

I, Timothy Loehmann, state the following:

I was in the company of my partner, Frank Garmback, working Car 1 Adam 25. It was Saturday, November 22, 2014. Officer Garmback was my Training Officer. I was on probation. I had previously worked at the Fourth (4<sup>th</sup>) District. I worked many cases, including homicides, aggravated robberies with a gun, and assaults with weapons. In the Fourth District, I was involved in many active shooter cases. I started around 2:30p.m. on November 22, 2014. We received a call to proceed to St. Ignatius Church on Lorain and West Boulevard. While speaking to the Priest at St. Ignatius and finishing the call, we received a broadcast of a "male waiving a gun and pointing at people" at the Cudell Recreation Center. The description was of a Black Male, camouflage hat, grey jacket, and black sleeves at or near the swing set. We responded to a Code 1.

Officer Garmback was driving and I was working radio. The other police cars were tied up and answering the calls. Our car was the closest car. Car A-26 was coming from 150<sup>th</sup> and Lorain, about 3 to 4 miles away. Officer Garmback told me to contact radio and advised that we "would proceed." We went from St. Ignatius to the Cudell Recreation Center. We approached from 99<sup>th</sup> Street. 99<sup>th</sup> Street ends at the park and near the swing set. This entry to the park avoids the pylons and put us closer to the location where the suspect is known to be.

When we arrived, the suspect was not at the swing set. As we were even with the swing set, we observed a male matching the description given by the radio seated under the Gazebo. The male was wearing a camouflage hat and grey jacket with black sleeves. I saw the suspect. Officer Garmback drove toward the Gazebo. The driving conditions were cold and wet, with a layer of snow (like a dusting). I estimated we were traveling about 10 MPH based on weather conditions. I saw the suspect pick up an object and stick it down into his waistband and he stood up and walked towards the Recreation Center. Frank said "watch him he's going to run." We feared he was going to run into the Recreation Center. As the car was approaching, the suspect turned towards our car. Officer Garmback attempts to stop the car as the male turned towards car. The car's antilock brake rumbled as car slid to a stop. As car is slid, I started to open the door and yelled continuously "show me your hands" as loud as I could. Officer Garmback was also yelling "show me your hands."

I kept my eyes on the suspect the entire time. I was fixed on his waistband and hand area. I was trained to keep my eyes on his hands because "hands may kill." The male appeared to be over 18 years old and about 185 pounds.

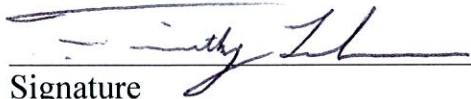
The suspect lifted his shirt reached down into his waistband. We continued to yell "show me your hands." I was focused on the suspect. Even when he was reaching into his waistband, I didn't fire. I still was yelling the command "show me your hands."

I tried to get to the back of the car. We are taught to get behind the cruiser for cover. We are taught shoot and move. You do not want to be a sitting target. The suspect had a gun, had been threatening others with the weapon and had not obeyed our command to show us his hands. He was facing us. This was an active shooter situation.

I had very little time as I exited the vehicle. We are trained to get out of the cruiser because "the cruiser is a coffin." I observed the suspect pulling the gun out of the waistband with his elbow coming up. Officer Garmback and I were still yelling "show me your hands." With his hands pulling the gun out and his elbow coming up, I knew it was a gun and it was coming out. I saw the weapon in his hands coming out of his waistband and the threat to my partner and myself was real and active.

I fired two (2) shots. Based on "tap-tap," training, I shot towards the gun in his hand. After two shots, I went to the rear of the cruiser. I planted my foot and twisted my ankle. After suspect was down, I didn't know if the threat was over. Frank Garmback continued to yell "show me your hands."

NOVEMBER 30, 2015  
Date

  
Signature