



# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 19-004675

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

KOURI, D. (3022), HANSELL, M. (3648), DEHANAS, B.T. (3756), GILLESPIE, A.M. (3757)

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE***Key West Police Department*

Victim <i>CUNEO, EDWARD NMN</i>		OCA <i>19-004675</i>
Offense <i>BATTERY FELONY</i>		Date / Time Reported <i>Sat 08/03/2019 01:09</i>

On 08/03/2019 at 0121 hours I, Ofc. Cuneo was dispatched to the intersection of Truman Ave and Fort St. in reference to assisting SGT. Kouri with a suspicious person.

When I arrived, I met with SGT. Kouri. SGT. Kouri advised me he made contact with a male, later identified as Ryan Downey. Downey was acting bizarre and SGT. Kouri wanted me to evaluate Downey.

I walked over to Downey and introduced myself and I was with the Key West Police Department. I asked Downey what his name was, and he said his name was Ryan and he wanted to talk to his lawyer. Downey was already placed in handcuffs as he continued to attempt to reach in his pockets prior to my arrival. I attempted to have a conversation to evaluate Downey's mental status, however; he continued to say he wanted to speak with his lawyer.

Downey continued to scream about he was going to pull our tapes and wanted to go home or talk to his lawyer. Downey continued becoming irate, screaming at me. Based on his actions and the manic state he was in, I felt Downey was a danger to himself and others. I spoke with SGT. Kouri and advised him I felt Downey should be Baker Acted.

Downey continued to scream at other officers on scene while I spoke with SGT. Kouri. Downey's behavior continued to go up and down, becoming softer spoken and then yelling at officers. Downey demanded we take the handcuffs off.

I then walked over to my patrol vehicle and attempted to place Downey's wallet and ID in my front seat. As Ofc. Gillespie and Ofc. Hansell walked Downey over to my patrol vehicle, he became combative and started to resist both officers. I attempted to help restrain Downey as he was becoming more aggressively combative. Downey continued to yell and scream demanding officers let him speak to his lawyer.

Downey became even more combative as we attempted to place him in the rear of my patrol vehicle. He became dead weight. I attempted to grab Downey's right arm to use a transporter escort, however; Downey grabbed my left hand and would not let go. By grabbing my hand, Downey jammed my ring finger on my left hand. I gave him loud, verbal and lawful commands to let go of my hand. Downey replied, "Shut the fuck up!". At this point Downey still had control of my hand and I continued to try and break free of his grip.

I was able to break free of Downey's grasp. I attempted to again gain control over Downey's right hand so to escort him into the rear of my patrol vehicle. Again, Downey grabbed my left hand and again it jammed on the same finger. As this was going on, Downey kicked his legs to his rear striking me on my legs multiple times. I gave Downey multiple lawful commands to stop kicking me. We attempted to search Downey but due to his combativeness at that time we were unable to. SGT Kouri instructed Downey to get into the patrol vehicle. Downey screamed, "No I'm not. Read me my fucking rights". Another Officer switched positions with me, as I went to grab a hobble from the rear of my patrol vehicle.

Downey was placed in the rear of my patrol vehicle, where I activated my COBAN. It came to our attention Downey had not been searched. We then pulled Downey back out and searched him. The search yielded negative weapons. Downey was then placed back in the rear of my patrol vehicle, where he was seat belted in. Downey continued to scream for him to speak with his lawyer and he wanted his rights read.

I transported Downey to Monroe County Detention Center (MCDC). When I arrived, I asked main control for the

**REPORTING OFFICER NARRATIVE***Key West Police Department*

OCA

19-004675

Victim

*CUNEO, EDWARD NMN*

Offense

*BATTERY FELONY*

Date / Time Reported

*Sat 08/03/2019 01:09*

MCDC Jail staff to bring down the restraint chair, as the entire ride Downey was aggressive, manic and combative. They arrived in the sally port and took control over Downey.

My BWC and COBAN were both activated.

Based on the above facts I, Ofc. Cuneo find there to be probable cause for the following charges against Downey:

**FSS 784.07 Battery of a Law Enforcement Officer**

I, Ofc. Cuneo was performing my lawful duties as a sworn Law Enforcement Officer in the City of Key West, County of Monroe in the State of Florida and I was wearing a fully marked uniform that bears two patches and a badge that are visible at all times and clearly identifies my employing agency (Key West Police Department). I also identified myself to Downey when I first approached him.

While I attempted to make a lawful arrest on Downey, he grabbed my hand, jamming my left ring finger. During the arrest, Downey kicked me multiple times after being told not to. Downey was out of control and would not listen to any commands given.

