

1. CRB Control #

COMPLAINT FORM

Citizen Review Board

PO Box 1946, Key West, FL 33041

<http://www.cityofkeywest-fl.gov>email: crb@cityofkeywest-fl.gov

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

2. Day, Date, Time
Complaint Received

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 LEGNADU Date of Birth: 12 14 69
 Nombre Fecha de nacimiento

Address: 2429 Fogarty KW FL 33040
 (Dirección) Street (Ciudad) City (Estado) State (Código Postal) Zip

Mailing Address: ↑
 Dirección postal PO Box or Street, City, State and Zip

E-Mail Address: www.mysupercrash@hotmail.com
 (Dirección e-mail)

Home Phone: 305 407 0668 Work Phone: () Cellular: ()
 Teléfono Particular Teléfono del Trabajo Celular

B. NATURE OF COMPLAINT: Naturaleza de la denuncia:
 Battery Rudeness ~~Deficient Service~~ Truthfulness Driving False Arrest 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: Officer Rodriguez Badge #: _____ Vehicle #: _____
 Nombre Placa No: Patrulla No.

Please provide a physical description of officer:

 Describa la apariencia física del oficial: younger than most
cops / lots of TATS

Name: _____ Badge #: _____ Vehicle #: _____
 Nombre Placa No: Patrulla No.

Please provide a physical description of officer:

 Describa la apariencia física del oficial: _____

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- 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

Date/Fecha

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: _____

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 2 PAGES

THERE IS VIDEO OF THIS
MISCONDUCT

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

12 13 19
Date signed

Complaint Received by: _____

Complaint Reviewed by: _____

Action Taken: _____

Date complaint forwarded to Chief of Police: _____

This complaint is against officer Rodriguez for failing to intervene when he witnessed my families Constitutional rights and Florida Statute being violated on his behalf, sending my family into a terrified panic.

On June 20th Officer Rodriguez was at my front gate asking me to come outside to "just talk" ..this went on for some time until he said "I just want you to sign something" ..I told him I would sign the paper if he passed it through the gate , he refused, then officer Vasquez made a incredibly threatening statement while gripping my gate with both hands and shaking it while a firearm was visible on his side..he said "We don't want to break down your gate , we don't want to break down your front door and come into your house." ..I was visibly shaken by this threat of home invasion and harm to my family, my wife ran into the other room crying thinking we were moments away from have rouge police raiding our home, the threat was real , we were both terrified. And it was very very clear that when Vasquez states "WE don't want to break down your door" that he was including Rodriguez since it was his paperwork that he was their to get signed, the threat felt like it came from both of them, and nobody blinked an eye when I pointed out I was being threatened. My Wife and I felt threatened by both Rodriguez and Vasquez. This complaint focuses on the action and postions by Officer Rodgiguez. Vasquez is being addressed separately.

Officer Rod was the point man on the scene , it was his paperwork they were there to get signed. Officer Rod did nothing when the threat of home invasion was made, he saw that I was terrified and he still failed to intervene when he saw illegal threats being hurled towards my home and family by Vasquez.

Rod has a legal and Constitutional obligation to intervene when he is witness to a fellow officer violating the constitutional rights of a citizen. Section 1983, Title 42 of the United States Code makes it unlawful for anyone acting under the authority of State law to deprived another person of his or her rights under the constitution or Federal Law.

Officer Rod failed to intervene when he witnessed my constitutional rights being violated, he also failed to intervene when Vasquez verbally made threats towards my family and me violating Florida Statute 784.048(c)...that states .." ..Credible threat" means a verbal or nonverbal threat...which places the person who is the target of the threat in reasonable fear for his safety of the safety of his family membersand which is made with the apparent ability to carry out the threat to cause such harm, it is not necessary to prove that the person making the threat had intent to actually carry it out"

Further more, Officer Rodriguez was at my house with his threatening officers acting on a phone call I placed from outside the jurisdiction of Key West, and as the CRB already knows , jurisdiction falls where the call is placed , not by where the victim is. Officer Rodriguez failed to confirm the call came from within his jurisdiction before he filed his order with a judge... completely misleading the judge to believe it fell under their jurisdiction.

