# Response to Resistance Report Key West Police Department

1. A	A response to Resistance of A response through the use of Applies weaponless physical. When any person sustains and When any person complains of Discharge of firearm in the line.	of non-lethal weapons, force of strikes, kicks, a apparent substantial of injury as a result of	or "take-down or fatal injury a the application	s" as a resu of force	ult of the application of t	
	2. Date: 05/23/2021	3. Time: 1955				cident type: Crim. Mis., Resisting
INCIDENT	6. Resistance Level  Passive:	7. Explanation Refusal to obey la	wful orders		sponse Option  Physical Control  Non-lethal Weapon  Deadly Force	9. Explanation Takedown TASER
	10. Last Name: Morgan		11 Eirot: lo	obuo	12 Pa	00: W 12 Sov. M
			11. First: Jo		12. Ra	
	14. DOB: 02/02/1988		15. Height:			eight: 150
	17. Did you observe the sub	oject: 🔲 No 🔀 Yes	If NO	, explair	why in Section 42. If "	'YES", complete sections 18-22
	18. Appeared to be: Into	xicated Under th	e influence of	controlle	ed substance 🛛 Emo	tionally / mentally disturbed
	19. Injuries: No X Evid	lent Alleged (If i	Evident or Alle	ed, des	scribe and indicate area	s on charts in Section 22)
						cene Hospital Detention
	20.7 Hotographea.	3 100 27. 17cated.		. Dy		icerie 🔄 ricopital 🔛 Determion
SUBJECT	22. Anterior View	Jun		of Prob	Tun I	Area of Poss. Signature Marks
	23. Officer: Alex Rodriguez	24. Race: W	/ 25. Sex:	VI 2	6. Age: 30 27. Height:	
	29. Duty Status: On-duty					
1	31. Injuries: No Evid					
1					_	
1	32. Photographed: No					
1	34. Response option used b	y this oπicer: (IT TAS	SERW, also re	rerence	e line number from 1 P	ASER® section) TASER
OFFICER	Tun A					
	35. Anterior View		Post	erior Vi	ew V	

Case No: 21-2710

Response to Resistance Report (continued)

Key West Police Department Case No: **21-2710** 

	36. TASER® device serial #	(1200CW3C	37. TASER® device serial #	
	TASER®Cam serial # V21002	AVK	TASER®Cam serial#	
	Cartridge 1 serial # C4106R5K	5	Cartridge 1 serial #	
≽	Cartridge 2 serial # N/A		Cartridge 2 serial #	
ONLY	Number of cycles: 1 (incomplet	e, no NMI), 1 drive stun	Number of cycles:	
SE	Type of contact: ⊠ Probe □	CODS 🛛 Drive Stun	Type of contact: ☐ Probe ☐ CODS	☐ Drive Stun
2	Did probes penetrate skin:	∕es ⊠ No	Did probes penetrate skin: ☐ Yes ☐	No
TASER USE	Target distance at probe launcl	n: 10 feet	Target distance at probe launch:	
¥	Distance between probes: App	x. 8"	Distance between probes:	
	Probes removed by (name): No	entry due to clothing	Probes removed by (name):	
	Device downloaded by: Unable	to download	Device downloaded by:	
	☐ 38. Check and list any add	litional TASER® devices	s, cartridges or details in the incide	nt description section.
REPORT	<ul> <li>☑ Details outlining the response</li> <li>☑ Detailed description of injury</li> <li>☑ Details outlining the decontains</li> </ul>	nts.  ct's words, mannerisms and e to resistance utilized by ea complaints and/or observed mination, first aid or medical	actions that justify the use of force. ich officer. injuries treatment provided to the officer and/or s	ubject.
	40. Notified Date: 05/23/2021		1. Time: 1955	
	42. Did you respond to the sce	ne: No X Yes (	If "No", explain why)	
INQUIRY	43. Did you watch all relevant value 44. Did you meet with the Office		ouse of force? No Yes (If "No", e	xplain why)
ğ	45 During your raviou did yo	u find any notantial nation	violations or training issues associate	d with the incident?
= ທ	No Yes (If "Yes," lis		violations of training issues associated	a with the incidents
	Z 100 - 100 (11 100, 11	or below)		
RVISOR'		<del></del>		
₹	The state of the s			
SUPE	46. Were you able to locate an Name	y independent witnesses:	No Yes (If "Yes," list below)  Address	Phone Number
જ	Isaac Symington	702 6th St. N., St. Petersbu		305-783-0996
1	Thomas Goetz	813 Elizabeth Street	19,12 000707	
-	Thomas Goetz	613 Elizabeth Street		305-304-1469
	47. Is further review recommer forward completed original repo	DT TO INTERNAL ASSESSED	A ROSEIGIC SUS 48. Preparing Supervisor's Signature / ID	05/23/2021 49. Date
	50. Did the review of this incid		3	
E.	of force was in compliance wit			
INT. AFF.	policy? No Yes If "No",	,	1. Signature of Internal Affairs Inspector	52. Date
	53. If section 48 is "No" record	the Professional Standard	ds Control Number: 54. D	ate Entered:

