

Response to Resistance Report

Key West Police Department

Case No: 18-004436

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: 8/13/2018 3. Time: 14:08 4. Location: 100 Duval St 5. Incident type: Trespassing

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

- ☒ Passive: Refusing to turn head ☐ Physical Control
☐ Active: ☒ Non-lethal Weapon Taser
☒ Aggressive: Tried to bite officer ☐ Deadly Force
☐ Deadly Force:

10. Last Name: Slanie 11. First: David 12. Race: W 13. Sex: M

14. DOB: 02/19/1972 15. Height: 5'11" 16. Weight: 200

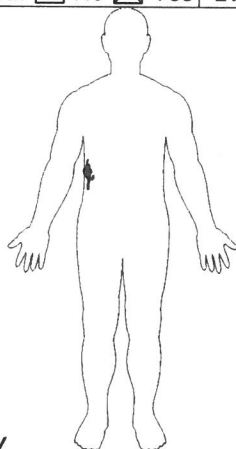
17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22

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

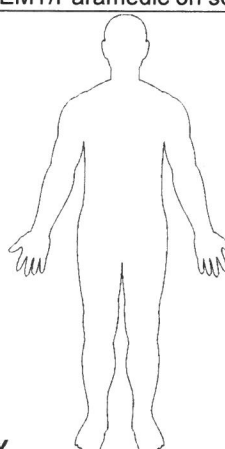
19. Injuries: ☒ No ☐ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

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

SUBJECT



22. Anterior View



Posterior View

23. Officer: Gustavo Medina 24. Race: W 25. Sex: M 26. Age: 40 27. Height: 6'02" 28. Weight: 220

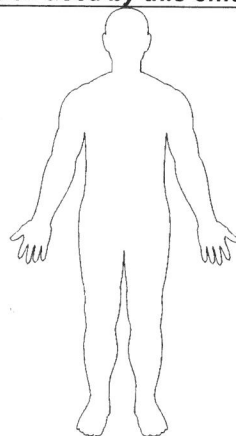
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 7

31. Injuries: ☒ No ☐ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)

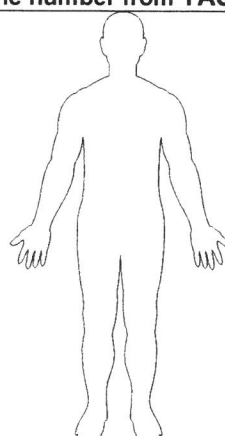
32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital

34. Response option used by this officer: (If TASER®, also reference line number from TASER® section) Taser

OFFICER



35. Anterior View



Posterior View

Response to Resistance Report (continued)

Key West Police Department

Case No: 18-004436

TASER USE ONLY	36. TASER® device serial # X12002KMN		37. TASER® device serial # NA	
	TASER®Cam serial # V21000VT7		TASER®Cam serial #	
	Cartridge 1 serial # NA		Cartridge 1 serial #	
	Cartridge 2 serial # NA		Cartridge 2 serial #	
	Number of cycles: 1		Number of cycles:	
	Type of contact: <input type="checkbox"/> Probe <input type="checkbox"/> CODS <input checked="" 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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No	
	Target distance at probe launch: NA		Target distance at probe launch:	
	Distance between probes: NA		Distance between probes:	
	Probes removed by (name): NA		Probes removed by (name):	
Device downloaded by: Sgt. Jeff Williamson		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.			
SUPERVISOR'S INQUIRY	40. Notified Date: 8/13/2018		41. Time: 14:09	
	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)			
	Name		Address	
INT. AFF.	45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		8/13/2018	
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		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)		46. Preparing Supervisor's Signature / ID	
			49. Signature of Internal Affairs Inspector	
	51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:	

