

Key West Police Department

Report 04/16/2011 05:00

Incident Report

Case # - 01-11-002065

I N C I D E N T	Case #	Report	Occurred From	Occurred To	Report Type
	01-11-002065	04/16/2011 05:00	04/16/2011 03:40	04/16/2011 03:43	Original
	Dept. Classification		Case Status	Case Status Date	Cleared
	BATTERY/AGG BATTERY OFFENSE		CLEARED BY ARREST	04/18/2011	04/16/2011 04:45
	Common Name				
FLIRT - 330 DUVAL ST Apt. A KEYWEST, FL 33040 (MONROE County)					
Day of Week : SATURDAY					
Dispatched : 04/16/2011 03:41			Beat Assignment : 1		
Responded : 04/16/2011 03:41			Alcohol Related : Yes		
Arrived : 04/16/2011 03:42			Drug Related : Unknown		
Map Reference : 1032XX1XO			Total Damaged Property Value : \$0.00		
Location Type : HIGHWAY/ROADWAY			Total Stolen Property Value : \$0.00		
			Total Recovered Property Value : \$0.00		

O F F E N S E	State Classification		Attempted/Committed
	Statute/Ordinance		Disposition Date
	784.03(1A1)		
	Location Type		
HIGHWAY/ROADWAY			
Federal Classification : BATT TOUCH OR STRIKE		Weapon 1 : HANDS/FISTS/FEET	
JASON MOFFET (VICT,Primary Role,User Defined);		# of Premises : 01	
MATTHEW MURPHY (SUSP,Primary Role,User Defined)			
Attack Reason : MENACE			
End of Offense: 1			

P E R S O N	Person Type	Business/Person Name		Business Phone
	SUSPECT/ARRESTEE	MATTHEW SHAUN MURPHY		
	Home Phone	Person Address		
		1213 14TH ST Apt. 45 KEY WEST FL 33040		
	Other Phone	Employer Address		
	Race	Sex	SSN	DL Exp. Date
	WHITE	Male		07/20/2013
	DL Number	M610557832600		
	Birth Date	Birth Place		
07/20/1983	WV, UNITED STATES			
Age : 27		Hair Style : CREWCUT		
DL State : WV		Eye Color : BLUE		
DL Country : UNITED STATES		Build : TALL/SLIM		
Ethnic Origin : NON-HISPANIC		Complexion : LIGHT		
Min. Height : 6'02"		Glasses : No		
Min. Weight : 190 lbs		Hand Use : RIGHT HANDED		
Max. Weight : 200 lbs		Caution : VIOLENT		
Adult/Juvenile : ADULT		Status : SUSPECT		
Relationship : STRANGER OF BEVERLY ANDERSON,		Residency Type : CITY		
STRANGER OF JENNIFER SPROUSE, STRANGER OF		Residency Status : FULL YEAR		
TAMMY ROTENBERRY		Citizenship : UNITED STATES		
Shirt : NO SHIRT		Weapon Held : HANDS/FISTS/FEET		
Pants : JEANS		Body Marks:		
Hair Color : BLOND				
Hair Length : SHORT				
End of Person: 1				

P E R S O N	Person Type	Business/Person Name		Business Phone
	WITNESS	BEVERLY ELAINE ANDERSON		
	Home Phone	Person Address		
	(305) 304-4040	5997 WESTFALL RD LAKE WORTH FL 33463		
	Other Phone	Employer Address		
(305) 923-4068				
Race	Sex	SSN	DL Exp. Date	DL Number
WHITE	Female		04/04/2007	A536065699240

Reporting Officer	Department	Report Status:
MARK W SIRACUSE (3366)	KEY WEST POLICE DEPARTMENT	Approved
Supervising Officer		Date/Time
Verifying Officer	Department	Date / Time
SGT AREAKA PATRICIA JEWELL (2616)	KEY WEST POLICE DEPARTMENT	04/18/2011 06:34

Key West Police Department

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Birth Date 04/04/1969	Birth Place MI, UNITED STATES
Age : 42 Occupation : BAIT FISHERMAN DL State : FL DL Country : UNITED STATES Ethnic Origin : NON-HISPANIC Min. Height : 5'05" Min. Weight : 150 lbs Max. Weight : 160 lbs Adult/Juvenile : ADULT Relationship : STRANGER OF MATTHEW MURPHY, STRANGER OF JENNIFER SPROUSE, STRANGER OF TAMMY ROTENBERRY Hair Color : BLOND Hair Length : LONG	
Hair Style : PULLED BACK Facial Hair : NONE Eye Color : BLUE Build : MEDIUM/AVERAGE Complexion : LIGHT Glasses : No Marital Status : MARRIED Speech : NORMAL Residency Type : CITY Residency Status : FULL YEAR Citizenship : UNITED STATES Body Marks :	
End of Person: 2	

P E R S O N 3	Person Type WITNESS	Business/Person Name JENNIFER RENEE SPROUSE			Business Phone (305) 294-5531
	Home Phone	Person Address 512 CATHERINSE ST Apt. UP KEY WEST FL 33040			
	Other Phone (515) 490-0898	Employer Address 5900 COLLEGE RD KEY WEST FL 33040 ,MONROE County			
	Race WHITE	Sex Female	SSN	DL Exp. Date 03/12/2019	DL Number S162436805920
	Birth Date 03/12/1980	Birth Place MO, UNITED STATES			
	Age : 31 DL State : FL DL Country : UNITED STATES Ethnic Origin : NON-HISPANIC Min. Height : 5'05" Min. Weight : 130 lbs Max. Weight : 140 lbs Adult/Juvenile : ADULT Employer : LOWER KEYS MEDICAL CENTER Relationship : STRANGER OF MATTHEW MURPHY, STRANGER OF BEVERLY ANDERSON, STRANGER OF TAMMY ROTENBERRY Shirt : WHITE T SHIRT				
	Hair Color : BLOND Hair Length : LONG Hair Style : PULLED BACK Eye Color : BLUE Build : LIGHT Complexion : LIGHT Speech : NORMAL Residency Type : CITY Residency Status : FULL YEAR Citizenship : UNITED STATES Body Marks :				
End of Person: 3					

P E R S O N 4	Person Type WITNESS	Business/Person Name TAMMY LYNN ROTENBERRY			Business Phone
	Home Phone	Person Address 30240 SW 170 AV HOMESTEAD, FL 33030			
	Other Phone (305) 508-5516	Employer Address			
	Race WHITE	Sex Female	SSN	DL Exp. Date 10/02/2012	DL Number R351812718620
	Birth Date 10/02/1971	Birth Place FL, UNITED STATES			
	Age : 39 DL State : FL DL Country : UNITED STATES Ethnic Origin : NON-HISPANIC Min. Height : 5'06" Min. Weight : 130 lbs Max. Weight : 140 lbs				
	Hair Length : LONG Hair Style : PULLED BACK Facial Hair : NONE Eye Color : BROWN Build : LIGHT Complexion : LIGHT Residency Type : FLORIDA				

Reporting Officer MARK W SIRACUSE (3366)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 08:34

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Key West Police Department

Report 04/16/2011 05:00

Incident Report

Case # 01-11-002065

P E R S O N 5	Adult/Juvenile : ADULT		Residency Status : FULL YEAR		
	Relationship : STRANGER OF MATTHEW MURPHY, STRANGER OF BEVERLY ANDERSON, STRANGER OF JENNIFER SPROUSE		Citizenship : UNITED STATES		
	Hair Color : RED/AUBURN		Body Marks:		
	End of Person: 4				
	Person Type	Business/Person Name		Business Phone	
	VICTIM	JASON MICHAEL MOFFET			
	Home Phone (305) 304-4040	Person Address 33 8TH AV Apt. A KEY WEST FL 33040			
	Other Phone (305) 923-4068	Employer Address			
	Race WHITE	Sex Male	SSN	DL Exp. Date 12/21/2008	DL Number M130433744610
	Birth Date 12/21/1974	Birth Place NH, UNITED STATES			
Age : 36 DL State : FL DL Country : UNITED STATES Ethnic Origin : NON-HISPANIC Min. Height : 5'08" Min. Weight : 150 lbs Max. Weight : 160 lbs Adult/Juvenile : ADULT Relationship : STRANGER OF MATTHEW MURPHY, SPOUSE OF BEVERLY ANDERSON, STRANGER OF JENNIFER SPROUSE, STRANGER OF TAMMY ROTENBERRY Victim Type : INDIVIDUAL ADULT Will File Charges : Yes Can Identify Offender : Yes Sobriety of Victim : SOBER Extent of Injury : MINOR Injury Type 1 : LACERATION		Medical Treatment : REFUSED Shirt : WHITE T SHIRT Pants : BLUE SHORTS Hair Color : BROWN Hair Length : LONG Hair Style : PULLED BACK Eye Color : BROWN Build : LIGHT Complexion : TANNED Marital Status : MARRIED Speech : NORMAL Residency Type : CITY Residency Status : FULL YEAR Citizenship : UNITED STATES Body Marks:			
End of Person: 5					

P R O P E R T Y 1	Category EVIDENCE/SEIZED	Property Type AUDIO/VIDEO TAPE	Make TASER	Model TASER CAM
	Serial #	Color	Description TASER CAM VIDEO	Condition
	UCR Type : MISCELLANEOUS		Value : \$1.00	
	Relationship to Offense(s) : YES IS Offense 1		Recovery Location : Use Address from Incident Location Information	
Quantity/Weight : 1				
End of Property: 1				

P R O P E R T Y 2	Category EVIDENCE/SEIZED	Property Type MISCELLANEOUS	Make TASER CARTRIDGE	Model XP25
	Serial # C4100MEV2	Color BLACK	Description EXPENDED TASER CARTRIDGE	Condition USED
	UCR Type : MISCELLANEOUS		Value : \$20.00	
	Relationship to Offense(s) : YES IS Offense 1		Recovery Location : Use Address from Incident Location Information	
Quantity/Weight : 1				
End of Property: 2				

Reporting Officer MARK W SIRACUSE (3366)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 06:34

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P R O P E R T Y 3	Category EVIDENCE/SEIZED	Property Type DIGITAL DISK	Make CD WITH PHOTOS	Model
	Serial #	Color	Description CD WITH INCIDENT PHOTOS	Condition
	UCR Type : MISCELLANEOUS Relationship to Offense(s) : YES IS Offense 1 Quantity/Weight : 1		Value : \$1.00 Recovery Location : Use Address from Incident Location Information	
	End of Property: 3			

P R O P E R T Y 4	Category EVIDENCE/SEIZED	Property Type MISCELLANEOUS	Make TASER	Model
	Serial # C4100MEV2	Color YELLOW	Description CARTRIDGE AFIDS	Condition
	UCR Type : MISCELLANEOUS Relationship to Offense(s) : YES IS Offense 1 Quantity/Weight : 3		Value : \$1.00 Recovery Location : Use Address from Incident Location Information	
	End of Property: 4			

