



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



2024-3862

Officer Involved Critical Incident - Tyler Jacobs, Sgt. Noah Kocher

Investigative Activity: Crime Scene Examination
Involves: Tyler Jacobs, Sgt. Noah Kocher
Activity Date: 12/08/2024
Activity Location: Arby's Restaurant - 234 Mansfield Ave Shelby OH, 44875
Authoring Agent: Special Agent David M. Hammond

Narrative:

On 12/08/2024 at approximately 0000 hours, S/A Hammond was contacted by Special Agent Supervisor Edward Lulla. He advised that the Shelby Police Department was involved in an Officer Involved Critical Incident. The incident took place at an Arby's Restaurant. The Shelby Police Department requested assistance in examining the scene and collecting potential evidence. S/A Hammond and CST M. Rostocil accepted the request. Multiple Special Agents from the Special Investigations Unit also responded.

S/A Hammond arrived at the scene at approximately 0143 hours. CST M. Rostocil arrived shortly after. Several Agents from the Special Investigations Unit were already at the scene. They included S/A E. Lehnhart and SAS C. Moran.

234 Mansfield Ave. is an Arby's Restaurant located in a commercial area of the city. The front of the building faces the North-East and the building is situated on the South-West side of the roadway. The restaurant had been secured as a crime scene. Crime scene tape was used to cordon off the area. Officers from the Shelby Police Department and Special Agents from BCI were actively maintaining scene security.

Briefing:

The following information was provided to crime scene investigators as a general overview. It was gathered at an early stage of the investigation and may not reflect information gathered later. Crime scene investigators used the information to identify potential evidence and set crime scene goals.

Investigators advised that two Shelby Police Officers went to the Arby's Restaurant to serve an arrest warrant on Tyler Jacobs. One police officer went to the rear of the building to make sure that he didn't flee out the back. Sgt. Noah Kocher entered the business and made contact with another staff member/manager. He asked to speak with Tyler, who was working in the cooler.

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Tyler Jacobs emerged from the cooler area and contacted Sgt. Kocher near the north end of the customer service counter. As Sgt. Kocher attempted to place him into custody, Tyler Jacobs produced a knife and stabbed Sgt. Kocher in the neck. Sgt. Kocher retreated in a south direction, behind the counter, into the workspace. Tyler Jacobs followed Sgt. Kocher with the knife. Sgt. Kocher fired multiple shots, impacting Jacobs.

A secondary officer at the scene advised investigators that he observed a red/pink handled knife near Tyler Jacobs during the first aid response. He stated that he kicked the knife in an unknown direction to prevent Jacobs from retrieving it and harming anyone else.

Tyler Jacobs was treated at the scene and transported to an area hospital. He later died from his injuries. Sgt. Noah Kocher was also transported from the scene, requiring surgery to repair the injury to his neck.

Special Agent Supervisor Charles Moran advised that he had been in discussions with the manager of Arby's to secure any video recordings of the event. He advised that the video surveillance system did not record. The system had been broken for some time and was not repaired after an ownership change. Since the system allowed for real-time viewing only, SAS Moran advised that crime scene investigators did not need to collect any video related equipment. Special Investigations Unit members were working with the Shelby Police Chief to review and collect body worn camera footage.

Crime Scene Examination:

The scene was photographed as it was found. Digital images were uploaded to the Matrix system. CST. Rostocil utilized a Leica 360 scanner to digitally map the scene. The digital information was uploaded to the network. During the scene examination, personal protective equipment was utilized.

Customer Service Counter / Prep Area:

Examination of the scene located several items of potential evidence at the central portion of the customer service counter. This area appeared to be where menu items were prepared. The area contained deep fryers, coolers and storage for bread products.

Items associated with the rendering of first aid were located on the floor. They included a black backpack (with flex cuffs - trauma kit), bandages, gauze and associated wrappers.

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A pile of clothing was located on the floor in this area. They appeared to be items removed from Tyler Jacobs during the first aid process. The clothing was badly damaged from emergency medical responders cutting it away.

This clothing was identified with placard 6 in scene photographs. The clothing included a tan jacket (6.2 - Super Dux, M), consistent with something worn by employees working in a cold freezer. A black, Swiss Tech, zipped jacket was located in this area (6.3). A black LG cell phone (6.1) with a cracked screen was found inside its pocket. Also located inside the jacket was a small amount of currency (\$23), some loose change and an Arby's name tag that said, "Tyler Smiles".

