

Response to Resistance Report

Key West Police Department

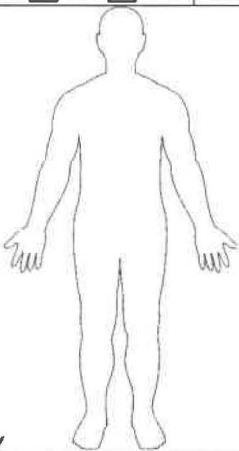
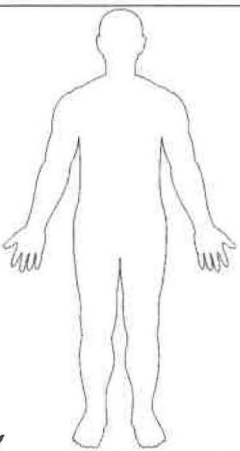
Case No: 19-0620

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

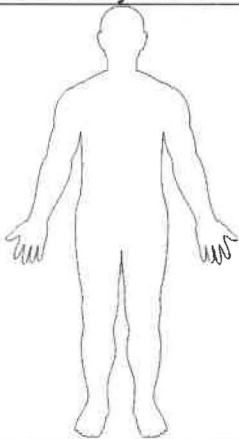
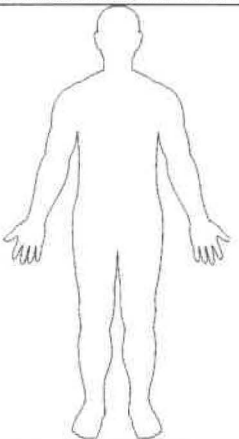
- ☐ A response through the use of non-lethal weapons,
☒ Applies weaponless physical force of strikes, kicks, or "take-downs"
☐ When any person sustains an apparent substantial or fatal injury as a result of the application of force
☐ When any person complains of injury as a result of the application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

INCIDENT	2. Date: 1/28/2019	3. Time: 1830	4. Location: 3326 N Roosevelt Bv	5. Incident type: s49
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input checked="" type="checkbox"/> Passive:	Pulling/Tensing	<input checked="" type="checkbox"/> Physical Control	Take down
	<input checked="" type="checkbox"/> Active:	Refusing commands	<input type="checkbox"/> Non-lethal Weapon	
	<input type="checkbox"/> Aggressive:		<input type="checkbox"/> Deadly Force	
<input type="checkbox"/> Deadly Force:				

SUBJECT	10. Last Name: Aydent	11. First: Nicholas	12. Race: W	13. Sex: M
	14. DOB: 11/28/1992	15. Height: 5'10	16. Weight: 190	
	17. Did you observe the subject: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If NO, explain why in Section 42. If "YES", complete sections 18-22			
	18. Appeared to be: <input type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input checked="" type="checkbox"/> Emotionally / mentally disturbed			
	19. 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 22)			
	20. Photographed: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes 21. Treated: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes By: <input checked="" type="checkbox"/> EMT/Paramedic on scene <input checked="" type="checkbox"/> Hospital <input type="checkbox"/> Detention			

SUBJECT		
	22. Anterior View	Posterior View

OFFICER	23. Officer: Kyles Murphy	24. Race: B	25. Sex: M	26. Age: 55	27. Height: 5'07	28. Weight: 185
	29. 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 30. Yrs Exp: 22					
	31. 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 35)					
	32. Photographed: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes 33. Treated: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital					

OFFICER	34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)	
		
