

# Response to Resistance Report

Key West Police Department

Case No: 21-7112

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)

2. Date: 12/20/21 3. Time: 0632 4. Location: 2900 No. Roosevelt 5. Incident: Baker Act

6. Resistance Level 7. Explanation 8. Response Option 9. Explanation

- ☐ Passive: ☐ Physical Control  
☒ Active: Ran away ☐ Non-lethal Weapon  
☐ Aggressive: ☐ Deadly Force  
☐ Deadly Force:

10. Last Name: 11. First: 12. Race: white 13. Sex: male

14. DOB: 3/26/65 15. Height: 508 16. Weight: 180

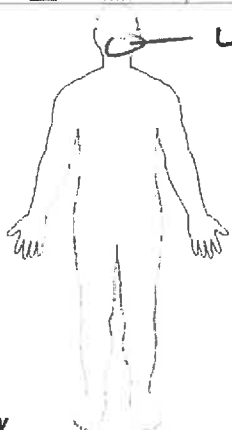
17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22

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

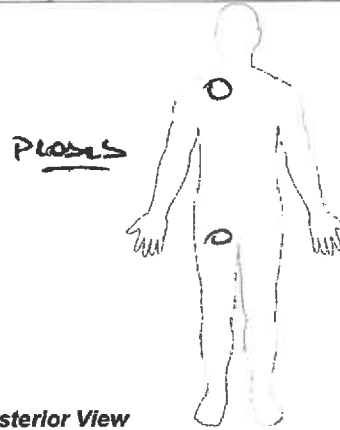
19. Injuries: ☐ No ☒ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

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

SUBJECT



22. Anterior View



Posterior View

23. Officer: Thomas Haynie 24. Race W 25. Sex: M 26. Age: 34 27. Height: 506 28. Weight: 120

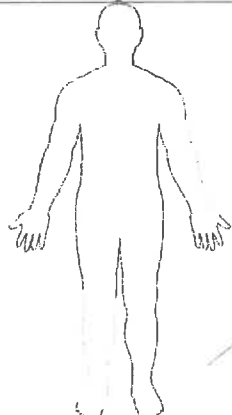
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 4

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

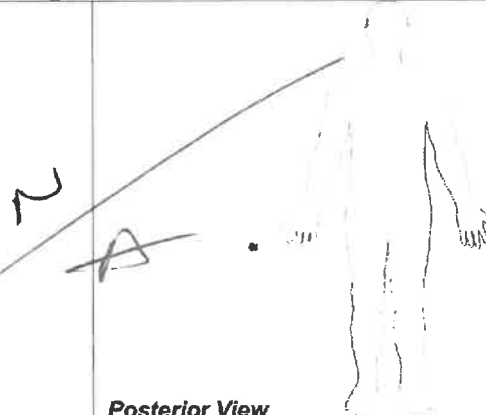
32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital

34. Response option used by this officer: Taser Usage

OFFICER



35. Anterior View



Posterior View

# Response to Resistance Report (continued)

Key West Police Department

Case No:

21-7112

TASER USE ONLY	<b>36. TASER® device serial # X120058D0</b>		<b>37. TASER® device serial #</b>	
	TASER®Cam serial # V21001KHH		TASER®Cam serial #	
	Cartridge 1 serial #		Cartridge 1 serial #	
	Cartridge 2 serial #		Cartridge 2 serial #	
	Number of cycles: 1		Number of cycles:	
	Type of contact: <input checked="" 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Did probes penetrate skin: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
	Target distance at probe launch: 8 FT		Target distance at probe launch:	
	Distance between probes: 2 FT		Distance between probes:	
	Probes removed by (name): Ofc Leahy		Probes removed by (name):	
Device downloaded by: NA		Device downloaded by:		
<input type="checkbox"/> <b>38. Check and list any additional TASER® devices, cartridges or details in the incident description section.</b>				
REPORT	<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>40. Notified Date:</b> 12/20/2021		<b>41. Time:</b> 0635	
	<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 meet with the Officer:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	<b>44. Were you able to locate any independent witnesses:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	Name		Address	
	Phone Number			
SUPERVISOR'S INQUIRY	<b>45. Is further review recommended:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS</b>		<b>46. Preparing Supervisor's Signature / ID</b>	
	<b>48. Did the review of this incident conclude that use of force was in compliance with Departmental policy?</b> <input type="checkbox"/> No <input type="checkbox"/> Yes (If "No", complete section 51)		<b>49. Signature of Internal Affairs Inspector</b>	
	<b>51. If section 48 is "No" record the Professional Standards Control Number:</b>		<b>52. Date Entered:</b>	
	<b>50. Date</b>			