N A R R A T I V E 1	Topic ORIGINAL
	<p>On 4/16/2011, at approximately 0340 hours, I (Officer M. Siracuse) responded to the area of 330 Duval Street, reference a verbal disturbance.</p> <p>I responded on my patrol bicycle, wearing a full bicycle uniform, consisting of a blue uniform shirt with patches, badge, blue shorts and a gun belt. As I approached the area from the north, I saw two white males standing on the sidewalk located on the west side of Duval Street. One young white male, later identified as Matthew Shaun Murphy, was facing another older white male, later identified as Jason Michael Moffet. Murphy was facing Moffet, yelling at him. Moffet was turned sideways, with his head down, in a more defensive manner, not confronting Murphy. Murphy had his shirt off and had taken an aggressive stance with his shoulders back and chest out. Murphy was standing only a few inches from Moffet and looking down on him. Murphy is 6'2 and Moffet is only 5'8. Murphy had a muscular build.</p> <p>As I got closer, I approached the two males from the direction Murphy was facing. I identified myself saying, "Key West Police," and I heard someone yell, "Police are here." I drew my TASER from its holster and pointed it at Murphy. I pointed the TASER at Murphy's right shoulder, avoiding his head and neck. Murphy ignored the light and laser of the TASER. Murphy raised his right hand making a fist, reached back, and punched Moffet in the face. Moffet's mouth immediately began bleeding and Moffet crouched in pain. Murphy reached back again, as if to strike Moffet for a second time. Fearing further injury to Moffet, I deployed my TASER, striking Murphy with both probes. One probe hit Murphy's right shoulder and the second hit his upper left leg. Murphy fell backwards on the ground. When the TASER finished cycling, I instructed Murphy to place his hands behind his back or he would be tased again. Officer J. Dean arrived on scene to assist. Murphy sat up and began arguing with Officer Dean and me. Murphy refused to comply with my orders and would not place his hands behind his back. As Officer Dean and I attempted to handcuff Murphy, he pulled away and tensed his arms in an attempt to keep us from handcuffing him. I gave Murphy loud, repetitive verbal commands, instructing him to place his hands behind his back. While telling Murphy to put his hands behind his back, I was attempting to pull his left hand out from in front of him and place it behind his back.</p>

Reporting Officer MARK W SIRACUSE (3366)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 06:34

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Officer Dean and I struggled with Murphy for a short time before we were able to handcuff him. Once Murphy was handcuffed, I immediately called for KWPD Communications to send Rescue and my supervisor to the scene. Officer J. Dean removed the TASER probes from Murphy. Murphy laid back on the sidewalk and lost consciousness, but was still breathing. Rescue was advised to expedite due to Murphy's condition.

Murphy began bleeding from the nose and vomited a small amount on the sidewalk. Officer T. Stutz, D. Hall, J. Valdes and Sgt. A. Jewell arrived on scene. Myself and other officers placed Murphy on his left side in a recovery position to monitor his breathing and prevent him from choking on his vomit or blood. Key West MED 1 arrived on scene and took over treatment of Murphy.

I met with the victim, Jason Michael Moffet. Moffet said Murphy was with a black female, who left the scene upon the arrival of the Police. Moffet said Murphy began yelling at Moffet's wife, Beverly Anderson. Moffet said they were arguing about someone saying the word, "nigger." Moffet said he got between Murphy and Anderson. Moffet said Murphy struck him in the face just before being tased by police. Moffet said he was trying to find a hotel room for him and Anderson to stay for the night, when the incident took place. Moffet was extremely upset and said he wanted to press charges. Moffet had a split upper lip, and swelling to his mouth. Moffet said he did not need medical attention.

Officers on scene gathered sworn, written witness statements from witnesses who saw the incident. The first witness, Jennifer Renee Sprouse, stated the man with no shirt and jeans (Murphy) had a verbal altercation with the man with a ponytail (Moffet) and his wife. Sprouse stated Murphy then punched Moffet in the face. Sprouse said she was on the phone with 911, when she saw Murphy fall to the ground.

A second witness, Tammy Lynn Rotenberry, stated she saw the aggressor (Murphy) verbally assaulting a couple on the sidewalk. Rotenberry said Murphy was threatening to, "Kick his ass," and kept calling the couple, "crack heads." Rotenberry said Moffet told Murphy to go back to the mainland and leave the locals alone. Rotenberry said Murphy ripped off his tank top and rushed Moffet. Rotenberry said this is when police arrived on scene and tased Murphy.

I met with Moffet's wife, Beverly Anderson. Anderson said she was sitting on the sidewalk with Moffet and their dog. Anderson said they began arguing with Murphy, a black female, and three black males. Anderson said someone struck their dog, and the argument continued to escalate, until it became physical.

Sgt. A. Jewell photographed Murphy on scene and Officer J. Valdes photographed Moffet's injuries.

Key West MED1 transported Murphy to the Lower Keys Medical Center. After collecting all pertinent information and evidence, I went to the emergency room to check on Murphy. I was informed by E.R staff Murphy was awaiting transportation via Lifenet helicopter to the Ryder Trauma Center in Miami due to a brain bleed.

I returned to the Key West Police Department and placed my TASER camera's video recording and spent cartridge in the KWPD Property Section as evidence.

Reporting Officer MARK W SIRACUSE (3366)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 06:34

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Key West Police Department

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	I placed all witness statements in the KYPD Records Section.
	End of Narrative: 1

Reporting Officer MARK W SIRACUSE (3366)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 06:34

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OFFICE OF THE CHIEF OF POLICE KEY WEST, FLORIDA

INCIDENT #	11-2065
DATE	4/16/11

STATEMENT FORM

NAME JENNIFER RENEE SPROUSE
FIRST MIDDLE LAST

ADDRESS 512 Catherine St Upstairs Key West, FL 33040
STREET CITY STATE ZIP

BUSINESS ADDRESS 5900 College Road Key West FL 33040
STREET CITY STATE ZIP

TELEPHONE (515) 490-0898 () ()
HOME BUSINESS OTHER

W/F
3/12/80
Wh shirt
blk shirt
sandals
blond hair
blue eyes

PLEASE PRINT LEGIBLY

I hereby state the following: The man with the jeans and no t-shirt on was walking by with a female black woman. Verbal altercation occurred with a man with pony-tail hair and a lady with a dog on the stairs of business "Flirt." The man with the jeans and no shirt came back to the male with pony-tail hair and female/dog. The man with the no shirt on punched the man with the pony-tail after more verbal altercation. I was on the telephone with Key West 911 when Key West PD on bicycle and other officer arrived on scene. The man with no shirt on went down and fell to the ground.

I have read each page of this statement consisting of 1 page(s) and swear or affirm that it is true to the best of my knowledge or belief

Signed

Sgt. A. Lowe

Notary Public () Officer-Authorized To Administer An Oath

Date

4/16/11

Date

4/16/11

OFFICE OF THE CHIEF OF POLICE
KEY WEST, FLORIDA

INCIDENT #
DATE

STATEMENT FORM

NAME TAMMY LYNN ROTENBERRY
FIRST MIDDLE LAST
ADDRESS 30240 SW 170 AVENUE HOMESTEAD FL 33080
STREET CITY STATE ZIP
BUSINESS ADDRESS " " " " " "
STREET CITY STATE ZIP
TELEPHONE (305) 506-5516 () BUSINESS () OTHER
CELL HOME

10/2/71

PLEASE PRINT LEGIBLY

I hereby state the following:

Witnessed ^{aggressor} with white tank top verbally assaulting a couple seated in front of "FLIRT" Boutique. He was threatening to "kick his ass" and repeatedly called them (couple) "crack heads". The victim (blue shorts) told them to "go back to the mainland & leave the locals alone." The aggressor was accompanied by 2 or 3 males and 1 female with him. The aggressor began to "rush" the victim & was ripping off his tank top & tried to throw a punch. That is when the police officers arrived & the aggressor was "tazed".

I never witnessed the victim using racial slurs as the aggressor was yelling (claiming).

I have read each page of this statement consisting of _____ page(s) and swear or affirm that it is true to the best of my knowledge or belief

Signed

Date

Notary Public Or Officer Authorized To Administer An Oath

Date

OFFICE OF THE CHIEF OF POLICE
KEY WEST, FLORIDA

INCIDENT #
DATE

STATEMENT FORM

12-21-74

NAME JASON M MCGEE
FIRST MIDDLE LAST

ADDRESS 33A 8TH AVE KEY WEST FLA 33081
STREET CITY STATE ZIP

BUSINESS ADDRESS _____
STREET CITY STATE ZIP

TELEPHONE () _____ () _____ () _____
HOME BUSINESS OTHER

PLEASE PRINT LEGIBLY

I hereby state the following:

was on DOWRYAL AND A guy got
 into it with my wife I got Between
 them AND the man hit me in the
 FACE AND Key west PD TAZED the man

I have read each page of this statement consisting of 1 page(s) and swear or affirm that it is true to the best of my knowledge or belief

[Signature]
 Notary Public Or Officer-Authorized To Administer An Oath

Date 4-16-11

Key West Police Department

Incident Report

Report 04/16/2011 05:00

Case # 01-11-002065

I N C I D E N T	Case #	Report	Occurred From	Occurred To	Report Type
	01-11-002065	04/16/2011 05:00	04/16/2011 03:35	04/16/2011 03:40	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	BATTERY/AGG BATTERY OFFENSE		OPEN	04/16/2011	04/16/2011 04:45
	Common Name				
	FLIRT - 330 DUVAL ST Apt. .A KEYWEST, FL 33040 (MONROE County)				
Day of Week : SATURDAY			Beat Assignment : 1		
Responded : 04/16/2011 03:41			Alcohol Related : Yes		
Arrived : 04/16/2011 03:42			Drug Related : Unknown		
Map Reference : 1032XX1XO			Total Damaged Property Value : \$0.00		
Location Type : HIGHWAY/ROADWAY			Total Stolen Property Value : \$0.00		
Beat Assignment : 1			Total Recovered Property Value : \$0.00		

P R O P E R T Y 1	Category	Property Type	Make	Model
	EVIDENCE/SEIZED	DIGITAL DISK		
	Serial #	Color	Description	Condition
			CD containing photos of victim	
UCR Type : MISCELLANEOUS		Value : \$1.00		
Quantity/Weight : 1		Recovery Location : Use Address from Incident Location Information		
End of Property: 1				

