



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



2021-2854

Officer Involved Critical Incident – Superior Avenue/E. 12<sup>th</sup> Street,  
Cleveland, Ohio 44114

Investigative Activity: Crime Scene Processing  
Activity Date: Sunday, December 12, 2021  
Activity Location: Superior Avenue/E. 12<sup>th</sup> Street, Cleveland, OH 44114  
Authoring Agent: SA Ashley Ornelas #138

**SUMMARY:**

On Sunday, December 12, 2021 BCI Special Agents (SAs) Ashley Ornelas, Justin Soroka and Andy Harasimchuk assisted Detective Tom Roberts and the Cuyahoga County Sheriff's Department with the processing of an outdoor scene located at Superior Avenue and E. 12<sup>th</sup> Street, Cleveland, Ohio 44114 in regard to an officer involved critical incident. The scene was photographed as it was found and evidence was collected. The scene was further documented using a FARO Focus S70 laser scanner.

**DETAILS:**

On Sunday, December 12, 2021, at approximately 1650hrs, SA Ornelas was contacted by SAS Josh Durst and was requested to assist Detective Tom Roberts and the Cuyahoga County Sheriff's Department with the processing of an outdoor scene in regard to an officer involved critical incident. SA Ornelas contacted Detective Roberts and learned the following:

Cleveland Police Department received a call about a male shooting a gun into the air. When officers arrived, commands were given to put the gun on the ground. The male, identified as Patrick Derrill Horton (Horton), complied by placing the gun on the ground but then reportedly picked it up and fired several shots at officers. Officers returned fire and struck Horton. Horton was transported to the hospital where he was later pronounced deceased. Detective Roberts advised that he would photograph the involved officers and collect their duty guns.

On Sunday, December 12, 2021, SA Ornelas arrived at the intersection of Superior Avenue and E. 12<sup>th</sup> Street, Cleveland, Ohio 44114 at approximately 2000hrs. The scene consisted of the northeast roadway, northeast sidewalk and northwest sidewalk of the Superior Avenue and E. 12<sup>th</sup> Street intersection and 1111 Superior Avenue (Cleveland Metropolitan School District). The scene was photographed as found (Figures 1-4, Overall Photographs). It was reported that Cleveland Police Department cruiser 308 (VIN: 1FM5K8AB4LGD18497) was driven by the two (2) responding officers, Ptl. Sean Grace and Ptl. Mathew Gulak. The vehicle was photographed as found.

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.



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



2021-2854

Officer Involved Critical Incident – Superior Avenue/E. 12<sup>th</sup> Street,  
Cleveland, Ohio 44114



Figure 1, Overall Photograph (NE Corner)

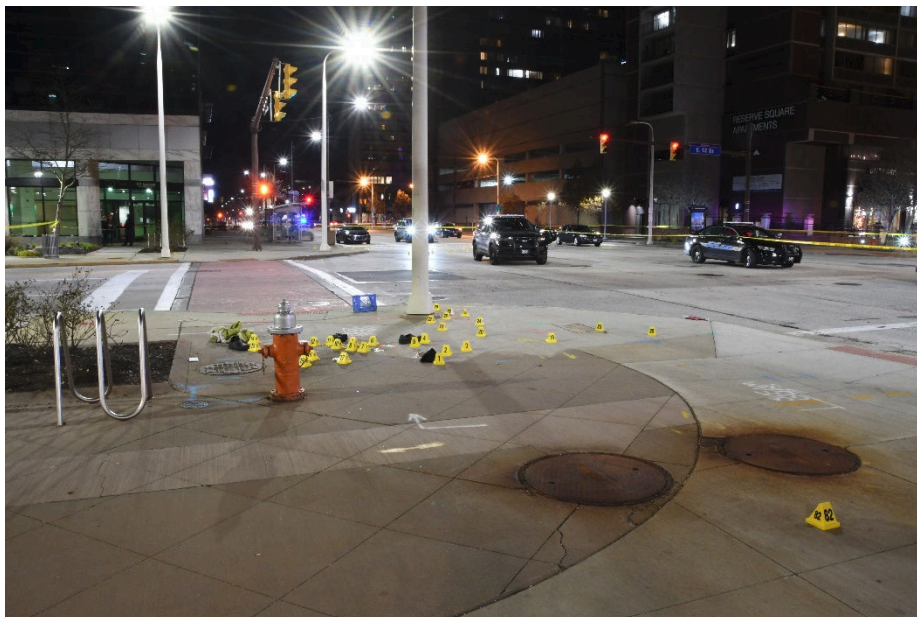


Figure 2, Overall Photograph (NW Corner)

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.





