

Response to Resistance Report

Key West Police Department

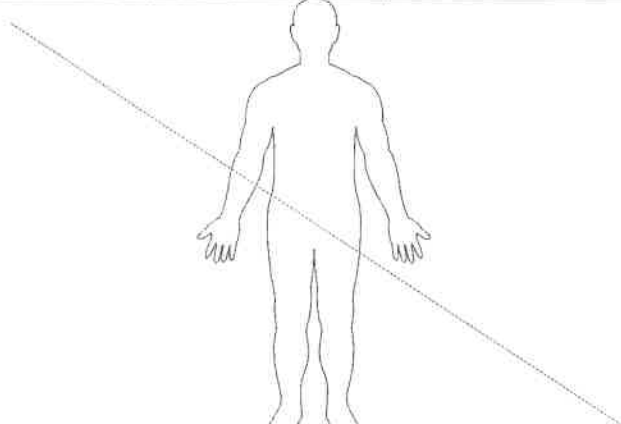
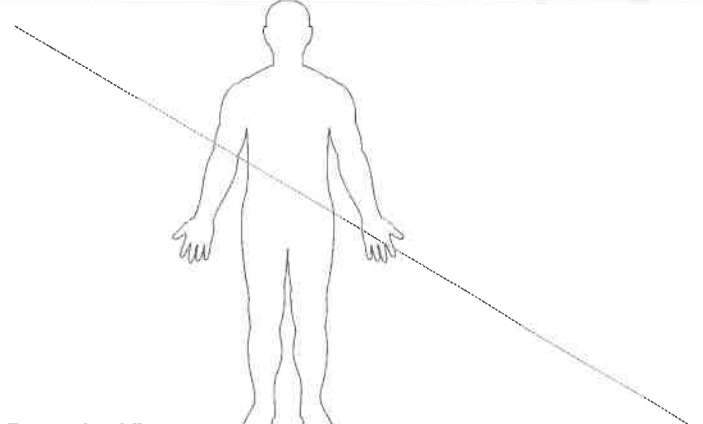
Case No: 21-0129

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

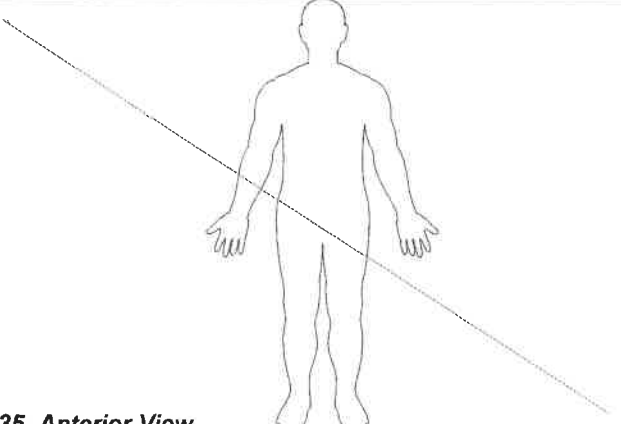
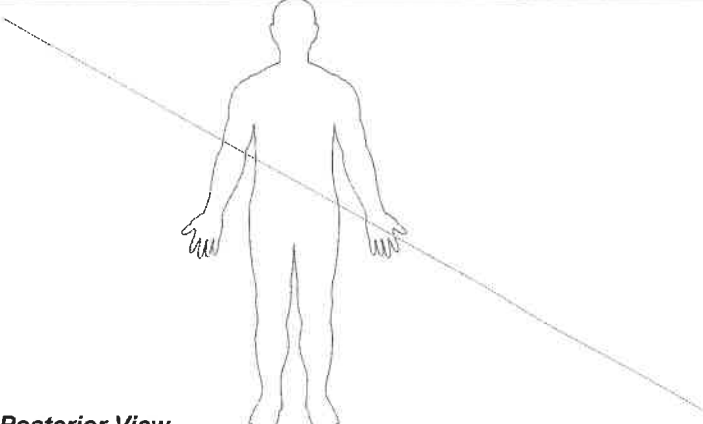
- ☒ A response through the use of non-lethal weapons,
☒ Applies weaponless physical force of strikes, kicks, or "take-downs"
☐ When any person sustains an apparent substantial or fatal injury as a result of the application of force
☐ When any person complains of injury as a result of the application 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: 01/07/21	3. Time: 1935	4. Location: 711 Duval Street	5. Incident type: Resist w/o viol.
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input type="checkbox"/> Passive:		<input checked="" type="checkbox"/> Physical Control	Transporter and takedown
	<input checked="" type="checkbox"/> Active:	Pulling away, attempting to flee	<input type="checkbox"/> Non-lethal Weapon	
	<input type="checkbox"/> Aggressive:		<input type="checkbox"/> Deadly Force	
	<input type="checkbox"/> Deadly Force:			

