

Response to Resistance Report

Key West Police Department

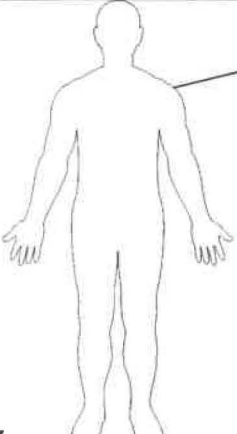
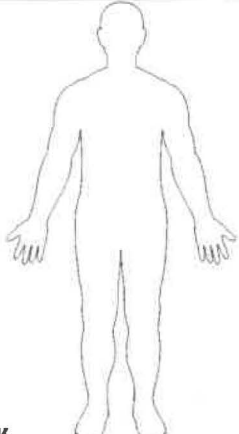
Case No: 19-1747

1. A Response to Resistance Report will be completed by the supervisor for: (Check all that apply)

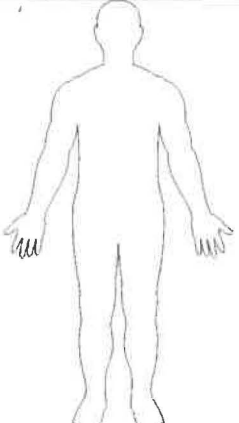
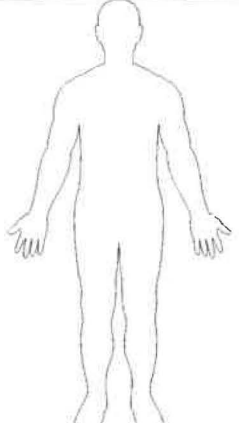
- ☐ A response through the use of non-lethal weapons,
☒ Applies weaponless physical force of strikes, kicks, or "take-downs"
☐ When any person sustains an apparent substantial or fatal injury as a result of the application of force
☒ When any person complains of injury as a result of the application of force
☐ Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)

INCIDENT	2. Date: 03/15/19	3. Time: 9:05 PM	4. Location: 1 Mallory Square	5. Incident type: Signal 0 - Knife
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	☒ Passive:	Would not comply	☒ Physical Control	Take down
	☒ Active:	Pulling away, tensing	☐ Non-lethal Weapon	
	☐ Aggressive:		☐ Deadly Force	
☐ Deadly Force:				

SUBJECT	10. Last Name: Welch	11. First: Matthew	12. Race: W	13. Sex: M
	14. DOB: 12/31/1991	15. Height: 6'02"	16. Weight: 190	
	17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22			
	18. Appeared to be: ☐ Intoxicated ☒ Under the influence of controlled substance ☐ Emotionally / mentally disturbed			
	19. Injuries: ☐ No ☐ Evident ☒ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)			
20. Photographed: ☐ No ☒ Yes 21. Treated: ☐ No ☒ Yes By: ☐ EMT/Paramedic on scene ☒ Hospital ☐ Detention				

SUBJECT	 22. Anterior View	 Posterior View
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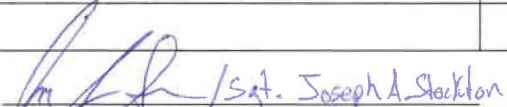
OFFICER	23. Officer: Kristopher Bouvier	24. Race: B	25. Sex: M	26. Age: 35	27. Height: 5'10"	28. Weight: 290
	29. Duty Status: ☐ On-duty ☐ Off-duty ☒ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 6					
	31. Injuries: ☐ No ☐ Evident ☒ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)					
	32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital					
	34. Response option used by this officer: (If TASER®, also reference line number from TASER® section) 36					

OFFICER	 35. Anterior View	 Posterior View
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Response to Resistance Report (continued)

