

# Response to Resistance Report

Key West Police Department

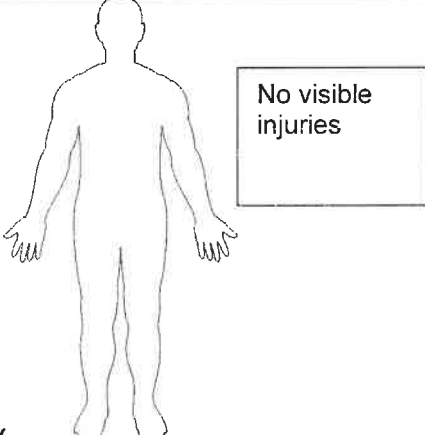
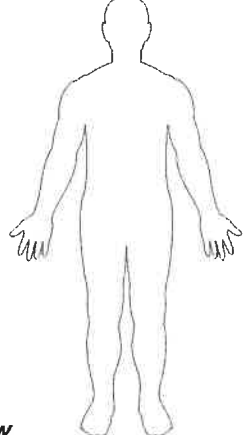
Case No: 24-1608

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

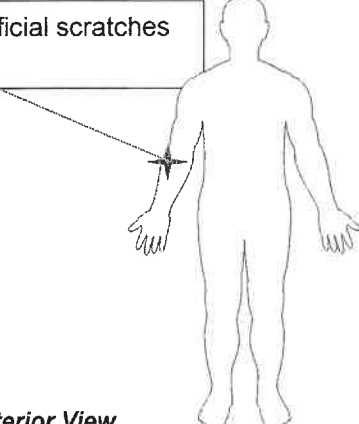
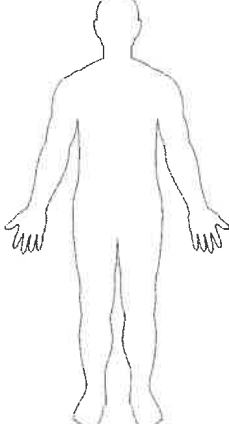
- A response through the use of non-lethal weapons,
- Applies weaponless physical force of strikes, kicks, or "take-downs"
- When any person sustains an apparent substantial or fatal injury as a result of the application of force
- When any person complains of injury as a result of the application of force
- Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)

<b>INCIDENT</b>	<b>2. Date:</b> 03/21/24		<b>3. Time:</b> 0055		<b>4. Location:</b> Charles/Duval St.		<b>5. Incident type:</b> Battery LEO	
	<b>6. Resistance Level</b>		<b>7. Explanation</b>		<b>8. Response Option</b>		<b>9. Explanation</b>	
	<input type="checkbox"/> Passive:		_____		<input checked="" type="checkbox"/> Physical Control		Takedown/redirection	
	<input checked="" type="checkbox"/> Active:		Tensing, pulling away, posturing		<input type="checkbox"/> Non-lethal Weapon		_____	
<input checked="" type="checkbox"/> Aggressive:		Kicking an officer		<input type="checkbox"/> Deadly Force		_____		
<input type="checkbox"/> Deadly Force:		_____		_____		_____		

<b>10. Last Name:</b> Dulaney			<b>11. First:</b> Trey			<b>12. Race:</b> W		<b>13. Sex:</b> M	
<b>14. DOB:</b> 01/04/1996			<b>15. Height:</b> 5'11"			<b>16. Weight:</b> 170			
<b>17. Did you observe the subject:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If NO, explain why in Section 42. If "YES", complete sections 18-22									
<b>18. Appeared to be:</b> <input checked="" type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input type="checkbox"/> Emotionally / mentally disturbed									
<b>19. Injuries:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)									
<b>20. Photographed:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <b>21. Treated:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>By:</b> <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention									

<b>SUBJECT</b>	 <p><b>22. Anterior View</b></p>	 <p><b>Posterior View</b></p>
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<b>23. Officer:</b> Ofc. D. Thornbrugh		<b>24. Race:</b> W		<b>25. Sex:</b> M		<b>26. Age:</b> 30		<b>27. Height:</b> 6'01"		<b>28. Weight:</b> 220	
<b>29. Duty Status:</b> <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		<b>30. Yrs Exp:</b> 8					
<b>31. Injuries:</b> <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)											
<b>32. Photographed:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>33. Treated:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>By:</b> <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital											
<b>34. Response option used by this officer:</b> Takedown/redirection of Dulaney after kicking Ofc. James Young											

<b>OFFICER</b>	<p>Superficial scratches</p>  <p><b>35. Anterior View</b></p>	 <p><b>Posterior View</b></p>
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# Response to Resistance Report (continued)