Also located in this area was a maroon, hooded sweatshirt (6.4) and black Arby's shirt (6.5). In addition to the cuts from medical responders, the clothing showed signs of damage from possible projectiles. The clothing was packaged as evidence. Additional examinations to document damage in a laboratory setting may be needed after drying.

Additional items of evidence were located a short distance away, near the cash register. A large area of suspected blood was found on the floor, consistent with pooling. A pair of blue jeans with a belt and a portion of cut, black, athletic pants were located nearby. They were identified with placard 5 and collected as evidence.

A fired cartridge casing was located on the floor between the blue jeans and cash register. The fired cartridge casing was identified with placard 1. The headstamp was marked as a Speer, 9mm Luger.

Investigators searched beneath mobile storage racks and appliances in this area for additional evidence that may may been moved or kicked during the incident and subsequent first aid response.

Two fired bullets were located beneath a storage rack used for buns. This area was directly adjacent to the clothing items and backpack described at placard 6. They appeared to be a medium caliber bullet with lead core and copper jacketing. The bullets were collected as evidence (SW Inv. 13 & 14).

A kitchen knife was located beneath a set of cooling drawers (Beverage Air) at the north end of the service counter. This area was identified as customer pickup for mobile orders. CST. Rostocil located the knife at the back edge (north) of the drawers. The knife had the appearance of a paring knife with a light red handle. The blade was approximately three inches in length. Suspected blood was located on the knife blade. The knife was photographed and collected as evidence (SW Inv. 12).

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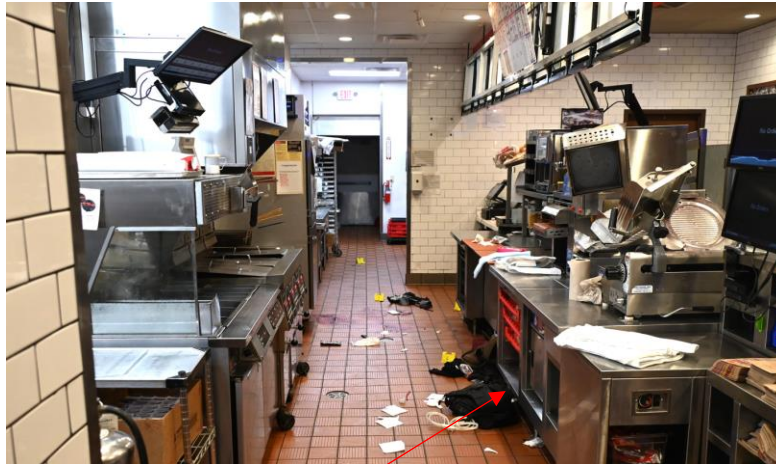


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Fired Bullet Location: SW Inv. 13 & 14



Cooling Unit - North End of Counter - Kitchen Knife with RBS

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Kitchen Area:

A search of the kitchen area (south of the customer service counter) located additional items of evidence. A prep counter was found along the east wall. It contained a small sink, meat slicer and iced tea dispensers. A search of this area located four fired cartridge casings on top of the counter, near the iced tea dispensers. Each casing was a Speer 9mm, Luger. They were identified with placards 2,3,8 and 9.

Two additional cartridge casings were located on the floor at the south end of this same prep counter. One fired cartridge was found in front of the counter in plain sight (placard 4) and a second was found beneath the counter at the south end (placard 7).



Kitchen Area - Prep Counter:

The remaining portions of the business were searched for potential evidence. The areas included the walk-in cooler, deep freeze, dining room and waiting area. No additional items of evidence were located.

While at the scene, Chief L. Combs provided S/A Hammond and CST Rostocil with the uniform, gun belt, vest and handgun used by Sgt. Kocher during the incident. The weapon information was:

Sig Sauer	P320 - 9x19 mm	SN: [REDACTED]
Chamber: 1 Unfired Round Speer 9mm Luger Jacketed Hollow Point	Magazine: Capacity 17 Loaded with 10 Speer 9mm Luger Jacketed Hollow Point	Streamlight flashlight attachment: functional

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Based on a normal load out of seventeen rounds in the magazine plus one in the chamber, it is estimated that a total of seven rounds may have been fired during this incident. This estimate is based on the weapon being loaded to capacity at the time of the incident under normal conditions. Other possibilities exist.



