



LOUISVILLE METRO POLICE DEPARTMENT

Special Investigations Division
Public Integrity Unit



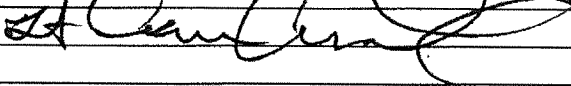
INVESTIGATIVE REPORT

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| Type of Investigation: Officer Involved Shooting | File No. 18-025 | Date of Report April 10, 2018 |
| | Submitted By: Lt. Aaron Crowell | |
| Activity: Commonwealth Attorney Findings/ Closure | Lead Investigator: Sergeant Donny Burbrink | |

On November 9, 2018, I received via email a "findings" letter from Commonwealth's Attorney First Assistant, Erwin Roberts related to the above referenced investigation. Sergeant Burbrink supplied the entire investigative file to the Commonwealth's Attorneys office for their review as is customary in all Officer-involved shooting investigations.

In his letter Mr. Roberts states that "Based upon the aforementioned facts, it is the conclusion of this office that the actions of Officer Matthew Aden and Officer Devin Dawes were consistent with the laws of the Commonwealth, and the matter will not be further reviewed by this office."

This letter will be included in the case file and maintained accordingly. The investigation into the above referenced case is now complete and the case will be considered closed.

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|---------------------------|--|
| Investigator's Signature: |  |
| Supervisor's Signature: | |

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OFFICE OF
THOMAS B. WINE
COMMONWEALTH'S ATTORNEY

Erwin Roberts
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November 9, 2018

Lt. Aaron Crowell
LMPD, Public Integrity Unit
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Louisville, KY 40215

EMAIL: edwin.crowell@louisvilleky.gov

RE: PIU Case #18-025
Officer Matthew Aden, Louisville Metro Police Department ("LMPD")
Officer Devin Dawes, Louisville Metro Police Department ("LMPD")

Dear Lt. Crowell,

This office was asked to review Public Integrity Unit (PIU) Case File #18-025, which is an investigation into Officer Matthew Aden and Officer Devin Dawes' discharge of their weapons on April 8, 2018. The file contains written investigative letters; transcripts of the interviews of Officer Matthew Aden and Officer Devin Dawes; recorded statement forms for several LMPD Officers and LMEMS personnel; recorded statement forms for [REDACTED] CAD reports; Medical Examiner's Report; Postmortem Examination Reports; CSU Reports and photographs; third party video footage; and officer body camera footage. Sergeant Donny Burbrink is the primary PIU investigator assigned to this investigation.

On April 8, 2018, LMPD officers were dispatched to the area of [REDACTED] regarding three subjects doing drugs in an abandoned house. LMPD Officers John Moore, Christopher Bruce, Devin Dawes, Mathew Aden, and Bradley Harris responded to the call. Sgt. Christopher Drumright also responded to the call. Officer Devin Dawes observed the subject Russell Bowman walking towards him. Officer Dawes engaged Mr. [REDACTED] who had a screw driver. Sgt. Drumright arrived at the scene and both Officer Dawes and Sgt. Drumright drew their service weapons. Officer Dawes and Sgt. Drumright both ordered Mr. [REDACTED] to "drop the knife, drop the screw driver, drop your weapon, stop, get on the ground!"

Mr. [REDACTED] did not comply with the commands of Officer Dawes and Sgt. Drumright and he ran from the officers. The officers pursued Mr. [REDACTED] until he turned around in a residential driveway and stated "do it. You're gonna have to do it." The officers continued to order Mr. [REDACTED] to drop the screw driver. Additional officers

arrived at the scene and multiple Tasers were fired with no effect on Mr. [REDACTED]. Officer Aden told Mr. [REDACTED] "Just drop it! We're not trying to hurt you! Just drop it! Drop it! Drop it! Mr. [REDACTED] did not comply with the officers' commands. He aggressively charged at Officer Aden with the screw driver raised in a position to stab Officer Aden with the screw driver. Officer Dawes fired 2 shots at Mr. [REDACTED] and Officer Aden fired 4-6 shots at Mr. [REDACTED]. Mr. [REDACTED] was struck and fell to the ground with the screw driver still in his hand. Body camera video footage captured the actions of Mr. [REDACTED] and the officers. Mr. [REDACTED] died from his wounds.

At the time of this incident, Officer Matthew Aden had served with the LMPD for about three years and Officer Devin Dawes had served with LMPD for approximately 2.5 years. At the time that Officer Matthew Aden discharged his weapon, he perceived a real and substantial threat to his life. At the time that Officer Devin Dawes discharged his weapon, he perceived a real and substantial threat to the life of Officer Matthew Aden. Each officer discharged his weapon in an effort to stop that threat. All the evidence contained in the PIU investigation indicates that Officer Matthew Aden and Officer Devin Dawes' actions were consistent with their duties as law enforcement officers and consistent with the laws of self-protection and protection of others in the Commonwealth of Kentucky.

Based upon the aforementioned facts, it is the conclusion of this office that the actions of Officer Matthew Aden and Officer Devin Dawes were consistent with the laws of the Commonwealth, and the matter will not be further reviewed by this office. If you would like to discuss this further, or if you have any questions regarding this correspondence, please do not hesitate to contact me at 595-2340.

Sincerely,



Erwin Roberts
First Assistant

cc: Thomas B. Wine