Key West Police Department

Case No: 24-1608

<b>TASER USE ONLY</b>	<b>36. TASER® device serial #</b>		<b>37. TASER® device serial #</b>	
	Battery serial #		Battery serial #	
	Cartridge 1 serial #1:	serial #2:	Cartridge 1 serial #1	serial #2
	Cartridge 2 serial #3	serial # 4	Cartridge 2 serial # 3	serial #4
	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"/> <b>38. Check and list any additional TASER® devices, cartridges or details in the incident description section.</b>				
<b>REPORT</b>	<b>39. Offense/Incident Report and/or Warrant Affidavit must include:</b> <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.			
<b>SUPERVISOR'S INQUIRY</b>	<b>40. Notified Date:</b> 03/21/2024		<b>41. Time:</b> 0059 hours	
	<b>42. Did you respond to the scene:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	<b>43. Did you watch all relevant videos associated with the use of force?</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	<b>44. Did you meet with the Officer(s):</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	<b>45. During your review did you find any potential policy violations or training issues associated with the incident?</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	<b>46. Were you able to locate any independent witnesses:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)			
	Name	Address	Phone Number	
	N/a	Surveillance video footage from Red Garter		
	Sgt. Alex Rodriguez		3465	03/22/2024
	47. Preparing Supervisor / Printed Name		48. Preparing Supervisor / Signature / ID	49. Date
<b>INT. AFF.</b>	<b>50. Did the review of this incident conclude that use of force was in compliance with Departmental policy?</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		51. Signature of Internal Affairs Inspector 	52. Date 4/3/24



# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 24-001608

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  
**RODRIGUEZ, A. (3465), THORNBRUGH, E. (4303)**

Suspect Hate / Bias Motivated: *NONE (NO BIAS)*

## INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 24-001608

*Key West Police Department*

NARRATIVE

REPORTING OFFICER NARRATIVE

OCA
24-001608
Date / Time Reported
Thu 03/21/2024 00:34

Key West Police Department

Victim
POPP, JAMIE LYLE

Offense
BATTERY FELONY

-- Trey Jacob Dulaney Arrest Narrative:

On Thursday, March 21, 2024, at approximately 0034 hours, I (Officer James Young) was dispatched to 202 Duval Street (Rick's Bar) in reference to a trespasser.

Upon arrival, Officer Thornbrugh, and I, met with the security of Rick's and he walked us to the back office. We met with the on-duty manager reviewing the video footage of the male who wouldn't leave Rick's Bar. The manager just wanted to give the male a trespass warning for the bar. We left the office and noticed the same male from the video footage across the street attempting to get inside Sloppy Joe's.

Security from Sloppy Joe's wouldn't let the male inside for being too intoxicated. Officer Thornbrugh and I contacted the male and was able to identify him, from his Kansas Driver's license, Trey Jacob Dulaney.

Officer Thornbrugh and I issued Trey a trespass warning for Rick's Bar, Trey understood if he goes back into Rick's property he would be arrested. I advised Trey to go home. Trey would continue to get close to me, while I had reminded him to not get close to me or touch me. Trey would repeatedly ask the questions "What's going on?" I told him to go home. Officer Thornbrugh and I walked back across the street.

We noticed that Trey continued to try to enter Sloppy Joe's Bar and that security would push him out of the bar entrance. Trey then pulled his shorts down enough to grab his penis and actively masturbate towards the security employees. Trey's shorts were down far enough where you could visibly see his penis by anyone in eyesight of Trey. Officer Thornbrugh and I walked back over to Sloppy Joe's Bar. The security just wanted the male to leave.

A male was inside Sloppy Joe's who saw Trey masturbate, told Officer Thornbrugh he was shocked and wanted to pursue charges against him, for the act of masturbating with his sexual organs exposed for everyone to see in the bar and the surrounding area on Duval Street. The victim's name was Jamie Lyle Popp, and wanted Trey to be arrested for the act. Jamie received a Victim Rights Brochure.

I placed Trey in handcuffs and double locked them at the entrance of Sloppy Joe's Bar. Officer Thornbrugh and I escorted him back to my patrol vehicle on Charles St. While on Charles St. Trey was pulling away from us when we were near the patrol vehicle. Officer Thornbrugh told me to get my vehicle in the road so we could place him into my vehicle passenger side back seat. Trey leaned towards Officer Thornbrugh. Officer Thornbrugh told him he was going into my patrol vehicle. Trey then lunged towards me and with his right leg tried to kick towards my face. I blocked the incoming kick with my left arm and was only struck on the left shoulder area instead of my face. Officer Thornbrugh maintained control of Trey's right arm during this time, and as a result of kicking me, redirected him to the ground in a controlled manner.

At the time of this encounter, I was wearing a Key West Police Class B uniform, clearly identifiable with the agency insignia. Trey knowingly and willfully struck me against my will while on duty performing my lawful duties.

Upon my investigation, Trey Jacob Dulaney committed the offense of Unlawful exposure of sexual organs FS 800.03. Trey Jacob was naked in a vulgar and an indecent manner in front a crowded bar on Duval Street in front of Sloppy Joe's Entrance in which Jamie Popp was the victim of the act.

