

Key West Police Department

Date Report Prepared 04/03/2014 18:50

Incident Report

Case # 01-14-001651

I N C I D E N T	Case #	Date Report Prepared	Occurred From	Occurred To	Report Type
	01-14-001651	04/03/2014 18:50	04/03/2014 18:29	04/03/2014 18:43	Original
	Dept. Classification		Case Status	Case Status Date	Cleared
	DRUG/NARCOTIC RELATED OFFENSE		CLEARED BY ARREST	04/03/2014	04/03/2014 20:00
	Common Name EMMA ST AMELIA KEYWEST, FL 33040 (MONROE County)				
Day of Week : THURSDAY Dispatched : 04/03/2014 18:29 Responded : 04/03/2014 18:29 Arrived : 04/03/2014 18:29 Map Reference : 1152FV6XO Location Type : APARTMENT/CONDO			Beat Assignment : 2 Alcohol Related : NO Drug Related : YES Total Damaged Property Value : \$0.00 Total Stolen Property Value : \$0.00 Total Recovered Property Value : \$0.00		

O F F E N S E	UCR by Records Personnel ONLY			Attempted/Committed COMMITTED
	1	FSS or MOV Number	Location Type	Disposition Date
		893.13(1)(C)(1)	APARTMENT/CONDO	
		Offense : OXYCODONE SELL 1000 SCHOOL/ETC GLENN HANES (SUSP,Primary Role,User Defined); STATE OF FLORIDA (VICT,Primary Role,User Defined) Computer Theft : NOT APPLICABLE		Evidence Collected : YES # of People Arrested : 01
End of Offense: 1				

O F F E N S E	UCR by Records Personnel ONLY			Attempted/Committed COMMITTED
	2	FSS or MOV Number	Location Type	Disposition Date
		934.215	APARTMENT/CONDO	
		Offense : 2-WAY COMM DEV TO FACILITATE FELONY GLENN HANES (SUSP,Primary Role,User Defined); STATE OF FLORIDA (VICT,Primary Role,User Defined) Computer Theft : NOT APPLICABLE		Evidence Collected : YES # of People Arrested : 01
End of Offense: 2				

O F F E N S E	UCR by Records Personnel ONLY			Attempted/Committed COMMITTED
	3	FSS or MOV Number	Location Type	Disposition Date
		893.13(6)(B)	APARTMENT/CONDO	
		Offense : MARIJUANA POSSESS <20 GRAMS GLENN HANES (SUSP,Primary Role,User Defined); STATE OF FLORIDA (VICT,Primary Role,User Defined) Computer Theft : NOT APPLICABLE		Evidence Collected : YES # of People Arrested : 01
End of Offense: 3				

P E R S O N	Person Type		Business/Person Name		Business Phone
	SUSPECT/ARRESTEE		GLENN STEVEN HANES		
	Home Phone		Person Address		
	(305) 305-8436		6415 2ND Apt. F KEY WEST FL 33040 ,MONROE County		
	Other Phone		Employer Address		
	Race	Sex	SSN	DL Exp. Date	DL Number
	BLACK	Male		06/13/2013	H520-297-80-213-0
Birth Date		Birth Place			
06/13/1980		FL, UNITED STATES			
Age : 33		Hair Style : STYLED			
Occupation : UNKNOWN		Facial Hair : STUBBLE			
DL State : FL		Teeth : OTHER			
DL Country : UNITED STATES		Eye Color : BROWN			
Ethnic Origin : NON-HISPANIC		Build : HEAVY/LARGE/OBESE			

Reporting Officer		Department	Report Status:
DET SCOTT RICHARD WARMINGTON (3486)		KEY WEST POLICE DEPARTMENT	Approved
Officer Name			Date/Time
Verifying Officer		Department	Date / Time
SGT PABLO D. RODRIGUEZ (2298)		KEY WEST POLICE DEPARTMENT	04/07/2014 10:34

01-14-001651

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Case # 01-14 001651

P R O P E R T Y 3	Category EVIDENCE/SEIZED	Property Type DRUG	Make GREEN LEAFY	Model MARIJUANA
	Serial #	Color GREEN	Description 1.2G FTP MARIJUANA	Condition RECOVERED
	UCR Type : CONSUMABLE GOODS Associations : OWNER IS GLENN HANES Year : 2014 Quantity/Weight : 1.2G Value : \$15.00 Damage Code : OTHER Rec. Officer : SIRACUSE, MARK W. Drug Activity : POSSESS		Drug Type : MARIJUANA Drug Units : 00,001.200 GRAM(s) Drug Value : \$15. Recovery Location : Use Address from Incident Location Information Recovered By : DET.M.SIRACUSE Recovery Date and Time : 04/03/2014 18:00 Recovery Value : \$15.00	
End of Property: 3				

P R O P E R T Y 4	Category EVIDENCE/SEIZED	Property Type CELLULAR PHONE	Make ALCATEL	Model ONE TOUCH 5020N
	Serial # IMEI 013912001015131	Color BLACK	Description BLACK ALCATEL CELLPHONE	Condition RECOVERED
	UCR Type : MISCELLANEOUS Associations : OWNER IS GLENN HANES Relationship to Offense(s) : YES IS Offense 2 Year : 2014 Quantity/Weight : 1 Value : \$20.00		Damage Code : OTHER Rec. Officer : SIRACUSE, MARK W. Recovery Location : Use Address from Incident Location Information Recovered By : DET. M. SIRACUSE Recovery Date and Time : 04/03/2014 18:00 Recovery Value : \$20.00	
End of Property: 4				

