

Response to Resistance Report

Key West Police Department

JUVENILE

Case No. 19-2014

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: 03/28/2019 3. Time: 12:30 4. Location: 1604 N. Roosevelt 5. Incident type: S-20

6. Resistance Level

7. Explanation

8. Response Option

9. Explanation

- ☒ Passive: Would not comply
☒ Active: Pulling Away From Officer Grasp
☐ Aggressive:
☐ Deadly Force:
☒ Physical Control Leg Sweep
☐ Non-lethal Weapon
☐ Deadly Force

10. Last Name: 11. First: 12. Race: W 13. Sex: F

14. DOB: 05/10/2005 15. Height: 5'8" 16. Weight: 240

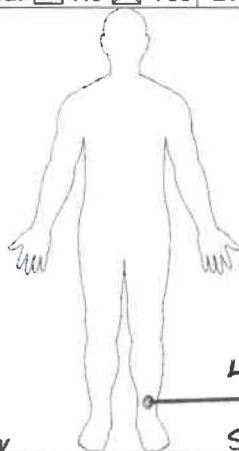
17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22

18. Appeared to be: ☐ Intoxicated ☐ Under the influence of controlled substance ☒ Emotionally / mentally disturbed

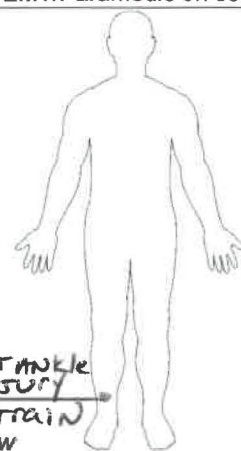
19. Injuries: ☐ No ☐ Evident ☒ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

20. Photographed: ☐ No ☒ Yes 21. Treated: ☐ No ☐ Yes By: ☐ EMT/Paramedic on scene ☒ Hospital ☐ Detention

SUBJECT



22. Anterior View



Posterior View

23. Officer: Catrer Sims 24. Race: W 25. Sex: M 26. Age: 44 27. Height: 5'09" 28. Weight: 215

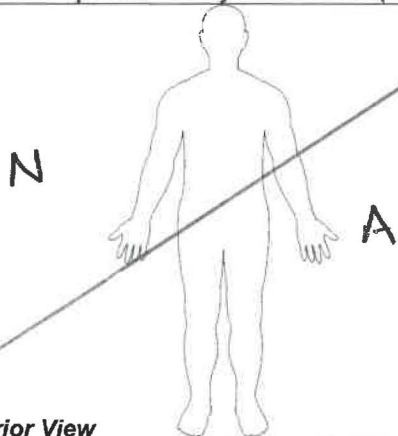
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 20yr

31. Injuries: ☒ No ☐ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)

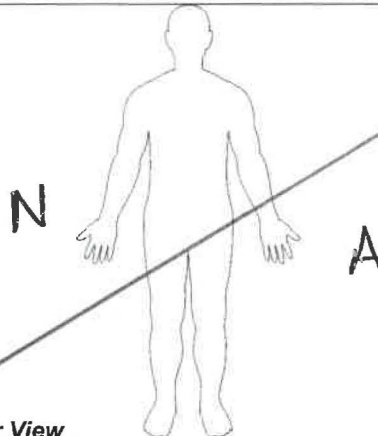
32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital

34. Response option used by this officer: (If TASER®, also reference line number from TASER® section) 36

OFFICER



35. Anterior View



Posterior View

Response to Resistance Report (continued)

Key West Police Department

Case No. _____

19-2014

JUVENILE

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: ☐ Probe ☐ CODS ☐ Drive Stun		Type of contact: ☐ Probe ☐ CODS ☐ Drive Stun												
	Did probes penetrate skin: ☐ Yes ☐ No		Did probes penetrate skin: ☐ Yes ☐ 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:													
☐ 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:														
	☒ All necessary criminal elements.														
	☒ All details of the arrest														
	☒ Details articulating the subject's words, mannerisms and actions that justify the use of force.														
	☒ Details outlining the response to resistance utilized by each officer.														
	☒ Detailed description of injury complaints and/or observed injuries														
☒ Details outlining the decontamination, first aid or medical treatment provided to the officer and/or subject.															
SUPERVISOR'S INQUIRY	40. Notified Date: 03/28/2019		41. Time: 12:30 PM												
	42. Did you respond to the scene: ☐ No ☒ Yes (If "No", explain why)														
	43. Did you meet with the Officer: ☐ No ☒ Yes (If "No", explain why)														
	44. Were you able to locate any independent witnesses: ☐ No ☒ Yes (If "Yes," list below)														
	<table border="1"> <thead> <tr> <th>Name</th> <th>Address</th> <th>Phone Number</th> </tr> </thead> <tbody> <tr> <td>Chistina McPherson</td> <td>1105 Leon Street</td> <td>305-296-5628</td> </tr> <tr> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>				Name	Address	Phone Number	Chistina McPherson	1105 Leon Street	305-296-5628					
Name	Address	Phone Number													
Chistina McPherson	1105 Leon Street	305-296-5628													
INT. AFF.	45. Is further review recommended: ☒ No ☐ Yes		46. Preparing Supervisor's Signature / ID												
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		47. Date												
	48. Did the review of this incident conclude that use of force was in compliance with Departmental policy? ☐ No ☒ Yes (If "No", complete section 51)		49. Signature of Internal Affairs Inspector												
	51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:												

