

Response to Resistance Report

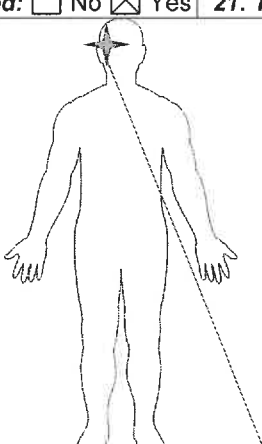
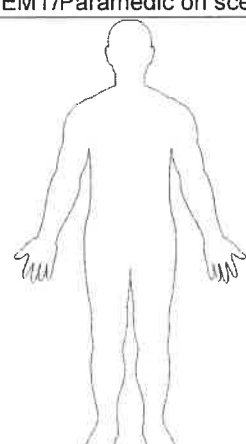
Key West Police Department

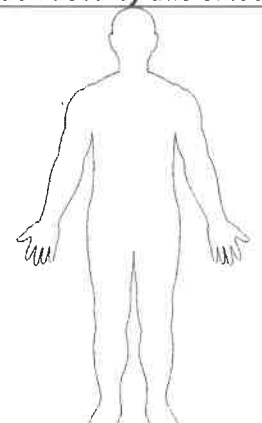
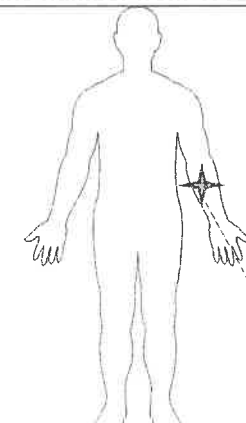
Case No: 21-4608

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: 08/25/21	3. Time: 0303	4. Location: 1029 Truman Ave	5. Incident type: Resisting w/o viol.
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input checked="" type="checkbox"/> Passive:	Ignoring verbal commands	<input checked="" type="checkbox"/> Physical Control	Modified leg sweep
	<input checked="" type="checkbox"/> Active:	Tensing, pulling away	<input type="checkbox"/> Non-lethal Weapon	
	<input checked="" type="checkbox"/> Aggressive:	Slapping officer's hand	<input type="checkbox"/> Deadly Force	
	<input type="checkbox"/> Deadly Force:			

SUBJECT	10. Last Name: Puac	11. First: Vidal	12. Race: H	13. Sex: M
	14. DOB: 01/04/2001	15. Height: 5'06"	16. Weight: 155	
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 type="checkbox"/> No <input checked="" 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				
				
	22. Anterior view	Abrasions/lacerations	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 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: 1.5			
31. Injuries: <input type="checkbox"/> No <input checked="" 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 checked="" type="checkbox"/> Yes 33. Treated: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes By: <input checked="" 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) Mod. Leg sweep						
						
	35. Anterior View		Posterior View	Laceration		

Response to Resistance Report (continued)

Key West Police Department

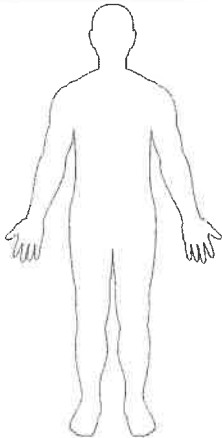
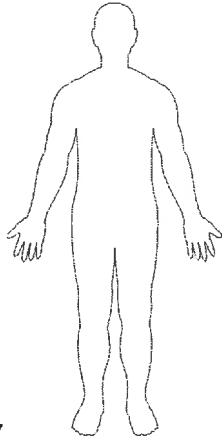
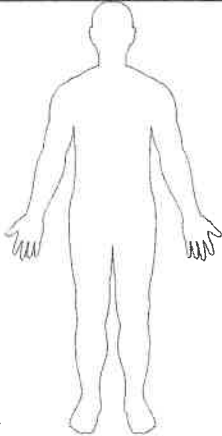
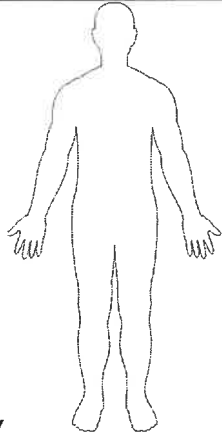
Case No: 21-4608

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: 08/25/21		41. Time: 0303	
	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 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: 21-4608

OFFICER	23. Officer: Randy Perez		24. Race: W	25. Sex: M	26. Age: 31	27. Height: 5'09"	28. Weight: 205
	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: 1.5		
	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				
	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)						
OFFICER	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)						
							
	35. Anterior View		Posterior View				

INCIDENT DATA

MOVICTIMOTHERS INVOLVED

P
R
O
P
E
R
T
Y

Status

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-004608

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

ANE, A.A. (3418), RODRIGUEZ, A. (3465), PEREZ, R. (4010)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE*Key West Police Department*

OCA

21-004608

Victim

Society

Offense

ALCOHOL VIOLATION

Date / Time Reported

Wed 08/25/2021 02:56

-- Vidal Puac Arrest Narrative:

On August 25, 2021, at approximately 0300 hours I, Officer Agleev, responded to 1029 Truman Avenue (Bare Assets), reference a trespass.

