

# Response to Resistance Report

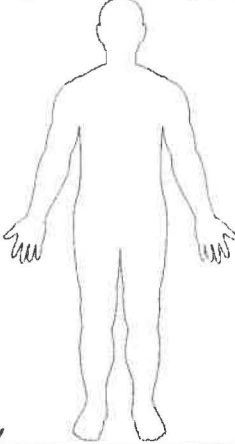
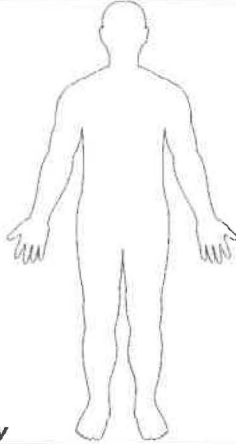
Key West Police Department

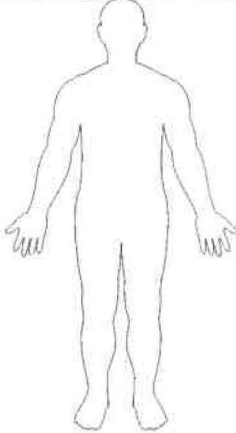
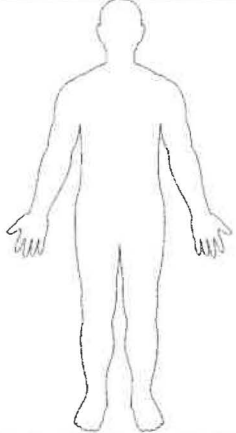
Case No: 20-0603

## 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: 01.27.20	3. Time: 2343	4. Location: 5531 College Rd	5. Incident type: S36B- LEO
	. Resistance Level		7. Explanation	8. Response Option
	<input type="checkbox"/> Passive:		<input type="checkbox"/> Physical Control	
	<input checked="" type="checkbox"/> Active:	Bracing/refusing to get in the car	<input checked="" type="checkbox"/> Non-lethal Weapon	TASER/Drive Stun
	<input checked="" type="checkbox"/> Aggressive:	Kicked an officer in the chest	<input type="checkbox"/> Deadly Force	
	<input type="checkbox"/> Deadly Force:			

SUBJECT	10. Last Name: Engle	11. First: Michael	12. Race: W	13. Sex: M
	14. DOB: 08.10.61	15. Height: 5.08	16. Weight: 150	
	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 checked="" type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input 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 type="checkbox"/> Hospital <input type="checkbox"/> Detention			
				
	22. Anterior View		Posterior View	

OFFICER	23. Officer: Jeremy Tellier	24. Race: W	25. Sex: M	26. Age: 40	27. Height: 5.07	28. Weight: 150
	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: 6.0					
	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 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)					
						
	35. Anterior View		Posterior View			

# Response to Resistance Report (continued)

Key West Police Department

20-0603Error! Reference source not found.

Case No:

TASER USE ONLY	36. TASER® device serial # X12002KR7		37. TASER® device serial #	
	TASER®Cam serial # V21000UTN		TASER®Cam serial #	
	Cartridge 1 serial # N/A		Cartridge 1 serial #	
	Cartridge 2 serial # N/A		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: N/A		Target distance at probe launch:	
	Distance between probes: N/A		Distance between probes:	
	Probes removed by (name): N/A		Probes removed by (name):	
	Device downloaded by: C. Sims		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: 01.27.20		41. Time: 2343	
	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		Phone Number
INT. AFF.	45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		2321	
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		01.28.20	
	46. Preparing Supervisor's Signature / ID		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)		2/4/20	
	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>				INCIDENT/INVESTIGATION REPORT				Case# <b>20-000603</b>			
	ORI <b>FL0440100</b>								Date / Time Reported <b>01/27/2020 23:01 Mon</b>			
	Location of Incident <b>5555 College Rd, Key West FL 33040-</b>				Premise Type <b>Parking Lot / Area Other</b>		Beat/GP <b>B7, GPB7</b>		Last Known Secure <b>01/27/2020 23:01 Mon</b>			
									At Found <b>01/27/2020 23:01 Mon</b>			

D E T A I L S	#1	Crime Incident(s) <b>Battery SCA</b>	(Com)	Weapon / Tools <b>HANDS, FIST, FEET</b>	Activity		
				Entry	Exit	Security	
	#2	Crime Incident <b>Criminal Mischief / Vandalism VAC</b>	(Com)	Weapon / Tools	Activity		
				Entry	Exit	Security	
	#3	Crime Incident	( )	Weapon / Tools	Activity		
				Entry	Exit	Security	