	35. Anterior View	Posterior View

Key West Police Department

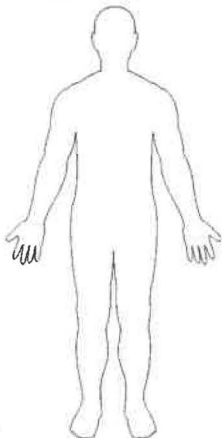
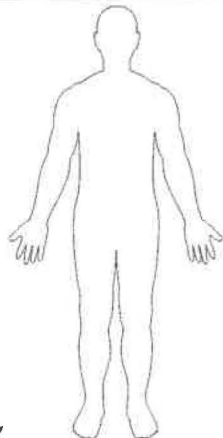
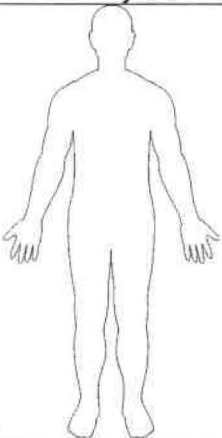
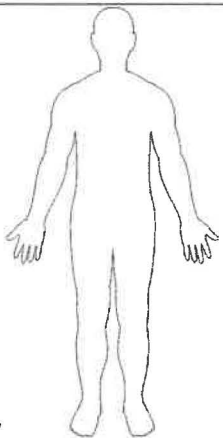
Case No: 19-0620

TASER USE ONLY	36. TASER® device serial #		37. TASER® device serial #	
	TASER®Cam serial #		TASER®Cam serial #	
	Cartridge 1 serial #		Cartridge 1 serial #	
	Cartridge 2 serial #		Cartridge 2 serial #	
	Number of cycles:		Number of cycles:	
	Type of contact: <input 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 type="checkbox"/> Yes <input type="checkbox"/> No		Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No	
	Target distance at probe launch:		Target distance at probe launch:	
	Distance between probes:		Distance between probes:	
	Probes removed by (name):		Probes removed by (name):	
Device downloaded by:		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: 1/28/2019		41. Time: 1830	
	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)			
INT. AFF.	44. Were you able to locate any independent witnesses: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)			
	Name		Address	
	Huseyin Ustun		3920 S Roosevelt Blvd 410E, Key West, FI	
	Karen Booth		414 Hanson Walk Ln, Apex, NC	
	Samantha Basara		1537 Chatham Ct, St Augustine, FI	
45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		1/28/2019		
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		46. Preparing Supervisor's Signature / ID		
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)		47. Date		
51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:		

Response to Resistance Report (continued)

Key West Police Department

Case No: 19-0620

OFFICER	23. Officer: Matthew Hansell		24. Race: W	25. Sex: M	26. Age: 46	27. Height 5'7"	28. Weight 180
	29. 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						30. Yrs Exp: 16
	31. 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 35)						
	32. Photographed: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes 33. Treated: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital						
	34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)						
	 <p>35. Anterior View</p>			 <p>Posterior View</p>			
OFFICER	23. Officer:		24. Race:	25. Sex:	26. Age:	27. Height	28. Weight
	29. 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						30. Yrs Exp:
	31. 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 35)						
	32. Photographed: <input type="checkbox"/> No <input type="checkbox"/> Yes 33. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital						
	34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)						
	 <p>35. Anterior View</p>			 <p>Posterior View</p>			

INCIDENT DATA

MOV
I
C
T
I
M

OTHERS INVOLVED

PROPERTY

Status

Incident Report Additional Name List

Key West Police Department

OCA: 19-000620

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	USTUN, HUSEYIN BARAN		12/03/1986	32	W	M
	Address 3920 S Roosevelt Blvd 410e , Key West, FL 33040-		H: 305-304-0004			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) WI 2	BOOTH, KAREN MEISENBACH		01/12/1978	41	W	F
	Address 414 Hanson Ln , , NC 27539-		H: 919-395-2493			
	Empl/Addr		B: - -			
			Mobile #: - -			
3) WI 3	BASARA, SAMANTHA		06/05/1996	22	W	F
	Address 1537 Chatham Ct , St Augustine, FL 32092-		H: 904-657-7664			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 19-000620

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

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim	Offense <i>INCIDENT REPORT</i>	OCA 19-000620 Date / Time Reported Mon 01/28/2019 18:19
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On Monday, January 28, 2019 at approximately 1819 hours, I was dispatched 3326 N Roosevelt Blvd. for a male having a seizure in front of Royal Furniture.

