



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



2022-1545
Officer Involved Critical Incident – 4851 Westchester Dr. Apt 101,
Austintown, Ohio 44515

Investigative Activity: Search Warrant
Date of Activity: 07/19/2022
Activity Location: – 4851 Westchester Dr. Apt.101, Youngstown, OH 44515,
Mahoning County
Author: SA Eric Lehnhart, #84

Narrative:

Search Warrant Obtained

Ohio State Highway Patrol (OSHP) (Tpr.) Mark Harrington (Harrington) drafted a search warrant for 4851 Westchester Drive, Building A, Apartment 101, Youngstown, Ohio 44515, relative to the officer-involved critical incident which occurred on July 19, 2022.

On Tuesday, July 19, 2022, Tpr. Harrington met with Mahoning County Court of Common Pleas Judge R. Scott Krichbaum (Judge Krichbaum). Judge Krichbaum reviewed the search warrant and search warrant affidavit. On July 19, 2022, at approximately 1909 hours, Judge Krichbaum signed the search warrant.

Search Warrant Executed

On Tuesday, July 19, 2022, at approximately 1930 hours, SA Lehnhart and members of the BCI Crime Scene Unit served the aforementioned search warrant, by searching 4851 Westchester Drive, Building A, Apartment 101, Youngstown, Ohio 44515, for items of evidentiary value.

During the search, the following items of potential evidence were seized:

1. (Item #1) Three (3) Magazines
2. (Item #2) Holster & Two (2) Cartridges
3. (Item #3) Taurus Handgun
4. (Item #4) Cartridge Case
5. (Item #5) Cellular Telephone

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6. (Item #6) Cellular Telephone
7. (Item #7) Cellular Telephone
8. (Item #8) Taurus Box
9. (Item #9) Laptop Computer
10. (Item #10) Taurus Box
11. (Item #11) Ammunition Box & One (1) Cartridge
12. (Item #12) Miscellaneous Prescription Pill Bottles

An inventory of the items seized was prepared with a copy provided to 4851 Westchester Drive, Building A, Apartment 101, Youngstown, Ohio 44515.

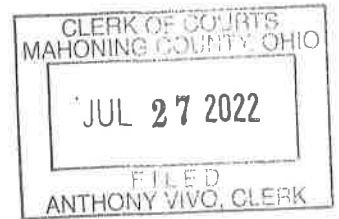
Search Warrant Returned

On Wednesday, July 27, 2022, Tpr. Harrington met with Judge R. Scott Krichbaum. Judge Krichbaum reviewed and signed the search warrant return. On July 27, 2022, Tpr. Harrington filed the original search warrant, search warrant affidavit, inventory and search warrant return with the Mahoning County Clerk of Courts.

A copy of the search warrant documents and search inventory is attached to this Investigative Report.

Attachments:

Attachment # 01: 2022-07-27 Hackett Apartment Mahoning Clerked



IN THE COURT OF COMMON PLEAS
MAHONING COUNTY, OHIO

IN THE MATTER OF THE SEARCH OF:)
4851 Westchester Dr. Building A Apt. 101)
Youngstown, Ohio 44515)
) CASE NO. _____

STATE OF OHIO)
) ss. AFFIDAVIT
COUNTY OF MAHONING)

Trooper Mark Harrington, Ohio State Highway Patrol, being first duly sworn according to law deposes and says that he believes and has good cause to believe that there is now being possessed certain property, to wit: 4851 Westchester Dr. Building A Apt. 101, Youngstown, Ohio 44515 located in Austintown Township, Ohio in Mahoning County.

If found, said property shall be seized and used in the investigation and prosecution for an offense of 2917.31- Inducing Panic and 2919.22 Endangering Children.