V I C T I M	# of Victims <b>2</b>		Type: <b>BUSINESS</b>		Injury:		Domestic: <b>N</b>			
	V1	Victim/Business Name (Last, First, Middle) <b>PELAGIC PROPERTY MANAGEMT</b>	Victim of Crime # <b>2</b>	DOB <b>Age</b>	Race	Sex	Relationship To Offender <b>ST</b>	Resident Status <b>N/A</b>	Military Branch/Status	
	Home Address <b>5555 COLLEGE RD, Key West, FL 33040-</b>							Home Phone <b>305-780-7176</b>		
	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: <b>LAW ENFORCEMENT (LEO)</b> Injury: <b>None</b>									
O T H E R  I N V O L V E D	Code <b>V2</b>	Name (Last, First, Middle) <b>WYNN, NOLAN CRAIG J</b>	Victim of Crime # <b>1</b>	DOB <b>03/15/1972 Age 47</b>	Race <b>W</b>	Sex <b>M</b>	Relationship To Offender <b>ST</b>	Resident Status <b>Resident</b>	Military Branch/Status	
	Home Address <b>1604 North Roosevelt Blvd Key West, FL 33040</b>							Home Phone <b>305-809-1000</b>		
	Employer Name/Address <b>Key West Police Department, 1604 N Roosevelt Blvd (POLICE OFFICER)</b>						Business Phone <b>305-809-1000</b>		Mobile Phone	
	Type: <b>INDIVIDUAL</b> Injury:									
	Code <b>IO</b>	Name (Last, First, Middle) <b>MECKEL, MAYRA MEZTLI</b>	Victim of Crime #	DOB <b>10/22/1968 Age 51</b>	Race <b>W</b>	Sex <b>F</b>	Relationship To Offender	Resident Status <b>Resident</b>	Military Branch/Status	
	Home Address <b>5569 College Rd - 1 Key West, FL 33040</b>							Home Phone <b>956-685-2451</b>		
P R O P E R T Y	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)									
	VI #	Code	Status Frm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number	
		35	EVID	\$0.00		1	BWC 3757			
		35	EVID	\$0.00		1	IN CAR COBAN 3544			
		99	D	\$1,000.00		1	ALUMINUM DROP ARM GATE			
		35	EVID	\$0.00		3	BWC 4013			
		35	EVID	\$0.00		3	BWC 3544			
		99	SAFE	\$30.00		1	NYLON BAG OF MISC PERSONAL ITEMS			
		99	SAFE	\$30.00		0	BACKPACK OF MISC PERSONAL ITEMS			
Officer/ID# <b>WYNN, NOLAN (4013)</b> Outstanding Stolen Val [Total Stolen]: \$60.00 [\$60.00]										
Invest ID# <b>(0)</b> Supervisor <b>SIMS, FRED CARTER (2301)</b>										
Status	Complainant Signature				Case Status Cleared By Arrest		Case Disposition: Cleared By Arrest		Page 1	

# Incident Report Additional Name List

Key West Police Department

OCA: 20-000603

## Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	CROSS, RYAN WILLIAM		10/21/1989	30	W	M
Address	128 B Peary Court , Key West, FL 33040-		H:440-308-6728			
Empl/Addr			B: - -			
			Mobile #: - -			

# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 20-000603

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

SIMS, F.C. (2301), DEHANAS, B.T. (3756), GILLESPIE, A.M. (3757), MOGERLEY, N. (3819), DANTU, N. (3835), TELLIER, J.J. (3544)

Suspect Hate / Bias Motivated:

NARRATIVE

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

		OCA 20-000603
Victim PELAGIC PROPERTY MANAGEMT	Offense BATTERY	Date / Time Reported Mon 01/27/2020 23:01

On January 27, 2020 at 2314 hours Ofc. Tellier and I (Ofc. Wynn) responded to a call at 5537 College Rd. (Keys Overnight Temporary Shelter - KOTS) in reference to a trespasser. KOTS had a client that needed to be removed for aggressive behavior. Ofc. Mogerley was the primary officer on the call. Ofc. Gillespie assisted.

A monitor at KOTS called dispatch and stated that a subject, later identified by his Florida Driver's License as Michael Engle, was refused entry to KOTS for being highly intoxicated. The staff at KOTS reported that, as Engle was leaving the property, he attempted to damage a fence and a security keypad at the neighboring Sunset Marina (5555 College Rd).