INCIDENT/INVESTIGATION REPORT

I N C I D E N T D A T A	Agency Name Key West Police Department		INCIDENT/INVESTIGATION REPORT		Case# 18-004436					
	ORI FL0440100				Date / Time Reported 08/13/2018 13:56 Mon					
	Location of Incident 101 Duval St, Key West FL 33040-				Last Known Secure 08/13/2018 13:56 Mon					
					At Found 08/13/2018 13:56 Mon					
D E T A I L S	#1	Crime Incident(s) Resist Arrest / Escape XOM	(Com)	Weapon / Tools NOT APPLICABLE/NONE		Activity				
				Entry	Exit		Security			
	#2	Crime Incident Trespassing XOT	(Com)	Weapon / Tools		Activity				
				Entry	Exit		Security			
	#3	Crime Incident	()	Weapon / Tools		Activity				
				Entry	Exit		Security			
MO										
V I C T I M	# of Victims 2		Type: BUSINESS		Injury: Domestic: N					
	V1	Victim/Business Name (Last, First, Middle) CVS PHARMACY		Victim of Crime # 2	DOB // : : Age	Race Sex ST	Relationship To Offender N/A	Resident Status N/A	Military Branch/Status	
		Home Address 101 DUVAL ST, Keywest, FL 33040-		Home Phone 305-294-6337						
	Employer Name/Address				Business Phone		Mobile Phone			
	VYR	Make	Model	Style	Color	Lic/Lis	VIN			
O T H E R S I N V O L V E D	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)									
	Type: INDIVIDUAL									
	V2	Name (Last, First, Middle) MEDINA, GUSTAVO ADOLFO			Victim of Crime # 1	DOB 10/03/1977 Age 40	Race Sex W M	Relationship To Offender OK	Resident Status	Military Branch/Status
		Home Address 1604 N Roosevelt Blvd Key West, FL 33040			Home Phone 305-809-1000					
	Employer Name/Address Key West Police Department, 1604 N Roosevelt Bv (LAW ENFORCEMENT)				Business Phone 305-809-1000		Mobile Phone 305-809-1000			
	Type: INDIVIDUAL									
	V2	Name (Last, First, Middle)			Victim of Crime #	DOB Age	Race Sex	Relationship To Offender	Resident Status	Military Branch/Status
		Home Address			Home Phone					
	Employer Name/Address				Business Phone		Mobile Phone			
	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	VI #	Code	Status Frm/Tc	Value	OJ	QTY	Property Description	Make/Model	Serial Number	
	99	EVID		\$0.00		1	PHOTOGRAPHS UPLOADED 3437	COBAN		
	99	EVID		\$0.00		1	BWC UPLOADED 3437	COBAN		
	99	EVID		\$0.00		1	INCAR VIDEO 3437	COBAN		
Officer/ID# HUDSON, ANDREW JOHN (EO3940)										
Invest ID# (0)					Supervisor (0)					
Status	Complainant Signature			Case Status <i>Cleared By Arrest</i>		Case Disposition: <i>Cleared By Arrest</i>		Page 1		

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 18-004436

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 MEDINA, G.A. (3437)								

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 18-004436

Key West Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

		OCA 18-004436
Victim CVS PHARMACY	Offense RESIST ARREST / ESCAPE	Date / Time Reported Mon 08/13/2018 13:56

On 8/13/2018 at approximately 1356 while on routine patrol in the City of Key West, FL with Officer Medina, I saw a white male sitting on the front steps of CVS Pharmacy located at 101 Duval St.

On contact with the male, who is known to Officer Medina through past interactions as David D. Slanie DOB 02/19/1972, based on his appearance; I immediately asked him if he was okay and was in need of medical attention. Slanie responded by telling me he was just really intoxicated and took acid earlier in the day.

I conducted a persons search on Slanie through out local name index as well as F/NCIC. He was listed as trespassed from this CVS property on 5/15/2018 at 2346 per the stores manager. At this time, I instructed Slanie to stand and told him he was being placed under arrest for trespass after warning. Slanie was placed in handcuff restraints with double lock engaged and at least a two finger space. Slanie began to become verbally combative making statements such as, I'm going to kick your ass and started to push against me as I walked him to the vehicle.

Once at the rear passenger door, Slanie was instructed to step off the curb and toward the vehicle. He then started to actively refuse my commands. Slanie then sat in the rear seat of the patrol vehicle. I instructed him to turn his head away from me, toward the center divider so I could fasten his seatbelt. Slanie refused to turn his head. I again requested he turn his head away, so I could apply the seatbelt. He again refused. Slanie was asked to comply multiple times. Slanie refused.

Officer Medina then un-holstered his X26 Taser, removed the front cartridge and told Slanie if he did not comply he would be Tasered. He responded with, Taser me. He was given several more commands to comply. He then turned his head away, I attempted to fasten his seat belt and he gritted his teeth in an aggressive manner and moved his face toward mine as he attempted to bite me. Officer Medina then activated the X26 Taser in a drive stun capacity due to his level of resistance at which time Slanie, became compliant and I was able to secure the seatbelt.

I notified Dispatch of the response to resistance non-lethal drive stun deployment. The on duty Supervisor Sergeant Williamson responded to my location and was advised of the incident.

Slanie was then transported to the Monroe County Detention Center without further incident.

