



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



2022-1354

Officer Involved Critical Incident – 135 Old National Rd, Lore City
(L)

Investigative Activity: Video Review

Involves: Barnesville Police Department (O), Lt. Matthew Tippie (W), Officer Cody Daugherty (W)

Date of Activity: 06/24/2022

Author: SA James Poole

Narrative:

On Friday June 24, 2022, Guernsey County Sheriff's Office (GCSO) requested the Bureau of Criminal Investigation (BCI) to investigate an Officer-Involved Critical Incident (OICI) that occurred near 135 Old National Rd., Lore City, OH 43755. The female, later identified as Joy Graham (Graham), was stopped with stop sticks, but refused to exit the vehicle. A canine was deployed, but Graham brandished a pistol. GCSO SRT was dispatched and after using non-lethal tactics the SRT tried to extract Graham out of the vehicle. During the incident the two involved deputies fired into the vehicle. After being taken to Southeastern Medical Hospital, Graham ultimately succumbed to her injuries. Special Agent James Poole (SA Poole) was assigned as the lead investigator.

On July 27, 2022, SA Poole reviewed the video footage that was given by the Barnesville Police Department (BPD). SA Poole copied the CVS footage to a USB thumb drive and saved it within the physical case file. Please review the video footage in its entirety for specific details.

SA Poole reviewed the video and the following was noted within the BPD folder Officer Cody Daugherty's body camera 1.

- The first 47 minutes shows Officer Cody Daugherty (Officer Daugherty) initiate a traffic stop and engaged in a vehicle pursuit.
- The pursuit ends and Officer Daugherty is seen behind the doorframe with his weapon toward the suspect's vehicle (Graham's vehicle). Another officer's voice can be heard in the background giving verbal commands to Graham.
- For the remainder of the video (91 minutes) Officer Daugherty is seen standing behind a cruiser doorframe for cover and weapon drawn while other officers in the background can be heard trying to negotiate Graham out of the vehicle.

SA Poole reviewed the video and the following was noted within the BPD folder Officer Cody Daugherty's body camera 2 continued.

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- The first 11 minutes Officer Daugherty is still behind the doorframe with his weapon drawn toward Graham's vehicle. The camera view is blocked by the door, but you can hear the GCSO SRT approaching Graham's vehicle.
- As Officer Daugherty moves to the other side of the cruiser, there is a big bang heard, and what sounds like two single shots fired.
- The camera angle is then pointed directly at the rear of Graham's vehicle, which shows a deputy, later identified as Sergeant [REDACTED] fire two shots into the driver side of the vehicle.
- Officers can be heard yelling, "Don't shoot Joy." "Drop the gun." "Put the gun Down."
- As Officer Daugherty goes back behind the cruiser you can hear what sounds like one single shot.
- Officers become silent. Officer Daugherty and the remainder of officers in the rear begin to approach Graham's vehicle to assist.
- The camera angle shows Sheriff Paden with a black handgun placing it on the road to the rear of Graham's vehicle.
- The footage shows Graham being extracted out of the driver side onto the road and officers calling for a medic.
- The rest of the video shows SRT EMTs using life saving techniques to assist Graham before the medics arrived.

SA Poole reviewed the video and the following was noted within the BPD folder Officer Cody Daugherty's cruiser camera 0.

- The first 49 minutes shows the cruiser initiate a traffic stop and engage in a vehicle pursuit on a Honda Minivan with Ohio license plate JEP 6540 (Graham's vehicle).
- Graham's vehicle finally stops in the middle of the road.
- There is no functioning audio throughout the video footage.

SA Poole reviewed the video and the following was noted within the BPD folder Officer Cody Daugherty's cruiser camera 1 continued.

- The camera angle is position to the passenger rear of Graham's vehicle.
- The video shows a Cambridge K-9 officer approach Graham's driver side with his K-9. As he gets closer to Graham's driver's side door he quickly retreats back.
- The video shows no other activity.
- There is no functioning audio throughout the video footage.

SA Poole reviewed the video and the following was noted within the BPD folder Officer Cody Daugherty's cruiser camera 2 continued.

- The video shows the GCSO Strategic Response Team (SRT) approach Graham's vehicle from the passenger side.
- A deputy is seen breaking out the passenger side window, while another deputy throws a flash grenade inside.
- The flash grenade goes off in Graham's vehicle. A deputy is seen sticking something in the passenger window towards the driver.
- At 11:06 what looks like a gunshot comes out of the passenger side, due to the puff of

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smoke coming from the passenger side window. One deputy, later identified as Major [REDACTED] falls backwards. All the deputies on the passenger side are seen then retreating, taking a few steps toward the rear of Graham's vehicle, and one deputy is seen ducking towards the ground.

- At 11:07 one deputy on the driver side, later identified as Sergeant [REDACTED] then fires two times toward the rear of Graham's position.
- The deputies then re-engage and approach the passenger side of Graham's vehicle.
- At 11:25 what appears to be a single gunshot occurs, due to the single puff of smoke that exits the vehicle. The deputies then travel back to the driver side of Graham's vehicle.
- A deputy, later identified as Sheriff Paden, is seen breaking the driver side door with his shield.
- At 12:43 Sheriff Paden is seen placing a black handgun at the rear of Graham's vehicle, as deputies extract Graham from the driver's side, laying her on the road.
- The rest of the video shows SRT EMTs using life saving techniques to assist Graham before the medics arrive and transport her.
- There is no functioning audio throughout the video footage.