P R O P E R T Y 2	Category	Property Type	Make	Model
	EVIDENCE/SEIZED	DIGITAL DISK		
	Serial #	Color	Description	Condition
			CD containing scene photos	
UCR Type : MISCELLANEOUS		Value : \$1.00		
Quantity/Weight : 1				
End of Property: 2				

P R O P E R T Y 3	Category	Property Type	Make	Model
	EVIDENCE/SEIZED	DIGITAL DISK		
	Serial #	Color	Description	Condition
			CD photos of suspect at ER	
UCR Type : MISCELLANEOUS		Value : \$1.00		
Quantity/Weight : 1				
End of Property: 3				

Reporting Officer	Department	Report Status:
OFC JIMMY VALDES (2961)	KEY WEST POLICE DEPARTMENT	Approved
Supervising Officer		Date/Time
Verifying Officer	Department	Date / Time
SGT GARFIELD E WILLIAMS (1748)	KEY WEST POLICE DEPARTMENT	04/16/2011 12:31

Key West Police Department

Report 04/16/2011 05:00

Incident Report

Case # 01-11-002065

N A R R A T I V E 1	Topic	SUPPLEMENTAL
	On Saturday, April 16, 2011, at approximately 0344 hours, I responded to the 300 block of Duval Street to assist Officer Siracuse who requested more units and he had to Taser one subject.	
	Upon arrival, Officer Siracuse and Officer J. Dean had a white male detained on the ground. I briefly spoke with the victim of a battery Michael Moffit, who identified the subject in custody as the person who struck him. The suspect was later identified as Matthew Murphy. While speaking with Moffit, I observed Murphy was unconscious and Officer Siracuse and other officers were rendering aid.	
	I assisted with the investigation photographing the victim's injuries and handing out witness statements. Care Ambulance Service responded to the scene and took over care of Murphy.	
	At approximately 0550 hours, Sergeant Jewell requested I return to 330 Duval Street where the incident occurred and photograph the scene. I photographed the scene as it was left from the earlier incident.	
	330 Duval Street is a Store front for the "Flirt" store. The store faces east onto Duval Street. The sidewalk and store front has three levels the concrete sidewalk, a step up to brick pavers, and approximately three wooden steps to the front door of the store. The incident occurred on the concrete sidewalk near the south east section of the store.	
	The scene as I photographed it had some blood still on scene from Murphy mixed with a disinfectant and plastic left on scene from by Care Ambulance Service when they treated Murphy.	
	The north east portion of the store front has a white concrete wall approximately three feet high that is part of the adjacent property. I checked for potential latent evidence (Blood, hair, fibers) on the wall that would indicate the subject struck the wall when he fell. I did not locate any evidence indicating the subject struck the wall when he fell. I attempted to locate any latent evidence on the bricks away from where the subject was treated that may indicate he was injured when he fell onto the brick landing of the store front. I located several red paint chips but nothing consistent bodily fluids.	
	I left 330 Duval Street and responded to the Lower Keys Medical Center Emergency Room. I photographed Murphy as I found him. Murphy was inside the emergency room and was unconscious. Murphy was being treated in exam room B. I photographed Murphy as I found him at the Emergency Room. Murphy did not have any lacerations, bruising or swelling about the head or face and I was advised by the Emergency Room staff he had no visible exterior injuries.	
	As I was leaving the Emergency Room Murphy was being prepared to be air lifted to Miami for further treatment.	
I turned the photographs I took of the Victim, Scene and at the Emergency Room into the Key West Police Department Property and Evidence Section as evidence.		
End of Narrative: 1		

Reporting Officer OFC JIMMY VALDES (2961)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT GARFIELD E WILLIAMS (1748)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/16/2011 12:31

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Key West Police Department

Report 04/16/2011 05:00

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Case # - 01-11-002065

I N C I D E N T	Case #	Report	Occurred From	Occurred To	Report Type
	01-11-002065	04/16/2011 05:00	04/16/2011 03:35	04/16/2011 03:40	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	BATTERY/AGG BATTERY OFFENSE		OTHER	04/16/2011	04/16/2011 04:45
	Common Name				
	WENDYS (DUVAL) - 335 DUVAL ST Apt. .A KEYWEST, FL 33040 (MONROE County)				
Day of Week : SATURDAY			Beat Assignment : 1		
Responded : 04/16/2011 03:41			Alcohol Related : Yes		
Arrived : 04/16/2011 03:42			Drug Related : Unknown		
Map Reference : 1032XX1XO			Total Damaged Property Value : \$0.00		
Location Type : HIGHWAY/ROADWAY			Total Stolen Property Value : \$0.00		
Beat Assignment : 1			Total Recovered Property Value : \$0.00		

P E R S O N 1	Person Type	Business/Person Name			Business Phone
	PERSON REPORTING	SHERRY BRYE			(305) 294-5531
	Home Phone	Person Address			
	Other Phone	Employer Address			
		5900 COLLEGE RD KEY WEST FL 33040 ,MONROE County			
	Race	Sex	SSN	DL Exp. Date	DL Number
	WHITE	Female			
	Birth Date	Birth Place			
Adult/Juvenile : ADULT			Body Marks:		
Employer : LOWER KEYS MEDICAL CENTER					
End of Person: 1					

P E R S O N 2	Person Type	Business/Person Name			Business Phone
	OWNER OF PROPERTY	MARIE KERTONNE ANNULYSSE			
	Home Phone	Person Address			
		320 ANGELA ST Apt. 5A KEY WEST FL 33040			
	Other Phone	Employer Address			
	Race	Sex	SSN	DL Exp. Date	DL Number
	BLACK	Female		08/27/2018	A542551878070
	Birth Date	Birth Place			
08/27/1987					
Age : 23			Min. Height : 5'01"		
DL State : FL			Adult/Juvenile : ADULT		
DL Country : UNITED STATES			Body Marks:		
End of Person: 2					

P R O P E R T Y 1	Category	Property Type	Make	Model	
	EVIDENCE/SEIZED	DRIVER S LICENSE			
	Serial #	Color	Description	Condition	
			FL DL		
	UCR Type : MISCELLANEOUS			Recovery Location : 5900 College RD KEY WEST FL 33040	
	Quantity/Weight : 1			Recovered By : Ofc. G. Celcer	
Value : \$1.00			Recovery Date and Time : 04/16/2011 08:15		
State Number : A542551878070			Recovery Value : \$1.00		
Recovery Location : Lower Keys Medical Center					
End of Property: 1					

Reporting Officer	Department	Report Status:
GARY G CELCER (2695)	KEY WEST POLICE DEPARTMENT	Approved
Supervising Officer		Date/Time
Verifying Officer	Department	Date / Time
SGT GARFIELD E WILLIAMS (1748)	KEY WEST POLICE DEPARTMENT	04/16/2011 10:49

Key West Police Department

Report 04/16/2011 05:00

Incident Report

Case # 01-11-002065

P R O P E R T Y 2	Category EVIDENCE/SEIZED	Property Type CREDIT CARD/NON-NEGOTIABL	Make	Model
	Serial #	Color	Description Keys Federal Credit Union ATM	Condition
	UCR Type : MISCELLANEOUS Quantity/Weight : 1 Value : \$1.00 Recovery Location : Lower Keys Medical Center		Recovery Location : 5900 College RD KEY WEST FL 33040 Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 2			

P R O P E R T Y 3	Category EVIDENCE/SEIZED	Property Type PURSE	Make Coach	Model
	Serial #	Color BROWN	Description Change purse	Condition
	UCR Type : MISCELLANEOUS Quantity/Weight : 1 Value : \$1.00 Recovery Location : Lower Keys Medical Center		Recovery Location : 5900 College RD KEY WEST FL 33040 Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 3			

P R O P E R T Y 4	Category EVIDENCE/SEIZED	Property Type MISCELLANEOUS	Make	Model
	Serial #	Color	Description Chap stick	Condition
	UCR Type : MISCELLANEOUS Quantity/Weight : 1 Value : \$1.00 Recovery Location : Lower Keys Medical Center		Recovery Location : 5900 College RD KEY WEST FL 33040 Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 4			

P R O P E R T Y 5	Category EVIDENCE/SEIZED	Property Type KEYS	Make	Model
	Serial #	Color	Description 3 keys and FOB	Condition
	UCR Type : MISCELLANEOUS Value : \$1.00 Recovery Location : Lower Keys Medical Center Recovery Location : 5900 College RD KEY WEST FL 33040		Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 5			

P R O P E R T Y 6	Category EVIDENCE/SEIZED	Property Type CELLULAR PHONE	Make LG	Model
	Serial # 012KPJP0139236	Color BLACK	Description	Condition
	UCR Type : MISCELLANEOUS Quantity/Weight : 1 Value : \$1.00 Recovery Location : Lower Keys Medical Center		Recovery Location : 5900 College RD KEY WEST FL 33040 Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 6			

Reporting Officer GARY G CELCER (2695)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT GARFIELD E WILLIAMS (1748)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/16/2011 10:49

Key West Police Department

Report 04/16/2011 05:00

Incident Report

Case # 31-11-002055

P R O P E R T Y 7	Category EVIDENCE/SEIZED	Property Type DIGITAL DISK	Make	Model
	Serial #	Color	Description CD w/ Photos	Condition
	UCR Type : MISCELLANEOUS Quantity/Weight : 1 Value : \$1.00 Recovery Location : Lower Keys Medical Center		Recovery Location : 5900 College RD KEY WEST FL 33040 Recovered By : Ofc. G. Celcer Recovery Date and Time : 04/16/2011 08:15 Recovery Value : \$1.00	
	End of Property: 7			

N A R R A T I V E 1	Topic SUPPLEMENTAL
	On Saturday, April 16, 2011, at approximately 0815 hrs., I met with Ms. Brye at Lower Keys Medical Center Emergency Room reference the above listed property was found on Mr. Murphy while in the care of the staff a the ER. Ms. Brye is the nursing supervisor for the hospital. I took possession of the property and completed a property receipt. I took digital photos of the property. I placed the property and disk with digital photos into property as evidence.
End of Narrative: 1	

Reporting Officer GARY G CELCER (2695)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT GARFIELD E WILLIAMS (1748)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/16/2011 10:49

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Key West Police Department

Report 04/16/2011 12:15

Incident Report

Case # 01-11-002065

I N C I D E N T	Case #	Report	Occurred From	Occurred To	Report Type
	01-11-002065	04/16/2011 12:15	04/16/2011 12:00	04/16/2011 12:00	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	BATTERY/AGG BATTERY OFFENSE		OTHER	04/16/2011	04/16/2011 14:30
	Common Name				
WENDYS (DUVAL) - 335 DUVAL ST Apt. A KEYWEST, FL 33040 (MONROE County)					
Day of Week : SATURDAY					
Dispatched : 04/16/2011 12:00					
Responded : 04/16/2011 12:00					
Arrived : 04/16/2011 12:00					
Map Reference : 1032XX1XO					
Location Type : HIGHWAY/ROADWAY					
Beat Assignment : 1					
Alcohol Related : Yes					
Drug Related : Unknown					
Total Damaged Property Value : \$0.00					
Total Stolen Property Value : \$0.00					
Total Recovered Property Value : \$0.00					