Sgt. Kocher's Sig Sauer Handgun:

Sgt. Kocher's vest was a dark blue external carry vest. The vest had a silver and gold Sergeant's badge at the top, left chest. A name badge was found at the right center: Sgt. N. Kocher. The front of the vest had carriers for handcuffs, ink pens, a police radio and personal protective equipment. The top center of the vest was heavily saturated with blood.

One unusual area of damage was noted at the top corner of the right shoulder. A canvass strap or fastener appeared to have been cut. It is unknown if this damage occurred during the incident or was unrelated. The fastener held a card keeper with Sgt. Kocher's police identification card and a military veteran pin. A photograph of the damage, including a scale, was taken. The vest was emptied of police related equipment, which was given back to the police department. The vest and carrier were retained as evidence.

S/A Hammond examined the neoprene style duty belt worn by Sgt. Kocher at the time of the incident. His weapon was still secured in the holster at that time. The duty belt was equipped with a triple magazine pouch. The spare magazines were removed and examined. Each was marked with a capacity of 17. Two of the three magazines were full but the third was not loaded to capacity. This magazine was found to contain 14 rounds of Speer 9mm. The spare magazine and rounds were collected as evidence as a precaution. Sgt. Kocher's Taser unit was intact with a non-deployed cartridge in place. There was no indication that mace had been deployed. The gun belt and related equipment were returned to the agency.

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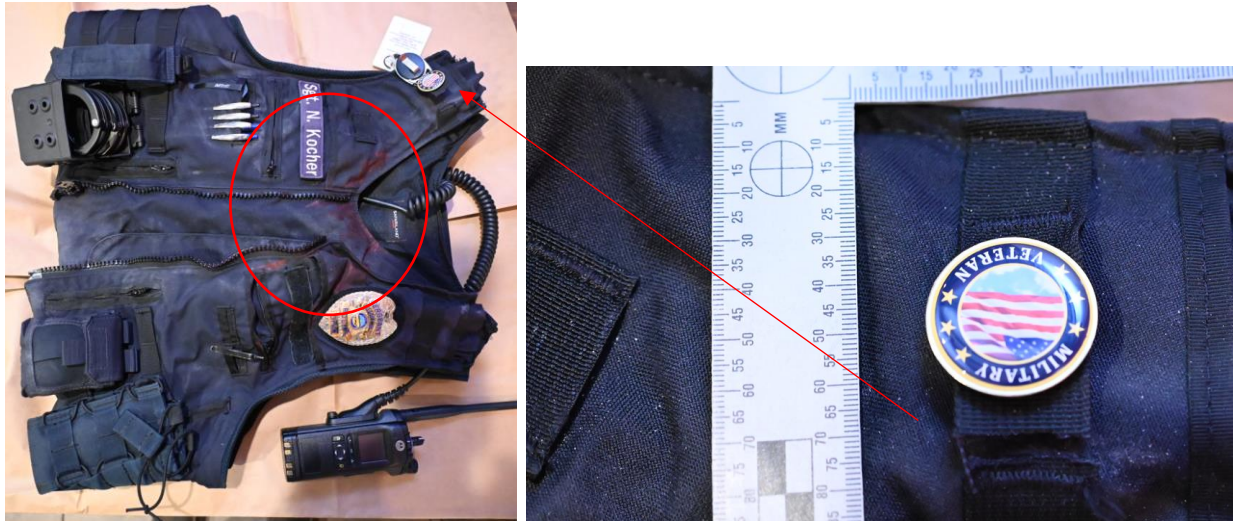


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Sgt. Kocher Vest – Area of Blood and Damage

Additional items of evidence were provided to CST M. Rostocil at the scene. They included articles of clothing from Tyler Jacobs (underwear, socks, shoes, wallet) that were collected at the hospital by S/A Eric Lehnhart. He also provided a fired bullet from Tyler Jacobs that had been removed during surgery, and prior to his passing.

At the conclusion of the scene examination, all items of evidence were retained by CST. M. Rostocil for transport to the Richfield Office of BCI. The items were placed into evidence storage at 0625 hours.

Please refer to scene diagrams/digital representations by CST M. Rostocil.

