

18-003

Citizen Review Board

100 Grinnell Street, Key West, FL 33040
PO Box 1946, Key West, FL 33041
(305) 809-3887 Fax (305) 293-9827
e-mail: crb@cityofkeywest-fl.gov

- What you need to know before completing the attached complaint form:
- This complaint and any attachment become public record. If you have already filed a report with the Key West Police Department Internal Affairs, and you want that complaint to remain confidential until the investigation is complete, you may want to refrain from filing a complaint with the CRB at this time.
- Complaints should be filed as soon as possible of the time you became aware of the incident or after resolution of any criminal charges.
- Anyone who has criminal charges pending related to this complaint should consult an attorney before filing the complaint with the CRB and such pending charges may delay the progress of the investigation of your complaint with the CRB. Further, any statements made to the CRB are public record and can be used by anyone to incriminate the complainant. All statements will be uploaded to the internet.
- Complainants must advise the CRB of any changes of address or phone number; failure to provide the CRB current information or means for CRB to contact the complainant may result in dismissal of the case.
- All documents received by this office, including medical records, photo IDs, communications and alike become public records and will be disclosed on the Internet and viewable by anyone or any person. You should consider this fact before sending any matters or materials to this office.
- All CRB meetings are televised and archived on the City of Key West web-site. By attending a CRB meeting you may be shown on camera.
- The CRB and its employees and agents are not your legal representatives. You should seek independent legal representations to understand your legal rights regarding the matters referenced in your complaint.
- The CRB jurisdiction is limited to City of Key West Police Officers and NOT Monroe county sheriffs, correction officers, Florida Fish and Wildlife Officers, FDLE representatives, Florida Highway Patrol Officers, Federal Agents, Military personal and alike.

I have read and understand the information provided to me on this page.


Name/Nombre

STEVE LEGNARDI

11 8 2018
Date/Fecha

1. CRB Control #

18-003

COMPLAINT FORM
Citizen Review Board

PO Box 1946, Key West, FL 33041

<http://www.cityofkeywest-fl.gov>

[email: crb@cityofkeywest-fl.gov](mailto:crb@cityofkeywest-fl.gov)

(305) 809-3887 Fax (305) 293-9827

2. Day, Date, Time
Complaint Received

11/8/18 10:00am

3. KWPD Control System #

Please provide as much information as you can about the incident(s). Use additional pages if necessary.

Suministre la mayor cantidad de información posible acerca del (de los) incidente(s). Utilice páginas adicionales si fuese necesario

A. COMPLAINANT INFORMATION
DATOS DEL DENUNCIANTE

Name: STEVE LEGNADOLI Date of Birth: 12 14 69

Nombre

Fecha de nacimiento

Address: 2429 Fugarty Ave. KW FL 33040

(Dirección) Street

(Ciudad) City

(Estado) State

(Código Postal) Zip

Mailing Address: SAME

Dirección postal

PO Box or Street, City, State and Zip

E-Mail Address: _____

(Dirección e-mail)

Home Phone: (305) 407 0668 Work Phone: (____) _____ Cellular: (____) _____

Teléfono Particular

Teléfono del Trabajo

Celular

305 407 0668

B. NATURE OF COMPLAINT: Naturaleza de la denuncia:

Battery Rudeness Deficient Service Truthfulness Driving False Arrest Corruption Excessive Force Searches Other

C. INFORMATION ABOUT THE OFFICER(S) INVOLVED IN THE INCIDENT
DATOS DEL (DE LOS) OFICIAL (ES) INVOLUCRADO(S) EN EL INCIDENTE

Name: DANNIE LEE Badge #: _____ Vehicle #: _____

Nombre

Placa No:

Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

Name: JEFF DEAN Badge #: _____ Vehicle #: _____

Nombre

Placa No:

Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

Name: BOUVIER Badge #: _____ Vehicle #: _____

Nombre

Placa No:

Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

D. VICTIM/WITNESS INFORMATION
DATOS DE LA VICTIMA/TESTIGO

Did you witness the incident? Yes ☒ No ☒
¿Fue usted testigo del incidente denunciado? Si ☐ No ☐

If you are filing a complaint on behalf of someone else, what is your relationship, if any, to the person(s):
Si usted está presentando una denuncia en nombre de otra(s) persona(s), indique cuál es su relación, si la hay, con esa(s) persona(s):

Parent _____ Spouse _____ Relative _____ Guardian _____ Child _____ Friend _____ Other _____
Padre/Madre _____ Conyuge _____ Familiar _____ Tutor _____ Hijo/a _____ Amigo/a _____ Otra _____