On Monday, January 28, 2019 at approximately 1819 hours, I was dispatched 3326 N Roosevelt Blvd. for a male having a seizure in front of Royal Furniture.

Upon my arrival, Key West Fire Rescue #3 was also arriving on scene and immediately tried to treat the patient, later identified as Nicholas Aydent. Nicholas was uncontrollable by being physically aggressive and resisting us. Firefighter, Riely Barber, said that they knew Nicholas, responded to calls on him in the past, and that he becomes very violent.

Ofc. Hansell and I assisted the KWFD Medics in trying to hold Nicholas down without hurting him while the medics could give him a shot. We got Nicholas secured enough for the medics to give him a shot which had very little effect on him.

Ofc. Hansell and I had to use an armbar take-down to get Nicholas to the ground. Nicholas appeared to be suffering from an altered mental status and his aggressive actions could have caused great bodily harm to himself, to the public, to me, to Ofc. Hansell, and to the firefighters.

More firefighters arrived on scene and we were able to control Nicholas a lot better. Nicholas was given two more shots and after a short while it took effect and calmed him down. Nicholas did not sustain any injuries during this incident.

Nicholas was then placed on and strapped into the gurney and transported to Lower Keys Medical Center for further evaluation.

I spoke with three independent witnesses who said they saw Nicholas having a seizure, they called 911, and they said they were pleased in the way the Key West Police and Key West Firefighters handled the situation.

No firefighter or police officer was injured during this incident.

This incident was captured on my BWC #1590

Incident Report Related Property List

Key West Police Department

OCA: 19-000620

1	Property Description BWC#1590			Make		Model		Caliber	
	Color	Serial No.		Value \$0.00	Qty 1.000	Unit	Jurisdiction Locally		
	Status Evidence	Date 01/28/2019	NIC #	State #	Local #		OAN		
	Name (Last, First, Middle) Barber, Riely Thomas				DOB 03/27/1987		Age 31	Race W	Sex M

Notes

CASE SUPPLEMENTAL REPORT

Printed: 01/29/2019 04:39

OCA: **19000620**

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

Investigator: *HANSELL, MATTHEW (3648)*

Date / Time: *01/28/2019 18:43:17, Monday*

Supervisor: *DEAN, JEFFREY (3386)*

Supervisor Review Date / Time: *01/29/2019 04:36:14, Tuesday*

Contact:

Reference: *General Supplemental Report*

On 01-28-2019, I, K-9 Ofc. Matthew Hansell of the Key West Police Department, responded to a medical assist in the Publix parking lot located at 3326 N. Roosevelt Blvd.

Prior to arrival, Ofc. Murphy requested I step it up as the male subject was being difficult. As I arrived on scene I could here the male, later identified as Nicholas Aydent, yelling and actively trying to pull away from Ofc. Murphy.

One of the Key West Fire and Rescue personnel who was assisting was telling us that Aydent is having a seizure and acts out in this manor when he is seizing.

I assisted Ofc. Murphy by grabbing Aydent by the right arm and escorting him to the ground. While on the ground Aydent continued to scream and try and get up. I told Aydent to relax as I held him down on the ground.

Aydent seemed to ignore all commands to relax and tried to stand up. It took myself, Ofc. Murphy and four medics to pin Aydent up against the side of the Key West Fire and Rescue vehicle.

Once Rescue was able to get their treatment (shot), administered, Aydent calmed down enough to be placed on a stretcher.

Aydent was eventually secured by medics and taken to Lower Keys Medical Center.

Aydent did not suffer any injuries as a result of the take down.

Sgt. Stockton arrived on scene and was briefed.

My Axon camera was used for this incident.

Case Status Other.

Investigator Signature: _____