

# Response to Resistance Report

Key West Police Department

Case No: 18-1554

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: 03/18/2018 3. Time: 0219 hrs 4. Location: 100 block of Duval St 5. Incident type: S62

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

- ☒ Passive: Would not comply ☒ Physical Control Escort  
☒ Active: Pulled Away, Tensed Up ☒ Non-lethal Weapon TASER  
☐ Aggressive: ☐ Deadly Force

10. Last Name: Poljak 11. First: Richard 12. Race: White 13. Sex: M

14. DOB: 01/10/1975 15. Height: 5'11" 16. Weight: 200

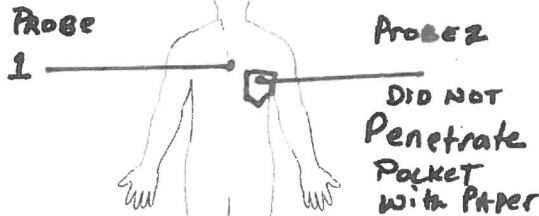
17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22

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

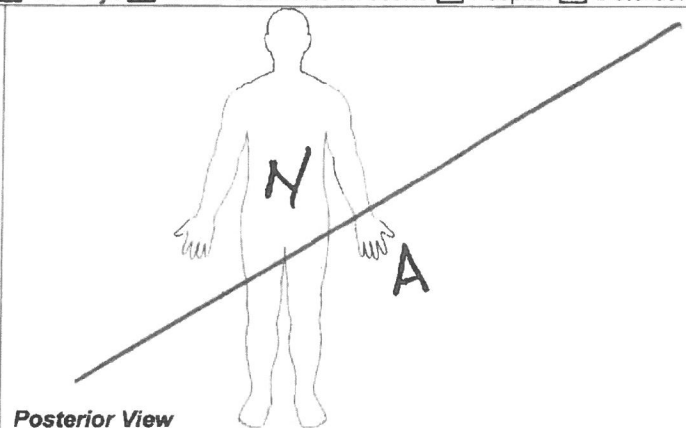
19. Injuries: ☒ No ☐ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

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

SUBJECT



22. Anterior View



23. Officer: Alihot Valdes Marrero 24. Race: W 25. Sex: M 26. Age: 25 27. Height: 5'7 28. Weight: 143

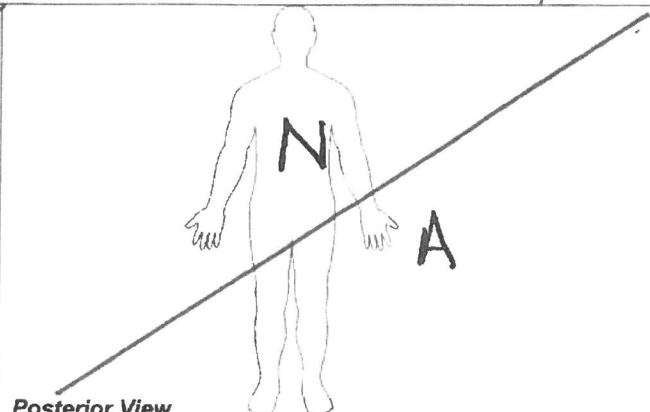
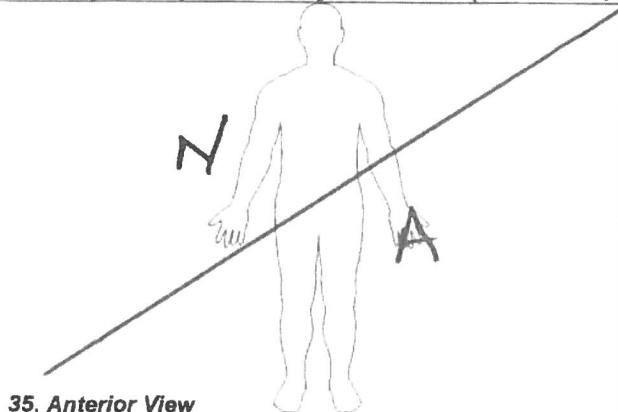
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☐ Uniformed ☐ Plain clothes 30. Yrs Exp: 1