**FSS 843.01 Resisting officer with violence to his person**

Downey knowingly and willfully resisted his arrest and opposed officers as he used violence (Battered LEO) to avoid apprehension. While I attempted to make a lawful arrest on Downey, he grabbed my hand, jamming my left ring finger. During the arrest, Downey kicked me multiple times after being told not to. Downey was out of control and would not listen to any commands given.

**FSS 843.02 Resisting Officer without violence to his person**

Downey knowingly and willfully resisted his arrest and opposed officers as he used non-violence to avoid apprehension. While I attempted to make a lawful arrest on Downey, he would not follow lawful commands to get into the rear of my patrol vehicle, becoming dead weight. Officers on scene had to physically move Downey into the rear of the patrol vehicle.

# Incident Report Suspect List

Key West Police Department

OCA: 19-004675

1	Name (Last, First, Middle) <i>DOWNEY, RYAN SCHEUERING</i>					Also Known As					Home Address <i>6955 WOODSVILLE RD HAYES, VA 23072-3122</i>																																													
	Business Address <i>UNKNWON, UNKNOWN</i>																																																							
	DOB <i>12/21/1978</i>	Age <i>40</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>510</i>	Wgt <i>175</i>	Hair <i>MX</i>	Eye <i>BR</i>	Skin <i>LGT</i>	Driver's License / State <i>T68114868 VA</i>																																													
	Scars, Marks, Tattoos, or other distinguishing features																																																							
<table border="1"> <tr> <td colspan="2"><i>Reported Suspect Detail</i></td> <td colspan="2">Suspect Age</td> <td>Race</td> <td>Sex</td> <td>Eth</td> <td colspan="2">Height</td> <td colspan="2">Weight</td> <td colspan="3">SSN</td> </tr> <tr> <td colspan="2">Weapon, Type</td> <td colspan="2">Feature</td> <td colspan="2">Make</td> <td colspan="2">Model</td> <td colspan="2">Color</td> <td>Caliber</td> <td colspan="3">Dir of Travel Mode of Travel</td> </tr> <tr> <td colspan="4">Veh Yr / Make / Model</td> <td>Drs</td> <td colspan="2">Style</td> <td colspan="2">Color</td> <td colspan="2">Lic Plate / State</td> <td colspan="3">VIN</td> </tr> </table>															<i>Reported Suspect Detail</i>		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		
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Notes										Physical Char																																														

# Incident Report Related Property List

Key West Police Department

OCA: 19-004675

1		Property Description <b>AXON BWC/ 3922</b>			Make		Model		Caliber		
Color		Serial No.		Value <b>\$1.00</b>		Qty <b>1.000</b>		Unit <b>EA</b>		Jurisdiction <b>Locally</b>	
Status <b>Evidence</b>		Date <b>08/03/2019</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race	
										Sex	

Notes

2		Property Description <b>COBAN/ 5222</b>			Make		Model		Caliber		
Color		Serial No.		Value <b>\$1.00</b>		Qty <b>1.000</b>		Unit <b>EA</b>		Jurisdiction <b>Locally</b>	
Status <b>Evidence</b>		Date <b>08/03/2019</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race	
										Sex	

Notes

3		Property Description <b>BWC 3757</b>			Make		Model		Caliber		
Color		Serial No.		Value <b>\$1.00</b>		Qty <b>1.000</b>		Unit		Jurisdiction <b>Locally</b>	
Status <b>Evidence</b>		Date <b>08/03/2019</b>		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) <b>* No name *</b>						DOB		Age		Race	
										Sex	

Notes

**CASE SUPPLEMENTAL REPORT**

Printed: 03/12/2025 12:22

Key West Police Department

OCA: **19004675**

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

Case Status: *CLEARED BY ARREST*Case Mng Status: *NA*Occurred: *08/03/2019*Offense: *BATTERY FELONY*Investigator: *GILLESPIE, ANTHONY M (3757)*Date / Time: *08/03/2019 02:40:05, Saturday*Supervisor: *KOURI, DAVID (3022)*Supervisor Review Date / Time: *08/03/2019 23:51:32, Saturday*

Contact:

Reference: *General Supplemental Report*

On 08/03/19, at approximately 0109 hours, I (Officer Gillespie) responded to the corner of Truman Ave. and Fort St. in reference to a suspicious person.