P E R S O N 1	Person Type	Business/Person Name			Business Phone
	WITNESS	MARIE KERTONNE ANNULYSSE			
	Home Phone	Person Address			
	(305) 923-1894	320 ANGELA ST Apt. 5A KEY WEST FL 33040			
	Other Phone	Employer Address			
	(305) 834-0582				
	Race	Sex	DL Exp. Date	DL Number	
	BLACK	Female	08/27/2018	A542-551-87-807-0	
	Birth Date	Birth Place			
	08/27/1987	HAITI			
Age : 23					
Occupation : UNK					
DL State : FL					
DL Country : UNITED STATES					
Ethnic Origin : NON-HISPANIC					
Min. Height : 5'01"					
Min. Weight : 154 lbs					
Adult/Juvenile : ADULT					
Employer : UNK					
Coat : NONE					
Hat : NONE					
Shirt : PINK					
Pants : BLACK					
Shoes : FLIP FLOPS					
Hair Color : BLACK					
Hair Length : SHORT					
Hair Style : AFRO					
Facial Hair : NONE					
Teeth : OTHER					
Eye Color : BROWN					
Build : MEDIUM/AVERAGE					
Complexion : DARK					
Glasses : No					
Hand Use : RIGHT HANDED					
Caution : N/A					
Religion : UNKNOWN					
Marital Status : UNKNOWN					
Speech : ACCENT					
Residency Type : CITY					
Residency Status : FULL YEAR					
Citizenship : UNITED STATES					
Weapon Held : N/A					
Body Marks:					
End of Person: 1					

N A R R A T I V E 1	Topic	SUPPLEMENTAL
	On Saturday, April 16, 2011 at approximately 1200 hours Marie Annulyse came to KWPD station to complete a sworn written statement. I, Ofc. Lohman, witnessed her sign and swear to her statement as true to the best of her knowledge and belief.	
End of Narrative: 1		

Reporting Officer	Department	Report Status:
JENNIFER L LOHMAN (3379)	KEY WEST POLICE DEPARTMENT	Approved
Supervising Officer		Date/Time
Verifying Officer	Department	Date / Time
SGT GARFIELD E WILLIAMS (1748)	KEY WEST POLICE DEPARTMENT	04/16/2011 16:34

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OFFICE OF THE CHIEF OF POLICE
KEY WEST, FLORIDA

INCIDENT #	11-2065
DATE	4/16/11

STATEMENT FORM

NAME Marie Kertonne Annulyse DOB 8/27/87
FIRST MIDDLE LAST

ADDRESS 320 Angela St Apt 5A Keywest FL 33040 SSN: 594-45-51
STREET CITY STATE ZIP

BUSINESS ADDRESS _____
STREET CITY STATE ZIP

TELEPHONE (305) 923-1894 () _____ (305) 834-0582 DOB: B/F
HOME BUSINESS OTHER Haita

PLEASE PRINT LEGIBLY

I hereby state the following:

Matthew Murphy and I was walking home. walking ~~was~~ on dual and a ~~an~~ older couple started saying Racial Slur such as Negga Lover and other words Matt started talking back asking him what he ^{was} saying words got exchange from Matt & other guy next thing I know Matt was on the floor Been Tazers and off the officer told me to back up Repeatedly ..

I have read each page of this statement consisting of 1 page(s) and swear or affirm that it is true to the best of my knowledge or belief

Marie Annulyse
 Signed _____
Jenny Johnson / 3379
 Notary Public/Or Officer-Authorized To Administer An Oath

4/16/2011
 Date _____
4/16/2011
 Date _____

Key West Police Department

Report 04/16/2011 04:28

Incident Report

Cas# 01-11-002065

I N C I D E N T	Case #	Report	Occurred From	Occurred To	Report Type
	01-11-002065	04/16/2011 04:28	04/16/2011 03:40	04/16/2011 03:43	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	BATTERY/AGG BATTERY OFFENSE		CLEARED BY ARREST	04/18/2011	04/16/2011 04:10
	Common Name				
	330 DUVAL ST KEY WEST, FL 33040 (MONROE County)				
	Day of Week : SATURDAY		Alcohol Related : Yes		
	Dispatched : 04/16/2011 03:41		Drug Related : Unknown		
	Responded : 04/16/2011 03:41		Total Damaged Property Value : \$0.00		
	Arrived : 04/16/2011 03:42		Total Stolen Property Value : \$0.00		
	Location Type : HIGHWAY/ROADWAY		Total Recovered Property Value : \$0.00		
	Beat Assignment : 1				

N A R R A T I V E	Topic	ORIGINAL
	1 On April 16, 2011, at 0342 hours, I, Officer J. Dean, responded on foot to 330 Duval St, in reference to a verbal argument. Officer M. Siracuse arrived shortly before me.	
	As I was approaching the scene, I observed a crowd of people gathered on the sidewalk in front of 330 Duval St. I saw Officer Siracuse standing in the street approximately ten feet away from the crowd. The crowd appeared to be calming down. As I was approaching, I saw Officer Siracuse standing with the suspect, later identified as Mathew Murphy, and the victim, later identified as Jason Moffet. I saw Murphy punch Moffet in the head. I lost sight of Moffet, after he had been struck by Murphy. Immediately after striking Moffet, Murphy tensed up and fell out of view. I realized Officer Siracuse had used his TASER on Murphy. My view of the incident had been partially obstructed by the crowd.	
	I arrived at Murphy's location seconds after Officer Siracuse had used his TASER. Officer Siracuse was instructing Murphy to put his hands behind his back. Murphy was yelling something, but I could not understand him. It appeared that Murphy was yelling at Moffet. I grabbed Murphy's arms and attempted to put his hands behind his back. I instructed Murphy to place his hands behind his back but he tightened his arms and tried to pull them away. I had to bend Murphy's wrist and lean on his arm to make him comply with my demand to put his hands behind his back. I was eventually able to place Murphy into handcuffs.	
	After handcuffing Murphy, I removed the probes. Murphy had minor bleeding from the probe wound on his arm. I inspected the probes and they appeared to be intact. I placed the probes into the TASER cartridge Officer Siracuse was holding. I left the cartridge and probes with Officer Siracuse.	
	Shortly after removing the probes, the suspect began to vomit. I rolled the suspect onto his left side so that he would not choke. After vomiting the suspect appeared to lose consciousness but was still breathing. Rescue was called and responded to the scene. While waiting for Rescue, Officer T. Stutz and I, monitored Murphy's breathing, which appeared normal. Murphy was snoring. Officer Stutz also applied pressure to Murphy's shoulder, which was still bleeding.	
	Sgt. Jewell arrived on scene and took photos of Murphy.	
	Rescue transported Murphy to Lower Keys Medical Center to be treated for his injuries. See Officer	

Reporting Officer	Department	Report Status:
JEFFREY W. JR DEAN (3386)	KEY WEST POLICE DEPARTMENT	Approved
Supervising Officer		Date/Time
Verifying Officer	Department	Date / Time
SGT AREAKA PATRICIA JEWELL (2616)	KEY WEST POLICE DEPARTMENT	04/18/2011 07:08

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Key West Police Department

Report 04/16/2011 04:28

Incident Report

Case #-01-11-002065

	Siracuse's Original report for further.
	End of Narrative: 1

Reporting Officer JEFFREY W. JR DEAN (3386)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Supervising Officer		Date/Time
Verifying Officer SGT AREAKA PATRICIA JEWELL (2616)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/18/2011 07:08

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KEY WEST POLICE DEPARTMENT
Key West, FL

PROPERTY RECEIPT

Check ONLY ONE :	<input checked="" type="checkbox"/> Trial Evidence	<input type="checkbox"/> Lab Evidence	<input type="checkbox"/> Found Property
<input type="checkbox"/> Prisoner Property	<input type="checkbox"/> Safekeeping (Return)	<input type="checkbox"/> Stolen/Recovered	<input type="checkbox"/> For Destruction

CASE NUMBER: 11-2065	DATE/TIME IMPOUNDED: 4/16/2011 0500	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: 330 Duval St.	TYPE OF CASE: BATTERY	
		<input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor
CODES:	S = SUSPECT	A = ARRESTEE
	V = VICTIM	O = OWNER
		R = REPORTING PERSON

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
A	Murphy, Matthew John	W	M	7/20/1983	1213 14th St Lot 45, Key West	

ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)
1	1	TASER CAM RECORDING

HOLD REQUESTED - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?	NCIC CHECK?
<input checked="" type="checkbox"/> YES <i>Evidence</i> <input type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)		I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.	
Signature (x):		Impounding Officer (x) <i>[Signature]</i>	
Employee ID# 3366			
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	

WHITE COPY - Person surrendering property

YELLOW COPY - Property Division

PINK COPY - Records

BLUE COPY - Officer's Copy

KEY WEST POLICE DEPARTMENT

Key West, FL


PROPERTY RECEIPT

Check ONLY ONE:	<input checked="" type="radio"/> Trial Evidence	<input type="radio"/> Lab Evidence	<input type="radio"/> Found Property
<input type="radio"/> Prisoner Property	<input type="radio"/> Safekeeping (Return)	<input type="radio"/> Stolen/Recovered	<input type="radio"/> For Destruction

CASE NUMBER: 11-2665	DATE/TIME IMPOUNDED: 4/16/2011 0800	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: 330 Duval St.	TYPE OF CASE: Battery	
<input type="radio"/> Felony		<input checked="" type="radio"/> Misdemeanor
CODES:	S = SUSPECT	A = ARRESTEE
	V = VICTIM	O = OWNER
		R = REPORTING PERSON

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
A	Murphy, Matthew Shaun	W	M	7/20/80	1213 14th St Lot 45 Key West	

ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)
2	1	Spent taser cartridge
3	3	Taser Aphids
4	1	CD w/ scene photos

<u>HOLD REQUESTED</u> - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?		NCIC CHECK?	
<input checked="" type="radio"/> YES <u>evidence</u>		<input type="radio"/> NO		<input checked="" type="radio"/> YES <input type="radio"/> NO	
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)		I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.			
Signature (x):		Impounding Officer (x) 			
		Employee ID# 5366			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			

WHITE COPY - Person surrendering property

YELLOW COPY - Property Division

PINK COPY - Records

BLUE COPY - Officer's Copy

KEY WEST POLICE DEPARTMENT

Key West, FL

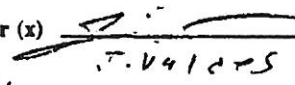
PROPERTY RECEIPT

Check ONLY ONE: ☐ Trial Evidence ☐ Lab Evidence ☐ Found Property
☐ Prisoner Property ☐ Safekeeping (Return) ☐ Stolen/Recovered ☐ For Destruction