SUBJECT	10. Last Name: Thomas	11. First: Eric Rashad	12. Race: B	13. Sex: M
	14. DOB: 08/20/95	15. Height: 5'10"	16. Weight: 160	
	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 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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes 21. Treated: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention			

SUBJECT		
	22. Anterior View	Posterior View

OFFICER	23. Officer: Denis Agleev	24. Race: W	25. Sex: M	26. Age: 37	27. Height: 5'07"	28. Weight: 170
	29. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input checked="" type="checkbox"/> Extra duty employment <input checked="" type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 30. Yrs Exp: 1					
	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)						

OFFICER		
	35. Anterior View	Posterior View

Response to Resistance Report (continued)

Key West Police Department

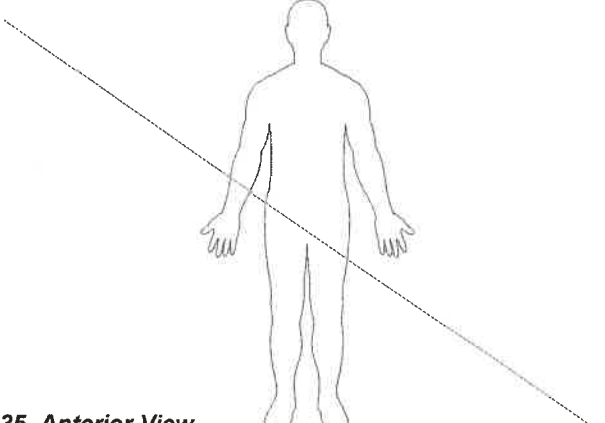
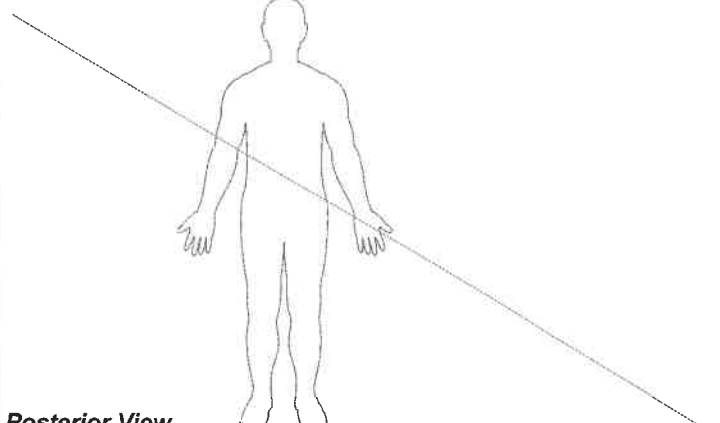
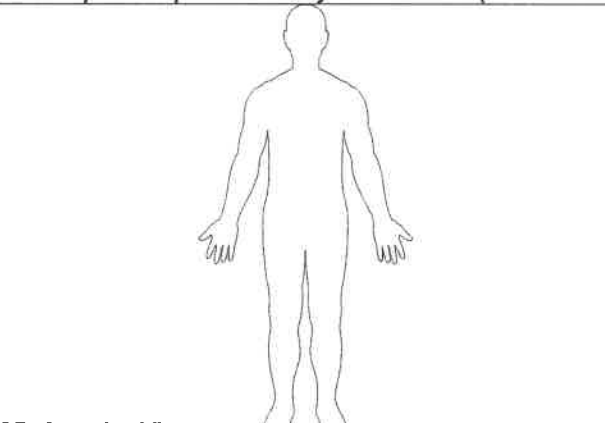
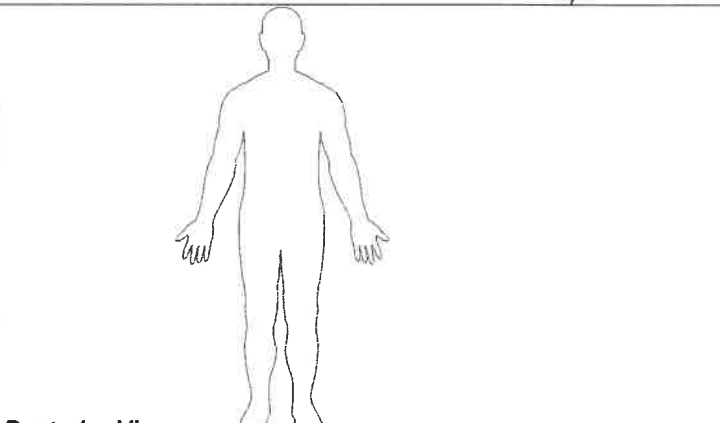
Case No: 21-0129

