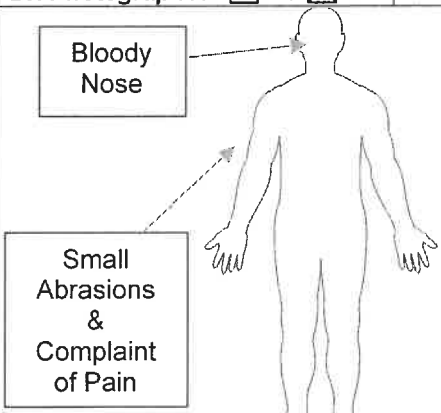
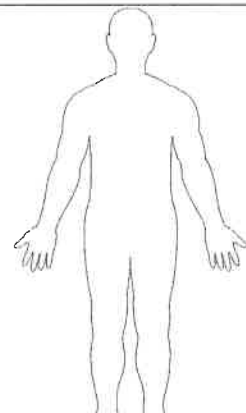
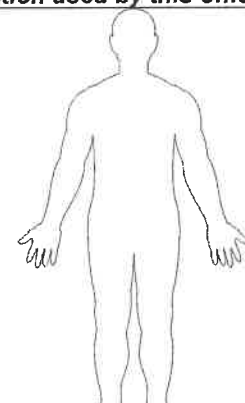
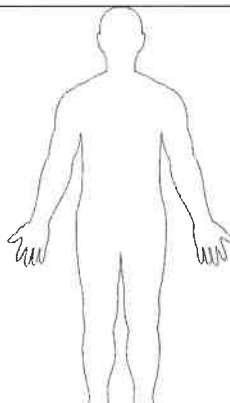


Response to Resistance Report

Key West Police Department

Case No: 24-1955

1. A Response to Resistance Report will be completed by the supervisor for: (Check all that apply)	
<input type="checkbox"/>	A response through the use of non-lethal weapons,
<input checked="" type="checkbox"/>	Applies weaponless physical force of strikes, kicks, or "take-downs"
<input type="checkbox"/>	When any person sustains an apparent substantial or fatal injury as a result of the application of force
<input checked="" type="checkbox"/>	When any person complains of injury as a result of the application of force
<input type="checkbox"/>	Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)
INCIDENT	2. Date: 04/5/2024 3. Time: 2010 4. Location: 301 White Street 5. Incident type: Resisting
	6. Resistance Level 7. Explanation 8. Response Option 9. Explanation
	<input checked="" type="checkbox"/> Passive: <u>Ignoring verbal commands</u> <input checked="" type="checkbox"/> Physical Control <u>Leg Sweep / Take Down</u>
	<input checked="" type="checkbox"/> Active: <u>Attempted to Push by Officer</u> <input type="checkbox"/> Non-lethal Weapon <input type="checkbox"/> Aggressive: _____ <input type="checkbox"/> Deadly Force <input type="checkbox"/> Deadly Force: _____
SUBJECT	10. Last Name: Del Rio Rodriguez 11. First: Duniesky 12. Race: H 13. Sex: M
	14. DOB: 02/02/1986 15. Height: 5'04" 16. Weight: 150
	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 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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention
	<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">  </div> <div style="width: 45%; text-align: center;">  </div> </div>
	22. Anterior View Posterior View
	23. Officer: Erik Roberts 24. Race: W 25. Sex: M 26. Age: 39 27. Height: 6'01 28. Weight: 275
	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: 2.5
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: Leg Sweep / Take Down	
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">  </div> <div style="width: 45%; text-align: center;">  </div> </div>	
35. Anterior View Posterior View	

Response to Resistance Report (continued)

Key West Police Department

Case No: 24-1955

TASER USE ONLY	36. TASER® device serial #		37. TASER® device serial #		
	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: 1		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: 04/05/2024		41. Time: 2010		
	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
Sgt. Tiffini L. Peters		<i>Tiffini L. Peters 3269</i>		04/06/2024	
47. Preparing Supervisor / Printed Name		48. Preparing Supervisor / Signature / ID		49. Date	
INT. AFF.	50. Did the review of this incident conclude that use of force was in compliance with Departmental policy? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		<i>Jill R 3384</i>		
	51. Signature of Internal Affairs Inspector		52. Date		
				4/8/24	

