

Prosecutor Provides Update on Clearcreek Township Officer-Involved Shooting Investigation

FOR IMMEDIATE RELEASE

September 22, 2022

DAVID P. FORNSHELL
(513) 695-1325

Warren County Prosecutor David P. Fornshell announced that the Warren County Prosecutor's Office has concluded its investigation into the officer-involved critical incident that occurred on July 12, 2022, at 5945 N. State Route 48 in Clearcreek Township which resulted in the death of Mark Evers and the critical injury of Clearcreek Township Police Department Officer Eric Ney.

"After careful review of all the facts and evidence, I have concluded that Clearcreek Township Police Department Officer Eric Ney did not utilize any physical force against Mr. Evers. I have further concluded that the application of the use of deadly force by Clearcreek Township Police Department Sergeant Nicole Cordero was objectively reasonable under the circumstances as defined by *Tennessee v. Garner*, 471 U.S. 1 (1985) and *Graham v. Connor*, 490 U.S. 386 (1989). Therefore, our office will not be presenting this matter to the Warren County grand jury and this investigation will be considered closed," Fornshell said.

Fornshell noted that the Warren County Coroner's Office concluded that Mr. Evers' cause of death was "multiple gunshot wounds". However, the coroner's office was unable to determine Mr. Evers' precise manner of death because, in addition to multiple gunshot wounds inflicted by Sergeant Cordero, Mr. Evers also suffered a self-inflicted gunshot wound to the head.



Warren County Prosecutor
David P. Fornshell
(513) 695-1325

<http://www.warrencountyprosecutor.com>