Key West Police Department

Case No: 19-1747

TASER USE ONLY	36. TASER® device serial #		37. TASER® device serial #	
	TASER®Cam serial #		TASER®Cam serial #	
	Cartridge 1 serial #		Cartridge 1 serial #	
	Cartridge 2 serial #		Cartridge 2 serial #	
	Number of cycles: 1		Number of cycles:	
	Type of contact: ☐ Probe ☐ CODS ☐ Drive Stun		Type of contact: ☐ Probe ☐ CODS ☐ Drive Stun	
	Did probes penetrate skin: ☐ Yes ☐ No		Did probes penetrate skin: ☐ Yes ☐ No	
	Target distance at probe launch: N/A		Target distance at probe launch:	
	Distance between probes: N/A		Distance between probes:	
	Probes removed by (name): N/A		Probes removed by (name):	
Device downloaded by:		Device downloaded by:		
☐ 38. Check and list any additional TASER® devices, cartridges or details in the incident description section.				
REPORT	39. Offense/Incident Report and/or Warrant Affidavit must include: ☒ All necessary criminal elements. ☒ All details of the arrest ☒ Details articulating the subject's words, mannerisms and actions that justify the use of force. ☒ Details outlining the response to resistance utilized by each officer. ☒ Detailed description of injury complaints and/or observed injuries ☒ Details outlining the decontamination, first aid or medical treatment provided to the officer and/or subject.			
	40. Notified Date: 03/19/2019		41. Time: 2108 hrs	
	42. Did you respond to the scene: ☐ No ☒ Yes (If "No", explain why)			
SUPERVISOR'S INQUIRY	43. Did you meet with the Officer: ☐ No ☒ Yes (If "No", explain why)			
	44. Were you able to locate any independent witnesses: ☐ No ☒ Yes (If "Yes," list below)			
	Name	Address		Phone Number
	Ramdes Gopaul	830 Fleming Street Key West, FL 33040		(205) 896-5695
45. Is further review recommended: ☒ No ☐ Yes FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS				
		 / Sgt. Joseph A. Stockton 46. Preparing Supervisor's Signature / ID 3317		
		47. Date 03/15/2019		
INT. AFF.	48. Did the review of this incident conclude that use of force was in compliance with Departmental policy? ☐ No ☒ Yes (If "No", complete section 51)			
			 49. Signature of Internal Affairs Inspector	
			50. Date 3/19/19	
51. If section 48 is "No" record the Professional Standards Control Number:				
52. Date Entered:				

INCIDENT/INVESTIGATION REPORT

I N C I D E N T D A T A	Agency Name Key West Police Department		INCIDENT/INVESTIGATION REPORT		Case# 19-001747		
	ORI FL0440100				Date / Time Reported 03/15/2019 21:01 Fri		
	Location of Incident 1 Mallory Square, Key West FL 33040-				Last Known Secure 03/15/2019 21:01 Fri		
					At Found 03/15/2019 21:01 Fri		
M O	Premise Type Parking Lot / Area Other		Beat/GP B1, GPB1				
	#1 Crime Incident(s) (Com) Resist Arrest / Escape XOM		Weapon / Tools KNIFE		Activity		
			Entry		Exit		
	#2 Crime Incident ()		Weapon / Tools		Activity		
			Entry		Exit		
	#3 Crime Incident ()		Weapon / Tools		Activity		
Entry			Exit				
V I C T I M	# of Victims 1		Type: SOCIETY/PUBLIC/STATE		Injury: Domestic: N		
	Victim/Business Name (Last, First, Middle) V1 Society		Victim of Crime # 1,		DOB Age		
	Home Address		Home Phone				
	Employer Name/Address		Business Phone		Mobile Phone		
	VYR		Make		Model		
	Style		Color		Lic/Lis		
O T H E R I N V O L V E D	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)						
	Type:		Injury:				
	Code	Name (Last, First, Middle)		Victim of Crime #	DOB Age	Race Sex Relationship To Offender Resident Status Military Branch/Status	
	Home Address					Home Phone	
	Employer Name/Address					Business Phone Mobile Phone	
	Type:		Injury:				
Code	Name (Last, First, Middle)		Victim of Crime #	DOB Age	Race Sex Relationship To Offender Resident Status Military Branch/Status		
Home Address					Home Phone		
Employer Name/Address					Business Phone Mobile Phone		
P R O P E R T Y	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)						
	VI #	Code	Status Fm/To	Value	OJ QTY	Property Description Make/Model Serial Number	
	35	EVID		\$0.00	1	AXON BODY CAM, 3356	
	35	EVID		\$0.00	1	COBAN VIDEO, 3356	
	35	EVID		\$1.00	1	BWC3819	
	99	EVID		\$20.00	1	KNIFE UNKNOWN/Knife	
	99	SAFE		\$30.00	1	PRISONER PROPERTY BACKPACK	
Officer/ID# MOGERLEY, NEIL (3819)						Outstanding Stolen Val [Total Stolen]: \$30.00 [\$30.00]	
Invest ID# (0)						Supervisor SIRACUSE, MARK W (3366)	
Status	Complainant Signature		Case Status <i>Cleared By Arrest</i>		Case Disposition: <i>Cleared By Arrest</i>		
			03/15/2019		03/15/2019		