Upon arrival I observed Officer R. Perez talking in Spanish to a Hispanic male, later identified by name and DOB as Vidal Puac (DOB 01/04/2001), in the parking lot of the afore-mentioned business, steps away from the front entrance door. Puac was talking very loudly, arguing with Officer Perez. Puac was refusing to leave the premises of the business, which had been requested by the business's management. I could smell a strong odor of an alcoholic beverage emanating from Puac's breath, his speech was slurred, his eyes were bloodshot. At some point during the conversation in the heat of an argument Puac stepped towards Officer Perez. Officer Perez placed his hands on Puac's forearm to keep him at a safe distance. Puac slapped Officer Perez' hands off his arm. At that point, Officer Perez grabbed Puac's left arm, I grabbed Puac's right arm. We tried to move Puac's hands behind his back to place him in handcuffs. Puac kept tensing his body and forcefully pulling away his arms. Puac was twisting his body attempting to break away from my grip. I bent my knees and pulled Puac forward and down, while holding his right arm. Officer Perez was still holding Puac's left arm. Puac tripped over my left leg and fell face down onto the parking lot. Puac was still tensing his body and trying to pull his arm away from my grip. Officer Perez and I moved both Puac's arms behind his back. I handcuffed Puac behind his back. I rolled Puac to his side, so he could be able to sit on the ground. I noticed a laceration on the right side of Puac's face and asked Dispatch to send Rescue. I held Puac's back so he could not fall back, until Rescue's arrival.

Rescue responded to scene and checked Puac. Puac refused to go to the hospital.

Sergeant A. Rodriguez responded to scene and talked to Puac, Officer Perez and me. Sergeant Rodriguez took photos of Puac's injury.

While I was searching Puac, incident to arrest, he continued to resist my verbal commands. Puac kept stepping back and turning around. Sergeant Rodriguez and Officer Ane had to hold Puac, while I searched him.

I searched Puac and placed him in the back of my patrol vehicle. I transported Puac to the Lower Keys Medical Center, reference medical evaluation. In the hospital Puac told me, he consumed four bottles of "Corona" beer. After Puac was medically cleared, I transported him to the Monroe County Detention Center.

Based on the facts and evidence I believe, Vidal Puac on 08/25/2021 did violate Florida State Statute 810.09(2)(b), TRESPASSING FAIL TO LEAVE PROPERTY UPON ORDER BY OWNER by entering and remaining on the property of the Bare Assets, after Officer Perez multiple times asked him to leave, per Bare Assets' management request.

Based on the facts and evidence I believe there is probable cause that Vidal Puac on 08/25/2021 did resist Officer Perez and me, Officer Agleev, while we were in the lawful execution of our legal duty, without offering or doing violence to us, thus violating Florida State Statute 843.02, RESISTING AN OFFICER WITHOUT VIOLENCE.

Based on the facts and evidence I believe there is probable cause that Vidal Puac on 08/25/2021 consumed alcoholic beverages while being under 21 yoa. During my encounter with Puac I, Officer Agleev, smelled a strong odor of an alcoholic beverage emanating from Puac's breath, his speech was slurred, his eyes were bloodshot. Puac admitted to drinking four bottles of beer that day. Puac violated Florida State Statute 562.111, POSSESSION OF ALCOHOL

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA

21-004608

Victim

Society

Offense

ALCOHOL VIOLATION

Date / Time Reported

Wed 08/25/2021 02:56

BY PERSON UNDER 21 YOA.

My BWC and Fleet-In Car were activated and uploaded to Axon Evidence.

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Incident Report Suspect List

Key West Police Department

OCA: 21-004608

1	Name (Last, First, Middle) <i>PUAC, VIDAL</i>					Also Known As					Home Address <i>TRUMAN/GEORGE ST - 3 KEY WEST, FL 33040 305-879-2533</i>																																																									
	Business Address <i>MESSERY PAINTING, PAINTER</i>																																																																			
	DOB <i>01/04/2001</i>	Age <i>20</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>H</i>	Hgt <i>504</i>	Wgt <i>140</i>	Hair <i>BLK</i>	Eye <i>BRO</i>	Skin <i>OLI</i>	Driver's License / State.																																																									
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="2">Dir of Travel</td> </tr> <tr> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td></td> <td colspan="2">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: 21-004608

1	Property Description BWC 4007				Make AXON		Model BWC		Caliber	
	Color		Serial No.		Value \$0.00		Qty 1.000		Unit	
	Status Evidence		Date 08/25/2021		NIC #		State #		Local #	
	Name (Last, First, Middle) Bare Assets,		DOB / /		Age		Race		Sex	
	Jurisdiction Locally									

Notes

2	Property Description FLEET 4007				Make AXON		Model FLEET		Caliber	
	Color		Serial No.		Value \$0.00		Qty 1.000		Unit	
	Status Evidence		Date 08/25/2021		NIC #		State #		Local #	
	Name (Last, First, Middle) Bare Assets,		DOB / /		Age		Race		Sex	
	Jurisdiction Locally									

Notes