



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



2023-3023

Officer Involved Critical Incident - 6235 Hathaway Rd.,
Garfield Heights, Cuyahoga County, Ohio 44125

Investigative Activity: SA Momchilov's Response to Scene
Activity Date: November 14, 2023
Authoring Agent: Special Agent Cory Momchilov #64

On Tuesday, November 14, 2023 at approximately 1330 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Cory Momchilov (Momchilov) received notification that the BCI Special Investigations Unit was being requested to respond to Garfield Heights in reference to an officer-involved shooting.

SA Momchilov was further notified that the incident occurred at 6235 Hathaway Road, Garfield Heights, Ohio. As SA Momchilov was responding to the scene he spoke with SA Joseph Goudy (Goudy) via phone. SA Momchilov was informed by SA Goudy that he had spoken to a representative of the Garfield Heights Police Department. SA Goudy provided preliminary details and it was decided that both SA Momchilov and SA Goudy would proceed to 6235 Hathaway Road to obtain further information.

At approximately 1424 hours, SA Momchilov received a call from SA Goudy. SA Goudy advised that he was already on scene and that the officers who were involved in this incident were currently at the Garfield Heights Police Department. SA Goudy also informed SA Momchilov that the wife (Wilma Russell) of the subject (Benard Russell) shot by Garfield Heights officers was also at the Garfield Heights Police Department. It was decided that SA Momchilov would go to the Garfield Heights Police Department, make contact with the involved officers and also attempt to speak with Wilma Russell. SA Goudy also advised that SA Andrew Harasimchuk (Harasimchuk) was also enroute to the Garfield Heights Police Department.

At approximately 1435 hours, SA Momchilov arrived at the Garfield Heights Police Department and met with SA Harasimchuk. SA Momchilov and SA Harasimchuk spoke with Garfield Heights Police Lieutenant Robert Petrick (Lt. Petrick). Lt. Petrick advised SA Momchilov that the involved officers were already photographed in the uniforms they were wearing at the time of the incident and that they have since changed clothes. SA Momchilov inquired about the location of the involved officers. SA Momchilov was advised that [REDACTED] ([REDACTED]) was currently in the hallway speaking to an attorney from the Ohio Patrolmen's Benevolent Association (OPBA).

At that point, SA Momchilov made contact with [REDACTED] OPBA Attorney Daniel Leffler (Attorney Leffler), and OPBA Executive Director Thomas Austin. SA Momchilov introduced himself to [REDACTED] and provided his card. SA Momchilov was advised

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by Attorney Leffler that he would contact SA Momchilov to set up a date and time for [REDACTED] [REDACTED] to provide a statement.

SA Momchilov then made contact with [REDACTED] [REDACTED] ([REDACTED] [REDACTED]). Accompanied with [REDACTED] [REDACTED] was a union representative. SA Momchilov was advised that [REDACTED] [REDACTED] was not going to provide a statement at this time. SA Momchilov was provided the number for Joseph Mando, an attorney who was representing [REDACTED] [REDACTED].

SA Momchilov and SA Harasimchuk then interviewed Wilma Russell (See Investigative Report titled, "Interview with Wilma Russell" for more details).

Once the interview was completed, SA Momchilov was advised that officers from the Garfield Heights Police Department collected the clothing that Benard Russell was wearing at the time of the incident from the hospital. SA Momchilov collected those items and a property receipt was provided to the Garfield Heights Police Department. SA Momchilov then proceeded to the scene, 6235 Hathaway Road. Once on scene, SA Momchilov provided the clothing that he obtained to Ohio BCI Crime Scene Agents.

On November 15, 2023, SA Momchilov and Crime Scene Agent George (Ed) Staley removed from temporary evidence the items of clothing that SA Momchilov previously collected. Those items were photographed. As Agents were photographing the clothing, a total of \$173.53 in U.S. currency was located in the clothing. The currency was inventoried by both SA Momchilov and SA Staley, a separate property receipt and an Ohio BCI Monetary Evidence Receipt was completed.

Attachments

- Property Receipt for clothing collected by SA Momchilov and Ohio BCI Monetary Evidence receipt

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Ohio Bureau of Criminal Investigation

CASE# 23-3032

Inventory/Receipt Attachment

I received the below listed property from (person/location): Garfield H+S Police Dept, 5555 Torney R D, Garfield H+S PD.

Item	Description	Location Found	Found by Whom
1	Pair of black gloves and scissors.	Garfield H+S PD	Momchilo
2	Bag containing shirt, lighter + watch	↓ ↓	
3	BAG containing sweatshirt		
4.	BAG containing Black shoes		
5	BAG containing Jeans, underwear, sock		

Signed [Signature] # 64
Inventory Agent

Date 11/14/23

Items	Released By	Received By	Date/Time
1-S	<u>[Signature]</u> 208	SA Momchilo	11/14/23 1549
1-S	SA Momchilo	Crime scene	11/14/23 16:50
1-S	Crime scene	SA Gooey	11/14/23 2016
1-S	SA Gooey	Temp evidence	11/14/23 2100
1-S	Temp evidence	SA momchilo	11/15/23 1200
1-S	SA momchilo	Temp evidence	11/15/23 1330

Ohio Bureau of Criminal Investigation



CASE# 2023-3023

Inventory/Receipt Attachment

I received the below listed property from (person/location): BCI Richfield, 4055 Highlander Parkway Richfield

Item	Description	Location Found	Found by Whom
5.1	Money - U.S. Currency	Jeans (SIU #5)	STALEY
	12 - \$1.00		
	2 - \$10.00		
	7 - \$20.00		
	1.53 (change)		
	total - 173.53		
	Money WAS Found in pockets of Jeans (SIU #5)		

Signed S/A Cory Momchilov Inventory Agent Date 11/15/23

Items	Released By	Received By	Date/Time
S.1	<i>[Signature]</i>	S/A Cory Momchilov	11/15/23 1300

Monetary Evidence Receipt

Instruction: Items containing currency valued at \$20 (U.S.) or greater are to be inventoried by the BCI employee initially opening the item and witnessed by a second BCI employee. This completed form (or electronic equivalent) must be included in the case record. Any discrepancy between customer identified value and actual value must be reported to laboratory management immediately.

BCI laboratory number 2023-3023

BCI item number _____

Denomination	Number	Total
Ones X	<u>12</u> 00 =	\$ <u>12.00</u>
Fives X	_____ =	_____
Tens X	<u>2</u> =	\$ <u>20.00</u>
Twenties X	<u>7</u> =	\$ <u>140.00</u>
Fifties X	_____ =	_____
Hundreds X	_____ =	_____
Other (Change) X	<u>1.53</u> =	_____
Total		\$ <u>173.53</u>

<p style="font-size: 2em; font-family: cursive;">S/A [Signature] 147</p> <p>_____</p> <p style="text-align: center;">BCI employee</p> <p style="font-size: 1.5em; font-family: cursive;">11/15/23</p> <p>_____</p> <p style="text-align: center;">Date</p>	<p style="font-size: 2em; font-family: cursive;">[Signature] #164</p> <p>_____</p> <p style="text-align: center;">Witness/ BCI employee</p> <p style="font-size: 1.5em; font-family: cursive;">11/15/23</p> <p>_____</p> <p style="text-align: center;">Date</p>
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Return inventory (optional)

Customer

Date

Witness/BCI employee

Date