# Response to Resistance Report (continued) Key West Police Department

35. Anterior View

	23. Officer: Randy Perez 24. Race:	W 25. Sex: M 26. Age: 27. Height: 5'08" 28. Weight:	200
	29. Duty Status: On-duty Off-duty E	extra duty employment Uniformed Plain 30. Yrs Ex	kp: 1.5
	31. Injuries: No Evident Alleged (	If Evident or Alleged, describe and indicate areas on charts in Section	on 35)
	32. Photographed: No Yes 33. Treate	ed: No Yes By: EMT/Paramedic on scene Hospit	tal
	34. Response option used by this officer: (If T	ASER®, also reference line number from TASER® section) Ta	akedown
OFFICER	OFFICER OFFICER		
	2E Antonion View (	Postorior View ( )	``.
	35. Anterior View	Posterior View	
	23. Officer: 24. Rad		
	23. Officer: 24. Rad	`	æ:
	23. Officer: 24. Rac 29. Duty Status: On-duty Off-duty E	ce: 25. Sex: 26. Age: 27. Height: 28. Weight:	•
	23. Officer: 24. Rac 29. Duty Status: On-duty Off-duty E	ce: 25. Sex: 26. Age: 27. Height: 28. Weight:  Extra duty employment Uniformed Plain 30. Yrs Ex  If Evident or Alleged, describe and indicate areas on charts in Section	on 35)
	23. Officer:  24. Rac  29. Duty Status: On-duty Off-duty E  31. Injuries: No Evident Alleged (  32. Photographed: No Yes 33. Treate	ce: 25. Sex: 26. Age: 27. Height: 28. Weight:  Extra duty employment Uniformed Plain 30. Yrs Ex  If Evident or Alleged, describe and indicate areas on charts in Section	on 35)

Posterior View

Case No:

21-2710

	Age	ncy N	lame					וו ו	<b>NCIL</b>	ノヒい	A H/IINA	E9 I	IGAII	UN		Cas	e# 3	1.002710	
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I D	Luc			ITED ST, Ke	ev W	est FL	33040		i Kciat IO		ome Of V	i - Sir	igle	B4, GF		At I	ound	05/23/23	
E	#1	Cri	me Incid	lent(s)	•			(Com)	Weapon / Tools NOT APPLICABLE/NONE								Activity		
N T	" -	As.		Threats				Entry Exit				Security				1			
D	20		me Incid	lent				(Com)	Wear	pon / '	Tools								Activity
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Α		VA Cri	me Incid	lent	-			(Com)	Wear	oon / '	Tools							-	Activity
	#3	We	eapons	Other Viola	tion			( - 5 ,	Entry				Exit			- 1	Secur	rity	
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											Injury:	Non	e					Domestic: N	
37	X 7 -			siness Name (L			idle)				Victim of Crime #		DOB 28/60	Race S		Relation To Offer		Resident Statu	s Military Branch/Status
V I	V		LLEN,	CHERYL DI	).E					2, 3	Age		$W \mid I$	- 1	ST	idei	Resident	Biancis Status	
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N V	Ту			ΓΥ/PUBLIC/S	STAT						Injury	-							
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	Em	ploye	r Name/.	Address										Busin	ess	Phone	-	Mobile Ph	one
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	VI		Status		"OJ"	ass	vered for O	ther Jurisdi	ction)										
	VI #	Code 35	Status Frm/To		OJ	QTY	AXON BW	Propert	y Desc	riptio	on			Make	e/M	odel		Seri	al Number
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R O		92	D	\$13.90		1		SIDE MIRRO	ORS				YAMAHA/Z	гита			_		
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Status	Con	rhiain	anı sığı	atule			Clear	ed By Arrest			05/	24/21	Cli	position eared E		rrest		05/24/21	Page 1