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



**Response to Resistance Report (continued)**

Key West Police Department

Case No: 18-1554

TASER USE ONLY	36. TASER® device serial # X12002KXW	37. TASER® device serial #											
	TASER®Cam serial # V21001C85	TASER®Cam serial #											
	Cartridge 1 serial # C41058PKK	Cartridge 1 serial #											
	Cartridge 2 serial #	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: 6 feet	Target distance at probe launch:											
	Distance between probes: 12 inches	Distance between probes:											
	Probes removed by (name): Officer Perez	Probes removed by (name):											
Device downloaded by: Sgt F. Duponty	Device downloaded by:												
<input type="checkbox"/> 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: <input checked="" type="checkbox"/> All necessary criminal elements. <input checked="" type="checkbox"/> All details of the arrest <input checked="" type="checkbox"/> Details articulating the subject's words, mannerisms and actions that justify the use of force. <input checked="" type="checkbox"/> Details outlining the response to resistance utilized by each officer. <input checked="" type="checkbox"/> Detailed description of injury complaints and/or observed injuries <input checked="" type="checkbox"/> Details outlining the decontamination, first aid or medical treatment provided to the officer and/or subject.												
	40. Notified Date: 03/18/2018 41. Time: 0219												
SUPERVISOR'S INQUIRY	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)												
	43. Did you meet with the Officer: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)												
	44. Were you able to locate any independent witnesses: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)												
<table border="1"><thead><tr><th>Name</th><th>Address</th><th>Phone Number</th></tr></thead><tbody><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>		Name	Address	Phone Number									
Name	Address	Phone Number											
INT. AFF.	45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS												
	46. Preparing Supervisor's Signature/ ID <u>Sgt Frank Duponty 1957</u> 03/18/2018 47. Date												
	48. Did the review of this incident conclude that use of force was in compliance with Departmental policy? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", complete section 51) <u>Sgt R. J. Murphy 2935</u> 4/10/18 49. Signature of Internal Affairs Inspector 50. Date												
	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 <b>Key West Police Department</b>		Case# <b>18-001554</b>						
	ORI <b>FL0440100</b>								
	Location of Incident <b>129 Duval St, Key West FL 33040-</b>		Premise Type <b>Highway / Street / Road/</b>	Zone/Tract <b>B1, GPB1</b>	Date / Time Reported <b>03/18/2018 05:41 Sun</b>				
					Last Known Secure <b>03/18/2018 02:18 Sun</b>				
V I C T I M	#1	Crime Incident(s) <b>Resist Arrest / Escape</b> <b>XOM</b>	(Com)	Weapon / Tools <b>NOT APPLICABLE/NONE</b>		Activity			
				Entry	Exit	Security			
	#2	Crime Incident	( )	Weapon / Tools		Activity			
				Entry	Exit	Security			
	#3	Crime Incident	( )	Weapon / Tools		Activity			
				Entry	Exit	Security			
MO									
O T H E R  I N V O L V E D	# of Victims <b>1</b>		Type: <b>SOCIETY/PUBLIC/STATE</b>		Injury:		Domestic: <b>N</b>		
	<b>V1</b>	Victim/Business Name (Last, First, Middle) <b>Society</b>		Victim of Crime # <b>1</b>	DOB <b>Age</b>	Race	Sex		
	Home Address				Relationship To Offender	Resident Status <b>N/A</b>	Military Branch/Status		
	Employer Name/Address				Business Phone	Mobile Phone			
	VYR	Make	Model	Style	Color	Lic/Lis	VIN		
	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim) Type: Injury:								
P R O P E R T Y	Code	Name (Last, First, Middle)		Victim of Crime #	DOB <b>Age</b>	Race	Sex		
	Home Address				Relationship To Offender	Resident Status	Military Branch/Status		
	Employer Name/Address				Business Phone	Mobile Phone			
	Type:		Injury:						
	Code	Name (Last, First, Middle)		Victim of Crime #	DOB <b>Age</b>	Race	Sex		
	Home Address				Relationship To Offender	Resident Status	Military Branch/Status		
Employer Name/Address				Business Phone	Mobile Phone				
L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)									
P R O P E R T Y	V1 #	Code	Status Frm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
		35	EVID	\$0.00		1	BWC 3820		
		35	EVID	\$0.00		1	TASER VIDEO CD		
		35	EVID	\$0.00		1	IN CAR VIDEO		
		99	EVID	\$0.00		1	SPENT TASER CARTRIDGE		
Officer/ID# <b>VALDES-MARRERO, ALIOHT (3820)</b>									
Invest ID# <b>(0)</b>					Supervisor <b>(0)</b>				
Status	Complainant Signature			Case Status <b>Cleared By Arrest</b>		Case Disposition: <b>Cleared By Arrest</b>		Page 1	

# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 18-001554

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

PEREZ, S. (3834), DANTU, N. (3835)

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE***Key West Police Department*

OCA 18-001554
Date / Time Reported Sun 03/18/2018 05:41

Victim Society	Offense RESIST ARREST / ESCAPE
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On March 18, 2018, at approximately 0215 hours, I (Ofc Valdes Marrero) responded to 129 Duval St in reference to an intoxicated person.

Prior to my arrival Ofc Perez initiated contact with the subject (later identified as Richard Poljak). Ofc Perez checked Poljak for wants and warrants on channel 2 with a positive hit with 2 warrants from Monroe County Sheriff Office. Upon my arrival I saw Poljak trying to get away from Ofc Perez. I quickly exited my car to assist Ofc Perez with Poljak.

After the warrants were confirmed Ofc Perez and I tried to place Poljak in handcuffs. Poljak appeared intoxicated and was not listening to my verbal commands. Poljak was actively resisting by being tensed up and not moving his hands for me to handcuff him. Poljak kept repeating he wanted to get "tased". I attempted several times to gain control of Poljak's hands, but he kept pulling away from me and trying to walk away. After multiple unsuccessful attempts to handcuff Poljak due to him actively resisting, I deployed my agency issued Taser to gain control of Poljak. Ofc Perez handcuffed Poljak after he was on the ground.

EMS personnel arrived on scene and medically cleared Poljak. I transported Poljak to the Monroe County Detention Center without further incidents.

My BWC video and Taser video will be uploaded to the COBAN server as evidence.

# Incident Report Suspect List

Key West Police Department

OCA: 18-001554

1	Name (Last, First, Middle) <i>POLJAK, RICHARD STAN</i>						Also Known As			Home Address <i>1 GECKO LN KEY WEST, FL 33040 914-621-1824</i>																																						
	Business Address <i>N/A, N/A</i>																																															
	DOB <i>01/10/1975</i>	Age <i>43</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>511</i>	Wgt <i>200</i>	Hair <i>BLN</i>	Eye <i>GRN</i>	Skin <i>LGT</i>	Driver's License / State. <i>P422757750100 FL</i>																																					
	Scars, Marks, Tattoos, or other distinguishing features																																															
<table border="1"> <tr> <td colspan="2"><i>Reported Suspect Detail</i></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>SSN</td> </tr> <tr> <td>Weapon, Type</td> <td>Feature</td> <td colspan="2">Make</td> <td colspan="3">Model</td> <td>Color</td> <td>Caliber</td> <td colspan="3">Dir of Travel</td> </tr> <tr> <td colspan="2">Veh Yr/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>													<i>Reported Suspect Detail</i>		Suspect Age		Race	Sex	Eth	Height		Weight		SSN	Weapon, Type	Feature	Make		Model			Color	Caliber	Dir of Travel			Veh Yr/Make/Model		Drs	Style		Color		Lic/St		VIN		
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Notes						Physical Char																																										