



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



2024-1780
Officer Involved Critical Incident - [REDACTED]
Youngstown, Ohio

Investigative Activity: Interview of Youngstown PD [REDACTED]
Involves: [REDACTED] (S)
Activity Date: 07/08/2024
Activity Location: 26 S. Phelps Street, Youngstown, OH 44503
Authoring Agent: SA Jon Lieber #50

Narrative:

On Monday, July 08, 2024, at 1006 hours, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Jon Lieber (Lieber) and SA Jesse Bynum (Bynum) interviewed Youngstown Police Department (YPD) [REDACTED], who was accompanied by his attorney, Dan Leffler, from the Ohio Patrolmen's Benevolent Association (OPBA) and Officer Mike Quinn from the Youngstown Police Association. The interview took place at Youngstown City Hall, 26 S. Phelps Street, Youngstown, OH 44503. The interview was audio and video recorded.

[REDACTED] read, understood, and signed the BCI Criminal Investigation Notification form.

This report only summarizes the information deemed by the author to be of the most relevance to the investigation and does not purport to contain all questions and answers from the interview. Further, this report was placed in a chronology to aid the reader's overall understanding of the information elicited during the interview and may not be reflective of the actual sequencing of questions. It is suggested that the full recording be reviewed to clarify any content or contextual questions regarding the information from the interview.

Preliminary and Demographic Information:

Name: [REDACTED]	Rank: [REDACTED]
Badge Number: [REDACTED]	Cruiser/Vehicle Number: [REDACTED]
Radio Call Sign: [REDACTED]	Immediate Supervisor: Sgt. Bailey
Radio Channel Utilized: YPD Tac 1	Mobile Data Terminal: Present; Not Used
Cruiser Description: Standard YPD marked cruiser with lightbar	Occupants of Cruiser and Seating Positions: [REDACTED] was only occupant
Assignment: [REDACTED]	Normal Shift: [REDACTED]

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In-Car Camera: Not Present	Spotlight: Present; Not utilized
Emergency Lights: Present; Not Utilized	Siren: Present; Not Used
Shift Day of Incident: 2130 to 0530 hours	Duty Status: On-Duty
Days Off: [REDACTED]	Prior Overtime or Extra Details within Preceding 48 Hours: Yes, 0530 to 1330 on Wednesday, June 12
Hours of Sleep Prior to Incident: 5-6 hours	Consider Self Well Rested?: Yes
Total Length as Officer: 25 years	Length at Current Agency: [REDACTED]
Physical Disabilities (to include hearing aid): None	Corrective Lenses: No Corrective Lenses
Uniform Worn: Standard YPD patrol uniform, dark blue, patches on shoulders, badge on chest, external carrier, "Police" on back	Equipment and Less-Lethal Options Carried on Person/Belt/Vest: Vest - BWC, magazines, and handcuffs. Belt - firearm, taser, radio.
Ballistic Vest: External Armor	Body Worn Camera: Present & Used
Other Recording Devices: None	Partner: None
Injuries: None	Equipment Damage: None
Training or Areas of Specialty: Not instructor or SWAT certified	OPOTC Certification: Yes
Military Experience/Training: None	Use-of-Force Training: Annually at YPD
Prior Shooting Incidents: None	Prior Discipline or Use-of-Force Complaints: 15 years ago use of force complaint, determined unfounded.
Medications, Prescriptions, or Drugs that might Impair Your Duties at Time of Incident: None	Medications, Prescriptions, or Drugs that might Impair You Now for Interview: None
Alcohol in Past 24 Hours? None	Last Consumed Alcohol Prior to Incident: Approx. 1 year ago

Officer's Firearm(s):

Weapon #1

Make: Sig Sauer	Model: P320
Caliber/Gauge: 9 mm	Serial: [REDACTED]
Type: Semi-Auto Handgun	Method of Carry: Hip holster

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Magazine Capacity: 17	Total Rounds as Carried (including chamber): 17+1=18, plus 2 extra mags (17 each). 18+17+17=52.
Extra Magazines: 2 (17 + 17 = 34)	Number of Rounds in Extra Magazines: 17 each
Discharged During Incident? Yes	Primary or Backup Weapon: Primary
Rounds Remaining After Incident: 6 from round count	Number of Rounds Fired: 11
Right/Left-Handed Carry: Right-Handed	Ownership: Department Owned
Last Qualification Date: May or June 2024	Type of Holster, if any: Double retention