## **Incident Report Additional Offense List**

Key West Police Department

OCA: 21-002710

Offense List (Continued)

Page 2

Counter	Offense Description	Fel/Misd	Statute	Completed/Attempted
# 4	RESIST ARREST / ESCAPE		XOM	Com

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### **INCIDENT/INVESTIGATION REPORT**

Key West Police Department Case # 21-002710

Statu Code	S L=	Lost	S = Stolen R = Re	covered D = Dan	naged Z = Seized B = Burned C = Counterfeit / F	Forged F = Found
	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
D R						
U						
G S						
		-				
		ting Off		GIFFV D (40	007), ANE, A.A. (3418), RODRIGUEZ, A.	(3465)
	110	DOO	, 11.5. (57 <del>70)</del> , 11	. (TU	107), MAL, M.M. (3410), NODIGOLE, M.	(3403)

Suspect Hate / Bias Motivated:

NARRATIVE			

DED/	ADTENIO OFFICED NIADO ATINE	
REPO	DRTING OFFICER NARRATIVE	OCA
Key West Police Department		21-002710
Victim	Offense	Date / Time Reported
ALLEN, CHERYL DENISE	ASSAULT / THREATS	Sun 05/23/21 19:16

On 05/23/2021, at 1916 hours, I (Ofc. R. Perez) was dispatched to 733 United St. in reference to a criminal mischief.

Upon arrival I met with a female identified by her Florida DL as Cheryl Allen. Allen stated she was inside her house when she heard her dogs barking at something outside of the house. She heard a loud noise and walked outside to see what it was. She looked and noticed her Yamaha Zuma scooter was laying on its side. She noticed a white male, wearing a blue "puffy" vest, board shorts, with long brown hair, and a beard walking away. She asked the male what he did, and he stated, "I just saved your life." The male then walked south bound on Elizabeth St. and turned west bound on South St. Allen called the KWPD nonemergency number to report what had occurred. Allen stated one of the scooter's side mirrors was in her porch. Upon inspection of the area I noticed a hole in the screen that surrounds the porch, big enough to fit a scooter's side mirror through. The sound heard was most likely the side mirror that was thrown through the screen smacking against the wall of Allen's house. I asked Allen if she wanted to press charges and she stated that she did.

Allen called the KWPD nonemergency number at 1916 hours and I arrived shortly after. Due to the position of the sun and the lighting in that area it was hard to tell whether somebody was in Allen's porch or not.

Sgt. A. Rodriguez, Ofc. Hudson, Ofc. Ane and I were driving around the downtown area looking for the suspect. Sgt. A. Rodriguez advised he was with a male fitting the description given by Allen on Whitehead and Virginia St. I drove to Sgt. A. Rodriguez's location.

Upon arrival I saw a white male later identified by his Florida DL as Joshua Morgan. Morgan was wearing a puffy blue jacket, board shorts, he had long brown hair and a beard. I got out of my patrol vehicle and introduced myself to Morgan. I told Morgan I needed to speak with him. Morgan sounded agitated and told me we needed to maintain social distance. Morgan began to walk backwards I told Morgan to stop because he was well past the 6-foot mark and he began to walk away. I approached Morgan he walked away from me and I grabbed his arms and attempted to place him in handcuffs. Morgan pulled away and began to run east bound on Virginia St. Sgt. A. Rodriguez and I ran after Morgan in an attempt to detain Morgan. Sgt. A. Rodriguez used his TASER to try to incapacitate Morgan. Morgan's jacket was too thick, and the probes were unable to make contact with his body (See Sgt. A. Rodriguez's supplemental report.) Morgan ran behind a car into the street colliding with me. I grabbed Morgan's upper torso and guided him toward the ground in a controlled manner. While on the ground we gave Morgan several loud verbal commands to place his hands behind his back. Morgan refused to comply and was drive stunned by Sgt. A. Rodriguez. Morgan then placed his hands behind his back, and we were able to place him in handcuffs.