CASE NUMBER: 11-2065	DATE/TIME IMPOUNDED: 4/16/11 0445	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: 330 Duval Street	TYPE OF CASE: Battery	
<input type="radio"/> Felony <input type="radio"/> Misdemeanor		
CODES:	S = SUSPECT A = ARRESTEE	V = VICTIM O = OWNER R = REPORTING PERSON

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
S.	Murphy, Matthew					
V.	Moffet, Michael					

ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)
	1	ID of scene photos
	1	ID of photos of suspect from FR
	1	Photos of victim

HOLD REQUESTED - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?	NCIC CHECK?
O YES	Evidence	O YES	O YES
O NO		O NO	O NO
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)		I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.	
Signature (x):		Impounding Officer (x) 	
		Employee ID# 3411	
Received By:	Reason:	Date/Time Received:	
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Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	

WHITE COPY - Person surrendering property

YELLOW COPY - Property Division

PINK COPY - Records

BLUE COPY - Officer's Copy

KEY WEST POLICE DEPARTMENT
Key West, FL

PROPERTY RECEIPT

Check ONLY ONE :	<input checked="" type="checkbox"/> Trial Evidence	<input type="checkbox"/> Lab Evidence	<input type="checkbox"/> Found Property
<input type="checkbox"/> Prisoner Property	<input type="checkbox"/> Safekeeping (Return)	<input type="checkbox"/> Stolen/Recovered	<input type="checkbox"/> For Destruction

CASE NUMBER: <u>11-2065</u>	DATE/TIME IMPOUNDED: <u>04/16/2011 08:15</u>	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: <u>5900 College Rd</u> <u>Key West FL 34137</u>	TYPE OF CASE: <u>Battery</u>	
<input type="checkbox"/> Felony		<input type="checkbox"/> Misdemeanor
CODES:	S = SUSPECT A = ARRESTEE V = VICTIM O = OWNER R = REPORTING PERSON	

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
<u>R</u>	<u>Boyer, Henry</u>	<u>W</u>	<u>F</u>	<u>/</u>	<u>5900 College Rd</u>	<u>254-5531</u>

ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)
	<u>1</u>	<u>CD with digital photos</u>

HOLD REQUESTED - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?		NCIC CHECK?	
<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)			I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.		
Signature (x):			Impounding Officer (x) <u>[Signature]</u> Employee ID# <u>2695</u>		
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			
Received By:	Reason:	Date/Time Received:			

WHITE COPY - Person surrendering property

YELLOW COPY - Property Division

PINK COPY - Records

BLUE COPY - Officer's Copy

KEY WEST POLICE DEPARTMENT
Key West, FL

PROPERTY RECEIPT

Check <u>ONLY ONE</u> :	<input checked="" type="checkbox"/> Trial Evidence	<input type="checkbox"/> Lab Evidence	<input type="checkbox"/> Found Property
<input type="checkbox"/> Prisoner Property	<input type="checkbox"/> Safekeeping (Return)	<input type="checkbox"/> Stolen/Recovered	<input type="checkbox"/> For Destruction

CASE NUMBER: <u>11-2065</u>	DATE/TIME IMPOUNDED: <u>04/14/2011 0815</u>	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: <u>5900 College Rd</u> <u>Key West FL LKMC</u>	TYPE OF CASE: <u>Battery</u>	
<input type="checkbox"/> Felony		<input type="checkbox"/> Misdemeanor
CODES:	S = SUSPECT	A = ARRESTEE
	V = VICTIM	O = OWNER
		R = REPORTING PERSON

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
<u>R</u>	<u>Boye, Sherry</u>	<u>W</u>	<u>F</u>	<u>—</u>	<u>5900 College Rd</u>	<u>294-5531</u>

ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)
	<u>1</u>	<u>FL DL A542-551-87-807-0</u>
	<u>1</u>	<u>Keys Federal VISIT/DEPT 5381</u>
	<u>1</u>	<u>Brown Coach Change Purse</u>
	<u>1</u>	<u>tube chop stick</u>

HOLD REQUESTED - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?	NCIC CHECK?
<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)		I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.	
Signature (x): <u>SBoye RNC</u>		Impounding Officer (x) <u>[Signature]</u>	
		Employee ID# <u>2695</u>	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	
Received By:	Reason:	Date/Time Received:	

WHITE COPY - Person surrendering property YELLOW COPY - Property Division PINK COPY - Records BLUE COPY - Officer's Copy

KEY WEST POLICE DEPARTMENT

Key West, FL

PROPERTY RECEIPT

Check ONLY ONE:	<input checked="" type="checkbox"/> Trial Evidence	<input type="checkbox"/> Lab Evidence	<input type="checkbox"/> Found Property
<input type="checkbox"/> Prisoner Property	<input type="checkbox"/> Safekeeping (Return)	<input type="checkbox"/> Stolen/Recovered	<input type="checkbox"/> For Destruction

CASE NUMBER: <u>11-2065</u>	DATE/TIME IMPOUNDED: <u>04/14/2011 0815</u>	BIN NUMBER (ECO use only):
EXACT ADDRESS WHERE PROPERTY WAS IMPOUNDED: <u>5900 College Rd Key West FL Lkmc</u>	TYPE OF CASE: <u>Battery</u>	
<input type="checkbox"/> Felony		<input type="checkbox"/> Misdemeanor
CODES:	S = SUSPECT	A = ARRESTEE
	V = VICTIM	O = OWNER
		R = REPORTING PERSON

CODE	NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DOB	ADDRESS	PHONE
<u>R</u>	<u>Boye, Sherry</u>	<u>W</u>	<u>F</u>	<u>—</u>	<u>5900 College Rd</u>	<u>294-5531</u>
ITEM #	QUANTITY/WEIGHT/COUNT	DESCRIPTION (including identifying marks, serial number, color, etc.)				
	<u>1</u>	<u>Key Ring with 3 Keys & 1 FOIB</u>				
	<u>1</u>	<u>Metro PCS LG Phone S/N 012KJP0139236</u>				

HOLD REQUESTED - REQUESTING PERSON/PURPOSE:		FORFEITURE/SEIZED?		NCIC CHECK?	
<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. (Please read the information on the back of this sheet for an explanation of your rights according to law.)		I hereby acknowledge that the above represents all property impounded by me in the official performance of my duty as a Key West Police Officer.			
Signature (x): <u>Sharon Boye nmc</u>		Impounding Officer (x) <u>Sherry Cohen</u>			
Received By:		Reason:		Date/Time Received:	
Received By:		Reason:		Date/Time Received:	
Received By: <u>Boye, Sherry</u>		Reason:		Date/Time Received:	
Received By:		Reason:		Date/Time Received:	
Received By:		Reason:		Date/Time Received:	

WHITE COPY - Person surrendering property

YELLOW COPY - Property Division

PINK COPY - Records

BLUE COPY - Officer's Copy

IN THE CIRCUIT / COUNTY COURT, 16TH JUDICIAL CIRCUIT,
IN AND FOR THE COUNTY OF MONROE, FLORIDA

John W. ...
4/26/11

STATE OF FLORIDA

Originating agency: Key West Police Department

Originating agency Case Number: 11-2065

VS

Warrant No. _____

MATTHEW SHAUN MURPHY

11mm952k

WARRANT FOR ARREST

WHEREAS, complaint on oath and in writing, supported by affidavit of a credible witness, or witnesses, has this day been made before the undersigned Judge *Pearcy Fowler*, in and for Monroe County, Florida, and WHEREAS, said facts made known to me and considered by me have caused me to certify and find that the facts set forth in said affidavit show and constitute probable cause for the issuance of this warrant and the Court being satisfied of the existence of said grounds set forth in the affidavit and that the laws of the State of Florida have been violated. Based on a finding of probable cause, you are commanded to arrest the above-named defendant and bring the defendant without unnecessary delay before this court to answer to the charge(s) of:

1. BATTERY contrary to Section(s) 784.03(1)(A)(1) of FLORIDA STATUTES.

GIVEN UNDER MY HAND AND SEAL THIS *26th* DAY OF *April* 2011

JUDGE: *Pearcy Fowler*

BOND: CHARGE 1: \$ *5,000.00*

no contact w/ Jason Michael Murphy

Description of defendant:

NAME: MATTHEW SHAUN MURPHY

DATE OF BIRTH: 07/20/1983

RACE: W

SEX: M

HEIGHT: 6'02"

WEIGHT: 190 LBS

EYE COLOR: BLUE

HAIR COLOR: BLOND

SS#: 234-35-2902

FL. ID#: M610557832600

LAST KNOWN ADDRESS: 1213 14TH STREET LOT #45

Extradition Information:

The State will extradite the defendant:

- ☐ From any contiguous state
- ☐ From anywhere in the continental United States
- ☐ From any other State
- ☐ From anywhere

✓ State of Florida only and 4/26/11

ARREST AFFIDAVIT

11mm952K

1. BATTERY IN VIOLATION OF FLORIDA STATUTE 784.03(1)(A)(1).

IN THE CIRCUIT / COUNTY COURT, 16TH JUDICIAL CIRCUIT, COUNTY OF MONROE,
FLORIDA

STATE OF FLORIDA VS: MATTHEW SHAUN MURPHY.

CASE #: 11-2065
DATE OF BIRTH: 07/20/1983
RACE: W
SEX: M
HEIGHT: 6'02"
WEIGHT: 190 LBS
EYE COLOR: BLUE
HAIR COLOR: BLOND
SS#: 234-35-2902
FL. ID#: M610557832600

In the name of the State of Florida, to all singular the sheriffs of the State of Florida, Officer Mark Siracuse of the Key West Police Department has this day made oath that on the 16th of April 2011, in the county aforesaid, one: **Matthew Shaun Murphy** did then and there:

On 4/16/2011, at approximately 0340 hours, I (Officer M. Siracuse) responded to the area of 330 Duval Street, Monroe County, Key West, Florida reference a verbal disturbance.

I responded on my patrol bicycle, wearing a full bicycle uniform, consisting of a blue uniform shirt with patches, badge, blue shorts and a gun belt. As I approached the area from the north, I saw two white males standing on the sidewalk located on the west side of Duval Street. One young white male, later identified as Matthew Shaun Murphy, was facing another older white male, later identified as Jason Michael Moffet. Murphy was facing Moffet, yelling at him. Moffet was turned sideways, with his head down, in a more defensive manner, not confronting Murphy. Murphy had his shirt off and had taken an aggressive stance with his shoulders back and chest out. Murphy was standing only a few inches from Moffet and looking down on him. Murphy is 6'2, about 200 lbs, and Moffet is only 5'8, 150 lbs. Murphy had a muscular build.