# INCIDENT/INVESTIGATION REPORT

I N C I D E N T  D A T A	Agency Name <i>Key West Police Department</i>		INCIDENT/INVESTIGATION REPORT		Case# <i>21-007112</i>								
	ORI <i>FL0440100</i>				Date / Time Reported <i>12/20/2021 06:32 Mon</i>								
	Location of Incident <i>2900 N ROOSEVELT BLVD Apt. 1104, Key West FL</i>				Premise Type <i>Grocery / Supermarket</i>		Beat/GP <i>B5, GPB5</i>		Last Known Secure <i>12/20/2021 06:32 Mon</i>				
							At Found <i>12/20/2021 06:32 Mon</i>		Activity				
V I C T I M	#1	Crime Incident(s) <i>Baker / Marchman Act ZOJ</i>			(Com)			Weapon / Tools <i>NOT APPLICABLE/NONE</i>			Activity		
		Entry			Exit			Security					
	#2	Crime Incident			( )			Weapon / Tools			Activity		
		Entry			Exit			Security					
	#3	Crime Incident			( )			Weapon / Tools			Activity		
		Entry			Exit			Security					
M O													
	# of Victims		<i>0</i>		Type:				Injury:		Domestic: <i>N</i>		
	Victim/Business Name (Last, First, Middle)		<i>V1</i>		Victim of Crime #		DOB <i>Age</i>		Race		Sex		
	Home Address				Home Phone								
	Employer Name/Address				Business Phone				Mobile Phone				
	VYR		Make		Model		Style		Color		Lic/Lis		
O T H E R  I N V O L V E D	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)												
	Type: <i>INDIVIDUAL</i>												
	Code		Name (Last, First, Middle)		Victim of Crime #		DOB <i>03/26/1965</i> <i>Age 56</i>		Race <i>W</i>		Sex <i>M</i>		
	Home Address				Home Phone								
	Employer Name/Address		<i>KEY WEST, FL 33040</i>		Business Phone				Mobile Phone				
	Type:				Injury:								
P R O P E R T Y	Code		Name (Last, First, Middle)		Victim of Crime #		DOB <i>Age</i>		Race		Sex		
	Home Address				Home Phone								
	Employer Name/Address				Business Phone				Mobile Phone				
	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)												
	VI	Code	Status Frm/To	Value	OJ	QTY	Property Description			Make/Model			Serial Number
		<i>35</i>	<i>EVID</i>	<i>\$0.00</i>		<i>1</i>	<i>BWC 3836</i>						
Officer/ID# <i>HAYNIE, THOMAS (3836)</i>													
Invest ID# <i>(0)</i>													
Supervisor <i>RODRIGUEZ, PABLO D (2298)</i>													
Status	Complainant Signature				Case Status Information Only				Case Disposition:				Page 1

# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-007112

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

Assisting Officers  
*RODRIGUEZ, P.D. (2298), MEDINA, G.A. (3437)*

Suspect Hate / Bias Motivated:

NARRATIVE

# REPORTING OFFICER NARRATIVE

Key West Police Department

		OCA 21-007112
Victim	Offense BAKER / MARCHMAN ACT	Date / Time Reported Mon 12/20/2021 06:32

On Monday, December 20, 2021 at 6:38 AM, Officer Medina was dispatched to the Key Plaza Shopping Center at 2900 North Roosevelt Boulevard for a mental health issue. The caller, later identified as [REDACTED], told the KWPd dispatchers he was ripped off by a local hotel, had to keep a low profile because he was with a government agency in Texas, and was removed from a hotel for loitering. The dispatcher noted that [REDACTED] "keeps rambling".