INCIDENT/INVESTIGATION
REPORT

INCIDENT DATA

MO

VICTIM

OTHERS

I
N
V
O
L
V
E
D

PROPERTY

Incident Report Additional Name List

Key West Police Department

OCA: 19-002014

JUVENILE
Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 3	Juvenile					
	Address		H: - -			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

JUVENILE

Key West Police Department

Case # 19-002014

Status Codes L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found						
	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
D R U G S						

Assisting Officers
 BLANCO, D. (3673), DUPONTY, F.T. (1951), BARRIOS, D.J. (1850)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA

19-002014

Victim

Offense

BAKER / MARCHMAN ACT

Date / Time Reported

Thu 03/28/2019 12:28

JUVENILE

On 03.28.19 at approximately 1228 hours, I, Ofc. Carter Sims was at 1105 Leon St., the HOB School, as I was acting in the capacity of a School Resource Officer. I was typing a report from a previous call, which had occurred at HOB. All of the sudden, an employee in the Front Office tells me I may want to go outside, as there was some type of disturbance.

I walk out of the Front Office and onto the sidewalk, look to my right, and see Christina McPherson and another woman, following someone walking north along the sidewalk. This direction was from the school towards N Roosevelt Blvd. I could her McPherson calling me over the school radio about a possible Signal 20- Mentally Disturbed Person. I began walking toward McPherson and could clearly hear her calling out, "[REDACTED] stop!" I later found out the other person walking in front of them was, [REDACTED] a 7th grade student.

After I passed the rear entrance to the Police Department, I began jogging to McPherson, because she said [REDACTED] may run out into traffic. When I caught up to McPherson, I confirmed [REDACTED]'s name, and the fact she may run out into traffic. Having nothing else to go on, I continued to jog until I got to [REDACTED]. Mind you, I had been calling out to her, by name, and telling her to stop. During this time, I activated by AXON BWC. I did not yell loudly, but loud enough I know she heard me. I was afraid [REDACTED] would start running and I would not be able to catch her before she ran into traffic. She was not wearing any headphones.

[REDACTED] continued walking North along the sidewalk nearing N Roosevelt Blvd. She would not stop walking, even after McPherson and myself asked her several times to stop. [REDACTED] was wearing a small backpack/purse with straps over both shoulders. With one of my hands, I grabbed the handle on the purse in an attempt to stop [REDACTED]. She threw her shoulders back and this caused the backpack to come off, and I let it fall to the ground.

Then, with my left hand, I grabbed the hoodie portion of her sweatshirt, and began pulling back. Again, in an attempt to not let her run into traffic, based on what McPherson had told me.

[REDACTED] displayed the following: Active Physical Resistance- a person makes physically evasive movements to defeat an officer's attempt at control. [REDACTED] shrugged her shoulders after I grabbed the backpack; then she continued to try and walk away after I grabbed the hoodie on her sweatshirt. While pulling her back, she was digging her feet into the ground as if she was going to continue in a forward motion.

I responded with the following Officer Response Option: Level One: Physical Control- Take Down: a technique that redirects, in a controlled manner, a person to the ground to limit his/her physical resistance and to apply an appropriate restraint device. As I was grabbing the hoodie with my left hand and pulling back, I raised my right foot. After I raised my foot, I did a front kick to the top of [REDACTED] left calf. This caused her knee to fold as it normally would, and she fell backwards onto her butt. At this time, Officer Danny Blanco arrived on scene. I asked him to assist me in handcuffing [REDACTED] to prevent any other incidents.

I notified Sgt. Frank Duponty on the radio that I had a Response to Resistance Incident. In addition, I asked for Key West Fire Rescue to respond, because [REDACTED] was complaining of pain and soreness in her left ankle. KWFD Rescue #2 responded to the scene. Sgt. Duponty and KWFD Rescue #2 arrived on scene shortly after they were notified. [REDACTED] was not very cooperative, but eventually got on a stretcher and was put in the ambulance. Sgt. Duponty spoke with her about what had happened and why she did what she did. [REDACTED] told him she was only trying to get to her therapist office so she could talk with him. [REDACTED] said she was never going to walk out into to traffic to harm herself.

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA

19-002014

Victim

Offense

Date / Time Reported

BAKER / MARCHMAN ACT

Thu 03/28/2019 12:28

JUVENILE

██████ was transported to LKMC ER for treatment and evaluation on her ankle. Ofc. Danny Blanco rode in the ambulance. I went back to HOB and completed the Baker Act paperwork, which I drove out to the ER and turned it over.

My AXON BWC was activated during this incident. It was downloaded and submitted to Property and Evidence. Sgt. Duponty said he was going to complete his required paperwork for an RRI.

Incident Report Related Property List

Key West Police Department

OCA: 19-002014

JUVENILE

1	Property Description AXON BWC 2301				Make		Model		Caliber	
	Color		Serial No.		Value \$0.00		Qty 1.000		Unit	
	Status Evidence		Date 03/28/2019		NIC #		State #		Local #	
	Name (Last, First, Middle) * No name *		DOB		Age		Race		Sex	
	Jurisdiction Locally		OAN							

Notes

2	Property Description PICTURES				Make		Model		Caliber	
	Color		Serial No.		Value \$0.00		Qty 1.000		Unit	
	Status Evidence		Date 03/28/2019		NIC #		State #		Local #	
	Name (Last, First, Middle) * No name *		DOB		Age		Race		Sex	
	Jurisdiction Locally		OAN							

Notes