I approached the two males from the direction Murphy was facing. I identified myself saying, "Key West Police," and I heard someone yell, "Police are here." I drew my TASER from its holster and pointed it at Murphy. I pointed the TASER at Murphy's right shoulder, avoiding his head and neck. Murphy ignored the light and laser of the TASER. Murphy raised his right hand making a fist, reached back, and punched Moffet in the face. Moffet's mouth immediately began bleeding and Moffet crouched in pain. Murphy reached back again, as if to strike Moffet for a second time. Fearing further injury to Moffet, I deployed my TASER, striking Murphy with both probes. One probe hit Murphy's right shoulder and the second hit his upper left leg. Murphy fell backwards on the ground. When the TASER finished cycling, I instructed Murphy to place his hands behind his back or he would be tased again. Officer J. Dean arrived on scene to assist. Murphy sat up and began arguing with Officer Dean and me. Murphy refused to comply with my orders and would not place his hands behind his back. As Officer Dean and I attempted to handcuff Murphy, he pulled away and tensed his arms in an attempt to keep us from handcuffing him. I gave Murphy loud, repetitive verbal commands, telling him to place his hands behind his

**ARREST AFFIDAVIT
(CONTINUED)**

back. While telling Murphy to put his hands behind his back, I was attempting to pull his left hand out from in front of him and place it behind his back.

Officer Dean and I struggled with Murphy for a short time before we were able to handcuff him. Once Murphy was handcuffed, I immediately called for KWPD Communications to send Rescue and my supervisor to the scene. Officer J. Dean removed the TASER probes from Murphy. Murphy laid back on the sidewalk and lost consciousness. Rescue was advised to expedite due to Murphy's condition.

Murphy began bleeding from the nose and vomited a small amount on the sidewalk. Officer T. Stutz, D. Hall, J. Valdes and Sgt. A. Jewell arrived on scene. Myself and other officers placed Murphy on his left side in a recovery position, to prevent him from choking on his vomit or blood. Key West MED 1 arrived on scene and took over treatment of Murphy.

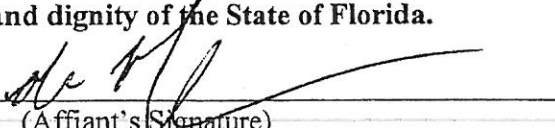
I met with the victim, Jason Michael Moffet. Moffet said Murphy was with a black female, who left the scene upon the arrival of the Police. Moffet said Murphy began yelling at Moffet's wife, Beverly Anderson. Moffet said they were arguing about someone saying the word, "nigger." Moffet said he got between Murphy and Anderson. Moffet said Murphy struck him in the face just before being tased by police. Moffet said he was trying to find a hotel room for him and Anderson to stay for the night, when the incident took place. Moffet was extremely upset and said he wanted to press charges. Moffet had a split upper lip, and swelling to his mouth. Moffet said he did not need medical attention.

Officers on scene gathered sworn, written witness statements from witnesses who saw the incident. The first witness, Jennifer Renee Sprouse, stated the man with no shirt and jeans (Murphy) had a verbal altercation with the man with a ponytail (Moffet) and his wife. Sprouse stated Murphy then punched Moffet in the face. Sprouse said she was on the phone with 911, when she saw Murphy fall to the ground.

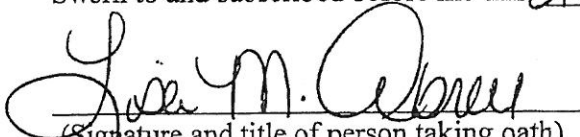
A second witness, Tammy Lynn Rotenberry, stated she saw the aggressor (Murphy) verbally assaulting a couple on the sidewalk. Rotenberry said Murphy was threatening to, "Kick his ass," and kept calling the couple, "crack heads." Rotenberry said Moffet told Murphy to go back to the mainland and leave the locals alone. Rotenberry said Murphy ripped off his tank top and rushed Moffet. Rotenberry said this is when police arrived on scene and tased Murphy.

I met with Moffet's wife, Beverly Anderson. Anderson said she was sitting on the sidewalk with Moffet and their dog. Anderson said they began arguing with Murphy, a black female, and three black males. Anderson said someone struck their dog, and the argument continued to escalate, until it became physical.

The suspect did knowingly and intentionally strike Jason Moffett with his right fist, committing the offense of battery, contrary to the Florida Statute in such cases made and provided, and against the peace and dignity of the State of Florida.


(Affiant's Signature)

Sworn to and subscribed before me this 26 day of April, 2011


(Signature and title of person taking oath)

Investigation Time: 3 hrs.



Response to Resistance Report

Key West Police Department

Case No:

11-2065

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)

2. Date: 4/16/11 3. Time: 04:51 4. Location: 330 Duval St 5. Incident type: Battery

6. Resistance Level 7. Explanation 8. Response Option 9. Explanation

- | | | | |
|---|----------------|---|-------|
| <input type="checkbox"/> Passive: | | <input type="checkbox"/> Physical Control | |
| <input checked="" type="checkbox"/> Active: | Punched victim | <input checked="" type="checkbox"/> Non-lethal Weapon | TASER |
| <input type="checkbox"/> Aggressive: | | <input type="checkbox"/> Deadly Force | |
| <input type="checkbox"/> Deadly Force: | | | |

10. Description of Incident: (If additional space is needed, continue in section 51 or use separate page if needed)

On Saturday, April 16, 2011, at approximately 0341 hours, a call came out for a Verbal Disturbance across from Wendy's at 335 Duval Street. Officer Jeffrey Dean indicated he would be responded on foot from Caroline and Duval Street. Officer Mark Siracuse, on bicycle patrol, also said he would respond.

Officers Siracuse was first to arrive on scene, and then Officer Dean, moments after. Officer Siracuse observed two white males verbally arguing with each other. Officer Siracuse, identified himself as the Key West Police and drew his TASER from the holster and pointed at one male subject, later identified as Matthew Shaun Murphy, who Siracuse identified as the primary aggressor. Officers then saw Murphy strike the other male subject, later identified as Jason Michael Moffet, in the face with a closed fist.

11. Last Name: Murphy 12. First: Matthew 13. Race: W 14. Sex: M

15. DOB: 07/20/1983 16. Height: 6'2" 17. Weight: 200

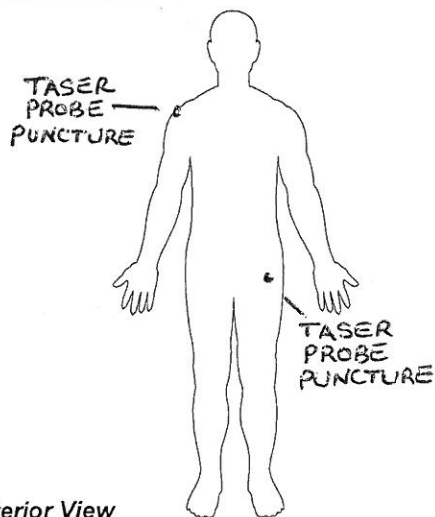
18. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 5. If "YES", complete sections 19-23

19. Appeared to be: ☒ Intoxicated ☐ Under the influence of controlled substance ☐ Emotionally / mentally disturbed

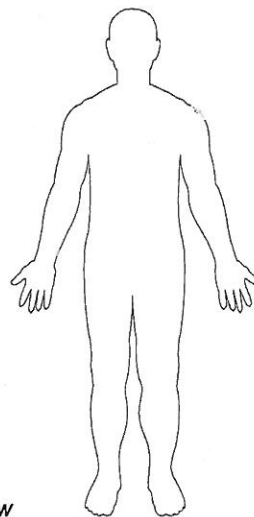
20. Injuries: ☐ No ☒ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 23)

21. Photographed: ☐ No ☒ Yes 22. Treated: ☐ No ☒ Yes By: ☒ EMT/Paramedic on scene ☒ Hospital ☐ Detention

SUBJECT



23. Anterior View



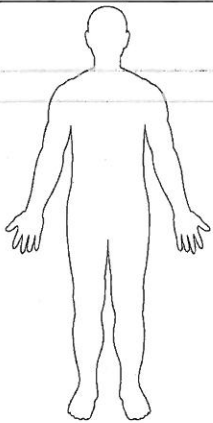
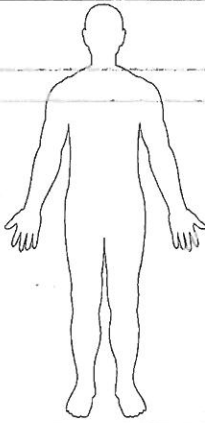
Posterior View

Response to Resistance Report (continued)

Key West Police Department

Case No:

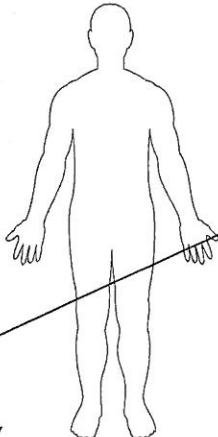
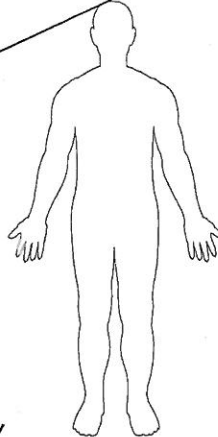
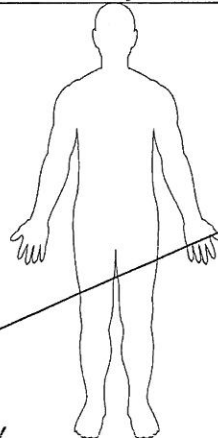
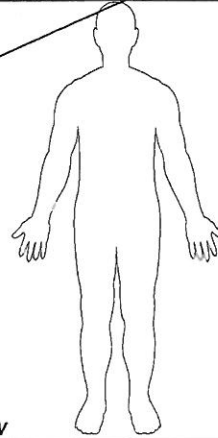
11-2065

