

## Don't Miss

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SALT LAKE CITY (ABC4 Utah) - Dustin Evans was in the wrong place at the wrong time.

It was 2015 when Evans was shot by an officer with Unified Police. Both police and the district attorney called it a case of mistaken identity.

Two years later Evans will receive a settlement of \$1.2 million from Unified Police.

Evans' attorney said the settlement was bittersweet. Rocky Anderson said the money will allow the family to move on but the injuries are permanent.

"All the physical activities, the recreation in which he and his wife and children always enjoyed, that's not even a possibility anymore," said Anderson. "So this has been a very tough deal."

He said Evans cannot work at his old job because it requires physical activity which makes it impossible for Evans to perform. Anderson said he doesn't have a job.

Back in 2015, Evans was at a Midvale car wash when police converged on the scene.

They were after Jeremy Bowden who allegedly fired at officers. But police lost track of Bowden when the officer spotted Evans and opened fire.

Last year Evans was interviewed by Good 4 Utah.

"I ultimately got shot by someone who is supposed to save me protect me," he said. "Somebody that we look to everyday for protection and I am the one that gets shot by that. It hurts.

The district attorney called the shooting unjustified but it wasn't intentional so no criminal charges were filed. An internal investigation by Unified Police was conducted. It's results will not be released to the public according to a spokesman for the agency. However, the spokesman said the officer is still with the department.

In a statement, Sheriff Jim Winder said:

"I am pleased that one of my last acts as sheriff has been to resolve this case arising out of the tragic mistaken identity shooting of Dustin Evans. We wish Dustin and Miranda Evans the best going forward."

Anderson said he hopes the settlement will remind officers of the consequences of a shooting.

"I hope that anybody who pulls the trigger in any circumstance they will keep in mind the tremendous impact this can have on somebody's life," Anderson said.

Anderson did praise the efforts by Unified Police. He said from the outset Sheriff Winder went to the hospital to visit Evans. In addition to the settlement, Anderson said Unified Police paid for Evans' medical bills.