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 24-001955

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
HANSELL, K.C. (3662), HANSELL, M. (3648), PETERS, T. (3269), STOCKTON, J.A. (3317), BERNATOVA, A. (4193), ROBERTS, E. (4194), ROMAN, V. (4284), RAMOS MARTINEZ, J. (4263)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA

24-001955

Victim <i>Society</i>	Offense <i>RESIST ARREST / ESCAPE</i>	Date / Time Reported <i>Fri 04/05/2024 19:38</i>
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-- Duniesky Rodriguez Del Rio Arrest Narrative:

On April 5, 2024, at approximately 1944 hours, I, Officer J. Torrecillas was dispatched to 301-9D White St. (Porter Place) reference a suspicious incident.

Upon arrival, I met with Duniesky Rodriguez Del Rio (arrestee) and his wife, Anaidy Echevarria Triguero, who were both highly agitated. Rodriguez Del Rio stated the following:

He was sitting outside on the front porch talking on the phone. His 3-year-old son was playing outside on the porch with him. A female (Laray Osborne), whom he, his family, and other residents of the area have constant issues with walked by towards White St. Moments later a blue disk (which I explained to him was a frisbee) came flying from the direction of White St. and hit the post on his front porch in close proximity to where his son was playing. He hung up the phone and looked towards the direction of which the frisbee came from and saw Osborne walking away towards Eaton St. flailing her arms.

I explained to Rodriguez Del Rio and Echevarria Triguero that a frisbee was a toy and asked him if he saw Osborne throw it. Rodriguez Del Rio stated he did not, but due to the ongoing problems with her, and the fact there was nobody else around, he believed it was her. Rodriguez Del Rio explained that they had called the police on Osborne for other incidents in the past, as well as contacted the Housing Authority, regarding the ongoing issues and nothing had been done to end the situation.

Rodriguez Del Rio stated in the past Osborne has threatened him and his family, and once sent her aggressive pit bull at him and he had to run to his house.

Additionally, while speaking to Rodriguez Del Rio, he looked at my BWC and stated he wanted it documented that if Osborne came by his property again, he was going to kill her and turn himself in since law enforcement was not helping him, and he had to handle the situation himself before he or his family ended up being hurt by her.

While speaking to Rodriguez Del Rio, several neighbors came outside and were also irate stating that Osborne does not leave them alone and constantly agitates everyone in the neighborhood. One neighbor stated she threw a bottle at him in the past and the police were called because he armed himself with a machete in self-defense.

I went to speak to Osborne. Osborne became irate and was not cooperative, but stated she did not throw the frisbee because Rodriguez Del Rio has a camera over his door.

It is worth noting that Rodriguez Del Rio stated the camera was not operational.

I returned to speak to Rodriguez Del Rio again. Upon telling Rodriguez Del Rio that Osborne stated she did not throw the frisbee, he became enraged and slammed the frisbee several times against his gate and attempted to push past Officer E. Roberts and me as he stated he was going after her. Ofc. Roberts and I grabbed Rodriguez Del Rio to stop him, and he continued trying to push past us. Ofc. Roberts performed a leg sweep, and we directed Rodriguez Del Rio to the ground. Rodriguez Del Rio calmed down and agreed to continue speaking to me (as he could only speak to me due to him not speaking English).

Rodriguez Del Rio acknowledged he acted in rage and understood why he was taken down but was upset that nobody had helped them, and the police had been called many times before regarding the harassment from Osborne.

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA <i>24-001955</i>
Date / Time Reported <i>Fri 04/05/2024 19:38</i>

Victim <i>Society</i>	Offense <i>RESIST ARREST / ESCAPE</i>	
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Based on my investigation, I believe Duniesky Rodriguez Del Rio violated F.S.S. 843.02, resisting officer without violence, when he willfully attempted to push past Ofc. Roberts and me and continued to do so after we told him to stop, which caused us to direct him to the ground.

I handcuffed Rodriguez Del Rio behind the back, searched him, and placed him in the back of Officer V. Roman's patrol car, who subsequently transported him to the Monroe County Detention Center.

My BWC was activated and uploaded to evidence.com.