SA Poole reviewed the video and the following was noted within the BPD folder Lt. Matthew Tippie Cruiser camera 1.

- The first 48 minutes shows Lt. Matthew Tippie's (Lt. Tippie) cruiser engaged in a vehicle pursuit with a Honda Minivan, later identified as Graham's vehicle.
- At 37:26 it shows Graham's vehicle get struck by a OSP trooper's stop sticks.
- It shows Graham's vehicle come to a complete stop in the middle of the road.
- There is no functioning audio throughout the video footage.

SA Poole reviewed the video and the following was noted within the BPD folder Lt. Matthew Tippie Cruiser camera 2.

- The camera angle is position directly to the rear of Graham's vehicle.
- The video shows a Cambridge K-9 officer approach Graham's driver side with his K-9. As he gets closer to Graham's driver's side door he quickly retreats back.
- The video shows no other activity.

Special Agent James Poole (SA Poole) reviewed the video and the following was noted within the BPD folder Lt Matthew Tippie Cruiser camera 3.

- At 10:19 the video shows the GCSO Strategic Response Team (SRT) approach Graham's vehicle from the passenger side.
- A deputy is seen breaking out the passenger side window, while another deputy throws a flash grenade inside.
- The flash grenade goes off in Graham's vehicle. A deputy is seen sticking, what looks like a Taser, in the passenger window towards the driver.
- At 10:37 what looks like a gunshot comes out of the passenger side, due to the puff of smoke coming from the passenger side window. One deputy, later identified as Major [REDACTED] falls backwards. All the deputies on the passenger side are seen

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then retreating, taking a few steps toward the rear of Graham's vehicle, and on deputy is seen ducking towards the ground.

- At 10:38 one deputy on the driver's side, later identified as Sergeant [REDACTED] then fires two times toward the back of Graham's position.
- The deputies then re-engage and approach the passenger side of Graham's vehicle.
- At 10:56 what appears to be a single gunshot occurs, due to the single puff of smoke that exits the vehicle. The deputies then travel back to the driver side of Graham's vehicle.
- A deputy, later identified as Sheriff Paden, is seen breaking the driver side door with his shield.
- At 11:54 Sheriff Paden is seen reaching into the driver side door empty handed and then coming out with a black handgun. Sheriff Paden is then seen placing a black handgun at the rear of Graham's vehicle, as deputies extract Graham from the driver's side, laying her on the road.
- The rest of the video shows SRT EMTs using life saving techniques to assist Graham before the medics arrive and transport her.
- There is no functioning audio throughout the video footage.

SA Poole reviewed the video and the following was noted within the BPD folder Lt Matthew Tippie's Body camera 1.

- The first 43 minutes shows Officer Tippie assist and engaged in a vehicle pursuit.
- The pursuit ends and Lt. Tippie is seen behind the doorframe with his weapon toward the suspect's vehicle (Graham's vehicle).
- Lt. Tippie is heard giving Graham verbal commands to include, "show me your hands." "Put your hands outside the car." "Please step out of the car." "I don't want to see you get hurt."
- Graham is heard screaming back, "What the fuck did I do wrong." "I don't trust Barnesville PD as far as I can Throw them." "What did I do wrong." "I don't feel safe."
- Several other officers are heard giving Graham commands to step out of the car.
- At 57:15 the video shows a Cambridge K-9 officer give a verbal command of, "Exit the vehicle or you will get bit by the dog." The K-9 officer approached Graham's driver side with his K-9. As he gets closer to Graham's driver's side door, he quickly retreats back yelling, "She has a gun."
- For the remainder of the video Lt. Tippie is seen standing behind a cruiser doorframe for cover and weapon drawn while other officers in the background can be heard trying to negotiate Graham out of the vehicle.

SA Poole reviewed the video and the following was noted within the BPD folder Lt Matthew Tippie's Body camera 2.

- The first 9 minutes Lt. Tippie is still behind the doorframe with his weapon drawn toward Graham's vehicle. The camera view is blocked by the door, but you can hear the GCSO SRT approaching Graham's vehicle.
- As Lt. Tippie moves to the other side of the cruiser, you can briefly see Sheriff Paden to the left of Graham's vehicle trying to negotiate with her. The camera angle is then blocked by the cruiser.

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- At 9:40 There is a faint bang sound and Sheriff Paden is heard saying, “she just shot.” There is a big bang heard with a single faint bang directly following. Sheriff Paden is heard saying again, “She just shot.”
- Officers are heard yelling, “Don’t you move.” “Drop the gun.”
- At 9:50 what sounds like four shots fire back to back.
- Officers are heard yelling multiple times, “Drop the gun now.”
- AT 10:09 what sounds like one single gunshot is heard.
- Officers become silent. Lt. Tippie and the remainder of officers in the rear begin to approach Graham’s vehicle to assist.
- Lt. Tippie is seen assisting, later identified as Major Wilkson, with medical aid.
- The rest of the video shows SRT EMTs using life saving techniques to assist Graham before the medics arrive to transport.

References:

USB Thumbdrive – Black SanDisk memory card 64 GB