Affiant further avers that the facts upon which this belief is based are as follows:

1. Trooper Mark Harrington of the Ohio State Highway Patrol (hereinafter "Affiant") has been a Trooper with said department since September, 2011.
2. Affiant has received training in investigation from the Ohio State Highway Patrol. This training includes but not limited to crime scene investigation, processing and handling of evidence, and interviews and interrogations of subjects. Additionally, Affiant keeps current on matters relating to investigation through periodicals circulated by the Ohio State Highway Patrol, Drug Enforcement Agency (D.E.A.), Federal Bureau of Investigation (F.B.I), El Paso Intelligence Center (E.P.I.C), Mid Atlantic Great Lakes Organized Crime Network and other sources (M.A.G.L.O.C.E.N.).
3. Affiant has made numerous arrests as a result observing and stopping motor vehicles for traffic violations.
4. Affiant has conducted other investigations of crimes involving motor vehicles, assault, rape, shooting and illegal narcotics.
5. Affiant has investigated numerous motor vehicle crashes as a Trooper throughout his career.
6. Affiant states the Ohio State Highway Patrol Special Response Team assisted with a barricade situation at 4851 Westchester Dr. Building A Apt. 101, Youngstown, Ohio 44515.
7. The affiant learned through Ohio State Highway Patrol Sergeant Joseph Costarella a female subject was barricading herself inside 4851 Westchester Dr. Building A Apt. 101, Youngstown,

Ohio 44515.

8. After unsuccessful attempts of negotiating, the Federal Bureau of Investigation began utilizing a robot outside Apartment 101.
9. There was also a child inside 4851 Westchester Dr. Building A Apt.101, Youngstown, Ohio 44515 along with the female subject.
10. The Ohio State Highway Patrol Special Response Team learned through social media the female subject was in possession of a firearm. Furthermore, videos on social media depicted the female subject possessing a firearm. Social media videos also depicted the female subject and child loading rounds into magazines.
11. Trooper Michael Gurlea who is a hostage crisis negotiator was at the scene and attempted by cellular phone text messages to negotiate with the female subject.
12. During negotiations, the child exited Apartment 101 through the doorway and walked down the hallway to where he was taken into custody by Ohio State Highway Patrol Special Response Team.
13. The female subject fired two gun shot rounds towards the direction of officers.
14. The Ohio State Highway Patrol Special Response Team fired one round at the female subject and the round struck the female subject.
15. The Ohio State Highway Patrol Special Response Team breached into Apartment 101 where the female subject was located. The female subject was transported to a local hospital for medical treatment.
16. The State requests, pursuant to Crim.R. 41(C), that in the event the Court requires a hearing on this application for the issuance of a search warrant, the testimony taken therein be incorporated into this affidavit.

FURTHER AFFIANT SAYETH NAUGHT.



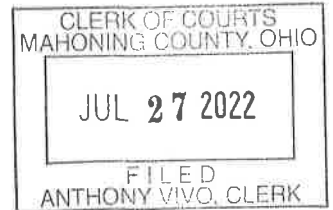
AFFIANT

Sworn to and subscribed in my presence by the said Trooper Mark Harrington this 19th day of July, 2022.



NOTARY PUBLIC

Judge



IN THE COURT OF COMMON PLEAS
CRIMINAL DIVISION
MAHONING COUNTY, OHIO

IN THE MATTER OF THE SEARCH OF:)
4851 Westchester Dr. Building A Apt. 101)
Youngstown, Ohio 44515)

SEARCH WARRANT

CASE NO. 22 SW 114

STATE OF OHIO)
) ss.
COUNTY OF MAHONING)

TO: Trooper Mark Harrington, Ohio State Highway Patrol, or any Law Enforcement Officer with authority:

An affidavit having been made before me by Trooper Mark Harrington of the Ohio State Highway Patrol who has reason to believe and has good cause to believe that a certain residence, to wit: 4851 Westchester Dr. Building A Apt. 101, Youngstown, Ohio 44515 contains evidence of a crime. To wit: the residence may contain evidence of a crime including but not limited to firearms, firearm accessories, spent shell casings, bodily fluids, documents, fingerprints, prescription medication, narcotics, digital media devices, cellular communication devices, other trace evidence, any and all biological evidence.

