fired upon by the suspect vehicle while at the Mobile Services Unit. According to Sgt. Dailey, he could tell that Officer Nan was gravely concerned

during the radio broadcast based on the sound of his voice. Officer Nan indicated he was now in pursuit of the suspect vehicle and provided a description of the vehicle as well as the vehicle's direction of travel. Sgt. Dailey continued to monitor the radio broadcasts pertaining to the pursuit and was unable to provide the exact details of the initial radio broadcasts made by Officer Nan. Sgt. Dailey stated the radio broadcasts occurred so quickly he asked Officer Nan via the radio to repeat the reason he was in pursuit of the suspect vehicle. At this time Officer Nan repeated that the occupants of the suspect vehicle had fired upon him in the area of the Cleveland Police Department Mobile Services Unit. Sgt. Dailey stated that at this time he departed his office and got dressed into his Cleveland Police Department Uniform while he continued to monitor radio broadcasts concerning the pursuit. Once he was dressed, Sgt. Dailey departed the station, entered patrol unit 220 and attempted to join the pursuit.

At this time Sgt. Dailey heard that the pursuit was in the Steelyard Commons area. Sgt. Dailey then drove toward the area of Steelyard Commons and West 14 Street. Sgt. Dailey then heard Sergeant Coleman request aviation support via radio broadcasts. Cleveland Police Dispatch replied by saying that the aviation unit was unavailable. Sgt. Dailey was still attempting to catch up to the pursuit when he then asked dispatch, via radio, to check on the availability of spike strips with surrounding police agencies. Sgt. Dailey was then advised by dispatch that they had already checked with the surrounding agencies regarding the availability of spike strips; however, he was not provided any additional information. Around this same time, Sgt. Dailey recalled hearing Officer Siefer, who was the lead car in the pursuit, report that the suspect(s) were pointing a gun out the window of the suspect vehicle. Sgt. Dailey advised that due to the gravity of the incident (i.e. an officer being shot at and suspects fleeing the area while continuing to point a gun at pursuing officers), he allowed the pursuit to continue. Sgt. Dailey stated he finally arrived in the area of West 14 Street and Steelyard Commons when he heard radio broadcasts which reported the suspect vehicle was now traveling eastbound on Interstate 90. At this time Sgt. Dailey entered Interstate 90 from West 14 Street and traveled eastbound in an effort to catch up to the pursuit. To this point in the pursuit, Sgt. Dailey had not observed the suspect vehicle and had not actively engaged in the pursuit.

Shortly after he entered Interstate 90 eastbound, Sgt. Dailey heard a radio broadcast from Sgt. Coleman who reported the suspect vehicle exited Interstate 90 at East 72 Street. Sgt. Dailey stated he is unfamiliar with this area; however, he continued eastbound on Interstate 90. Sgt. Dailey stated approximately two (2) to three (3) minutes later, he heard an additional radio broadcast from Sgt. Coleman who reported the suspect vehicle had "rammed" a Cleveland Police vehicle. Sgt. Dailey is unable to recall the identity of the officers who might have been "rammed" by the suspect vehicle and is unable to recall the location provided by Sgt. Coleman at the time of the radio broadcast. At this time Sgt. Dailey again contacted dispatch via radio and requested they check with East Cleveland Police Department and Bratenahl Police Department for the possible deployment of spike strips. Sgt. Dailey was advised by dispatch that they had already checked with both agencies and spike strips were unavailable. Sgt. Dailey recalled he then exited Interstate 90 and began traveling on East 72 Street looking for the pursuit.

Sgt. Dailey stated he is unfamiliar with the area where the pursuit was currently and that he looked up and down every side street in the area in an effort to locate the pursuit. At this time

Sgt. Dailey heard a radio broadcast from Officer Siefer who reported the suspect vehicle was now entering the parking lot of a water treatment plant in East Cleveland. A short time later, Sgt. Dailey heard Sgt. Coleman report, via radio broadcast, that shots had been fired. Sgt. Dailey then heard an unidentified officer report, via radio broadcast, that shots had been fired and to send Emergency Medical Services (EMS) to the scene. Sgt. Dailey indicated he did not know the exact location of the scene at this time so he contacted dispatch and was advised the pursuit had ended at the Heritage Middle School which is located at 14410 Terrace Road, East Cleveland, Ohio.