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: 01/07/21		41. Time: 1941	
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	43. Did you watch all relevant videos associated with the use of force? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	44. Did you meet with the Officer(s): <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	45. During your review did you find any potential policy violations or training issues associated with the incident? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	46. 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.	47. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		48. Preparing Supervisor's Signature / ID	
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		49. Date	
	50. 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		51. Signature of Internal Affairs Inspector	
	52. Date		53. If section 48 is "No" record the Professional Standards Control Number:	
		54. Date Entered:		

Response to Resistance Report (continued)

Key West Police Department

Case No: 21-0129

OFFICER	23. Officer: Randy Perez		24. Race: W	25. Sex: M	26. Age: 31	27. Height: 5'08"	28. Weight: 200
	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: 1		
	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)						
							
	35. Anterior View			Posterior View			
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)						
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	34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)						
							
	35. Anterior View			Posterior View			

I N C I D E N T D A T A	Agency Name Key West Police Department		INCIDENT/INVESTIGATION REPORT				Case# 21-000129		
	ORI FL0440100						Date / Time Reported 01/07/2021 19:32 Thu		
	Location of Incident 700 BLK DUVAL ST, Key West FL 33040-		Premise Type Highway / Street / Road/		Beat/GP		Last Known Secure 01/07/2021 19:32 Thu		
							At Found 01/07/2021 19:32 Thu		
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 Ordinance Violation XOP		(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 1		Type: SOCIETY/PUBLIC/STATE		Injury:		Domestic: N		
	Victim/Business Name (Last, First, Middle) V1 Society		Victim of Crime # 1,2		DOB Age	Race	Sex	Relationship To Offender	
	Home Address				Home Phone				
	Employer Name/Address				Business Phone		Mobile Phone		
	VYR	Make	Model	Style	Color	Lic/Lis	VIN		
O T H E R 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		Injury:						
	Code IO	Name (Last, First, Middle) BROWN, RAQUEL BRITTNAY		Victim of Crime #	DOB 05/10/1996 Age 24	Race B	Sex F	Relationship To Offender	Resident Status Non-Resident
	Home Address 3728 EDGERTON ST VADNAIS HEIGHTS, MN 55127				Home Phone 910-257-8393				
	Employer Name/Address REFUSED				Business Phone		Mobile Phone		
	Type:		Injury:						
Code	Name (Last, First, Middle)		Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender	Resident Status Non-Resident	
Home Address				Home Phone					
Employer Name/Address				Business Phone		Mobile Phone			
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 4007	AXON/Bwc	
		35	EVID	\$0.00		1	COBAN 4007	COBAN/In-car	
Officer/ID#		AGLEEV, DENIS (4007)							
Invest ID#		(0)							
Supervisor		RODRIGUEZ, ALEXANDER (3465)							
Status	Complainant Signature		Case Status <i>Cleared By Arrest</i>		01/07/2021		Case Disposition: <i>Cleared By Arrest</i>		01/07/2021

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-000129

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
 RODRIGUEZ, A. (3465), WILLIAMS, C.V. (2703), HERNANDEZ, L. (3452), PEREZ, R. (4010)

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 21-000129

Key West Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE*Key West Police Department*

Victim <i>Society</i>	Offense <i>RESIST ARREST / ESCAPE</i>	OCA <i>21-000129</i>
		Date / Time Reported <i>Thu 01/07/2021 19:32</i>

On January 7, 2021 at approximately 1930 hours I, Officer Agleev, was in 600 Block of Duval Street, reference Covid-19 mask patrol.

I observed a black male, later identified as Eric Thomas, wearing his face mask around his chin, and not covering his mouth and nose. I asked Thomas to pull up his mask. Thomas ignored my direction and kept walking southbound on Duval Street sidewalk. Thomas advised me to address people on the other side of the street not wearing masks. I followed Thomas and asked him several times to stop walking away. Thomas started walking faster. I caught up with Thomas in the middle of 700 Block of Duval Street. I grabbed Thomas' right arm to stop him from walking. Thomas aggressively pulled away his arm. While trying to escape from me, Thomas jumped to the roadway from the sidewalk. Officer R. Perez responded to the scene and took a hold of Thomas' right arm. I grabbed Thomas' left arm. While we were moving Thomas off the roadway, Thomas tensed up and tried pushing me away, using his shoulders and elbows. Officer R. Perez and I physically assisted Thomas to the ground in a controlled manner. As we put Thomas' hands behind his back, he tensed up and attempted to defeat our efforts to handcuff him. We finally were able to get his hands behind his back and handcuff him. I searched Thomas, incident to arrest, and placed him in the rear seat of my patrol vehicle.