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



2021-2854

Officer Involved Critical Incident – Superior Avenue/E. 12<sup>th</sup> Street,  
Cleveland, Ohio 44114



Figure 3, Overall Photograph (1111 Superior Ave)

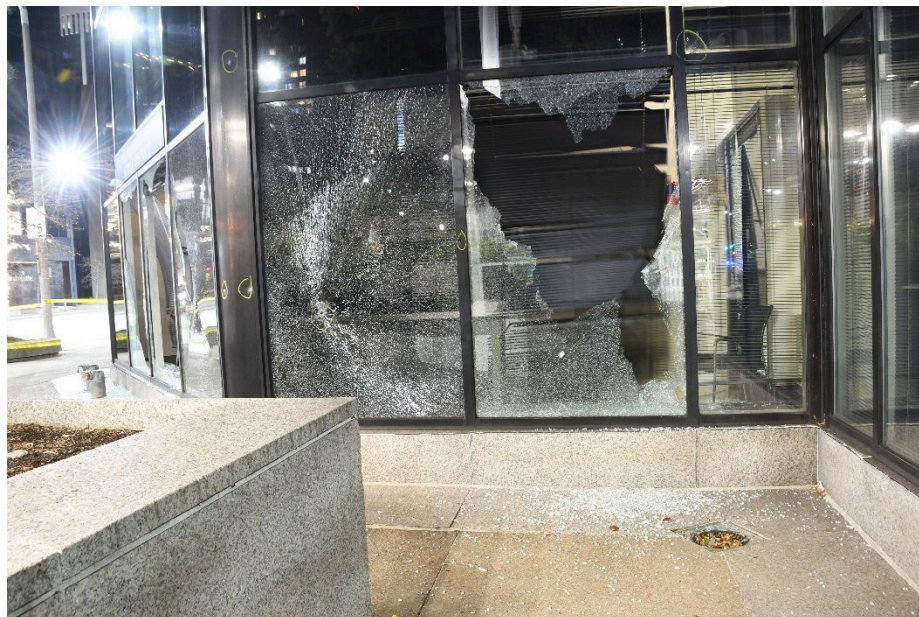


Figure 4, Overall Photograph (1111 Superior Ave)

SA Ornelas observed that Cleveland Police Department had placed evidence placards on items of suspected evidence. The items of suspected evidence were photographed as found and

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.



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



2021-2854

Officer Involved Critical Incident – Superior Avenue/E. 12<sup>th</sup> Street,  
Cleveland, Ohio 44114

supplemented with paper placards. It was reported that a blue plastic crate located in the scene on the northwest sidewalk belonged to the Cleveland Police Department. Items 1-30, 80-82, and 85-89 were located on the northwest corner. Items 1-2,4,14-15 and 17 were personal belongings of Horton. Items 3, 5, 8-9, 11, 16, 18-19, 21, 24, 26 were cartridges. Items 6, 10, 12-13, 23, 27, 80 and 82 were cartridge cases. Items 7, 20, 22, 25, 28-30, and 81 were projectiles. Items 85-89 were projectile fragments.

Officers were reportedly located on the northeast corner of Superior Avenue and E. 12<sup>th</sup> Street. This is the location of items 34-79, and 83. Items 34-54, 56-76, 79 and 83 were cartridge cases. Item 55 was a cartridge. Items 77-78 were Glock 9mm, seventeen (17) capacity magazines.

Located inside of 1111 Superior Avenue (Cleveland Metropolitan School District Offices) were items 31-33, 84, and 90-94. Items 31-33, 84, 90-91, and 93-94 were projectiles. Item 92 was a projectile fragment.

Items 95-96 were collected by SA Soroka from Capt. Dziuba and are documented in a separate report. Item 95 was a handgun reportedly belonging to Horton and item 96 was a jacketed bullet located in Horton's clothing.

Cleveland Police Department marked suspected ballistic impacts with a yellow circle. All of the suspected ballistic impacts were photographed as found and documented. Several suspected impacts were located on the northwest side of the building that were out of reach of investigators. The area was searched for any additional suspected ballistic impacts and no additional impacts were observed.

All of the suspected bloodstains were photographed as they were found and documented.

Cleveland Police Department Chief Calvin Williams stated in a news release for anyone who works inside the buildings in the area to report damage to police.

All items of evidence were turned over to the agency to be held as evidence. An Inventory / Receipt Attachment form was filled out and signed by SA Ornelas and Detective Kevin Harvey, a copy of the form was left with Detective Harvey for their records.

The photographs are to be uploaded into Matrix. A CD / DVD copy of the photographs was made and provided to the agency. A copy of the FARO Focus S70 scanner data (SCENE 2go) is to be placed in the "BCI Scanner" folder on the shared directory.

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.



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



2021-2854

Officer Involved Critical Incident – Superior Avenue/E. 12<sup>th</sup> Street,  
Cleveland, Ohio 44114

**A copy of this report should be sent to:**

Cuyahoga County Sheriff's Department  
Attn: Detective Tom Roberts  
Email: troberts@cuyahogacounty.us

This document is the property of the Ohio Bureau of Criminal Investigation and is confidential in nature. Neither the document nor its contents are to be disseminated outside your agency except as provided by law - a statute, an administrative rule, or any rule of procedure.