Morgan was placed in the back seat of my marked patrol vehicle. I read Morgan his Miranda rights and asked him if he would like to speak with me. Morgan stated he did not understand his rights. I read it again and he interrupted me midway through. I read it a third time and Morgan refused to speak with me.

Morgan was taken to Lower Keys Medical Center to be medically evaluated and cleared to be taken to the Monroe County Detention Center. We arrived at Lower Keys Medical Center and Morgan was cleared by the doctor to go to jail.

While in route to MCDC Morgan stated "Perez huh you're a spic, aren't you? Where are you from Mexico? I'm going to get an axe and cut your head off you nigger"

Based on the facts and evidence, I believe there is probable cause, that on 05/23/2021, Joshua Morgan did

Reporting Officer: PEREZ, RANDY R\_CS3NC

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REPO	DRTING OFFICER NARRATIVE	OCA
Key West Police Department		21-002710
Victim	Offense	Date / Time Reported
ALLEN, CHERYL DENISE	ASSAULT / THREATS	Sun 05/23/21 19:16

knowingly and intentionally push over Cheryl Allen's scooter damaging her side mirrors. Morgan also threw a side mirror at Allen's porch damaging Allen's screen violating F.S.S. 806.13(1)(b)(1) criminal mischief under \$200.00.

Morgan wantonly and maliciously threw the side mirror into an occupied building in a manner that could've caused property damage, great bodily harm or death had he struck somebody on the porch. Due to the time of day and the lack of lighting in the area it was hard to determine whether there was a person on the other side of the screen. Morgan throwing the side mirror without regard for human life or safety violates F.S.S. 790.19 shooting missile into dwelling.

While attempting to detain Morgan he pulled away and then ran away not allowing me (a law enforcement officer) to lawfully execute my legal duty violating F.S.S. 843.02 resisting officer without violence.

Finally, Morgan threatened to cut my head off with an axe, while I was wearing a KWPD class b uniform and knowing I am a police officer/public servant, violating F.S.S. 838.021(3)(b) Corruption by threat against public servant.

My AXON BWC was not activated until after Morgan was detained due to him attempting to flee before I could activate my camera. My AXON in car camera was activated during transport. I took nine pictures of the damaged side mirrors, damaged screen and the tipped over scooter.

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06/01/21 16:48:4

### **Incident Report Suspect List**

Key West Police Department

OCA: 21-002710

1	Name (Last, First,  MORGAN, Jo  Business Address	OSHUA			RAPF	PER	Also K	nown As					ne Address SENERAL DELI EY WEST, FL 33	
İ	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Т	Eye	Skin	Dri	ver's License / State.	
	02/02/88	33	W	M	$N_{-}$	507	175	5 BR	0	BRO	LGI	1	604856297 NY	
	Scars, Marks, Ta	ttoos, or o	other dist	inguish	ing feat	ures								
	Reported Susp	ect Deta	ail Su	ispect A	ge	R	ace	Sex E	th	Heigh	t	We	ight	SSN
	Weapon, Type	Featur	e	Mak	е	М	odel	•		Colo	r	Caliber	Dir of Travel Mode of Trave	I
	VehYr/Make/Mod	lel		Drs	Styl	e	C	olor		Lic/St			VIN	
	Notes									P	hysical C	har		