N A R R A T I V E 1	Topic ORIGINAL
	<p>On Thursday 04/03/2014 at approximately 1755 hours, the CI placed a controlled recorded phone call to Hanes to the number 305-305-8436. At the direction of detectives, the CI spoke to Hanes and asked him if he could see I Hanes asked the CI how many : wanted (oxycodones). The CI told Hanes needed five (oxycodones) and asked if he would meet by Checkers (2500 North Roosevelt Blvd). The Special Investigations Unit conducted a buy/walk operation the previous day (04/02/2014) in which detectives purchased 5 oxycodones pills from Hanes in the area of Checkers (see case number 14-1628). During the previous case, a CI called Hanes on the same number (305-305-8436). Hanes arrived driving a black Chevrolet Impala and I positively identified Hanes as I witnessed the transaction.</p> <p>During the phone call placed on 4/3/2014, Hanes told the CI he wouldn't be able to drive to Checkers because he did not have a car today. Hanes told the CI would need to meet him at the intersection of Truman and Emma.</p> <p>At approximately 1829 hours, the Key West Police Department Special Investigations Unit conducted a buy/bust operation utilizing a confidential informant (CI), in the area of Truman and Emma Street. I provided the CI with an audio/video recording device and 150\$ worth of pre-recorded currency. The CI exited our undercover vehicle in the area of Emma and Petronia Street. Under constant visual and audio surveillance, the CI walked South on Emma Street. Detective B. Leahy observed the CI from a concealed location and told me he saw approach the intersection of Truman and Emma Street. Det. Leahy told me the CI walked to the white fence to the Fort Village Apartments on Truman Street. As : was approaching the fence, Det. Ane and I heard the CI receive a phone call from Hanes in which is told he only has 4 oxycodones instead of the 5 : ordered. The CI told Hanes was approaching the dumpsters and ended the phone call. Det. Leahy told me a black male wearing a white shirt and shorts approached the other side of the fence directly in front of the CI. After a brief</p>
	<p>Reporting Officer DET SCOTT RICHARD WARMINGTON (3488)</p> <p>Officer Name</p>

Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Verifying Officer SGT PABLO D. RODRIGUEZ (2298)	Date / Time 04/07/2014 10:34

01-14-001651

Key West Police Department

Date Report Prepared 04/03/2014 18:50

Incident Report

Case #: 01-14-001651

<p>conversation, the CI left the fence area and proceeded north on Emma Street to our location.</p> <p>Det. B. Leahy told me the same black male who met with the CI walked across the street to the Stock Island Grocery Store. Under constant visual and audio surveillance and without speaking to anyone along the way, the CI returned to our vehicle and provided me 4 oxycodone pills. The CI told me Hanes sold the 4 pills and told he would meet in 20 minutes to give the fifth. The CI described Hanes as wearing a white shirt and blue shorts.</p> <p>Det. M. Siracuse and Sgt. Rodriguez entered the Fort Village area shortly after the transaction and placed Hanes into custody. Det. B. Leahy arrived on scene and told me he positively matched Hanes as the individual he saw meet with the CI. Det. Siracuse photographed Hanes' clothing and after reviewing the buy video, I found his blue shorts and white Nike shoes to be a match. Det. M. Siracuse recovered a cell phone from Hanes and confirmed his number to be the same number the CI called to purchase narcotics (305-305-8436). Det. Siracuse also informed me he discovered 1.2 of marijuana in clear plastic wrap concealed in Hanes' groin area.</p> <p>Det. Ane field tested the Marijuana and confirmed the blue pills to be oxycodone 30mg with Florida Poison Control (M3501973).</p> <p>I created a digital disk containing photographs and videos and placed it and the narcotics into the Key West Police Department property and evidence section.</p> <p>Det. M. Siracuse interviewed Hanes at the Key West Police Department. Det. M. Siracuse told me he read Hanes his Miranda Warning's and Hanes agreed to speak with him. The interview was recorded and placed on the digital disk.</p> <p>Hanes was transported to the Monroe County Detention Center.</p> <p>Hanes' cell phone was also placed into evidence and a search warrant will follow for the call from our CI.</p> <p>Glen Hanes did intentionally sell 4 oxycodone pills at the intersection of Truman and Emma which is well within 1,000 feet of Douglas Gym which is public school property.</p> <p>Case Status: Cleared by arrest.</p>
End of Narrative: 1

Reporting Officer DET SCOTT RICHARD WARMINGTON (3486)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT PABLO D. RODRIGUEZ (2298)	Department KEY WEST POLICE DEPARTMENT	Date / Time 04/07/2014 10:34

ARREST AFFIDAVIT - ADULT

ARREST FORM

MONROE COUNTY
ARREST #

OBTS #

Filing Agency Key West Police Dept		Offense Report 0114001651		Local I.D. #		FDLE		FBI		ISS #						
Defendant's Last Name HANES			First GLENN		Middle STEVEN		SUF		Alias/Street Name		Citizenship UNITED STATES					
Race B	Sex M	Hgt 5'08"	Eyes BROWN	Hair BROWN	Wgt 210	Comp DARK	Age 33	DOB 06-13-80	Birthplace FL	Scars, marks, TT						
Permanent Address 6415 2ND F KEY WEST, FL 33040-							Local Address:									
Residence Type: (1) City (2) County (3) Florida (4) Out of State							Place of Employment UNKNOWN		Length							
How long defendant in Monroe County:		Breathalyzer by/CCN		Reading		Place of arrest TRUMAN ST AND EMMA ST KEYWEST, FL 33040-		Date/time arrested 04-03-14 18:35		Arresting officer(s) CCN WARMINGTON, SCOTT 3486						
Officer Injured	Unit	Zone	Beat	Shift	Trans Unit	PMD	Transporting officer /CCN WARMINGTON, S/3486		Pick-up time: Time arrived at MSO:		Drug Type: M					
Type:		B-Barbiturate	H-Hallucinogen	P-Paraphernalia/	U-Unknown	Activity:		B-Buy	E-Use	K-Dispense/	Indication of:	Y	N	UK		
N-N/A		C-Cocaine	M-Marijuana	Equipment	Z-Other	S,S,P		N-N/A	T-Traffic	M-Manufacture/	Distribute	Alcohol Influence:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A-Amphetamine		E-Heroin	O-Opium	S-Synthetic				P-Possess	A-Smuggle	Produce/	Z-Other	Drug Influence:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
S-Sell								D-Deliver	Cultivate					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Attach Defendant's Photo:		Defendant's Vehicle Make:		Type:		Year:		Color:		VIN #:						
		Vehicle towed to:		Tag #:		Other identifiers or remarks:										

Name of victim(s) (if corporation, exact legal name and state of incorporation): ADDRESS PHONE #
STATE OF FLORIDA, FL