Please provide as much of the following information as you can about the person(s) on whose behalf the complaint is filed and any witness(es) to the incident:

Suministre la mayor cantidad posible de la información que se solicita a continuación, sobre la (las) persona(s) en nombre de la(s) cual(es) presenta la denuncia, y sobre el (los) testigo(s) del incidente:

Victim/Witness #1

Victima/Testigo No. 1

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: SAME AS COMPLAINANT STEVE LEGNATIOLI

Nombre _____

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

Victim/Witness #2

Victima/Testigo No. 2

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: _____

Nombre _____

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

Victim/Witness #3

Victima/Testigo No. 3

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: _____

Nombre _____

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

E. INFORMATION ABOUT THE INCIDENT
INFORMACION ACERCA DEL INCIDENTE

Please provide as much information as possible, using additional pages if necessary.
Suministre la mayor cantidad de informacion posible, utilizando páginas adicionales si fuese necesario.

Date: _____ Time: _____ Location: _____ Case # if applicable: _____
Fecha: _____ Hora: _____ Lugar: _____ No. de Caso, si corresponde: _____

SEE ATTACHED

Attach additional pages if necessary. Page number ____ of ____ pages of narrative

Are you being prosecuted for this incident or do you have a pending criminal case? Yes ☒ No ☐

Have you ever been convicted of a felony? Yes ☐ No ☒

"I hereby certify that, to the best of my knowledge, and under the penalty of perjury, the statements made herein are true." I hereby acknowledge and understand that any documents, materials, medical records, e-mail and other communication delivered to the CRB office becomes public record and shall be viewable on the internet by anyone or any entity. You have been advised that any statement made to the CRB can be used by other governmental entities.


Signature of Complainant

11 8 2018
Date signed

Complaint Received by: _____

Complaint Reviewed by: _____

Action Taken: _____

Date complaint forwarded to Chief of Police: _____

The Basics of my original complaint.

I received a threatening call from Rand Pauls Communication director on her private phone 9:00 pm, this was in response to me leaving a message at one of his offices.

The next morning I called Capitol Hill Police Threat Assessment Division and told the Agent who answered what had happened the night before , she told me that she got a call from that lady , she told me she never called you and that you repeatedly called and harassed her , I suggested that I pull my phone records and send them to her so she can see who is telling the truth and hold the liar accountable , she said "I don't care what the fuck you records show , she won't be held accountable" .. I hung up

My wife then started to receive repeated phone calls on her cell phone at work from the CHP agent , then the secretary at the dentist office where my wife was working started to receive calls from this agent , then the doctor got on the phone and was threatened with arrest for knowing my wife. He was shaken and called his Congressman and CHP to tell them what was happening.

The "staffer" from Rand Pauls office who made a bunch of false claims in my original complaint , confessed to the CHP Agent Zimmeman (mentioned in the complaint) that she DID call me, and Agent Zimmerman said my phone records were no longer needed.

KWPD was called and my original complaint was made, I wanted to press charges for the threatening and harassing calls , as did my wife and her employer. KWPD told me that they couldn't investigate or make an arrest because the call came from outside their jurisdiction , and I should call the police from where the call was made.

This was told to me by Officer Bouvier , with Zamora verifying 2013

~~13-2-19~~

13:20

Dean "Don't call there about that anymore"

Me "Can you guys help me ?"

Dean "Unfortunately we've already had this conversation, you had this conversation with the KYPD, The City Managers office, I understand you don't agree with us"

Me " No , its the law , it's the law"

Dean "But it does not fall under our jurisdiction"

Me "It doesn't ?"

Dean "If you continue to call them about this matter , or if you show up there you will be subject to arrest for stalking , harassment, and trespassing"

Me "what can I do about Sargent Allen threatening my family ? ..you guys took this very seriously , what about us ...what about us ?"

Dean "we have our internal affairs, if that didn't work out for you i'm sorry, but thats where we are at with this right now "

Me "Your just shrugging your shoulders cause I hit the blue wall ?"

Dean "I wish there was more I could do for you, I understand you disagree , but it does not fall under our jurisdiction, and thats the position our department has taken"

- The Chief is leaving a trail of corruption in his final weeks that might follow him out the door.
- The KWPD had Legnaioli arrested for the very thing they told him was outside their authority when it happened to his family, in fact, the same detective that told him this , was the arresting officer, as shown in bodycam, arrest affidavit, and incident report.
- A pattern by multiple police officers concerning the jurisdiction of case 01-13-00275
- The State Attorney , Dennis Ward was made aware of this on May 2nd 2017 and instructed the KWPD to reverse their position on 365.16 ... they refused , and Dean and Lee used the position in a sworn affidavit to establish cause for an arrest nearly a month later in what appears to be a conspiracy between them.
- Internal affairs of KWPD (Castillo) suggested I call Internal affairs of the Capitol Hill Police if I wanted action taken , as it falls under their jurisdiction, I contacted Sarg. Scott Grossi of IA and he confirmed through their legal team that jurisdiction does fall under KWPD , I offered this info to Castillo who refused it.