OCA: 21-002710

1	Property Description  AXON BWC 4010				Make			Model			Caliber
	Color	Serial No.	121	Value		\$0.00	Qty	1.000	Unit	Juris	diction  Locally
	Status <i>Evidence</i>	Date 05/23/21 00:00:00	NIC#	State #				Local #	•	OAN	
	Name (Last, First, Middle * No name *	)				DOB			Age	Race	Sex
	Notes										
2	Property Description  AXON FLEET 5264	4			Make			Model			Caliber
	Color	Serial No.		Value		\$0.00	Qty	1.00	Unit	Juris	diction <i>Locally</i>
	Status <i>Evidence</i>	Date 05/23/21 00:00:00	NIC#		State #			Local #		OAN	
	Name (Last, First, Middle) * No name *	)				DOB			Age	Race	Sex
	Notes  Property Description  AXON CAPTURE				Make			Model			Caliber
	Color	Serial No.		Value		\$0.00	Qty	9.00	Unit	Juris	diction  Locally
	Status <i>Evidence</i>	Date 05/23/21 00:00:00	NIC#		State #			Local #		OAN	
	Name (Last, First, Middle * No name *					DOB			Age	Race	Sex
	Notes										
4	Property Description  SCOOTER SIDE M	URRORS			Make <b>YAMAH</b> A	<u> </u>		Model ZUM	4		Caliber
	Color	Serial No.		Value		13.90	Qty	1.00	Unit		liction <i>Locally</i>
L	Status  Damaged/destroye	Date 05/23/21 00:00:00	NIC#		State #			Local #		OAN	
	Name (Last, First, Middle) * No name *	)				DOB			Age	Race	Sex
	Notes										

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# **Incident Report Related Property List**

Key West Police Department

OCA: 21-002710

5	Property Description				Make			Model			Caliber
	MOSQUITO SCRE	EN									
	Color	Serial No.		Value			Qty		Unit	Jurisd	iction
						\$50.00		1.000			Locally
	Status	Date	NIC#		State #			Local #		OAN	
	Damaged/destroye	05/23/21 00:00:00									
	Name (Last, First, Middle)	)				DOB		I	Age	Race	Sex
	* No name *										

Notes

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#### CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

OCA: 21002710

Printed: 05/23/2021 22:06

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

Investigator: RODRIGUEZ, ALEXANDER (3465) Date / Time: 05/23/2021 21:37:11, Sunday

Supervisor: (0) Supervisor Review Date / Time: NOT REVIEWED

Contact: Reference: General Supplemental Report

On Sunday, May 23, 2021 at approximately 1954 hours, I (Sgt. A. Rodriguez) was on routine patrol in the area of Amelia and Whitehead Streets when I saw a male fitting the description of Ofc. R. Perez's suspect in a criminal mischief case.

I stopped on the corner of Virginia and Whitehead Street and called to the male to stop. Ofc. R. Perez arrived on scene and also began to speak with the male. The male, later identified as Joshua Morgan, refused to stay still despite being told by Ofc. R. Perez and I to stop. Morgan then began walking away at which point Ofc. R. Perez gained control of him and used a nearby wall to keep him from moving again. I retrieved my TASER and turned it on and pointed it at Morgan in an attempt to gain compliance. Morgan continued to attempt to pull away and tense. I gained control of Morgan's right arm via his jacket while Ofc. R. Perez attempted to retrieve his handcuffs.

Morgan then broke free from Ofc. R. Perez's grip and began to flee eastbound on Virginia Street. I gave Morgan loud verbal commands to stop and deployed my TASER in dart firing mode. Both of the probes struck Morgan's left arm and achieved sporadic neuromuscular incapacitation (NMI), but not enough to halt Morgan's actions. Morgan continued running and I turned off my TASER, dropped the expelled cartridge, and continued to give chase on foot.

Morgan stopped abruptly and attempted to run around a street sign and behind a vehicle. I still had my TASER in my right hand and gained control of Morgan's left arm. I pulled the trigger on my TASER to deliver a five-second cycle of a drive stun to Morgan's lower back area.

Ofc. R. Perez arrived and gained control of Morgan and took him down to the ground in a controlled manner via a modified arm bar takedown. Ofc. R. Perez and I were able to gain control of Morgan's arms and place him into handcuffs. Ofc. R. Perez and I subsequently placed Morgan into the rear of Ofc. R. Perez's patrol vehicle.

During the time we had contact with Morgan, he appeared to be in an altered mental status, speaking unintelligibly and asking for "Barack" to save him.

I gathered the expelled cartridge, anti-felon identification confetti (AFIDs), and blast doors and later submitted them into KWPD Property as evidence.

My AXON BWC was activated for this incident. I did not have an in-car video of this incident.

I had no further involvement in this case.

Investigator Signature:		
THE COURT AND THE CONTRACTOR OF THE CONTRACTOR O		