COUNT NO.	OFFENSES CHARGED	CITATION #, IF APPLICABLE	F.S. # OR CAPIAS/WARRANT #
01 / FS	OXYCODONE OTHER CRIMINAL OFFENSE		893.13(1)(C)(1)
01 / FS	2-WAY COMM DEV TO FACILITATE FELONY		934.215
01 / FS	MARIJUANA POSSESS <20 GRAMS		893.13(6)(B)

Before me this date personally appeared WARMINGTON, SCOTT 3486 who being first duly sworn deposes and says that on the 3rd day of April, 2014 at TRUMAN ST AND EMMA ST KEYWEST, FL 33040- the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

On Thursday 04/03/2014 at approximately 1755 hours, the CI placed a controlled recorded phone call to Hanes to the number 305-305-8436. At the direction of detectives, the CI spoke to Hanes and asked him if he could see Hanes asked the CI how many wanted (oxycodones). The CI told Hanes needed five (oxycodones) and asked if he would meet: by Checkers (2500 North Roosevelt Blvd). The special investigations unit conducted a buy/walk operation the previous day (04/02/2014) in which detectives purchased 5 oxycodones pills from Hanes in the area of Checkers (see case number 14-1628). During the previous case, a CI called Hanes on the same number (305-305-8436). Hanes arrived driving a black Chevrolet Impala and I positively identified Hanes as I witnessed the transaction.

During the phone call placed on 4/3/2014, Hanes told the CI he wouldn't be able to drive to Checkers because he did not have a car today. Hanes told the CI he would need to meet him at the intersection of Truman and Emma.

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/AFFIANT'S SIGNATURE _____ WARMINGTON, SCOTT 3486 KEY WEST POLICE DEPARTMENT
OFFICER'S NAME/CCN OFFICER'S DIVISION

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath. (SEAL OR STAMP IF APPLICABLE)

DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY TITLE OR RANK/CCN

SIXTEENTH JUDICIAL CIRCUIT
MONROE COUNTY
STATE OF FLORIDA

FIRST APPEARANCE / ARREST FORM

(SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION)

ARREST AFFIDAVIT - ADULT
CONTINUATION

ARREST FORM

MONROE COUNTY
ARREST NO.

OBTs NO.

DEFENDANT'S LAST NAME	FIRST	MIDDLE	SUF.	HGT	WGT	RC	SEX	DOB	Offense Report	Arresting Officer(s)/CCN
HANES	GLENN	STEVEN		5'08"	210	B	M	06-13-80	0114001651	WARMINGTON, SCOTT 3486

Name of victim(s) (if corporation, exact legal name and state of incorporation)

ADDRESS

PHONE #

COUNT NO.	OFFENSES CHARGED	CITATION #, IF APPLICABLE	F.S. # OR CAPIAS/WARRANT #

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At approximately 1829 hours, the Key West Police Department Special Investigations Unit conducted a buy/bust operation utilizing a confidential informant (CI), in the area of Truman and Emma Street. I provided the CI with an audio/video recording device and 150\$ worth of pre-recorded currency. The CI exited our undercover vehicle in the area of Emma and Petronia Street. Under constant visual and audio surveillance, the CI walked South on Emma Street. Detective B Leahy observed the CI from a concealed location and told me he saw the CI approach the intersection of Truman and Emma Street. Det. Leahy told me the CI walked to the white fence to the Fort Village Apartments on Truman Street. As the CI was approaching the fence, Det. Ane and I heard the CI receive a phone call from Hanes in which Hanes told he only has 4 oxycodones instead of the 5 ordered. The CI told Hanes he was approaching the dumpsters and ended the phone call. Det. Leahy told me a black male wearing a white shirt and shorts approached the other side of the fence directly in front of the CI. After a brief conversation, the CI left the fence area and proceeded north on Emma Street to our location.

Det. B. Leahy told me the same black male who met with the CI walked across the street to the Stock Island Grocery Store. Under constant visual and audio surveillance and without speaking to anyone along the way, the CI returned to our vehicle and provided me 4 oxycodone pills. The CI told me Hanes sold the 4 pills and told me he would meet me in 20 minutes to give me the fifth. The CI described Hanes as wearing a white shirt and blue shorts.

Det. M. Siracuse and Sgt. Rodriguez entered the Fort Village area shortly after the transaction and placed Hanes into custody. Det. B. Leahy arrived on scene and told me he positively matched Hanes as the individual he saw meet with the CI. Det. Siracuse photographed Hanes' clothing and after reviewing the buy video, I found his blue shorts and white Nike shoes to be a match. Det. M. Siracuse recovered a cell phone from Hanes and confirmed his number to be the same number the CI called to purchase narcotics (305-305-8436). Det. Siracuse also informed me he discovered 1.2 of marijuana in clear plastic wrap concealed in Hanes' groin area.

Det. Ane field tested the Marijuana and confirmed the blue pills to be oxycodone 30mg with Florida Poison Control (M3501973).

I created a digital disk containing photographs and videos and placed it and the narcotics into the Key West Police Department property and evidence section.

Det. M. Siracuse interviewed Hanes at the Key West Police Department. Det. M. Siracuse told me he read Hanes his Miranda Warnings and Hanes agreed to speak with him. The interview was recorded and placed on the digital disk.

Hanes was transported to the Monroe County Detention Center.

Hanes' cell phone was also placed into evidence and a search warrant will follow for the call from our CI.

Glen Hanes did intentionally sell 4 oxycodone pills at the intersection of Truman and Emma which is well within 1,000 feet of Douglas Gym which is public school property.

Case Status: Cleared by arrest.

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/AFFIANT'S SIGNATURE

WARMINGTON, SCOTT 3486
OFFICER'S NAME/CCN

KEY WEST POLICE DEPARTMENT
OFFICER'S DIVISION

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath. (SEAL OR STAMP IF APPLICABLE)

DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY

TITLE OR RANK/CCN

SIXTEENTH JUDICIAL CIRCUIT
MONROE COUNTY
STATE OF FLORIDA

FIRST APPEARANCE / ARREST FORM

(SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION)

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

Case Related Items Print

Case # KW-02-0014
Module Investigative Report

<u>RI Seq #</u>	<u>Key 1 (Case #)</u>	<u>Key 2</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
INV-1	KW-02-0014	1		KWPD [REDACTED] Interview.zip	Det. Syracuse interview with [REDACTED]	04/07/2014 12:48:57	Quad, Millard Carl
INV-2	KW-02-0014	1		kwpd [REDACTED] report.PDF	KWPD Report 14-1651	04/07/2014 14:42:05	Quad, Millard Carl
INV-3	KW-02-0014	2		kwpd pablo rodriguez.zip	Sworn Statement Sgt. Pablo Rodriguez	04/07/2014 15:54:29	Quad, Millard Carl
INV-4	KW-02-0014	3		[REDACTED].zip	Sworn Statement of [REDACTED]	04/08/2014 15:28:22	Quad, Millard Carl
INV-5	KW-02-0014	3		[REDACTED].zip	Sworn Statement [REDACTED]	04/08/2014 15:40:45	Quad, Millard Carl
INV-6	KW-02-0014	5		KWPD Syracuse.zip	Sworn Statement Det. Mark Syracuse	04/11/2014 08:43:22	Quad, Millard Carl
INV-7	KW-02-0014	5		KWPD [REDACTED] Interview.zip	KWPD [REDACTED] Interview with Det. Syracuse	04/11/2014 11:31:12	Quad, Millard Carl
INV-8	KW-02-0014	6		Sheila Video.zip	Video of [REDACTED] arrest	04/11/2014 11:50:47	Quad, Millard Carl
INV-9	KW-02-0014	6		Sheila 2 video.zip	Video of [REDACTED] Arrest	04/11/2014 11:52:28	Quad, Millard Carl
INV-10	KW-02-0014	1		[REDACTED]	Sworn Statement	04/16/2014 12:31:25	Quad, Millard Carl
INV-11	KW-02-0014	4		[REDACTED] Rape Report.zip	[REDACTED] Forensic Report	04/17/2014 12:36:21	Quad, Millard Carl

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
Case Related Items Print

Case # KW-02-0014
Module Investigative Report

<u>RI Seq #</u>	<u>Key 1 (Case #)</u>	<u>Key 2</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
INV-12	KW-02-0014	4		KWPD Property Rept 1.jpg	KWPD Property Receipt 1	04/17/2014 12:42:10	Quad, Millard Carl
INV-13	KW-02-0014	4		kwpd property recp 2.jpg	KWPD Property Receipt 2	04/17/2014 12:43:01	Quad, Millard Carl
INV-14	KW-02-0014	8		Sgt Katz.zip	Sworn Statement Det. Deputy Sgt. Katz	04/22/2014 08:33:27	Quad, Millard Carl
INV-15	KW-02-0014	9		Sgt Biscup.zip	Sworn Statement Sgt. Eric Biskup	04/24/2014 11:04:24	Quad, Millard Carl
INV-16	KW-02-0014	2			Sgt. Rodriguez diagram of vehicles	05/20/2014 12:31:36	Quad, Millard Carl
INV-17	KW-02-0014	2			MCSO Jail Report 09jin000160	05/20/2014 12:33:45	Quad, Millard Carl
INV-18	KW-02-0014	2			I-Cop Video	05/20/2014 12:35:22	Quad, Millard Carl
INV-19	KW-02-0014	11			Opened in Error	06/27/2014 11:51:57	Quad, Millard Carl
INV-20	KW-02-0014	11			Opened in Error	06/27/2014 11:52:18	Quad, Millard Carl
INV-21	KW-02-0014	12		[REDACTED].pdf	ASA Letter from CASA Madruga on [REDACTED] Case	06/30/2014 16:45:13	Quad, Millard Carl

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On April 3, 2014, at approximately 1850 hours, [REDACTED] was arrested by (KWPD) Sergeant Detective Det. Pablo Rodriguez, along with (KWPD) Det. Mark Siracuse for the offense of Sale of Oxycodone, Use of a 2 Way Communication Device to Facilitate Felony, and Possession of less than 20 grams of Marijuana.

According to KWPD report 01-14-001651 Det. Siracuse, along with Sgt. Det. Rodriguez entered the public housing division of Fort Village area shortly after an undercover transaction took place with defendant [REDACTED]. [REDACTED] was placed into custody and upon a search of [REDACTED] Det. Siracuse located approximately 1.2 grams of marijuana discovered in clear plastic wrap concealed in the groin area of defendant [REDACTED].

[REDACTED] was transported to the Key West Police Department (KWPD) and interviewed by Det. Siracuse. [REDACTED] did not cooperate with investigators. At the end of the interview [REDACTED] wanted to know where his shoes were, and the location of his money that was taken from him. Det. Siracuse informed [REDACTED] that there was money taken from his pants pocket, however, it was later stolen. [REDACTED] than stated, " I need to go to the hospital, my ass is hurting, I dont' know who it was, Pablo or you playing with my ass."

[REDACTED] was transported to the Monroe County Jail without incident.

Once at the jail, [REDACTED] continued to complain about his rectum area being sore, and wanted to file a formal police report. Sgt. Erick Biskup (KWPD) reported to the jail and filled out a formal statement form for [REDACTED].

Sworn Statement form from Defendant [REDACTED], written by Sgt. Erik Biskup states the following:

"Pablo" and "Siracuse" arrested [REDACTED] and patted [REDACTED] down. [REDACTED] was handcuffed and taken to the back of the police vehicle. Siracuse pulled [REDACTED] shorts down and placed his hands into the rectum area of [REDACTED]. Siracuse penetrated [REDACTED] and informed Pablo that he

Case Number: KW-02-0014	Serial #: 1
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/04/2014	Activity End Date:04/07/2014
Approved By: Frederick, Carol A	

Description: Opening IR [REDACTED] KWPD affidavit.

THIS REPORT IS INTENDED ONLY FOR THE USE OF THE AGENCY TO WHICH IT WAS DISSEMINATED AND MAY CONTAIN INFORMATION THAT IS EITHER PRIVILEGED OR CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. ITS CONTENTS ARE NOT TO BE DISTRIBUTED OUTSIDE YOUR AGENCY.