OFFICER	24. Officer: Mark Siracuse		25. Race: W	26. Sex: M	27. Age: 24
	28. Duty Status: <input checked="" type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment		<input checked="" type="checkbox"/> Uniformed	<input type="checkbox"/> Plain clothes	29. Yrs Exp: 1
	30. Injuries: <input checked="" type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 33)				
	31. Photographed: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes 32. Treated: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital				
33. Response option used by this officer: TASER 35 (If TASER®, also reference line number from TASER® section)					
OFFICER					
	34. Anterior View		Posterior View		
TASER USE ONLY	35. TASER® device serial # X00-474988		36. TASER® device serial #		
	TASER®Cam serial # V08-007240		TASER®Cam serial #		
	Cartridge 1 serial # C4100MEV2		Cartridge 1 serial #		
	Cartridge 2 serial # N/A		Cartridge 2 serial #		
	Number of cycles: 1		Number of cycles:		
	Type of contact: <input checked="" type="checkbox"/> Probe <input type="checkbox"/> CODS <input type="checkbox"/> Drive Stun		Type of contact: <input type="checkbox"/> Probe <input type="checkbox"/> CODS <input type="checkbox"/> Drive Stun		
	Did probes penetrate skin: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No		
	Target distance at probe launch: 10 feet		Target distance at probe launch:		
	Distance between probes: 24 inches		Distance between probes:		
	Probes removed by (name): Ofc. J. Dean		Probes removed by (name):		
Device downloaded by: Sgt. A. Jewell		Device downloaded by:			
<input type="checkbox"/> 37. Check and list any additional TASER® devices, cartridges or details in the incident description section.					
SUPERVISOR'S INQUIRY	38. Notified Date: 4/16/11		39. Time: 03:46		
	40. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why in section 10)				
	41. Did you meet with the Officer: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why in section 10)				
	42. Were you able to locate any independent witnesses: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)				
	Name	Address		Phone Number	
Jennifer Sprouse	512 Catherine St., Apt. UP, Key West, FL 33040		515-490-0898		
43. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes					
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS					
44. Preparing Supervisor's Signature / ID				45. Date	
46. Did the review of this incident conclude that use of force was in compliance with Departmental policy? <input type="checkbox"/> No <input type="checkbox"/> Yes (If "No", complete section 49)					
47. Signature of Internal Affairs Inspector				48. Date	
49. If section 46 is "No" record the Professional Standards Control Number:				50. Date Entered:	

Response to Resistance Report (continued)

Key West Police Department

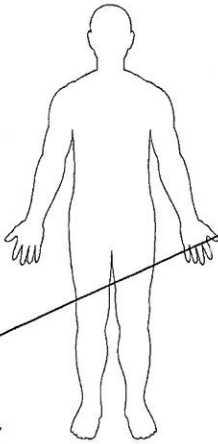
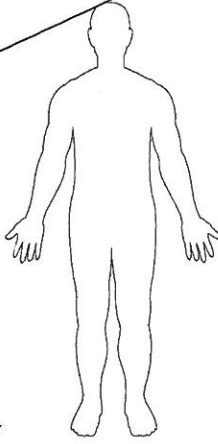
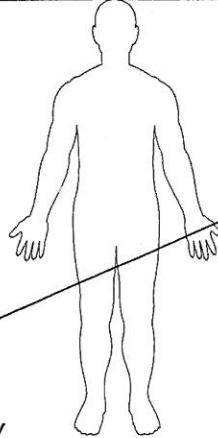
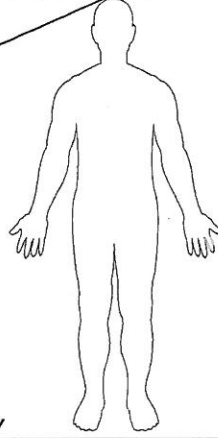
Case No: 11-2065

INCIDENT	
<p>51. Description (Section 10 continued):</p> <p>As Murphy was preparing to strike Moffet again, Officer Siracuse deployed his TASER device at Murphy from an approximate distance of 10 feet. The top probe penetrated Murphy's right shoulder and the bottom probe penetrated in the upper left thigh. Murphy was temporarily incapacitated by the effects of the TASER, during which time, Murphy fell backwards onto the ground. The TASER cycled for five seconds. Officer Siracuse gave Murphy verbal commands to roll onto his stomach and put his hands behind his back. Murphy picked his head up and looked directly at Officer Siracuse. Officer Siracuse continued to give Murphy verbal commands. Murphy then started to roll to his left side and his arms were still in front of his chest. Officers Siracuse and Dean physically pulled Murphy's arms out from under him and placed Murphy into handcuffs.</p>	
<hr/>	
OFFICER	<p>24. Officer: _____ 25. Race: _____ 26. Sex: _____ 27. Age: _____</p>
	<p>28. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 29. Yrs Exp: _____</p>
	<p>30. Injuries: <input type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 34)</p>
	<p>31. Photographed: <input type="checkbox"/> No <input type="checkbox"/> Yes 32. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital</p>
	<p>33. Response option used by this officer: (If TASER®, also reference line number from TASER® section)</p>
	<div><div><p>34. Anterior View</p></div><div><p>Posterior View</p></div></div>
OFFICER	<p>24. Officer: _____ 25. Race: _____ 26. Sex: _____ 27. Age: _____</p>
	<p>28. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 29. Yrs Exp: _____</p>
	<p>30. Injuries: <input type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 34)</p>
	<p>31. Photographed: <input type="checkbox"/> No <input type="checkbox"/> Yes 32. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital</p>
	<p>33. Response option used by this officer: (If TASER®, also reference line number from TASER® section)</p>
	<div><div><p>34. Anterior View</p></div><div><p>Posterior View</p></div></div>

Response to Resistance Report (continued)

Key West Police Department

Case No: 11-2065

INCIDENT	51. Description (Section 10 continued): Officers Stutz, Hall and Valdes arrived on scene to assist. Officer Siracuse advised over the radio, he had one subject tased and requested a supervisor and Rescue to respond to his location. Murphy lost consciousness moments later and Officer Siracuse requested Rescue expedite their response. Murphy began to bleed from the nose and vomited. Officer Stutz placed Murphy in a recovery position, ensuring his airway was not restricted and he was breathing. Rescue (Med 1) arrived on scene and took over the treatment of Murphy. I took photos of Murphy and the scene just prior to transport by Rescue. I interviewed and took a sworn written statement from an independent witness, Ms. Jennifer Sprouse. I downloaded the TASER Cam from Officer Siracuse's device. At the time of this report, Murphy was listed in critical condition at Ryder Trauma Center.	
OFFICER	24. Officer: _____ 25. Race: _____ 26. Sex: _____ 27. Age: _____ 28. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 29. Yrs Exp: _____ 30. Injuries: <input type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 34) 31. Photographed: <input type="checkbox"/> No <input type="checkbox"/> Yes 32. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital 33. Response option used by this officer: (If TASER®, also reference line number from TASER® section) _____	
	 34. Anterior View	 Posterior View
OFFICER	24. Officer: _____ 25. Race: _____ 26. Sex: _____ 27. Age: _____ 28. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 29. Yrs Exp: _____ 30. Injuries: <input type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 34) 31. Photographed: <input type="checkbox"/> No <input type="checkbox"/> Yes 32. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital 33. Response option used by this officer: (If TASER®, also reference line number from TASER® section) _____	
	 34. Anterior View	 Posterior View



TASER

PROTECT LIFE

Weapon Summary

Weapon Serial	X00-474988
Firing Count	335
Time change count	4
Video Incident Count	107
Downloaded By	Sergeant Areaka P Jewell
Department	Key West Police Department
First download date of firing record	3/1/2011 1:59:42 PM
Last download date of firing record	4/16/2011 5:58:09 AM
First download date of video record	3/1/2011 5:30:08 AM
Last download date of video record	4/16/2011 5:56:30 AM

Firings

Sequence	GMT Time	Local Time	Duration	Temp (C)	Batt Remaining
343	4/16/2011 7:44:36 AM	4/16/2011 3:44:36 AM	00:00:05	29 °C	78%

Time Changes

Sequence	GMT Time	Local Time	Type
1	5/14/2009 3:00:54 PM	5/14/2009 11:00:54 AM	FROM
2	5/14/2009 3:00:54 PM	5/14/2009 11:00:54 AM	TO
41	1/1/2000 12:00:25 AM	12/31/1999 7:00:25 PM	FROM
42	6/9/2009 4:33:05 PM	6/9/2009 12:33:05 PM	TO
43	6/9/2009 4:33:08 PM	6/9/2009 12:33:08 PM	FROM
44	6/9/2009 4:33:07 PM	6/9/2009 12:33:07 PM	TO
323	3/1/2011 7:11:28 PM	3/1/2011 2:11:28 PM	FROM
324	3/1/2011 6:59:25 PM	3/1/2011 1:59:25 PM	TO

Videos

TASER CAM Serial	Incident Start Time (GMT)	Incident Start Time (Local)	Duration
V08-007240	4/16/2011 7:44:31 AM	4/16/2011 3:44:31 AM	00:01:42

Donald Lee

From: Areaka Jewell
Sent: Saturday, April 16, 2011 9:08 AM
To: Donald Lee
Subject: 11-2065

11-2065 Battery 330 Duval Street, Flirt Two male subjects in a verbal altercation. Officers Siracuse and J. Dean are first on scene. Officer Siracuse give verbal commands to separate. In the presence of both officers, one male subject strikes the other with a closed fist in the jaw area. Officer Siracuse deployed his TASER device. Subject was incapacitated and fell back onto the ground. Officers gave verbal commands for him to roll onto his stomach and place his hands behind his back. The subject initially complied, but tensed his arms under himself, causing officer to physically pull his arms out to handcuff him. Officers requested Rescue respond. Subject was verbally responsive to officers initially, then went went unresponsive. Rescue responded and transported the subject to the ER where he was listed in critical condition. The subject was subsequently airlifted to Ryder Trauma center. Notifications were made to Lt. Vazquez and Capt. Smith. FDLE was notified by Capt. Smith. Photos were taken of scene, victim and suspect. TASER video was downloaded. All related reports were completed. Suspect's name is Matthew Shaun Murphy, DOB 7/20/1983, local address 1213 14th St., Lot 45 (Stadium Trailer Park).

--

Sergeant Areaka P. Jewell
Bravo Nights Watch Supervisor
Key West Police Department
(305) 809-1091

Donald Lee

From: Areaka Jewell
Sent: Saturday, April 16, 2011 12:13 PM
To: Donald Lee; Scott Smith; Alfredo Vazquez
Subject: 11-2065 Supervisor Incident Report
Attachments: 11-2065 Supervisor Incident.doc

Attached you will find a copy of my Supervisor Incident Report for the above referenced case. If you have any questions, I will be back in at work at 1800 tonight.

--

Sergeant Areaka P. Jewell
Bravo Nights Watch Supervisor
Key West Police Department
(305) 809-1091

Donald J. Lee, Jr.
Chief of Police



Key West POLICE DEPARTMENT

TO: Command Staff
FROM: Sergeant Areaka P. Jewell
DATE: 4/16/2011
RE: 11-2065 Supervisor Incident Report - Jewell

4/16/11 On Saturday, April 16, 2011, at approximately 0341 hours, a call came out for a
03:41 Verbal Disturbance across from Wendy's at 335 Duval Street. Officer Jeffrey Dean indicated he would be responded on foot from Caroline and Duval Street. Officer Mark Siracuse, on bicycle patrol, also said he would respond.