Narrative:

[REDACTED] stated that he had just cleared a homicide scene and he was on his way back downtown. [REDACTED] stopped to get something to drink at the Circle K at South Maryland Avenue and Mahoning Avenue. At that time, [REDACTED] heard the call for a 911 hangup on South Maryland Avenue. [REDACTED] also heard that Officer Kaleugher (Kaleugher) and an officer still in training, Officer Rodriguez (Rodriguez) were dispatched to the call. [REDACTED] decided to respond to the call since he was one block away.

[REDACTED] arrived on scene ([REDACTED]) and walked onto the porch. [REDACTED] said that he heard yelling. [REDACTED] described the yelling as two female voices. [REDACTED] said that the only thing that he could discern was a female saying "Fuck that I'm letting him in." [REDACTED] said that after knocking on the door, a younger female opened the door. As [REDACTED] began to enter the residence, the female said, "He has a gun on my mom." [REDACTED] said that he saw movement outside his peripheral vision and then saw a muzzle flash. [REDACTED] said that he turned and faced the direction of the muzzle flash and returned fire. [REDACTED] said that it was over fast. [REDACTED] said that when the subject stopped firing, [REDACTED] stopped firing. [REDACTED] heard a thump on the ground and a short time later another female came out of the room where the subject had been. The female was yelling something. [REDACTED] said that he wasn't paying attention to exactly what the female was yelling, as he was concerned about getting her out of the way in case the subject began firing again.

Once the female was behind [REDACTED], he began to advance toward the room where the subject had been. As [REDACTED] was advancing, he heard Officers Kaleugher and Rodriguez coming up behind him. When [REDACTED] entered the room, he saw the subject (Mathue O'Malley) lying on the ground. [REDACTED] saw that the subject had a black-colored

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pistol near his hand. Kaleugher moved the pistol away from the subject and Rodriguez checked the subject for vitals. It was determined that the subject was breathing, so officers began CPR. Sergeant Bailey arrived along with other officers. At that time, [REDACTED] was removed from the residence.

SA Lieber asked [REDACTED] if, when he was first on scene and walking onto the porch, were any other officers present. [REDACTED] said "No." [REDACTED] stated that he had not written a report related to this incident. [REDACTED] could not recall responding to any prior calls at [REDACTED] stated that at the time of the shooting he did not know who the male subject was. Later, [REDACTED] learned the name of the subject and realized that a few years ago he and Officer Quinn had arrested O'Malley for domestic violence.

[REDACTED] stated that he had not watched his body-camera (BWC) video. SA Lieber then allowed [REDACTED] to watch his ([REDACTED]) BWC recording. After reviewing the video recording, [REDACTED] was asked if there was anything regarding his previous statement that he would like to add, change, or modify. [REDACTED] said no.

The interview concluded at approximately 1034 hours.

The interview was audio and video recorded. The audio recording was attached to this report. The video recording was added to the case file as reference item A. The signed BCI Criminal Investigation Notification form is also attached to this report. Please see the attachments for further details.

References:

Item A - DVD - YPD. [REDACTED] audio/video interview recording

Attachments:

1. 2024-07-08 YPD [REDACTED] interview
2. 2024-07-08 YPD [REDACTED] Crim. Invest. Notification

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Criminal Investigation Notification

1. This investigation is being conducted in order to determine whether any criminal laws have been violated on the part of those involved in this incident. Specifically, to collect facts and information to be provided to the prosecutor and/or grand jury in order for them to determine whether the conduct involved is authorized or prohibited by criminal statutes.
2. Your participation in this interview is voluntary and you may decline to answer or cease the interview at any time. You are entitled to have an attorney present if you wish.
3. The criminal investigation is separate from any internal, administrative investigation which your employer may or may not be independently conducting. You are not being compelled to give any statement or answer any questions. This is **not** a "Garrity" interview (where you could be required to answer).

[Redacted Name]

Printed Name of Interviewee

7-8-24 10:05
Date / Time

[Redacted Signature]

Signature of Interviewee

Jon Lieber
BCI Agent (Printed)

[Signature]
BCI Agent (Signature)