Sgt. Dailey recalled he then received a telephone call from Sergeant Donegan via his cellular telephone. During the telephone call, Sgt. Donegan provided Sgt. Dailey with directions to the area of school. Sgt. Dailey drove to the area of Euclid Avenue and Wymore Road in East Cleveland where he met with Sgt. Donegan. Sgt. Dailey stated he then followed Sgt. Donegan southbound on Wymore and he parked his patrol vehicle on Wymore near the intersection of Terrace Road. Sgt. Dailey exited his vehicle and then walked up a hill and into the parking lot of the school. Sgt. Dailey advised he did not hear any gun shots while walking to the school.

Upon arrival in the parking lot of the school, Sgt. Dailey observed several Cleveland Police vehicles, the suspect vehicle and numerous Cleveland Police Officers. Sgt. Dailey observed personnel from the East Cleveland Fire Department were on scene and they were checking the officers involved for injuries. Sgt. Dailey stated he also observed officers securing the scene with crime scene tape at this time.

Sgt. Dailey observed a group of Cleveland Police Officers standing near patrol unit 244. Sgt. Dailey indicated he approached the officers who had been standing in this area and asked if anyone was injured. According to Sgt. Dailey, none of the officers he spoke with reported any injuries. While in this area, Sgt. Dailey encountered Sergeant Bickerstaff. According to Sgt. Dailey, Sgt. Bickerstaff was taking note of all officers involved as well as noting the zone car numbers which were on scene. Sgt. Dailey assisted Sgt. Bickerstaff in obtaining names of the officers involved in this incident as well as zone car numbers. Sgt. Dailey also assisted by separating the shooters and non-shooters to the playground area of the school.

According to Sgt. Dailey, he then met with Deputy Chief Williams who had just arrived on scene. Sgt. Dailey briefed Deputy Chief Williams as to what had taken place thus far. Deputy Chief Williams then requested that the crime scene be made larger and a separate area be established for the media. Sgt. Dailey and Sergeant Edens then added additional crime scene tape to the area and created an area for the media to set up. Sgt. Dailey then met with Lieutenant Timm from the Cleveland Police Department Homicide Unit, who dismissed Sgt. Dailey from the scene. Sgt. Dailey is unsure of the exact amount of time he was on scene; however, he estimated it was several hours.

Upon leaving the scene, Sgt. Dailey indicated he returned to the Cleveland Police Department Second District Station where he completed "Form 1" paperwork pertaining to the pursuit which he faxed to the Inspection Unit.

At this point the interview with Sgt. Dailey was complete; however, Sgt. Dailey requested to make an additional statement. Sgt. Dailey indicated he monitored all radio broadcasts throughout the entire pursuit. Sgt. Dailey advised that due to the gravity of the situation and the updates he heard concerning observations of the pursuing officers who reported the suspects were pointing a gun, he felt it was necessary to continue to the pursuit. According to Sgt. Dailey, he felt it was necessary to continue the pursuit so that the suspect(s) could be stopped and officers could determine exactly what was taking place. Sgt. Dailey also felt the pursuit was conducted in accordance with established Cleveland Police Department policies and procedures.

Sgt. Dailey advised that the information he provided was truthful and he is unable to provide any additional details regarding this investigation. At this time the interview with Sgt. Dailey was concluded and Sgt. Dailey, his attorney and Union representatives departed area. The interview with Sgt. Dailey was audio/video recorded and a copy of the interview was downloaded to a DVD which was added to this case file as Exhibit #92.

Subject Information

Name: Randolph C. Dailey
Address: [REDACTED] North Ridgeville, Lorain County, Ohio 44039
Telephone: [REDACTED] (personal cellular telephone)
Employment: Sergeant - Cleveland Police Department
DOB: 6-26-1969
SSN: [REDACTED]
Sex: Male
Race: White
Height: 5'10"
Weight: 230 lbs.
Hair: Blonde
Eyes: Blue
S/V/W: W
CCH: No