Once inside intake at the Jail, I took pictures of the location Slanie was Tasered on his body. The location of the drive stun deployment was located near the middle region of his ribs closest to his torso area. Slanie did not need medical attention and was cleared by the intake nurse.

Slanie was turned over to the Corrections Deputies for processing.

All of the above incident was captured on my Coban Body Worn Camera and in-car video. The Taser drive stun was captured on Officer Medina's on board Taser camera. All were placed into evidence.

After submitting the arrest affidavit, I reviewed by Body Worn Camera footage. I observed the following events:

When I walked Slanie to the rear passenger door, he was instructed to step off the curb and toward the vehicle. He then started to actively refuse my commands moving backwards toward me. Slanie was then instructed to sit in the rear seat of the vehicle. He then sat down on the seat but refused to put his feet in. I instructed him multiple times to put his feet inside the vehicle. Slanie told me "Do you even know what this is all about" and "Fuck You". Slanie then put his feet inside. I instructed him to turn his head away from me, toward the center divider so I could fasten his seatbelt. Slanie refused to turn his head. He moved his head toward me several times but would not comply. I again requested he turn his head away, so I could apply the seatbelt. He again refused.

REPORTING OFFICER NARRATIVE*Key West Police Department*

OCA

18-004436

Victim

CVS PHARMACY

Offense

RESIST ARREST / ESCAPE

Date / Time Reported

Mon 08/13/2018 13:56

Officer Medina then un-holstered his X26 Taser, removed the front cartridge and told Slanie if he did not comply he would be Tasered. He responded with, Taser me. He was given several more commands to comply. He then turned his head away, I attempted to fasten his seat belt and he gritted his teeth in an aggressive manner and moved his face toward mine as he attempted to bite me. Officer Medina then activated the X26 Taser in a drive stun capacity due to his level of resistance at which time Slanie, became compliant and I was able to secure the seatbelt.

After the Taser was stopped, Slanie made yet another biting motion. This time I was not close enough for him to reach me. Officer Medina (W/M 6'02 220lbs) was on duty in class b uniform and was born in October 03rd, 1977 (40 years of age). Neither Officer Medina or I sustained any injuries. Slaine sustained a small Taser signature mark on his mid rib region where it was deployed. Slaine was photographed and was treated by the intake nurse and did not require further medical treatment. Slaine reported no additional injuries to us concerning the TASER drive stun technique and/or arrest incident.

Nothing further at this time. Cleared by arrest.

Incident Report Suspect List

Key West Police Department

OCA: 18-004436

1	Name (Last, First, Middle) <i>SLANIE, DAVID DONALD</i>						Also Known As				Home Address <i>5537 COLLEGE RD KEY WEST, FL 33040 305-747-9551</i>																																																											
	Business Address																																																																					
	DOB <i>02/19/1972</i>	Age <i>46</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>511</i>	Wgt <i>200</i>	Hair <i>BRO</i>	Eye <i>BLU</i>	Skin <i>LBR</i>	Driver's License / State. <i>S450164720590 FL</i>																																																											
	Scars, Marks, Tattoos, or other distinguishing features																																																																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <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 colspan="3">SSN</td> </tr> <tr> <td colspan="2">Weapon, Type</td> <td colspan="2">Feature</td> <td colspan="2">Make</td> <td colspan="2">Model</td> <td colspan="2">Color</td> <td>Caliber</td> <td colspan="3">Dir of Travel</td> </tr> <tr> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td></td> <td colspan="3">Mode of Travel</td> </tr> <tr> <td colspan="4">VehYr/Make/Model</td> <td>Drs</td> <td colspan="2">Style</td> <td colspan="2">Color</td> <td colspan="2">Lic/St</td> <td colspan="3">VIN</td> </tr> </table>															<i>Reported Suspect Detail</i>		Suspect Age		Race	Sex	Eth	Height		Weight		SSN			Weapon, Type		Feature		Make		Model		Color		Caliber	Dir of Travel														Mode of Travel			VehYr/Make/Model				Drs	Style		Color		Lic/St		VIN		
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VehYr/Make/Model				Drs	Style		Color		Lic/St		VIN																																																											
Notes							Physical Char																																																															

Incident Report Related Property List

Key West Police Department

OCA: 18-004436

1	Property Description PHOTOGRAPHS UPLOADED 3437				Make COBAN		Model		Caliber	
	Color	Serial No.		Value \$0.00		Qty 1.000		Unit	Jurisdiction Locally	
	Status Evidence	Date 08/13/2018	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle) Medina, Gustavo Adolfo				DOB 10/03/1977		Age 40	Race W	Sex M	
	<u>Notes</u>									