Further, the Court finds that sufficient grounds exist to search for and seize the aforementioned property contained in and or on said residence.

If found, said property shall be seized and used in the investigation and prosecution for an offense of 2917.31- Inducing Panic and 2919.22 Endangering Children.

From the affidavit sworn to before me a Judge of this Court of record and, if applicable, from any additional testimony received by this Court, I find that grounds exist for the issuing of this Warrant.

YOU ARE HEREBY COMMANDED TO SEARCH within three (3) days, the above-referenced residence 4851 Westchester Drive Building A Apt. 101, Youngstown, Ohio 44515, currently located in Austintown Township, Mahoning County, Ohio. FURTHER, You or any other law enforcement officer are authorized to serve this Warrant and make the Search in the daytime or nighttime and shall make prompt return of this Warrant, accompanied by an inventory of property taken to the undersigned Judge in accordance with law. Due to the affiant stating unique circumstances of the scene including other residencies currently unoccupied within, I authorize the affiant or any other law enforcement officer to serve this warrant and make the search outside of the above time frame.


JUDGE, MAHONING COUNTY
COMMON PLEAS COURT

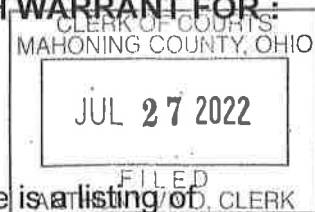
Time and Date Issued:

7-19-22 @
9:09 PM

IN THE COUNTY OF MAHONING

RETURN OF SEARCH WARRANT FOR:

4851 Westchester Dr. Building A Apt.101
Youngstown, Ohio 44515



The itemized inventory sheet which is attached hereto consisting of 1 page is a listing of items seized in the search of residence 4851 Westchester Dr. Building A Apt.101, Youngstown, Ohio 44515.

A copy of the search warrant was served in the below manner:

- 1). A copy of the search warrant was left inside residence 4851 Westchester Dr. Building A Apt.101, Youngstown, Ohio 44515 as there were no persons present to serve.

A copy of the inventory was served in the below manner:

- 1). A copy of the inventory was left inside residence 4851 Westchester Dr. Building A Apt.101, Youngstown, Ohio 44515 as there were no persons present to serve.

TPM 204

Affiant

Witness or Recipient

Date: 7-27-2022

Time: 0843

R. Scott Kneebone

Scene #2



CLERK OF COURTS
OHIO COUNTY, OHIO
Ohio Bureau of Criminal Identification and Investigation

JUL 27 2022

CASE# 2022-1545

Inventory/Receipt Attachment

I received the below listed property from (person/location): 4851 WESTCHESTER BLVD A, APT 101, YO, OH 44155

ITEM	DESCRIPTION	LOCATION FOUND	FOUND BY WHOM
1	3 MAGAZINES	Living Room	ORNELAS
2	HOLSTER w/ 2 CARTRIDGES	Living Room	ORNELAS
3	Taurus handgun	Living Room	ORNELAS
4	CARTRIDGE CASE	Living Room	ORNELAS
5	CELL PHONE	Living Room	ORNELAS
6	CELL PHONE	Living Room	ORNELAS
7	CELL PHONE	Living Room	ORNELAS
8	Taurus Box	Living Room	ORNELAS
9	LAPTOP	Master Bedroom	ORNELAS
10	Taurus Box	Master Closet	ORNELAS
11	Ammo Box w/ 1 Cartridge	Living Room	ORNELAS
12	Mix Pill Bottles	APT 101	ORNELAS

Signed [Signature]
Inventory Agent

Date 7/19/22

Items	Released By	Received By	Date/Time
#1-12	A. ORNELAS	[Signature]	July 19, 22 (23:31)