



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



2023-2219
Officer Involved Critical Incident – 1389 Marion Drive Columbus,
Ohio 43207

Investigative Activity: Body Camera Review
Involves: Officer Sean Evans (W)
Date of Activity: 08/24/2023
Activity Location: Williams, Kyra – Home – 1389 C Marion Drive, Columbus, OH
43207
Author: SA Andrew Russell

Narrative:

On Tuesday, January 30, 2024, Ohio Bureau of Criminal Investigation (BCI) Special Agent (SA) Andrew Russell (SA Russell) received video footage from Sgt. Terry McConnell of Columbus Police Department SA Russell was informed that the videos contained footage from the body cameras recorded by the Columbus Police Officer Sean Evans.

SA Russell reviewed the video recordings and noted the following:

The video is nearly thirty-nine minutes long and begins with Evans on a vehicle patrol in his marked police vehicle (cruiser). Evans then attempts to make a traffic stop on a vehicle, (black Monte Carlo), later identified as being driven by Jamie Overstreet (Overstreet). The vehicle fails to stop and after five minutes of the pursuit, officers were advised to “shut it down” by a supervisor, ending the chase.

The vehicle is located a short time later by the CPD helicopter then advises that the suspect is on foot and running.

At video time marker 13:01, Evans and Derwacter arrive in the area of Marion Drive and exit the vehicle. Evans gets out and draws his duty weapon with his right hand and runs towards the area where the suspect, Overstreet, was last seen running. The area is poorly lit by streetlights with many shaded areas. Evans yells “let me see your fucking hands”, “let me see your fucking hands.” Evans runs between two parked cars, turns a fenced corner, and sees Overstreet, dressed in a black t-shirt with blue jeans running away.

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BWC-Evans view as shots are fired

At video time marker 13:25 you can hear five gunshots and observe Overstreet falling to the ground. As Evans approaches Overstreet, three officers come into view from the right. The officers are identified as [REDACTED] ([REDACTED] Duane Derwacter (Derwacter) and Andrew Durr (Durr). The officers are issuing verbal commands to Overstreet at gunpoint. The BWC shows Durr to the right of Derwacter and both move forward, Derwacter moves forward and then to the left, assuming a position of cover behind a brick wall. Commands of “hands”, “get your hands out” are being given by Evans and Durr.

The BWC shows Overstreet laying facedown with a handgun laying on the sidewalk approximately 10 feet away.



Overstreet and Handgun (Circled in Blue)

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At video time marker 13:51, Evans leaves his position and follows Derwacter, Durr and another CPD officer identified as Kraig Gibson (Gibson), approach Overstreet and place him in handcuffs then render aid as Overstreet was bleeding heavily. As officers are rendering aid, they can be heard saying, "Jamie talk to us" numerous times. Evans stays in the area and assists with scene security until relieved.

Evans leaves the immediate area at video time marker 33:30 awaiting a ride to the substation and turns the BWC off at 38:51.

References:

CPD Officer BWC stored at Evidence.com

ADDITIONAL FACTORS FOR EVALUATING THE VIDEO RECORDINGS

There are numerous other factors that need to be considered when reviewing and evaluating the videos and audio recordings of this incident. Those factors are:

A. Video recording devices record within the video and sound capabilities available, and they record objectively. Video recordings lack the history, perspective, and interest of the people involved. The positions, angles, obstacles, lighting, and distance from the incident are also factors that need serious consideration.

B. Video recording devices also record more information about a particular scene or incident than the person(s) involved in the incident can process during the critical incident. Video recording devices rarely record an event from the same perspective of the officer. It captures the action but not the perception, decision making, focus, or intent of the officer. Video recordings often miss tactile cues or other actions of a subject.

C. The speed of the incident is remarkable. The speed and complexity of rapidly evolving situation(s) that occur during use of force encounters are difficult concepts to comprehend by only watching the video.

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