Upon my investigation, Trey Jacob Dulaney committed the offense of Battery on Leo FSS 784.07-2B. Trey kicked a law enforcement officer wearing his on-duty uniform on the left shoulder. Trey intended to do harm to an on duty officer with a strike to the area of the officer's head with a kick from his right leg. Trey also committed the offense of resisting without violence FSS 843.02. Trey was not listening to verbal commands, pulling away from officers while placing him in the vehicle.

**REPORTING OFFICER NARRATIVE**

*Key West Police Department*

OCA <i>24-001608</i>
Date / Time Reported <i>Thu 03/21/2024 00:34</i>

Victim  
*POPP, JAMIE LYLE*

Offense  
*BATTERY FELONY*

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My Axon BWC was activated.

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## Incident Report Suspect List

Key West Police Department

OCA: 24-001608

<b>1</b>	Name (Last, First, Middle) <i>DULANEY, TREY JACOB</i>					Also Known As					Home Address <i>14317 N VALLEYHI RD WICHITA, KS 67235</i>						
	Business Address <i>NAVY</i>																
DOB		Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State						
<i>01/04/1996</i>		<i>28</i>	<i>W</i>	<i>M</i>	<i>N</i>	<i>511</i>	<i>170</i>	<i>BLN</i>	<i>BLU</i>	<i>LGT</i>	<i>K03202214 KS</i>						
Scars, Marks, Tattoos, or other distinguishing features																	
<b>Reported Suspect Detail</b>																	
		Suspect Age			Race	Sex	Eth	Height			Weight		SSN				
Weapon, Type		Feature		Make		Model			Color		Caliber	Dir of Travel		Mode of Travel			
Veh Yr / Make / Model				Dr	Style		Color		Lic Plate / State			VIN					
Notes										Physical Char							

## Incident Report Related Property List

Key West Police Department

OCA: 24-001608

<b>1</b>	Property Description <b>AXON BWC 4219</b>			Make <b>AXON</b>		Model <b>BWC</b>		Caliber	
Color		Serial No.		Value <b>\$0.00</b>		Qty <b>2.000</b>		Unit	
Status <b>Evidence</b>		Date <b>03/21/2024</b>		NIC #		State #		Local #	
Name (Last, First, Middle) <b>* No name *</b>		DOB		Age		Race		Sex	

Notes

<b>2</b>	Property Description <b>AXON FLEET 5224</b>			Make <b>AXON</b>		Model <b>FLEET</b>		Caliber	
Color		Serial No.		Value <b>\$0.00</b>		Qty <b>1.000</b>		Unit	
Status <b>Evidence</b>		Date <b>03/21/2024</b>		NIC #		State #		Local #	
Name (Last, First, Middle) <b>* No name *</b>		DOB		Age		Race		Sex	

Notes



**CASE SUPPLEMENTAL REPORT**  
*NOT SUPERVISOR APPROVED*

Printed: 03/21/2024 05:22

OCA: **24001608**

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

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Investigator: *THORNBRUGH, ELAM (4303)*

Date / Time: *03/21/2024 04:57:50, Thursday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

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On 3/21/2024, at approximately 0015 hours, I Officer Thornbrugh alongside Officer J. Young responded to 202 Duval St, (Rick`s) for a disorderly patron.

Upon arrival I met with the Manager of Rick`s, Curtis. Curtis informed me a patron started to threaten him and his security and caused a disturbance inside the bar; Curtis wished to have the subject trespassed.

Ofc. J. Young and I relocated to Sloppy Joe`s, where we observed the same subject talking with security. I identified the subject as Trey Dulaney by his Kansas driver`s license. I informed Trey that he was being trespassed from Rick`s, and if he were to return to the property, he would be subject to arrest. Trey stated that he understood.

Shortly after leaving Sloppy Joe`s, Ofc. J. Young and I observed Dulaney with his penis in his hand moving his hand in a back-and-forth motion. We spoke with security and another witness who was offended by what they witnessed. Ofc. J. Young placed Dulaney into custody. Ofc. J. Young and I escorted Dulaney to Ofc. J. Young`s patrol vehicle. As we were escorting Dulaney, Dulaney turned and kicked Ofc. J. Young in the arm nearly striking Ofc. J. Young in the head. I performed a modified straight arm take down, and redirected Dulaney to the ground to stop the immediate threat that he imposed to Ofc. J. Young and myself. I escorted Dulaney to Ofc. J. Young`s patrol vehicle.

I spoke with Curtis again to collect video camera footage. Curtis informed me the video would not be downloaded until 3/21/2024 in the afternoon.

This is the end of my involvement with this case.

BWC (4303) was activated for these events.

Investigator Signature: \_\_\_\_\_

# Incident Report Related Property List

Key West Police Department

OCA: 24-001608
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<b>1</b>	Property Description <b>AXON BWC 4303</b>	Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>
				Unit
				Jurisdiction <b>Locally</b>
	Status <b>Evidence</b>	Date <b>03/21/2024</b>	NIC #	State #
				Local #
				OAN
	Name (Last, First, Middle) <b>* No name *</b>	DOB	Age	Race
				Sex

Notes

Draft Only