A second caller, Ryan Cross, from the apartment complex at Sunset Marina, stated that Engle was sitting outside the complex. Cross stated that he had seen Engle break and destroy the front gate to the Sunset Marina parking garage.

Ofc. Mogerley arrived first and had the suspect detained before we arrived. Ofc. Mogerley met with Cross and Cross provided him with a video of Engle breaking the gate.

Engle was detained in handcuffs sitting on the curb. Engle was instructed to stand up by myself and Ofc. Gillespie multiple times. Engle refused each time. Engle laid back and tensed his body (actively resisting). Ofc. Gillespie and I stood Engle up, at which point Engle refused to walk, making his legs go limp, to where we had to almost carry him to the patrol car (passively resisting). Ofc. Gillespie and I escorted Engle to the car, holding him up while he dragged his feet. Engle refused to get in my patrol car and began tensing his upper body and his legs (actively resisting).

Engle was warned by Ofc. Tellier, that if he did not comply with the lawful order to get into the patrol car, we would have to use force on him due to his continued resistance, and possibly TASE him in order to gain compliance. Engle was finally placed in the patrol car, but as soon as he sat down he tensed his lower body, making getting his legs in the car impossible. I ordered Engle to get his legs in the car multiple times. He reused and I began to push on Engle's legs in order to get them inside the door. Engle kicked me, mid-chest, with enough force to push me back with his right leg. Engle tried to push me off with his left while I was attempting to get him fully into the car (aggressively resisting). Ofc. Tellier deployed his TASER (cartridge off drive stun) to Engle's lower, right ribcage. Engle stopped kicking me and complied with our loud verbal commands to put his legs in the car.

Sgt. Sims was notified of the response to resistance and responded to the scene. Sgt. Sims requested an ambulance to the scene in case any injuries needed to be addressed. Pictures of the TASER signature marks were taken. Engle was medically evaluated and cleared by Rescue.

Engle was transported to Monroe County Detention Center. Engle continued resisting officers while escorting him to intake. While in the elevator he was pulling away from us and tried to turn to face us. Once we reached intake Engle was verbally abusive and combative with jail personnel.

Ofc. Gillispie interviewed property manager, Mayra Meckel. Meckel works for property owner Pelagic Property Management. Meckel stated that the estimated damage for parts and labor to fix the gate was \$1000. Meckel stated she wanted to press charges on behalf of the business.

During this call I was wearing my standard issue, Key West Police Department Class B patrol uniform and driving a marked patrol vehicle.



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

Victim <i>PELAGIC PROPERTY MANAGEMT</i>	Offense <i>BATTERY</i>	OCA <i>20-000603</i>
		Date / Time Reported <i>Mon 01/27/2020 23:01</i>

**PROBABLE CAUSE:**

Criminal Mischief over \$1000 - Florida Statute 806.13.1B3

Engle willfully and maliciously broke the front gate to the Sunset Marina parking garage, causing an estimated \$1000 damage. The gate belongs to Pelagic Property Management. The property manager Mayra Meckel stated she wanted to press charges on behalf of the business.

Battery on a Law Enforcement - Florida Statute 784.07-2B

While performing my duties as a law enforcement officer, Engle kicked me in the chest and pushed me with his legs, while trying to place him in my patrol car. I was wearing my KWPD Class B uniform, which made me easily identifiable as a police officer.

Ofc. Mogerley's BWC captured the mobile phone video of the crime. Ofc. Tellier and my BWCs recorded the investigation. My in car camera recorded transport.

CASE STATUS: Cleared by arrest.

# Incident Report Suspect List

Key West Police Department

OCA: 20-000603

1	Name (Last, First, Middle) <i>ENGLE, MICHAEL PATRICK</i>						Also Known As				Home Address <i>7281 SHRIMP RD KEY WEST, FL 33040</i>																																											
	Business Address																																																					
	DOB <i>08/10/1961</i>	Age <i>58</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>508</i>	Wgt <i>170</i>	Hair <i>GRY</i>	Eye <i>BLU</i>	Skin <i>LGT</i>	Driver's License / State. <i>E524555612900 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 colspan="2">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 colspan="2">Caliber</td> <td colspan="2">Dir of Travel 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: 20-000603

1 Property Description <b>BWC 3757</b>		Make		Model		Caliber	
Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>	Unit	Jurisdiction <b>Locally</b>		
Status <b>Evidence</b>	Date <b>01/27/2020</b>	NIC #	State #	Local #	OAN		
Name (Last, First, Middle) <b>* No name *</b>			DOB	Age	Race	Sex	