The CRB has visited this issue in the past, the City of KW and the KWPD claimed that jurisdiction fell where the call was placed, the CRB agreed with them. It seems Officer Rodriguez rejected this position by the KWPD, the City of KW, and the CRB own vote. Specifically Florida Statute 365.16 ... the KWPD, The City of KW and the CRB all agree that jurisdiction falls where the call is placed, not where the victim is.

I view this as a direct threat to the good people of Key West.

1. I am accusing Officer Rodriguez of failing to intervene when my families Constitutional rights and Florida law was violated by Vasquez on his behalf, and while he was standing next to Vasquez.
2. Rodriguez also violated my rights and the law when he deceived the Judge by claiming he confirmed the call came from his jurisdiction.
3. When Judge Fowler was confronted multiple times with the fact her paper was signed by threat of home invasion by Rodriguez and Vasquez she refused to say the police officers acted properly.

The CRB has visited the Florida Statute 365.16 and has voted in agreement with the KWPD and the City of KW that jurisdiction for 365.16 is where the call was placed. This is a different Officer, but I expect the CRB's vote to be consistent with their past position on the Florida Statute. I expect the CRB board to explain to Rodriguez that his legal position on 365.16 is not accurate, and that the CRB, the KWPD, and the City of KW thought they made it very clear that Statute requires that jurisdiction falls where the call is placed. And if the Officer isn't clear on the issue the CRB can suggest that the Officer, and anybody else that is confused go to the City of Key West website and watch the video that is open to the public where the CRB explained, and then voted that jurisdiction falls where the call is placed, not where the victim is.

And to avoid any further confusion by the CRB, it's director, and the lawyer advising them, I would suggest a retraining, as in past CRB hearings it was stated and voted upon that a CRB complaint handed to the IA was optional for the KWPD IA to review/investigate it, and that it could be shelved without review or investigation by the IA according to Florida Statute 112.533. Yet the Law is very clear on this issue, this is a "shall law" ...something attorney Citron is not familiar with... these complaints MUST be reviewed/investigated by the IA or another authority. In fact the City of Key Wests Website also states under the complaint process the "IA has 45 days to complete an investigation or inquiry and forward it" In the last hearing I attended I read the policys and procedures that dictate the complaint process to the CRB, on video, the CRB, it's director, and it's attorney all rejected their own policy in order to protect a crooked police officer.

That hearing made the front page of the KW Citizen, top story...imagine when the CRB now votes again against their own policy...and even vote in direct contradiction of their past votes...all in the pursuit of the same goal , covering up crimes by police officers. There are now two publications watching this story.

The CRB voted jurisdiction falls where the call is placed concerning 365.16, I expect them to be consistent, I also expect them to de-escalate a dangerous situation by following their own policies and procedures as posted on the City of KW 's website.


If the CRB board and attorney move to contradict their last vote or to ignore their own policy again, I will expect the director to step in and remind the board of the previous positions that they have taken in regards to Steve Legnaioli

 12 13 19

Additional evidence for complaint # 10-004 against O'Connell.

O'Connell was at my house on June 20th around 5 pm when I asked him how the case was going against the man who called and threatened my family with murder (case#19-1825) , he responded, "State attorney Weber has said they can move forward with a subpoena for the phone records with the information they have" ... There is video of this false statement , a statement made to further coverup a threat to kill my family.

1. O'Connell didn't turn the case over to the proper jurisdiction (per KWPD and the City of KW) after he found out where the call came from.
2. O'Connell didn't even talk to Weber about the Subpoena, as I later called Weber later to thank him and he had no idea what I was talking about.
3. O'Connell is just a long list of KWPD Officers, Sargants, Captains, and Chiefs that have targeted my family in a similar manner...by covering up crimes committed against my family.
4. O'Connell just put my case on the shelf ..and never took any action , and never got back to me about a urgent case where my family was threatened with murder.
5. The CRB, KWPD, and the City of KW made it very clear that concerning Florida Statute 365.16 that jurisdiction falls where the call is placed , not where the victim is. I ask that this issue with O'Connell gets addressed so that he comes into compliance with Florida law as interpreted by the CRB and the KWPD.


STEVE LEGNACIOLI

12 / 16 / 19