Donald J. Lee, Jr.

Chief of Police



Key West
POLICE DEPARTMENT

November 6, 2018

Mr. Legnaioli,

This letter is in response to the complaint you filed regarding the question of jurisdictional issues pertaining to your case (13-002756).

Chief Lee has asked me to inform you that as he stated before, the Key West Police Department does not have jurisdictional authority over the United States Capitol Police. Therefore, we could not force the Capitol Police to investigate your case/complaint. If you have the need for your case/complaint to be investigated, and you feel the Capitol Police has not been responsive to your needs, you need to contact the Office of Professional Responsibility of the United States Capitol Police.

At this time, this matter is considered closed with no further action.

A handwritten signature in black ink, appearing to read "J. Castillo".

Sergeant Jason Castillo
Professional Standards Division Commander



RESPECT - INTEGRITY - FAIRNESS - SERVICE



Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

TO: Captain JR Torres

FROM: Lt. Kathleen Ream 

DATE: August 7, 2018

RE: Complaint from Steve Legnaioli regarding July 12, 2018

This is brief description of the events that took place on July 12, 2018. I (Lt. Kathleen Ream) watched Officer Betz's video (BWC) about the incident and spoke to Mr. Legnaioli his concerns with how Officer Betz, Officer Andruzzi, Officer Ane, and Sgt. Blasberg handled this encounter.

Mr. Legnaioli called the Key West Police Department (KWPD) to report an IRS scam. Mr. Legnaioli called the phone number back and spoke to the person that he believed threatened him and used the word "kill" toward him over the phone. Mr. Legnaioli believes this person is located in New York and the KWPD should have taken his report seriously and investigated it so if the suspect trying to defraud citizens was located in this county that that person could be apprehended. Mr. Legnaioli wants the government to stop "them"- the scammers. Officer Betz tried to explain to Mr. Legnaioli that more than likely the person was not in the United States.

Mr. Legnaioli asked Officer Betz if the scammer is calling from within the United States would KWPD arrest him. Officer Betz told Mr. Legnaioli it would be another jurisdiction's case. Mr. Legnaioli became very upset about this statement and informed Officer Betz that jurisdiction resides with where the victim resides. Mr. Legnaioli became more upset because he feels this was an issue in a previous case he was involved in and KWD has failed to train officers to know that the jurisdiction resides with the victim's location. Mr. Legnaioli referred to alleged pending litigation were this was a topic of contention.

Mr. Legnaioli was also upset because Officer Ane told him that when a threat is made over the phone, there is no ability to carry out the threat so it is not a crime, this upset Mr. Legnaioli more. Mr. Legnaioli told Officer Ane and the KWPD had previously arrested him (Mr. Legnaioli) twice for making two threatening phone calls on two separate occasions and it was "thrown out".



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Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

The situation/conversation between Mr. Legnaioli and the officers (Officer Betz and Officer Ane and Officer Andruzzi who had arrived early on) became non-productive and the officers were told by Mr. Legnaioli to leave and the officers ultimately did.

Mr. Legnaioli says that he later talked to Sgt. Blasberg who did not know jurisdiction resided with the victim's location.

I met with Mr. Legnaioli who wants to file a complaint for deficient service and he believes the officers and supervisor may have committed a crime in the process, under "Color of Law".

Mr. Legnaioli would like this matter investigated for Department violations and Criminal Charges.

I has spoken to Mr. Legnaioli several times in the past few weeks. On August 7 I called him reviewed his complaint and read him this brief overview and provided him direction on picking up the "Explanation of the Complaint and Commendation Process" and the "Citizen Complaint Sworn Affidavit". I informed him he could add any additional information that he felt was pertinent. I told him once he was satisfied with it Records could notarize the form or he could take the form/documents and return them at his convenience notarized.

When I spoke to Mr. Legnaioli on August 7, 2018 he seemed satisfied with the overview I have prepared on his complaint.