Notes

2 Property Description <b>IN CAR COBAN 3544</b>		Make		Model		Caliber	
Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>	Unit <b>EA</b>	Jurisdiction <b>Locally</b>		
Status <b>Evidence</b>	Date <b>01/28/2020</b>	NIC #	State #	Local #	OAN		
Name (Last, First, Middle) <b>* No name *</b>			DOB	Age	Race	Sex	

Notes

3 Property Description <b>ALUMINUM DROP ARM GATE</b>		Make		Model		Caliber	
Color	Serial No.	Value <b>\$1,000.00</b>	Qty <b>1.000</b>	Unit <b>EA</b>	Jurisdiction <b>Locally</b>		
Status <b>Damaged/destroye</b>	Date <b>01/28/2020</b>	NIC #	State #	Local #	OAN		
Name (Last, First, Middle) <b>* No name *</b>			DOB	Age	Race	Sex	

Notes

**Drop arm used to control traffic flow in and out of garage.**

4 Property Description <b>BWC 4013</b>		Make		Model		Caliber	
Color	Serial No.	Value <b>\$0.00</b>	Qty <b>3.000</b>	Unit <b>EA</b>	Jurisdiction <b>Locally</b>		
Status <b>Evidence</b>	Date <b>01/28/2020</b>	NIC #	State #	Local #	OAN		
Name (Last, First, Middle) <b>* No name *</b>			DOB	Age	Race	Sex	

Notes

# Incident Report Related Property List

Key West Police Department

OCA: 20-000603

5		Property Description <b>BWC 3544</b>			Make		Model		Caliber		
Color		Serial No.		Value <b>\$0.00</b>		Qty <b>3.000</b>		Unit <b>EA</b>		Jurisdiction <b>Locally</b>	
Status <b>Evidence</b>		Date <b>01/28/2020</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race Sex	

Notes

6		Property Description <b>NYLON BAG OF MISC PERSONAL ITEMS</b>			Make		Model		Caliber		
Color <b>Black</b>		Serial No.		Value <b>\$30.00</b>		Qty <b>1.000</b>		Unit		Jurisdiction <b>Locally</b>	
Status <b>Safekeeping</b>		Date <b>01/27/2020</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race Sex	

Notes

7		Property Description <b>BACKPACK OF MISC PERSONAL ITEMS</b>			Make		Model		Caliber		
Color <b>Black</b>		Serial No.		Value <b>\$30.00</b>		Qty <b>0.000</b>		Unit		Jurisdiction <b>Locally</b>	
Status <b>Safekeeping</b>		Date <b>01/27/2020</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race Sex	

Notes

**CASE SUPPLEMENTAL REPORT**

Printed: 02/04/2020 13:12

Key West Police Department

OCA: **20000603**

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

**Case Status:** *CLEARED BY ARREST***Case Mng Status:** *NA***Occurred:** *01/27/2020***Offense:** *BATTERY***Investigator:** *GILLESPIE, ANTHONY M (3757)***Date / Time:** *01/28/2020 01:15:11, Tuesday***Supervisor:** *KOURI, DAVID G (3022)***Supervisor Review Date / Time:** *01/28/2020 02:17:28, Tuesday***Contact:****Reference:** *General Supplemental Report*

On 01/27/2020, at approximately 2301 hours, I (Officer Gillespie) responded to 5555 College Rd. in reference to a possible criminal mischief incident.

Upon arrival, I met with Officer Tellier and Trainee Wynn who had already arrived on scene. I observed an older white male sitting on the curb in handcuffs (later identified as Michael Patrick Engle). I stood with Engle while Officer Tellier and Wynn conducted their investigation.

I assisted Wynn with placing Engle into the rear of his patrol car. I instructed Engle to stand up, Engle refused. I had to assist Engle to the car by lifting him by his left arm. Once inside the vehicle, Wynn was attempting to seatbelt Engle inside the vehicle, when Engle knowingly and intentionally kicked Wynn in the chest with his right leg, then pushed Wynn in the chest with his left leg. Officer Tellier gave loud verbal commands for Engle to comply, or he would be Tased but Engle would not. I observed Officer Tellier drive stun Engle in an attempt to persuade him to stop resisting and get into the vehicle.

I activated my BWC during this incident.

I have no further information at the time of this report. END OF REPORT

Investigator Signature

Supervisor Signature