



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



2024-3258

Officer Involved Critical Incident – 1273 Rosedale Drive, Dayton,
OH (Montgomery Co.) (L)

Investigative Activity: Interview with Officer
Involves: Deputy Charles Whitaker (W)
Date of Activity: 10/19/2024
Activity Location: Whitaker, Deputy Charles – Business – 5945 N. Dixie, Dayton, OH
45414
Author: SA David Hornyak, #112

Narrative:

On October 19, 2024 at approximately 1330 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agents Dave Hornyak and Richard Ward interviewed Montgomery County Sheriff's Office (MCSO) Deputy Charles Whitaker relative to the Officer-Involved Critical Incident that occurred earlier that day in Dayton, Ohio. Also present was FOP Representative Detective Ryan Dalton.

The interview was recorded on a handheld digital recording device. This report is a summary only. The entire interview can be reviewed on the recording.

Deputy Whitaker provided the following information:

While on duty this morning, he responded to a "Code 99" indicating a countywide response needed by all available law enforcement agencies. He traveled with lights and sirens activated to Rosedale Drive (Dayton) and set up near the scene of the active incident where he could see that "an individual" was seated in the driver's side of a gold sedan situated on Access Road. From his position, Deputy Whitaker was unable to positively identify the individual's race or gender; however, he could see a long object resting on the subject's left thigh, which he believed to be the barrel of a shotgun. A male bystander was heard repeating, "That's my blood brother." Another bystander was yelling that they hoped the police would "kill" the subject.

A radio call came out for all officers to hold their positions while an armored vehicle was enroute. Within minutes after, the subject spun his body toward Deputy Whitaker and other officers, lifted his weapon, and then pointed directly where Deputy Whitaker and other officers were positioned. Deputy Whitaker took cover behind a cruiser and immediately heard multiple shots fired. Deputy Whitaker estimated that he heard 8-10 shots and recalled one emanating

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louder than the others. Deputy Whitaker said he did not know who fired.

Deputy Whitaker stated that after the shooting occurred, he put up crime scene tape and did not have any direct contact with the subject. Deputy Whitaker said he did not have a weapon drawn during the encounter due to being positioned behind two other officers.

Deputy Whitaker verified that he was equipped with a working body-worn camera and cruiser cam. The interview terminated at approximately 1344 hours.

Attachments:

Attachment # 01: 2024-10-19 / Dep. Whitaker interview

Exhibit 1

Included as a separate file.