Incident Report Suspect List

Key West Police Department

OCA: 24-001955

1	Name (Last, First, Middle) <i>RODRIGUEZ DEL RIO, DUNIESKY</i>						Also Known As				Home Address <i>301 WHITE ST - 9D KEY WEST, FL 33040 305-731-6894</i>	
	Business Address											
	DOB <i>02/02/1986</i>	Age <i>38</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>H</i>	Hgt <i>504</i>	Wgt <i>160</i>	Hair <i>BRO</i>	Eye <i>BRO</i>	Skin <i>OLI</i>	Driver's License / State <i>R362160860421 FL</i>	
Scars, Marks, Tattoos, or other distinguishing features												
Reported Suspect Detail												
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		Drs	Style		Color	Lic Plate / State		VIN				
Notes						Physical Char						

Incident Report Related Property List

Key West Police Department

OCA: 24-001955

1	Property Description AXON BWC 3759	Make AXON	Model BWC	Caliber
	Color	Serial No.	Value \$0.00	Qty 3.000
				Unit
				Jurisdiction Locally
	Status Evidence	Date 04/05/2024	NIC #	State #
				Local #
				OAN
	Name (Last, First, Middle) * No name *		DOB	Age
				Race
				Sex

Notes

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/06/2024 01:03

OCA: **24001955**

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

Investigator: *ROBERTS, ERIK (4194)*

Date / Time: *04/05/2024 21:52:13, Friday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On Friday 04/05/2024 at approximately 1951 hrs. I (Ofc. E. Roberts) responded to 301 White St (Porter Place) apt 9D reference a suspicious incident.

On arrival I observed Ofc. J. Torrecillas speaking with Duniesky Rodriguez Del Rio and Echevarria Anaidy. Del Rio and Anaidy spoke in Spanish with Ofc. Torrecillas. After a few moments I went with Ofc. Torrecillas towards apartment 14F to speak with Laray Osborne. Ofc. Torrecillas informed me that there had been previous contentious incidents between the reporting parties and Osborne and that they believed she had thrown a plastic frisbee at their 3-year-old child while he was on their porch. He went on to explain that they did not see Osborne throw the frisbee and that it did not hit anyone (Only striking the post on their front porch). The two believed Osborne's alleged actions to be a threat to the life of their child. Del Rio also confirmed with Ofc. Torrecillas that his body worn camera was recording and proceeded to state (to the camera) that when we left, he would kill Osborne.

We spoke with Osborne outside of her apartment. She stated that she did not throw a frisbee and insisted that we check the camera hanging above Del Rio and Anaidy's front door.

When we returned to Del Rio and Anaidy's apartment to speak further with them Del Rio became immediately agitated and attempted to push past Ofc. Torrecillas, appearing to move in the direction of Osborne who was seated outside her apartment. I moved in towards Del Rio and he attempted to push me away as I grasped his left arm. He continued his active physical resistance by attempting to pull away from mine and Ofc. Torrecillas' grasp and continue towards Osborne. I utilized a leg sweep maneuver and redirected Del Rio to the grassy area left of the concrete sidewalk. Del Rio continued to actively resist by tensing his arms to defeat being secured in handcuff restraints. He also attempted to pick himself up from the ground unsuccessfully. I placed my taser on the small of Del Rio's back and gave clear commands to place his hands behind his back. Ofc. Torrecillas told me that Del Rio would calm down and wanted to stand up. I holstered my taser and assisted Del Rio to his feet. At the request of Ofc. Torrecillas I released my custodial grasp of Del Rio.

Del Rio was bleeding from his nose and was animatedly upset speaking with Ofc. Torrecillas. Neighbors began to approach the area yelling in Spanish. I requested back-up officers to respond to the scene as well as Sgt. T. Peters to respond in reference to the response to resistance incident. Ofc. Torrecillas spoke with the neighbors who then backed away from the immediate area.

Ofc. V. Roman, Ofc. K. Hansell, Ofc. A. Bernatova, Ofc. M. Hansell, Ofc. J. Ramos, Sgt. T. Peters and Lt. J. Stockton all responded to the scene. Del Rio was placed under arrest and transported to the Monroe County Detention Center by Ofc. Roman.

Investigator Signature: _____

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/06/2024 01:03

OCA: **24001955**

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

Investigator: *ROBERTS, ERIK (4194)*

Date / Time: *04/05/2024 21:52:13, Friday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

My Axon BWC was activated during this incident and uploaded to Evidence.com.

Investigator Signature: _____