Case Number	KW-02-0014
IR Number	1

believed something was in [REDACTED] rectum.

SA Quad electronically placed the KWPD police report number 01-14-001651, the taped statement of Det. Siracuse interviewing [REDACTED] and the sworn statement form provided by [REDACTED] into the related item section of this report.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest.

On April 4, 2014, at approximately 1545 hours, Special Agents' (SA) Mid Quad and Mike Langston of the Florida Department of Law Enforcement (FDLE) conducted a sworn statement of Detective (Det) Sergeant Pablo Daniel Rodriguez.

The following is a summary of Det. Sgt. Pablo Rodriguez sworn statement:

According to Sgt. Rodriguez, on April 2, 2014, the Key West Police Department Special Operation Unit conducted a buy-walk on [REDACTED].

On April 3, 2014, the unit conducted a buy-bust on [REDACTED] and were in the area of Emma Street and Truman Avenue looking for [REDACTED]. Sgt. Rodriguez was driving his un-marked police vehicle with Detective Mark Siracuse sitting in the passenger seat looking for [REDACTED]. A second call came out about a "guy" that pulled a gun on "somebody" else, so the detectives were diverted away from looking for [REDACTED] and placed their attention on the "gun call".

As the detectives were coming back from the "gun call", Sgt. Rodriguez saw [REDACTED] standing on the corner of Emma Street. Sgt. Rodriguez stopped his car and both detectives exited the vehicle. Sgt. Rodriguez began walking on Emma Street while Det. Siracuse was walking on the side walk towards [REDACTED]. The detectives approached [REDACTED] handcuffed [REDACTED] and walked him back towards the car. The detectives searched [REDACTED] at the vehicle. Sgt. Rodriguez found a "big wad" of cash in [REDACTED] left front shorts pocket, and a pack of "Newports", almost full. Sgt. Rodriguez believes he placed the cash on the trunk of his vehicle and continued searching [REDACTED]. Sgt. Rodriguez placed [REDACTED] inside the vehicle.

The "gun call" was still in progress and someone pointed out the subject to Sgt. Rodriguez. Sgt. Rodriguez, along with Det. Siracuse left the area for a brief moment and went down the block to Truman Ave where they found the subject with the "gun call" and placed him under arrest.

As the detectives were coming back from the second arrest call, Detective Siracuse informed Sgt. Rodriguez that [REDACTED] was pulling down his pants while sitting in the back seat, as if he was

Case Number: KW-02-0014	Serial #: 2
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/04/2014	Activity End Date:04/07/2014
Approved By: Frederick, Carol A	

Description: Sworn Statement from KWPD Sgt. Pablo Rodriguez

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"digging in the back of his pants." Det. Siracuse noticed that [REDACTED] seemed to be "clinging his but cheeks together."

The detectives took [REDACTED] out of the car and walked [REDACTED] over to the marked unit parked on Truman Avenue. Sgt. Rodriguez drew a diagram of the incident location with the placement of the vehicles as to the arrest location.

Sgt. Rodriguez walked up behind [REDACTED] who began "nagging" to Sgt. Rodriguez about his arrest. Sgt. Rodriguez told [REDACTED] to "stand wide", and gave him a big push with my foot". Sgt. Rodriguez stood on [REDACTED] right side. Detective Siracuse was positioned on [REDACTED] left side, placed some gloves on, and began searching [REDACTED]. Det. Siracuse pulled [REDACTED] shorts and underwear away to obtain a good view of his back side and front area. At this time, detectives noticed a lady standing on the corner of the street video tapping the arrest.

Det. Siracuse searched [REDACTED] front groin area and saw a baggie of suspected marijuana that was located under his groin area inside his pants. Det. Siracuse retrieved the suspected baggie of marijuana from [REDACTED] groin area. Sgt. Rodriguez told Det. Siracuse to hold up the baggie of suspected marijuana and show the item to the lady video-tapping the arrest. Sgt. Rodriguez stated that he did not see Det. Siracuse penetrate [REDACTED] rectum area during the search.

Sgt. Rodriguez informed investigators that he had prior contact with [REDACTED] involving a cell phone incident that occurred at the Monroe County Jail. On or about 2009/2010, [REDACTED] was arrested by the KWPD and placed a cell phone call to Sgt. Rodriguez. Sgt. Rodriguez phoned the jail and informed the sergeant in charge that [REDACTED] is utilizing a cell phone inside the jail. Correctional officers conducted a strip search of [REDACTED] and located a cell phone from his rectum area.

SA Quad obtained several Monroe County Sheriff's Office reports pertaining to [REDACTED] from the detention center and located MCSO report number 09JIN000160 reported on December 5, 2009 at 6:48PM location Delta dorm. The report states that Sgt. Rodriguez called the Monroe County Detention Center and told the Sergeant of the jail that he received a call from [REDACTED] and that the call was not listed in the ICS phone system. Detention Deputies went to [REDACTED] cell and began searching his dorm. During the search of [REDACTED] [REDACTED] would not comply with the order to squat down. When [REDACTED] did comply with the order to "squat down, a cell phone fell out of his buttocks area". [REDACTED] was then handcuffed and taken to the alpha unit.

Once at the police station, Sgt. Rodriguez told [REDACTED] that Det. Siracuse would be interviewing [REDACTED]. Det. Siracuse conducted an interview on [REDACTED]. Det. Siracuse told Sgt. Rodriguez that [REDACTED] did not want to talk to the police and terminated the interview.

Sgt. Rodriguez informed investigators that both defendants were transported via the transport van. Both defendants began making several comments to Sgt. Rodriguez before being transported to the jail. Sgt. Rodriguez told the transport officer to start recording the I-cop on the van. [REDACTED] told Sgt. Rodriguez that Sgt. Rodriguez was trying to steal his money and wanted a receipt for the money that was stolen from [REDACTED]. [REDACTED] also wanted to know about his shoes, that were later given to him while at the police station. Sgt. Rodriguez knew about the complaint that [REDACTED] filed on Det. Siracuse from Sgt. Erik Biskup. SA Quad reviewed all transport video and was unable to hear and or see anything of evidentiary value.

