

SYNOPSIS REPORT FOR OFFICER-INVOLVED DEATH OF ISAIAH J. TUCKER

On Monday, July 31, 2017 at approximately 3:54 a.m., the Wisconsin Department of Justice - Division of Criminal Investigation (DCI) received a request from the Oshkosh Police Department (OSPD) to respond to the scene of an officer-involved death located in the vicinity of W. 6th Avenue and Idaho Street, Oshkosh (Winnebago County), Wisconsin. A police-related shooting had originally occurred at a residence located near W. 4th Avenue and Knapp Street, Oshkosh, Wisconsin. The critical incident involved two (2) law enforcement officers affiliated with the OSPD.

At approximately 2:18 a.m., on 07/31/2017, the OSPD was dispatched to a residence for a subject who was identified as "Isaiah Tucker." It was reported that Tucker was "taking a purse and things." Three OSPD officers were initially dispatched to the call-for-service. By the time officers arrived, Tucker reportedly left the residence before officers could make contact with Tucker. Officers left the residence and attempted-to-locate Tucker. It was determined Tucker had multiple outstanding arrest warrants, including, an outstanding 06/05/2017 Wisconsin Community Corrections felony warrant for his apprehension.

At approximately 2:45 a.m., officers were called back to the same address by the same original complainant. At the time of the second call-for-service, the complainant reported Tucker had returned to the residence and was in the process of taking the complainant's privately owned automobile without the complainant's consent. Less than one minute after the second call for assistance, OSPD Police Officers (PO) Kyle Roberts and Aaron Achterberg responded to the residence and attempted to make contact with Tucker. PO Roberts attempted contact with Tucker inside a detached garage upon the property while Tucker refused PO Roberts' commands. Tucker entered the complainant's automobile and proceeded to back through the partially open overhead garage door. As Tucker backed through the overhead garage door, Tucker nearly struck PO Achterberg who was approaching the garage in order to assist PO Roberts. Tucker backed the automobile through the backyard of the residence and struck a small tree. PO Roberts attempted to break the operator's window of the automobile that Tucker operated in an attempt to stop Tucker. Tucker backed over the same small tree a second time as officers attempted to stop Tucker. As PO Achterberg began to approach the operator's side of the automobile in order to assist PO Roberts, Tucker drove the automobile directly at PO Achterberg. PO Achterberg discharged 11 shots from his assigned duty pistol at Tucker, in self-defense, in order to stop Tucker's actions. At 2:46 a.m., "shots fired" was called out by one of the officers via portable radio. Tucker proceeded to drive away from the property and operated southbound upon Knapp Street to an undetermined location.

Minutes later, OSPD officers located the automobile that Tucker operated away from the residence in an abandoned state near the intersection of Iowa Street and 6th Avenue. Officers attempted to track blood droplets and eventually located Tucker hiding in a shed behind a residence in the vicinity of 6th Avenue and Idaho Street. Upon making contact with Tucker

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inside the described shed, officers discovered Tucker was suffering from gunshot wound injuries. Emergency medical treatment was offered to Tucker. Tucker expired during ambulance transfer to a nearby Oshkosh hospital.

DCI responded to the scene with 11 initial special agents and one (1) Special Agent in Charge (SAC). S/A Yerges was assigned as the lead case investigator and S/A Schallhorn was assigned as the secondary case investigator. DCI collected all items of evidence and documented the scene with the assistance of the Wisconsin State Patrol, Technical Reconstruction Unit.

Tucker's biological mother was identified and a death notification was made to her on 07/31/2017. Wisconsin Crime Victim Services forms were provided to the mother by agents.

DCI agents interviewed POs Achterberg and Roberts on 08/02/2017 who were directly involved with the critical incident which involved Tucker. Additional officers from the OSPD who responded to the scenes along with emergency medical services (EMS) workers associated with the Oshkosh Fire Department, who were involved with Tucker, were also interviewed by DCI agents. The original reporting individual who witnessed events involving Tucker was interviewed by DCI agents. An area canvass performed by DCI produced no significant information or additional witnesses.

During the investigation, DCI collected two (2) police officer body cameras from the two involved police officers which depicted events which involved Tucker. DCI extracted and copied a total of four (4) segments of front body worn camera (external) view recordings from the two described police officer-worn body cameras. DCI examined all of the body camera video segments which depicted many portions of the critical incident which involved Tucker.

Evidence that was seized during the investigation included: the body of Tucker, an automobile, a police duty pistol, two (2) police body-worn cameras, shell casings, presumptive dried blood, a cellular telephone, US currency, clothing articles, personal effects, biological specimens, DNA evidence, documents/other recordings and other articles of evidence. DCI maintained all of the seized evidence articles.

An autopsy of Tucker was conducted at the University of Wisconsin Anatomic Pathology Laboratory on 07/31/2017 by forensic pathologist, Dr. Michael A. Stier, MD. The autopsy was also attended by DCI S/A Fernandez and Wisconsin Crime Laboratory personnel. The autopsy and toxicology testing procedures revealed that Tucker died as a result of, "firearm injury sustained during an engagement with law enforcement."

On 09/07/2017, the completed DCI investigative file, as of that date, was submitted to Winnebago County, Assistant District Attorney, Michael J. Balskus for his legal review.