Thomas' alleged girlfriend Raquel Brown continuously yelled at me during my entire altercation with Thomas. Brown requested her credit card to be given to her. I found a credit card saying Raquel Brown in Thomas' pocket and handed it to Brown. That calmed Brown down only for a short period of time. Sergeant A. Rodriguez responded to the scene and talked to both Thomas and Brown.

Based on the facts and evidence I believe there is probable cause that Eric Thomas on 01/07/2021 did violate City of Key West Ordinance 21-01 (MOV 20-08 Covid Mask Violation), when he repeatedly refused to properly wear his facial covering.

Based on the facts and evidence I believe there is probable cause that Eric Thomas on 01/07/2021 did resist Ofc. R. Perez and me while we were in the lawful execution of our legal duty, without offering or doing violence to us. Thomas violated F.S.S. 843.02, Resisting an Officer Without Violence.

I transported Thomas to the Monroe County Detention Center.

My BWC was activated and uploaded to Axon Evidence. My Coban In-Car was activated during transport and uploaded to the Coban Server.

Incident Report Suspect List

Key West Police Department

OCA: 21-000129

1	Name (Last, First, Middle) <i>THOMAS, ERIC RASHAD</i>					Also Known As					Home Address <i>3516 CLEARWATER DR FAYETTEVILLE, NC 28311</i>																																													
	Business Address <i>DOORDASH, DRIVER</i>																																																							
	DOB <i>08/20/1995</i>	Age <i>25</i>	Race <i>B</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>510</i>	Wgt <i>140</i>	Hair <i>BLK</i>	Eye <i>BRO</i>	Skin <i>DRK</i>	Driver's License / State. <i>000031741854 NC</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="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 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: 21-000129

1	Property Description BWC 4007				Make AXON		Model BWC		Caliber	
	Color	Serial No.		Value \$0.00		Qty 1.000	Unit	Jurisdiction Locally		
	Status Evidence	Date 01/07/2021	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle)				DOB		Age	Race	Sex	
	<u>Notes</u>									

2	Property Description COBAN 4007				Make COBAN		Model IN-CAR		Caliber	
	Color	Serial No.		Value \$0.00		Qty 1.000	Unit	Jurisdiction Locally		
	Status Evidence	Date 01/07/2021	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle)				DOB		Age	Race	Sex	
	<u>Notes</u>									

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 01/08/2021 04:13

OCA: **21000129**

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

Investigator: *PEREZ, RANDY (4010)*

Date / Time: *01/08/2021 02:07:54, Friday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On Thursday, January 7, 2021, at 1932 hours, I (Ofc. R. Perez) parked at 626 Duval St. I noticed Ofc. Agleev and Ofc. Williams following a male who had his mask pulled down to his chin.

I got out of my patrol vehicle and followed Ofc. Agleev and Ofc. Williams. Ofc. Agleev could be heard giving the male loud verbal commands to stop. The male was later identified by his North Carolina DL as Eric Thomas. Ofc. Agleev attempted to stop Thomas by gaining control of his right arm. Thomas pulled away and ran onto Duval St. I grabbed Thomas' right arm and Ofc. Agleev grabbed his left arm. We tried to get Thomas off the street, but he continued to resist by tensing up and pulling away. Ofc. Agleev and I assisted Thomas to the ground in a slow controlled manner. Ofc. Agleev attempted to place Thomas' hands in handcuffs but Thomas continued to tense his arms and prevent our attempts at handcuffing him. Ofc. Agleev was able to place Thomas in handcuffs, we stood him up and walked him to the wall of a nearby business. The whole time Ofc. Agleev and I were attempting to place Thomas in handcuffs, Ofc. Williams prevented Thomas' girlfriend from interfering with us detaining Thomas. Thomas was then searched and placed in the back seat of Ofc. Agleev's patrol vehicle.

Sgt. A. Rodriguez arrived on scene and spoke with Thomas, Thomas' girlfriend and officers on scene. Ofc. Agleev took Thomas to the Monroe County Detention Center.

My AXON BWC was activated during this incident, however only after the struggle as I was unable to activate it prior to.

Investigator Signature: _____

Incident Report Related Property List

Key West Police Department

OCA: 21-000129

1	Property Description AXON BWC 4010			Make		Model		Caliber	
	Color	Serial No.		Value \$0.00	Qty 1.000	Unit	Jurisdiction Locally		
	Status Evidence	Date 01/06/2021	NIC #	State #		Local #		OAN	
	Name (Last, First, Middle) * No name *				DOB		Age	Race	Sex

Notes