References:

Digital Images: DMH_1694 - DMH_1884

Inventory Form

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Attachments:

Evidence Receipt for Case #: 2024-3862

Agency:
Prepared By: Special Agent Hammond (#120)
Case Date: Dec 8, 2024
Offense(s): Officer Involved Critical Incident
Victim(s):
Witness(es):
Suspect(s):
Scene #: 1
Scene Address: 234 Mansfield Avenue, Shelby, OH 44875



Evidence #	Item Description	Location	Collected By	Date/Time
1	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Floor behind counter	Dave Hammond	Dec 8, 2024
2	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Table in back area	Dave Hammond	Dec 8, 2024
3	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Table in back area	Dave Hammond	Dec 8, 2024
4	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Floor in back area	Dave Hammond	Dec 8, 2024
5.1	Paper Bag containing Jeans -- Quantity: 1; 1 pant leg of jeans w/ partial belt, ripped/cut, bloodstained, possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
5.2	Paper Bag containing Pants/Trousers -- Quantity: 1; Black; 1 pant leg of American Eagle pants, ripped/cut, bloodstained, possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
5.3	Envelope containing Miscellaneous Documents -- Quantity: 1; Court documents & misc. documents for Tyler Jacobs; bloodstained	Floor behind counter	Dave Hammond	Dec 8, 2024
6.1	Envelope containing Cell Phone -- Quantity: 1; LG; Black LG cell phone, cracked screen	Floor behind counter	Dave Hammond	Dec 8, 2024
6.2	Paper Bag containing Jacket -- Quantity: 1; Tan; Size: M; Super Dux jacket, ripped/cut; possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
6.3	Paper Bag containing Jacket -- Quantity: 1; Black; Size: M; Swiss tech zipped jacket, ripped/cut; possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
6.4	Paper Bag containing Sweat Shirt -- Quantity: 1; Maroon; Maroon hooded sweatshirt, ripped/cut; possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
6.5	Paper Bag containing T-shirt -- Quantity: 1; Black; Black Arby's tshirt in 2 pieces, ripped/cut; possible ballistic defects	Floor behind counter	Dave Hammond	Dec 8, 2024
7	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Floor back area under table	Dave Hammond	Dec 8, 2024
8	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Table in back area	Dave Hammond	Dec 8, 2024
9	Envelope containing Fired Cartridge Casing -- Quantity: 1; SPEER 9mm fired cartridge case	Table in back area	Dave Hammond	Dec 8, 2024
10	Gun/Firearm Cardboard Box containing Handgun (Pistol or Revolver) -- Quantity: 1; Serial Number: [REDACTED] Sig Sauer - P320; 9x19 mm; Shelby PD Sgt. Noah Kocher's duty firearm w/ mounted		Dave Hammond	Dec 8, 2024

Released By Special Agent Hammond (#120)		Released To Crime Scene Technician Rostoll (#204)		Date/Time Dec 8, 2024 4:55

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Offense(s): Officer Involved Critical Incident
Victim(s):
Witness(es):
Suspect(s):
Scene #: 1
Scene Address: 234 Mansfield Avenue, Shelby, OH 44875

	light, 1 SPEER 9mm Luger cartridge, magazine w/ 10 SPEER 9mm Luger cartridges - received from Chief			
11	Envelope containing Ammo Magazine -- Quantity: 1; Sgt. Kocher extra 17-round magazine w/ 14 cartridges from duty belt		Dave Hammond	Dec 8, 2024
12	Cardboard Box containing Knife (Kitchen) -- Quantity: 1; Pink handle knife w/ suspected blood	Floor behind counter (Under cooler drawers)	Dave Hammond	Dec 8, 2024
13	Envelope containing Fired Projectile -- Quantity: 1; Fired projectile	Floor behind counter (Under prep counters)	Dave Hammond	Dec 8, 2024
14	Envelope containing Fired Projectile -- Quantity: 1; Fired projectile	Floor behind counter (Under prep counters)	Dave Hammond	Dec 8, 2024
15	Paper Bag containing Vest -- Quantity: 1; Sgt. Kocher's police vest in carrier, bloodstained - from Chief Combs		Dave Hammond	Dec 8, 2024
16	Paper Bag containing Uniform -- Quantity: 1; Sgt. Kocher's police uniform - from Chief Combs		Dave Hammond	Dec 8, 2024

Released By Special Agent Hammond (#120) <i>[Signature]</i>	Released To Crime Scene Technician Rostocil (#204) <i>[Signature]</i>	Date/Time Dec 8, 2024 4:55

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