2	Property Description BWC UPLOADED 3437				Make COBAN		Model		Caliber	
	Color	Serial No.		Value \$0.00		Qty 1.000		Unit	Jurisdiction Locally	
	Status Evidence	Date 08/13/2018	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle) Medina, Gustavo Adolfo				DOB 10/03/1977		Age 40	Race W	Sex M	
	<u>Notes</u>									

3	Property Description INCAR VIDEO 3437				Make COBAN		Model		Caliber	
	Color	Serial No.		Value \$0.00		Qty 1.000		Unit	Jurisdiction Locally	
	Status Evidence	Date 08/13/2018	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle) Medina, Gustavo Adolfo				DOB 10/03/1977		Age 40	Race W	Sex M	
	<u>Notes</u>									

Monroe County Adult Arrest Form

☒ ARREST
☐ WARRANT
☐ COMPLAINT AFFIDAVIT

KEY WEST PD

ARREST #

OBTS #

Filing Agency KEY WEST PD		Case # 18-004436		Doc. Control #		State ID #		FBI		SS # 269-72-3170	
Defendant's Last Name SLANIE				First DAVID		Middle DONALD		SUF		Alias Citizenship UNITED STATES	
Race W	Eth N	Sex M	Hgt 511	Eyes BLU	Hair BRO	Wgt 200	Comp LBR	Age 46	DOB 02/19/1972	Birthplace , OH	Scars, Marks, TT
Facial Hair STUBBLE		Build POT	Marital St M	Hand Use		Glasses		Speech		Parole/Probation	Language Spoken
Permanent Address 5537 COLLEGE RD, KEY WEST, FL 33040								Phone (Home): (305) 747-9551		Local Address:	
Email Address								Phone (Cell): (305) 747-9551		Place of Employment	Occupation UNKNOWN
Arrest Location FRONT STEPS OF CVS								Area/ <input type="checkbox"/>		Phone (Work):	
Violation Location 101 DUVAL ST, KEY WEST, FL 33040								Area/ <input type="checkbox"/>		Date/Time of Violation 08/13/2018 13:56	
DL # S450164720590		State FL	Breathalyzer By		Reading	Miranda Advisement		By Whom?		Indication of: Y N UK	
Domestic Violence		Weapon Seized		Officer Injured?		Language Spoken?		Caution		Alcohol Influence: <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
Drug Type:		Type:		B-Barbiturate H-Hallucinogen P-Paraphernalia/ U-Unknown N-N/A C-Cocaine M-Marijuana Equipment Z-Other A-Amphetamine E-Heroin O-Opium S-Synthetic		Activity:		Activity:		B-Buy E-Use K-Dispense/ N-N/A T-Traffic M-Manufacture/ Distribute P-Possess A-Smuggle Produce/ Z-Other S-Sell D-Deliver Cultivate	

Defendant's Vehicle Make:	Type:	Year:	Color:	Vehicle Registration State:
VIN #	Tag #		Vehicle Tag Expiration:	
Vehicle Status:		Other identifiers or remarks:		

CODEFENDANT: ADDRESS PHONE # RACE SEX DOB

COUNT	OFFENSES CHARGE	Statute	Warrant #	Court Date and Time	Citation #
1/M	RESIST / OBSTRUCT OFFICER W/O VIOLENCE	843.02			
2/M	TRESPASSING FAIL TO LEAVE PROPERTY UPON ORDER BY OWNER	810.09-2B			

Before me this date personally appeared who being first duly sworn deposes and says that on the 13rd day of August, 2018

at 101 DUVAL ST, KEY WEST, FL 33040

the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows

On 8/13/2018 at approximately 1356 while on routine patrol in the City of Key West, FL with Officer Medina, I saw a white male sitting on the front steps of CVS Pharmacy located at 101 Duval St.

On contact with the male, who is known to Officer Medina through past interactions as David D. Slanie DOB 02/19/1972, based on his

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE

APPROVING SUPERVISOR

DIVISION / UNIT

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA

Monroe County Adult Arrest Form

KEY WEST PD

ARREST # _____

OBTS # _____

appearance; I immediately asked him if he was okay and was in need of medical attention. Slanie responded by telling me he was just really intoxicated and took acid earlier in the day.

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Nothing further at this time. Cleared by arrest.

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE

APPROVING SUPERVISOR

DIVISION / UNIT

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA