

Las Vegas Metropolitan Police Department

Office of Public Information

400-B S. Martin L. King Blvd. Las Vegas, NV 89106

Office (702) 828-3394 Fax (702) 828-1550



Joseph Lombardo, Sheriff

September 25, 2017

FOR IMMEDIATE RELEASE

Director Carla Alston
Sergeant Jeff Clark
Officer Laura Meltzer
Officer Larry Hadfield
Officer Jacinto Rivera
Officer Aden OcampoGomez

Assistant Sheriff Todd Fasulo Discusses September 25, 2017 O.I.S.

Assistant Sheriff Todd Fasulo met with the media today to discuss additional details of an officer involved shooting that occurred on September 25, 2017.

On September 24, 2017 at approximately 10:40 p.m. LVMPD patrol officers were dispatched to the area of West Charleston Boulevard and Palmhurst Drive to investigate a report of a suicidal man. The caller, who sounded intoxicated, indicated officers would have to shoot him or take him to jail. Officer Thomas Rybacki located the man and took him into custody.

A records check of the man indicated he was 31-year-old Cody O'Bryan and there was an active parole and probation warrant for his arrest. O'Bryan was transported to the Clark County Detention Center where it was determined he was too intoxicated to be booked, and he was then taken to the UMC Emergency Room.

During the night it was determined O'Bryan would be at the hospital longer than expected. At 3:26 a.m. a corrections officer arrived to drop off the relief officer duty bag which contained leg restraints, a radio, and a Taser electronic control device. At that time, O'Bryan was restrained with a handcuff to his left wrist attached to the bed, and a leg restraint to his left ankle and the bed.

Mr. O'Bryan's clothing and bed sheets needed to be changed due to him urinating on himself. While the corrections officer was still in the room, Officer Rybacki released O'Bryan from his wrist restraint, leaving only the leg restraint on his ankle. The corrections officer slid the duty bag under the sink in the room at 3:28 a.m. and then left

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the hospital. Officer Rybacki then assisted O'Bryan in changing out of his wet clothing and into a hospital gown.

Officer Rybacki briefly left the room, leaving the duty bag under the sink. O'Bryan then got off of the bed, and at 4:04 a.m. he removed the Taser from the duty bag and placed it on the floor to his left, behind the bed and out of sight. At 4:05 a.m. Officer Rybacki entered the room and moved the bag into the hallway.

At about 4:10 a.m. a nurse and a security guard entered the room to get O'Bryan back into the bed. O'Bryan then pulled the Taser out and pointed it at the security guard. Officer Rybacki came into the room and O'Bryan pointed the Taser in his direction. Officer Rybacki stepped out of the room and commanded O'Bryan to drop the Taser. He then stepped back into the room and fired one round from his duty handgun, which struck O'Bryan. O'Bryan was pronounced deceased at the scene by medical personnel.

A video of today's press conference can be viewed by clicking on the following link: <https://youtu.be/BxXC-dRIY5A>.

This is the 17th officer involved shooting for 2017. The LVMPD Force Investigation Team is currently investigating the officer's use of force in this incident. Their findings will be forwarded to the Clark County District Attorney for review.

An examination of this incident is being conducted by the LVMPD Critical Incident Review Team. This review will focus on policy, tactics and training as it relates to this use of force.

This is an ongoing investigation. Anyone with any information is urged to contact the LVMPD Force Investigation Section at 702-828-8452. To remain anonymous, contact Crime Stoppers by phone at 702-385-5555, or on the internet at www.crimestoppersofnv.com. Tips leading directly to an arrest or indictment processed through Crime Stoppers may be eligible for a cash reward.

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