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 19-001747

Status Codes L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found

D R U G S	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity

Assisting Officers

STOCKTON, J. (3317), BOUVIER, K. (3356), HAMMERS, J.L. (3631), HANSELL, M. (3648), CONATY, J.T. (3755), GILLESPIE, A.M. (3757), PEREZ, S. (3834), HUDSON, A.J. (3940), CUNEO, E.J. (3922)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE*Key West Police Department*

Victim <i>Society</i>	Offense <i>RESIST ARREST / ESCAPE</i>	OCA <i>19-001747</i>
		Date / Time Reported <i>Fri 03/15/2019 21:01</i>

On March 15, 2019 at about 21:01 hours, Sgt. Stockton, Ofc. Bouvier, Conaty, Cuneo, Hammers, and I (Ofc. Mogerley) responded to the area Mallory Square for a report of a male that brandished a knife. It was also reported that the subject was taking off his Jewelry and talking about drowning in the water.

Ofc. Bouvier arrived first at Mallory Square and made contact with the subject later identified as Matthew Welch (dob:12/31/1991). Welch was sitting on the sea wall, and Ofc. Bouvier made contact with him. Ofc. Bouvier was notified that Welch may have a knife on him still. Ofc. Bouvier went to detain Welch and told him several times to put his arms behind his back. Welch did not comply with Ofc. Bouvier and he grabbed his left arm and Welch pulled away. Ofc. Bouvier did an arm bar take down on Welch. When Welch was on the ground, Ofc. Bouvier was hold his arm behind his back and Ofc. Cuneo arrived and pulled his other arm behind his back. Welch was placed into handcuffs (double locked and checked for tightness), and Ofc. Cuneo and I conducted a search incident to arrest on Welch.

One knife was placed into evidence at the Key West Police Dept, and the other knife was thrown in to the water by a unidentified person who disarmed Welch prior to our arrival.

I placed Welch into the back of my police car and transported him to the Lower Keys Medical Center. Welch was cleared and I transported him to the Monroe County Correctional Center where he was processed on charges of resisting an Officer without violence.

On 3/15/2019, Welch committed the offense of resisting an Officer without violence by failing to follow Officers commands to put his arms behind his back, and when the Officer attempted to handcuff him, he pulled his arm away causing the Officer to do a take down to gain control of Welch. This is a violation of Florida State Statue 843.02, Resisting Officer without Violence.

Incident Report Suspect List

Key West Police Department

OCA: 19-001747

1	Name (Last, First, Middle)					Also Known As					Home Address																																													
	WELCH, MATTHEW KEITH										STREETS OF KEY WEST, FL 33040																																													
	Business Address UNEMPLOYED																																																							
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.																																													
	12/31/1991	27	W	M	N	602n	180	BRO	BLU	LGT	[REDACTED]																																													
Scars, Marks, Tattoos, or other distinguishing features																																																								
<table border="1"> <tr> <td colspan="2">Reported Suspect Detail</td> <td colspan="2">Suspect Age</td> <td>Race</td> <td>Sex</td> <td>Eth</td> <td colspan="2">Height</td> <td colspan="2">Weight</td> <td colspan="3">SSN</td> </tr> <tr> <td colspan="2">Weapon, Type</td> <td colspan="2">Feature</td> <td colspan="2">Make</td> <td colspan="2">Model</td> <td colspan="2">Color</td> <td>Caliber</td> <td colspan="3">Dir of Travel Mode of Travel</td> </tr> <tr> <td colspan="4">VehYr/Make/Model</td> <td>Drs</td> <td colspan="2">Style</td> <td colspan="2">Color</td> <td colspan="2">Lic/St</td> <td colspan="3">VIN</td> </tr> </table>															Reported Suspect Detail		Suspect Age		Race	Sex	Eth	Height		Weight		SSN			Weapon, Type		Feature		Make		Model		Color		Caliber	Dir of Travel Mode of Travel			VehYr/Make/Model				Drs	Style		Color		Lic/St		VIN		
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VehYr/Make/Model				Drs	Style		Color		Lic/St		VIN																																													
Notes							Physical Char																																																	

Incident Report Related Property List

Key West Police Department

OCA: 19-001747

1 Property Description AXON BODY CAM, 3356		Make		Model		Caliber	
Color	Serial No.	Value \$0.00		Qty 1.000	Unit	Jurisdiction Locally	
Status Evidence	Date 03/15/2019	NIC #	State #		Local #		OAN
Name (Last, First, Middle) * No name *			DOB		Age	Race	Sex