03:42 Officers Siracuse is first to arrive on scene, and then Officer Dean, moments after. Officer Siracuse observed two white males verbally arguing with each other. Officer Siracuse, identified himself as the Key West Police and drew his TASER from the holster and pointed at one male subject, later identified as Matthew Shaun Murphy, who Siracuse identified as the primary aggressor. Officers then saw Murphy strike the other male subject, later identified as Jason Michael Moffet, in the face with a closed fist.

03:44 As Murphy was preparing to strike Moffet again, Officer Siracuse deployed his TASER device at Murphy from an approximate distance of 12 feet. The top probe penetrated Murphy's right shoulder and the bottom probe penetrated in the right thigh. Murphy was temporarily incapacitated by the effects of the TASER, during which time, Murphy fell backwards onto the ground. The TASER cycled for five seconds. Officer Siracuse gave Murphy verbal commands to roll onto his stomach and put his hands behind his back. Murphy picks his head up and looks directly at Officer Siracuse. Officer Siracuse continues to give Murphy verbal commands. Murphy then starts to roll to his side and his arms are still in front of his chest. Officers Siracuse and Dean physically pull Murphy's arms out from under him and place Murphy into handcuffs.



RESPECT - INTEGRITY - FAIRNESS

Key West Police Department 1604 N. Roosevelt Blvd. Key West, FL 33040 (305) 809-1111
www.keywestcity.com



03:45 Officers Stutz, Hall and Valdes arrive on scene to assist.

03:46 Officer Siracuse advises over the radio, he has one subject tased and requested a supervisor and Rescue to respond to his location. Murphy lost consciousness moments later and Officer Siracuse requested Rescue expedite their response. Murphy began to bleed from the nose and vomited. Officer Stutz placed Murphy in a recovery position, ensuring his airway was not restricted and he was breathing.

03:53 Rescue (Med 1) arrived on scene and took over the treatment of Murphy. I took photos of Murphy and the scene just prior to transport by Rescue. The two paramedics remained on scene, while administering care to Murphy, before calling for Key West Fire to send someone to drive the ambulance to the hospital.

03:45-04:20 On scene at 330 Duval Street, officers interviewed and took statements from those witnesses who volunteered to do so. I interviewed and took a sworn written statement from an independent witness, Ms. Jennifer Sprouse. The victim, Moffit had a swollen and bleeding lip from where he was punched by Murphy. Moffit refused Rescue, but did provide a sworn written statement. Officer Valdes took photos of Moffit.

04:21 Officer Siracuse went to the hospital to gather additional information on Murphy. Murphy had not regained consciousness and was being treated for his condition by ER physicians.

04:55 I also responded to the ER and spoke to ER physicians, Dr. Erlandson, who told me they had detected a brain bleed through a CAT scan and were prepping him to be airlifted to Ryder Trauma Center.

05:23 I notified Lieutenant Vazquez through text message of the incident and current status. I called Captain Smith on his cell phone to give notification and he acknowledged.

05:58 Prior to transport via helicopter, I had Officer Valdes make one final attempt to get photos of Murphy, which he did. Officer Valdes also confirmed there were no exterior lacerations to Murphy's head that may have been caused by his fall.

07:17 I again called Captain Smith to give him an update of the case. Captain Smith made contact made notification to FDLE. I relayed all information known at the time to Agent Vince Wiener.

07:19-09:52 The incident scene at 330 Duval Street was secured by Officers Lohman and Wanciak, until it was determined by Agent Wiener it had been sufficiently documented.

- 08:13 Officer Gary Celcer responded to the hospital to recover property belonging to Marie Annulyse, which the receiving hospital crew from Ryder would not accept. Officer Celcer recorded it in a supplemental report and dropped it into Property and Evidence.
- 08:13 I made contact with Social Worker at Ryder Trauma Center, Jaclyn (305-585-1148) to establish lines of communication and get updates on Murphy's condition.
- 09:47 I spoke with Jaclyn again, and she told me Murphy just went into the operating room and he was still listed in critical condition. Jaclyn also relayed to me, she had identified Murphy's next of kin as his parents in West Virginia. Murphy's mother is Lynne Murphy (304-733-2373). Jaclyn also told me she was in contact with Murphy's girlfriend Marie Annulyse (305-896-4535) who was at her parent's house in Key West at 320 Angela St. Apt. 5a. and she would like to speak to KYPD officers.
- 10:38 Jaclyn called me to relay that Murphy's father, Marty (304-617-0645) had been in contact with her and was requesting to speak to me regarding what happened to his son. I called Marty and told him the best and most up-to-date information on the condition of his son would come from Jaclyn at Ryder Trauma and that our investigation was on-going. I also told him, Murphy's girlfriend Marie was on-scene and could possibly provide him with the details he was looking for.
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6/06/14 SunGard CAD PAGE 1  
14:30:28 CAD CALL INFORMATION 111060077  
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Call Number: 111060077 Call Type.: 111 S36B BATTERY Police
Entry Day/Tm: 4/16/11 3:40:42 052 S52 UNKNOWN PROBLEM Police

CmnN: WENDYS (DUVAL) Agency.....: 001 KEY WEST
Location....: 335 DUVAL ST Apt: .A
City.....: KEYWEST Block#: 300 Loc ID: C Mapr: 1032XX1XO
Intersectn.: CAROLINE EATON

Caller Name: Last: First: Mid: See Caller:
Address....: Apt:
City/State: Phone#: 305-304-4040 Source:

Call Taker.: 3205 DIAZ BELEN DISPATCH3
Dispatcher.: 3196 KLINE KEITH QPADEV000D

N A R R A T I V E

unable to question rp she keeps screaming 3:41:21
Call change from S52 to S22V BY DISPATCH3 P 01 0000003205 3:40:50
something about subjs trying to beat her pitbull 3:41:38
caller disconnected 3:42:04
ONE TAZED 3:43:53
second caller adv subj was knocked out - jen ralphes 3:44:06
515-490-0898 3:44:17
Call change from S22V to S49 BY DISPATCH3 P 01 0000003205 3:44:27
OFC REQ RESCUE AND SUPV 3:46:07
med1 was not answer their radio 3:53:14
med1 are eh with a head injury - er has been notified 4:13:51
111060077 change from S49 to S36B BY QPADEV000D P 01 0000003 4:19:38

P E R S O N I N F O

Person Type: SUSP SUSPECT User ID: NSMITH
Race.: W Sex: M Age: - Hgt: 508 - Wgt: - Person #: :
Weapon: Build.: Hair...: Eyes:
Hat...: Jacket: Shirt...: Pants:
Shoes: Facial: Glasses: SSN: 2604152

Flight Dir: Mode: OL#: M130433744610 FL DL /
Name: L: MOFFET F: JASON M: MICHAEL DOB: 1221197
Addr: 33 8TH AVE Apt: A 4/16/1
City: KEY WEST FL Phone#: - ()
- ()

Additional: CLEAR/SUSP

Last Changed: 4:02:10

6/06/14
14:30:28

SunGard CAD
CAD CALL INFORMATION

PAGE 2
111060077

*NONE Unit Status History Information

4/16/11 3:40:51 18 ROUTE CALL TIME RT |

B67 Unit Status History Information

4/16/11	3:44:15	4	DISPATCHED	D	2736 HALL, DAV
4/16/11	3:44:42	32	ENROUTE	51	
4/16/11	3:45:41	6	AT SCENE	97	
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK	
4/16/11	4:20:02	20	AVAILABLE	AV	

B93 Unit Status History Information

4/16/11	3:41:54	4	DISPATCHED	D	3366 SIRACUSE, MAR
4/16/11	3:41:56	32	ENROUTE	51	
4/16/11	3:42:57	6	AT SCENE	97	
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK	
4/16/11	4:21:09	34	ENROUTE TO HOSPITAL	EH	
4/16/11	4:28:55	11	DESIGNATED PRIMARY U	P	
4/16/11	4:41:17	39	AT HOSPITAL	AH	
4/16/11	5:04:31	16	RESET UNIT TIME CHEC	OK	
4/16/11	5:23:49	47	ENROUTE TO STATION	ES	
4/16/11	6:00:00	40	IN STATION / OFFICE	IS	
4/16/11	6:49:55	16	RESET UNIT TIME CHEC	OK	
4/16/11	7:58:07	15	STOP UNIT TIME CHECK	SP	
4/16/11	9:47:26	20	AVAILABLE	AV	

P56 Unit Status History Information

4/16/11	3:44:15	4	DISPATCHED	D	2961 VALDES, JIM
4/16/11	3:44:42	32	ENROUTE	51	
4/16/11	3:45:35	6	AT SCENE	97	
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK	
4/16/11	4:26:16	20	AVAILABLE	AV	

P94 Unit Status History Information

4/16/11	3:44:53	4	DISPATCHED	D	3138 STUTZ, THO
4/16/11	3:44:55	32	ENROUTE	51	
4/16/11	3:45:57	6	AT SCENE	97	
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK	
4/16/11	4:13:38	20	AVAILABLE	AV	

P97 Unit Status History Information

4/16/11	3:41:06	4	DISPATCHED	D	3386 DEAN, JEF
4/16/11	3:41:06	11	DESIGNATED PRIMARY U	P	

6/06/14
14:30:28

SunGard CAD
CAD CALL INFORMATION

PAGE 3
111060077

4/16/11	3:41:07	32	ENROUTE	51
4/16/11	3:42:59	6	AT SCENE	97
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK
4/16/11	4:19:18	47	ENROUTE TO STATION	ES
4/16/11	4:22:13	40	IN STATION / OFFICE	IS
4/16/11	5:04:28	15	STOP UNIT TIME CHECK	SP
4/16/11	5:06:37	20	AVAILABLE	AV

S20

Unit Status History Information

4/16/11	3:44:33	4	DISPATCHED	D	2616 JEWELL, ARE
4/16/11	3:44:37	32	ENROUTE	51	
4/16/11	3:46:50	6	AT SCENE	97 M	
4/16/11	4:09:19	16	RESET UNIT TIME CHEC	OK	
4/16/11	4:18:32	20	AVAILABLE	AV M	
4/16/11	4:57:29	4	DISPATCHED	D	
4/16/11	4:57:29	6	AT SCENE	97	
4/16/11	5:27:22	20	AVAILABLE	AV	

D I S P O S I T I O N S

1	046		Case#	1	-	00-000000	Unit: B93
2	055	INC REPORT NUMBER	Case#	1	-	11-002065	Unit: B93
3	049	INCIDENT REPORT	Case#	1	-	00-000000	Unit: B93