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SA Quad placed a copy of the sworn statement of Sgt. Rodriguez, a copy of the diagram that Sgt. Rodriguez drew out, a copy of the MCSO report involving [REDACTED] and the cell phone incident, along with the I-cop video during transport into the related item section of this report.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] [REDACTED] [REDACTED] during his arrest on April 3, 2014.

On April 4, 2014, at approximately 1725 hours, Special Agent (SA) Mid Quad of the Florida Department of Law Enforcement (FDLE) conducted a sworn statement of Monroe County Jail inmate [REDACTED] [REDACTED]

The following is a summary of defendant [REDACTED] [REDACTED] sworn statement:

According to [REDACTED] on April 3, 2014, the Monroe County Jail nurse, later identified as Fayma Callahan, was conducting a medical intake physical on [REDACTED] [REDACTED] informed the nurse that he wanted to make a complaint on the Key West City officers, Det. Siracuse, and Sgt. Pablo Rodriguez who "stuck a finger in his ass." Detention Deputy Sergeant Katz was notified by the nurse and advised of the complaint.

KWPD Sergeant Erik Biskup was advised of the incident and arrived at the jail to take a report of the sexual allegations. Sgt. Biskup filled out the form for [REDACTED] due to [REDACTED] being unable to read and write. [REDACTED] sworn statement is documented in IR 1 of this case file.

[REDACTED] said that earlier that day, [REDACTED] was notified by Sgt. Rodriguez that he was under arrest for selling drugs. [REDACTED] was arrested and escorted into a police car by Sgt. Rodriguez, and Det. Mark Siracuse. [REDACTED] was placed in the back seat and noticed that the officers left the area due to another call that came out over the police radio. The officers came back to the car and escorted [REDACTED] out of the back seat and walked [REDACTED] over to another police car.

[REDACTED] stated that Sgt. Rodriguez "threw" [REDACTED] against the car and Det. Mark Siracuse pulled his pants down to his thighs exposing [REDACTED] "butt cheeks." Sgt. Rodriguez instructed Det. Mark Siracuse to search inside [REDACTED] pants. [REDACTED] stated that while he was handcuffed Det. Siracuse began "digging in his booty hole" looking for crack. Det. Siracuse then located marijuana inside [REDACTED] front left pocket, and not inside his groin area, as claimed by the KWPD officers. [REDACTED] stated that he felt violated by Det. Siracuse and the police who should have conducted the search while he was in jail, and not on the streets.

Case Number: KW-02-0014	Serial #: 3
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/04/2014	Activity End Date: 04/07/2014
Approved By: Frederick, Carol A	

Description: Interview of inmate [REDACTED] [REDACTED] MCJ

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█████ stated that from the back Det. Siracuse "played with my nuts, while he was up under there, playing with my booty." " You can see me resisting."

█████ agreed to a rape kit. It should be noted, that █████ claimed he tried to complain to Sgt. Katz, but he "put" █████ in the shower and sent him to a jail dorm. █████ also said Sgt. Biskup told him he'd take him to the hospital to do a rape kit, but that he was never taken there.

█████ provided cell phone number 305-879-0509 to SA Quad in regard to an individual by the name of "Big Sheila", who video tapped █████ arrest. SA Quad later identified "Big Sheila" as Sheila A. Butler. Butler sent SA Quad two videos of the arrest, as documented in IR 6 of this case file.

█████ also informed SA Quad that Det. Siracuse stole \$1,300.00 and cigarettes out of his pocket and he wanted to file a complaint in regard to his property being stolen. SA Quad explained that the matter was being investigated by the KWPD.

It should be noted that further investigation by the KWPD revealed that Gerald F Billingsley was arrested on April 4, 2014 for Grand Theft, and Tampering with Evidence, in connection with the theft of the money that was taken during the search of █████ The money was traced to the undercover transaction that occurred with █████ purchasing oxycodone from the Confidential Source.

SA Quad electronically placed the sworn statement of █████ █████ into the related item section of this report.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] [REDACTED] [REDACTED] during his arrest.

On April 4, 2014, Registered Nurse (RN) Darlene Cahill (305-923-0967) conducted a forensic examination on [REDACTED] at the Monroe County Jail. RN Cahill informed SA Mid Quad that she conducted a forensic medical exam on [REDACTED] with negative results for any evidentiary value and or tissue tearing of [REDACTED] rectum area.

SA Quad took possession of the exam kit and contacted KWPD Detective Matt Haley in regard to placing the evidence into the Key West Police Department property division. Det. Haley generated case number 14-1671 and provided SA Quad with a KWPD property receipt. SA Quad sealed the exam kit and placed the exam kit into the property division for chain of custody.

SA Quad electronically placed the exam results, along with KWPD property receipt number 01-14-001671 into the related item section of this report.

Case Number: KW-02-0014	Serial #: 4
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/04/2014	Activity End Date:04/08/2014
Approved By: Frederick, Carol A	

Description:Forensic Exam conducted on [REDACTED] by RN Darlene Cahill.

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On April 8, 2014, Special Agent (SA) Mid Quad met with Key West Police Officer Mark Siracuse for the purpose of conducting an interview regarding the arrest and search of [REDACTED]. Officer Siracuse stated that he had consulted with his Police Benevolent Attorney (PBA) regarding this matter and was advised not to make a statement; however, if he elected to make a statement it would be voluntary.

Officer Siracuse elected to make a statement and participate in a sworn interview which revealed the following regarding the April 3, 2014 arrest of [REDACTED].

During a KWPD buy-bust operation, [REDACTED] was observed selling oxycodone to a KEPD confidential informant. As officers began to move in for the arrest, a priority call regarding a "subject with a gun" was broadcasted over the police radio. Officer Siracuse, and Sgt. Pablo Rodriguez began to look for the gun suspect. Once the area was saturated with marked patrol units, the detectives elected to return to their original assignment and conduct the arrest of [REDACTED] for the narcotics sale.

The officers handcuffed [REDACTED] and escorted [REDACTED] to Sgt. Rodriguez's unmarked police car. The officers conducted a pat down on [REDACTED]. From [REDACTED] pocket, the officers removed keys, \$1290.00, and a cigarette box. Officer Siracuse placed [REDACTED] belongings on the trunk of Sgt. Rodriguez's car.