Notes

2 Property Description COBAN VIDEO, 3356		Make		Model		Caliber	
Color	Serial No.	Value \$0.00		Qty 1.000	Unit	Jurisdiction Locally	
Status Evidence	Date 03/15/2019	NIC #	State #		Local #		OAN
Name (Last, First, Middle) * No name *			DOB		Age	Race	Sex

Notes

3 Property Description BWC3819		Make		Model		Caliber	
Color	Serial No.	Value \$1.00		Qty 1.000	Unit	Jurisdiction Locally	
Status Evidence	Date 03/15/2019	NIC #	State #		Local #		OAN
Name (Last, First, Middle) * No name *			DOB		Age	Race	Sex

Notes

4 Property Description KNIFE		Make UNKNOWN		Model KNIFE		Caliber	
Color Black	Serial No.	Value \$20.00		Qty 1.000	Unit	Jurisdiction Locally	
Status Evidence	Date 03/15/2019	NIC #	State #		Local #		OAN
Name (Last, First, Middle) Welch, Matthew Keith			DOB 12/31/1991		Age 27	Race W	Sex M

Notes

Incident Report Related Property List

Key West Police Department

OCA: 19-001747

5	Property Description PRISONER PROPERTY BACKPACK				Make		Model		Caliber	
	Color		Serial No.		Value \$30.00		Qty 1.000		Unit	
									Jurisdiction Locally	
	Status Safekeeping		Date 03/15/2019		NIC #		State #		Local #	
									OAN	
Name (Last, First, Middle) Welch, Matthew Keith					DOB 12/31/1991		Age 27		Race W	
									Sex M	

Notes

CASE SUPPLEMENTAL REPORT

Printed: 04/09/2019 08:52

Key West Police Department

OCA: **19001747**

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: *CLEARED BY ARREST*Case Mng Status: *NA*Occurred: *03/15/2019*Offense: *RESIST ARREST / ESCAPE*Investigator: *BOUVIER, KRISTOPHER (3356)*Date / Time: *03/15/2019 23:06:42, Friday*Supervisor: *STOCKTON, JOSEPH (3317)*Supervisor Review Date / Time: *03/16/2019 03:49:24, Saturday*

Contact:

Reference: *General Supplemental Report*

On Friday March 15, 2019, at approximately 9:03 PM, I, Ofc. K. Bouvier responded to Mallory Square in reference to a call of an armed and suicidal subject.

Upon my arrival, I met with the Reporting Person who was later identified as Ramdesh Gopaul, DOB 08/22/1974. Mr. Gopaul told me that his friend, later identified as Matthew Keith Welch, DOB 12/31/1991, told him that he wanted to die. Mr. Gopaul went on to tell me that he had just taken a knife away from Mr. Welch. Mr. Gopaul said Mr. Welch was using the knife to cut jewelry off of himself and stated he was going to drown himself. Mr. Gopaul said when he took the knife away, Mr. Welch pulled out another knife and another unidentified subject took that knife away from Mr. Welch and threw it into the ocean.

I made contact with Mr. Welch and decided to detain him pending the outcome of my interview. Because Mr. Welch already had two knives on him, I determined that he should be placed in handcuffs until the scene was found to be safe. I instructed Mr. Welch to place his hands behind his back and he refused. Mr. Welch began to brace, tense and pull his arms in an attempt to defeat my efforts to place him into handcuffs. I instructed Mr. Welch no less than four times to stop resisting and to comply with my instructions and he refused each time. In an effort to gain a better hold and compliance of Mr. Welch I attempted an arm bar take-down. Moments after Mr. Welch and I were on the ground, Officers N. Mogerley and E. Cuneo arrived on scene and assisted in detaining Mr. Welch.

I requested Key West Police Communications Channel One have a supervisor respond to the scene in reference to the use of force.

Mr. Gopaul provided me with the first knife taken off of Mr. Welch as well as a sworn written witness statements regarding the incident. I provided the written statement, knife and the rest of Mr. Welch's property to Sgt. J. Stockton.

Ofc. N. Mogerley assumed the role of primary officer and arrested Mr. Welch.

My KWPD issued Body-Cam was activated during this call.

///NOTHING FOLLOWS///

Investigator Signature

Supervisor Signature