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Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

Citizen Complaint Sworn Affidavit

Complainant Name Steven Legnaioli Date of Birth _____ Race W Sex M
Address 2429 Fogarty Ave Phone 305.407.0668 Email mysupercrash@hotmail.com
Person Affected by Incident (if different from complainant) same

Address same Phone same Email same

Witness Name N/A Date of Birth _____ Race _____ Sex _____

Address _____ Phone _____ Email _____

Incident Date 7/12/18 Time 11:53 Location 2429 Fogarty CAD Case Number 181930246

Employee Name(s) or Description(s) Ofc. Betz, Andruzzi, Ane, and Sgt. Blasberg

Describe the Incident, Specific Complaint and Desired Remedy

See attached memo, prepared by Lt. Kathleen Beam
Mr. Legnaioli will add any additional information
below. After he completes and signs w/ notary
signage he has been instructed to return this document
and attachment to the Key West Police Department.
He can use additional paper as needed. He has been
instructed to number each page.



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The reason the complaint has been filed with the lieutenant is because internal affairs will not return my calls , and Randy Smith of IA has threatened me in the past by saying "if you file a complaint against me you are not gonna like what happens to you "

I turned to his superior Captain Brandenberg , who agreed with Smith , that a threatening call coming from outside KW into KW does not fall under their jurisdiction. He also refused to take my complaint.

I feel the police have shown a pattern of trying to bait me in a malicious way by repeatedly stating this unlawful position ...so that I could be baited into being arrested , as shown in the body cam footage of the 3 officers in this complaint.

I have spoken to State Attorney Dennis Ward about this issue , he made a call to the KWPD and instructed them that their "interpretation" of the jurisdictional laws was not accurate and it should stop. He also assured me that IA would now take my complaint , I then called KWPD IA and spoke with Randy Smith who said he disagreed with the SA's interpretation of the law and still wouldn't take my complaint , I told Smith I would file a complaint on him and he then threatened me.

The SA's instructions were ignored and the KWPD continue to tell me I can threaten people on the phone , and that jurisdictional falls where the call is made instead of where the victim is.

The Chief of Police Donnie Lee is also aware of this complaint and the jurisdictional issue it created , he made it very clear that he believes that a threatening call coming from outside KW jurisdiction doesn't fall under their jurisdiction,

Here are the other people in the KWPD that agreed with the chief ...

Captain Brandenberg

Sarg. Zomara

Sarg. Allen

Sarg Trip (IA)

Sarg Smith (IA)

Sarg. Blasberg

Officer Bouvier

Officer Betz

Officer Ane

Officer Murphy

The baiting continues from the KWPD even though the State Attorney has instructed them to stop. When I make a 'harassing call' the police department knows exactly what 365.16 is and how it works , when a 'harassing call' is made to me , they act as if 365.16 does not exist and that no crime was committed.

I feel that any member of the police department who thinks its OK to call and threaten somebody should no longer be an officer , this is just basic law

My wife and I feel threatened and frightened by the KWPD's behavior. We feel that our rights have been ignored and violated. We also feel that we are still targeted by the KWPD, and that the Chief has failed to lead his department in a legal manner.

Betz body cam footage

3:15

Mr.Legnaoli "If she was calling from NY for real, and was trying to run a scam and threatening me, then..

Betz "that would actually be NY jurisdiction"

4:15

Betz "Lets say you are the victim, and the suspect is in NY , and we can't go and talk to them, interview them, or get their ID information, what do we do ?"

6:33

Me to Andruzzi "what do you think, do you think jurisdiction falls in KW where the victim is , or where the phone call was placed ?

Andruzzi "where is the phone call placed?"

Me "anywhere inside the the USA

Andruzzi "the phone records do not prove that"

Me "I am asking about jurisdiction , how do you find jurisdiction?"

Andruzzi "I'm just telling you, you can't tell"

Me "I'm just asking you a question you won't answer, If the call comes from Marathon and the guy is fessing and saying 'yes, I called him from Marathon, into KW , where does jurisdiction fall?"

Andruzzi "you told me , where the victim is"

Me "Betz told you something different, who do you agree with?"

Andruzzi " he didn't tell me anything"

Me "OK , lets play fucking games . You heard him say that"

Andruzzi "I was here , Are we playing games"

Me "did you hear him say that ?"

Andruzzi "say what?"

Me "that jurisdiction is where the phone call was placed , instead of where it came to ,did you hear him say that, you were standing here, you just said you were standing here, where you listening ?

Andruzzi "probably not"

Me "you weren't listening?"

Andruzzi "no"

Me "I asked him a question twice and he wont answer it"

Andruzzi "how can you prove I was listening?"

4:40 Ane "You can't threaten somebody from over the phone , you have no ability to hurt them"

Betz "true story"

8:10

Me "that guy {Ane} just said I can threaten somebody over the phone and its not a crime, right ?{pointing at officer""}

Ane "right"

Me "do you guys agree with that ? ..can I call the Police chief right now and threaten him ?"