I dispatched myself to back Officer Medina. On scene, Officer Medina was speaking with [REDACTED] I asked for [REDACTED]'s name and found a record of him in the KWPd Report Management System. [REDACTED] had a history of loitering and resisting Key West Police Officers. The Report Management System also showed that [REDACTED] was trespassed from the Key Plaza Shopping Center on December 9, 2020.

Officer Medina and I addressed [REDACTED]'s initial concerns. I reminded [REDACTED] of his trespass warning from the Key Plaza Shopping Center. [REDACTED] told us he wasn't aware. We told [REDACTED] he was trespassed and ordered him to leave the property. [REDACTED] insisted he stay on the property and get coffee. We told [REDACTED] he needed to leave, or he would be arrested. [REDACTED] grabbed his backpack then started walking toward the interior of the property. I ordered [REDACTED] to leave again. [REDACTED] said he had another bag and pointed to the interior of the shopping center. I allowed him to retrieve his other bag. [REDACTED] walked into the Publix Supermarket.

I was flagged down by an employee of the Key Plaza Shopping Center's property manager. The employee told me [REDACTED] only had one bag and implied [REDACTED] had no reason to walk into the Publix.

Officer Medina and I walked into the Publix. [REDACTED] was at the customer service desk attempting to buy a reusable shopping bag. I told [REDACTED] he couldn't buy the bag as he was trespassed from the property. Officer Medina and I grabbed [REDACTED] by his arms and started to walk him out of the store. [REDACTED] insisted he buy the bag and repeatedly threw money at the store clerk. [REDACTED] stiffened his posture and pushed and pulled away from Officer Medina and I. Officer Medina and I walked [REDACTED] out of the store, released him from our grasp and, again, ordered him to leave the property.

[REDACTED] started walking, briskly, toward the interior of the shopping center. I gave [REDACTED] a loud, verbal command to stop and warned him he would be tased. [REDACTED] actively resisted my orders and kept walking. I made use of my taser and tased [REDACTED]. [REDACTED] was struck in the rear left shoulder and rear left lower torso. [REDACTED] fell to the ground. When the five second taser cycle was finished I ordered [REDACTED] to put his hands behind his back. [REDACTED] tensed his arms while I was placing handcuffs on him. Officer Medina and I sat [REDACTED] on his buttocks. We observed a laceration to his upper left lip and fresh blood coming from his mouth.

Officer Medina advised over Key West Communications Channel One that a taser was used and asked for Key West Rescue. Sergeant Pablo Rodriguez responded to the scene to address the response to resistance. Key West Rescue transported [REDACTED] to the emergency room at the Lower Keys Medical Center.

[REDACTED] continued to ramble nonsensically while in the Emergency Room. I asked [REDACTED] if he had any mental health issue. [REDACTED] told me he didn't but did mention a previous psychiatric hold. I asked if those doctors told him he had mental health issues. [REDACTED] said he was told he has schizophrenia. [REDACTED] told me he was not taking his medications. The ER doctor, Kimberly Jones, told us it was her opinion that [REDACTED] should be Baker Acted. I agreed, filled out Baker's Act paperwork, and released [REDACTED] to the ER staff.

In my opinion, [REDACTED] needed professional psychiatric help. I determined [REDACTED] didn't receive help for his mental

# Incident Report Related Property List

Key West Police Department

OCA: 21-007112

<b>1</b>	Property Description <b>BWC 3836</b>			Make		Model		Caliber	
	Color	Serial No.		Value <b>\$0.00</b>	Qty <b>1.000</b>	Unit <b>EA</b>	Jurisdiction <b>Locally</b>		
	Status <b>Evidence</b>	Date <b>12/20/2021</b>	NIC #		State #	Local #		OAN	
	Name (Last, First, Middle) <b>Johnson, Lionel Scott</b>				DOB <b>03/26/1965</b>		Age <b>56</b>	Race <b>W</b>	Sex <b>M</b>

Notes