Sgt. Rodriguez seated [REDACTED] who was handcuffed in the back seat area of his police car. At the time [REDACTED] was seated in the police car, [REDACTED] shorts, and underwear were "up like normal".

At this time, Sgt. Rodriguez instructed Officer Siracuse to go down the street to arrest the gun suspect, who was in their line of sight. Following the arrest of the gun suspect, Officer Siracuse returned to Sgt. Rodriguez's car. Upon arrival, he noted that Sgt. Rodriguez had walked away from the car, "a little ways." Officer Siracuse looked into the back seat of Sgt. Rodriguez's car and observed [REDACTED] who had "his hands behind him and he was like doing something in the

Case Number: KW-02-0014	Serial #: 5
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/08/2014	Activity End Date: 04/11/2014
Approved By: Frederick, Carol A	

Description: Sworn Statement of Det. Mark Siracuse

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seat. Just something strange was going on behind him, and it's, you know I've seen it a million times, it's common when someone is trying to hide something or do something back there."

After alerting Sgt. Rodriguez to the activity, officers removed [REDACTED] from the vehicle. At that time, Officer Siracuse noted that [REDACTED] pants were "halfway down his, his butt." Sgt. Rodriguez then went to his car and searched the backseat, while officer Siracuse walked [REDACTED] over to another marked patrol car, and leaned [REDACTED] on the back of the trunk area.

Officer Siracuse stated that [REDACTED] was "clenching his buttocks together". After searching the car, Sgt. Rodriguez walked over to the patrol car where [REDACTED] and Officer Siracuse were standing. Officer Siracuse stated that [REDACTED] was acting nervous and "could tell he was trying to hide something." Officer Siracuse noted that [REDACTED] was wearing tight spandex underwear, which in Officer Siracuse's experience, is often worn to "hide things."

Officer Siracuse was positioned on [REDACTED] left side, and Sgt. Rodriguez was positioned on the right side during the search of [REDACTED]. Officer Siracuse stated that there was a crowd in the area, and he didn't want to embarrass [REDACTED] therefore, they never "pulled his pants or shorts down; just kinda pulled them out so we could see in there." Officer Siracuse noted that there was nothing "between his butt cheeks" and stated "We certainly never penetrated him in any way back there."

During the search of the front of [REDACTED] body, Officer Siracuse saw a bag sticking out from underneath [REDACTED] left testicle. The bag, containing a few grams of suspected marijuana, was removed by Officer Siracuse, who was wearing gloves.

Officer Siracuse then held the bag up in the air and showed it to a citizen who was filming the search. [REDACTED] was then placed into a marked patrol unit and transported to the KWPD. The interview with Officer Siracuse and [REDACTED] is documented in IR 1 of this case file.

Officer [REDACTED] added that when he first returned to the vehicle following the arrest of the gun suspect, [REDACTED] insisted on asking where his money was and requested a property receipt. Officer Siracuse and Sgt. Rodriguez looked for the money, and couldn't find it.

The following day, detectives located a portion of the monies (which was actually buy bust monies identified via serial number's) and arrested defendant Gerald F Billingsley for stealing the monies.

Officer Siracuse indicated that he has conducted a number of searches similar to this search, and has never penetrated anyone's rectum.

SA Quad electronically placed the sworn statement of Det. Mark Siracuse, along with a interview conducted on [REDACTED] by Det. Siracuse, into the related item section of this report.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On April 10, 2014, Special Agent (SA) Mid Quad of the Florida Department of Law Enforcement (FDLE) received a phone call from Sheila A Butler, at 305-395-9587. Butler stated to SA Quad that she had a video of the incident that occurred with [REDACTED] Butler sent the video to SA Quad for review. The video was broken up into two (2) separate files because the file was too large to send over the internet.

SA Quad electronically placed two (2) videos of the arrest of [REDACTED] into the related item section of this report.

Case Number: KW-02-0014	Serial #: 6
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/10/2014	Activity End Date:04/11/2014
Approved By: Frederick, Carol A	

Description:Video from Sheila Butler/[REDACTED]

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

On Wednesday, April 16, 2014, Special Agent (SA) Millard Quad requested analytical assistance from Crime Intelligence Analyst (CIA) Ronya Walters-Cash to obtain comprehensive information, on the below subjects in reference to a sexual battery investigation.

Name: [REDACTED]
R/S: B/M
DOB: [REDACTED]
SSN: [REDACTED]

Name: [REDACTED]
R/S: W/M
DOB: [REDACTED]
SSN: [REDACTED]

Senior Crime Intelligence Analyst (SCIA) Johanne Velez queried law enforcement and other public databases with positive results for [REDACTED] and Siracuse.

CIA Walters-Cash conducted queries of FDLE databases AIMS, DAVID, FCIC/NCIC, and INSITE.

Positive results were found for [REDACTED] in DAVID, FCIC/NCIC, and Aims; and positive results were found for Siracuse in DAVID, and AIMS.

CIA Walters-Cash found negative results for Siracuse in FCIC/NCIC; and found negative results for both [REDACTED] and Siracuse in INSITE.

CIA Walters-Cash provided the requested information to SA Quad on April 17, 2014 via pdf and no further assistance was requested of CIA Walters-Cash.

Case Number: KW-02-0014	Serial #: 7
Author: Walters-Cash, Ronya KeKira	Office: Miami
Activity Start Date: 04/16/2014	Activity End Date: 04/17/2014
Approved By: Arnone, William James	

Description: Analytical Assistance - [REDACTED] & Mark Siracuse

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On April 21, 2014, Special Agent (SA) Mid Quad of the Florida Department of Law Enforcement (FDLE) conducted a sworn statement of Monroe County Detention Deputy Sergeant (Sgt) Steven Jay Katz in regard to the arrest of [REDACTED].

The following is a summary of Detention Deputy Sgt. Steven Katz's sworn statement:

According to Sgt. Katz, on April 3, 2014, he was conducting the arrest paper work for two subjects that the Key West Police Department (KWPD) brought into intake. The subjects names were, [REDACTED], and Marvin Lee Smith.

As nurse Fayma was interviewing inmate [REDACTED] [REDACTED] informed nurse Fayma that he wanted to file a complaint on the Key West Police Officers that sexually violated him during his arrest. Nurse Fayma stopped her assessment on [REDACTED] and notified Sgt. Katz of the issue. Sgt. Katz spoke with [REDACTED] who told him the same story. [REDACTED] said that "Pablo" violated him sexually by sticking his finger into his "anal cavity" area when he was being "frisked" by the police.

Sgt. Katz notified the KWPD transport officer, along with his supervisor Lieutenant Ann Sweeney of the above mentioned allegations. About twenty minutes later, KWPD Sgt. Eric Biskup arrived at the jail and interviewed [REDACTED] about the incident.

SA Quad electronically placed Sgt. Katz's sworn statement into the related item section of this report.

Case Number: KW-02-0014	Serial #: 8
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/21/2014	Activity End Date:04/22/2014
Approved By: Frederick, Carol A	

Description:Sworn Statement if Deputy Detention Sgt. Steven Katz, MCJ

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On April 23, 2014, Special Agent (SA) Mid Quad of the Florida Department of Law Enforcement (FDLE) conducted a sworn statement of Key West Police Department (KWPD) Sergeant (Sgt) Eric Biskup in regard to the arrest of [REDACTED].

The following is a summary of KWPD Sgt. Eric Biskup's sworn statement:

On April 3, 2014, at approximately 1830 hours, Sgt. Biskup was gathering information on the arrest of Marvin Lee Smith and saw [REDACTED] being placed into custody by Sgt. Detective Pablo Rodriguez, and Det. Siracuse. [REDACTED] was standing behind a marked police car handcuffed, and leaning forward as if to be "searched".

Sgt. Biskup noticed that [REDACTED] was wearing baggy clothes, and did not see [REDACTED] pants positioned below his thighs. Sgt. Biskup did not see [REDACTED] "buttocks" being exposed by the officers conducting the search on [REDACTED]. Sgt. Biskup informed SA Quad that [REDACTED] seemed angry that he was being arrested in front of people on the street. Sgt. Biskup did not notice nor did he hear [REDACTED] yell or acknowledge that his rectum was being violated by any of the officers. Sgt. Biskup did not see the complete search of [REDACTED] and did not know that a baggie of marijuana had been located inside [REDACTED] pants, below his groin area.

Several hours later, KWPD Officer Mike Diaz telephonically contacted Sgt. Biskup and advised him that [REDACTED] wanted to file a formal complaint on Det. Siracuse and Sgt. Rodriguez in regard to "one of them placing their fingers or hands in [REDACTED] buttocks". Sgt. Biskup drove to the Monroe County Detention Center. Sgt. Biskup was escorted to a cell, which [REDACTED] was sharing with Smith.

While Sgt. Biskup was escorting [REDACTED] to another cell to obtain his statement, Smith began talking with [REDACTED]. Smith said to [REDACTED] "Remember how I told you to say it, remember the words I told you to use." Sgt. Biskup thought that Smith was "directing" [REDACTED] into saying something a certain way. During the statement, [REDACTED] told Sgt. Biskup that "either Sgt.

Case Number: KW-02-0014	Serial #: 9
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 04/23/2014	Activity End Date: 04/23/2014
Approved By: Frederick, Carol A	

Description: Sworn Statement KWPD Sgt. Eric Biskup

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Rodriguez or Det. Siracuse had stuck their finger up his ass." Sgt. Biskup asked [REDACTED] if he knew which one did it, and [REDACTED] stated that he did not know, but it was "one of the two". [REDACTED] said that the officers did find "weed" inside his pants pocket.

Because [REDACTED] stated he was illiterate, Sgt. Biskup wrote out the complaint form on [REDACTED] behalf. After reading the complaint aloud to [REDACTED] the report was completed. Sgt. Biskup then asked [REDACTED] if he was physically injured. [REDACTED] replied, "my asshole hurts." Sgt. Biskup asked [REDACTED] if he wanted medical attention, and [REDACTED] replied that he did.

Sgt. Biskup relayed the request to his "upper command": Sgt. Biskup stated "they" advised him to take the initial complaint and assured him that the incident would be investigated the following week.

SA Quad electronically placed the sworn statement of Sgt. Eric Biskup into the related item section of this report.

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On June 17, 2014, Special Agent (SA) Mid Quad of the Florida Department of Law Enforcement (FDLE) met with Chief Assistant State Attorney (CASA) Manny Madruga and presented investigative reports, other agencies documents, and compact disks relating to the case for his review.

Case Number: KW-02-0014	Serial #: 10
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 06/17/2014	Activity End Date: 06/26/2014
Approved By: Frederick, Carol A	

Description: SA Mid Quad Meeting with CASA Manny Madruga

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This IR was created in Error.

Case Number: KW-02-0014	Serial #: 11
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 06/24/2014	Activity End Date:06/27/2014
Approved By: Frederick, Carol A	

Description:Created in Error

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**FLORIDA DEPARTMENT OF LAW ENFORCEMENT
INVESTIGATIVE REPORT**

This report is predicated upon the Key West Police Department (KWPD) requesting the assistance of the Florida Department of Law Enforcement (FDLE) into the allegations of KWPD Detective (Det) Mark Siracuse committing Sexual Battery on defendant [REDACTED] during his arrest on April 3, 2014.

On June 30, 2014, Special Agent (SA) Mid Quad received a letter from Chief Assistant State Attorney Manuel Madruga from the State Attorney's Office in Monroe County, Florida. Madruga reviewed all the reports, documents, and other agencies reports and stated that, "our office finds insufficient credible evidence for any criminal charges."

SA Quad electronically placed a copy of the letter into the related item section of this report.

CASE CLOSED.

Case Number: KW-02-0014	Serial #: 12
Author: Quad, Millard Carl	Office: Key West
Activity Start Date: 06/26/2014	Activity End Date:06/30/2014
Approved By: Frederick, Carol A	

Description:SAO Letter case reviewed by CASA Madruga/Insufficient evidence for prosecution.

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