Upon arrival, Sgt. Kouri and Officer M. Hansell were already on scene. As I approached the scene, I observed a white male (later identified as Ryan S. Downey) sitting on the corner in hand cuffs. Sgt. Kouri advised me that Downey was in protective custody. I observed Downey to act very erratically. Downey continually referenced being in the front seat of a police car and he would sue everyone. This did not make sense because Downey wasn't placed inside of a police car at this point. Downey was uncooperative and would not answer my questions. I asked Downey several times if he had any medical conditions or if he had ingested any medications or drugs. Downey did not answer. Downey continually requested to call his lawyer, even after being told many times that he was not under arrest. Downey was asked to stay seated on the curb. Downey did not listen to instructions and stood up. I had to assist Downey back to a seated position on the ground several times.

Officer Cuneo arrived on scene and took Downey into custody as a Baker Act. I assisted Downey to Officer Cuneo's vehicle. As I assisted Downey, he started to resist by pulling away from me, twisting his arms in an attempt to pull away. At one point, Downey stopped walking and attempted to sit on the ground which left Officer Hansell and I holding Downey by his arms, in the air. Once I got Downey to the vehicle, he continued to resist and would not follow Officer Cuneo's loud verbal commands. Downey attempted to pull/jerk away while at the vehicle. I held Downey against the vehicle as Officer Cuneo attempted to search Downey incident to arrest. While I held Downey against the vehicle, Downey swung his legs wildly in an attempt to kick Officer Cuneo and myself. Downey did not make contact with me. At one point during the search, Downey was still resisting, I heard Officer Cuneo yell for Downey to "let go of my finger". I was unable to observe Downey grab Officer Cuneo's finger.

Officer Cuneo transported Downey to MCDC, and I followed behind to assist.

Upon reaching MCDC, Downey was still acting aggressively by yelling and kicking the door of the vehicle. Deputies arrived with the restraint chair. Downey would not exit the vehicle. I had to pull Downey out of the vehicle and escort him to the restraint chair. Downey attempted to pull away the entire way to the chair and fought the deputies and I the entire time as we placed him into the chair.

Downey had to be placed in a spit mask while restrained in the chair. Downey screamed the entire time during intake.

I activated my BWC during the incident while on scene and while inside the Sally Port of the jail.

Investigator Signature

Supervisor Signature

# CASE SUPPLEMENTAL REPORT

Printed: 03/12/2025 12:22

Key West Police Department

OCA: **19004675**

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**Case Status:** *CLEARED BY ARREST*

**Case Mng Status:** *NA*

**Occurred:** *08/03/2019*

**Offense:** *BATTERY FELONY*

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**Investigator:** *GILLESPIE, ANTHONY M (3757)*

**Date / Time:** *08/03/2019 02:40:05, Saturday*

**Supervisor:** *KOURI, DAVID (3022)*

**Supervisor Review Date / Time:** *08/03/2019 23:51:32, Saturday*

**Contact:**

**Reference:** *General Supplemental Report*

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I have no further information at the time of this report. ///END OF REPPORT///

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Investigator Signature

Supervisor Signature



**CASE SUPPLEMENTAL REPORT**

Printed: 03/12/2025 12:22

Key West Police Department

OCA: **19004675**

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**Case Status:** *CLEARED BY ARREST***Case Mng Status:** *NA***Occurred:** *08/03/2019***Offense:** *BATTERY FELONY***Investigator:** *KOURI, DAVID (3022)***Date / Time:** *08/12/2019 19:18:22, Monday***Supervisor:** *SIMS, FRED CARTER (2301)***Supervisor Review Date / Time:** *08/12/2019 20:47:26, Monday***Contact:****Reference:** *General Supplemental Report*

On August 3rd, 2019, at around 0110 hours, I (Sgt. Kouri) was traveling west on the 100 block of Truman Avenue, approaching Fort Street.

I observed a white male, later identified as Ryan Downey, walking west on the sidewalk, located on the north side of Truman Avenue. Downey was not wearing his shirt, was flailing his arms erratically, looking into peoples yards, and appeared to be talking to himself.

Based on the location, time and Downey's erratic behavior, I pulled next to him to check on his welfare. I exited my maked KWPD SUV in full KWPD Class B Uniform. From the initial onset of the encounter, Downey was not making sense, was speaking rapidly, and was confused as to why he was there or what he was doing. I could smell an odor of an alcoholic beverage emitting from his breath and his speech was slurred at times. Downey would escalate his erratic behavior without provocation, then calm back down.

I told Downey multiple times to keep his hands out of his pockets. He refused and jokingly would continue placing them into his pockets. Downey also began to slowly placing his right hand behind his back, as if he were possibly reaching for a weapon. After several repetitive instructions to keep his hands out of his pockets and from behind his back, I placed Downey into handcuffs double locked.

Officers Hansell, Gillespie and Cuneo arrived on scene to assist.

Based on my observations, I had CIT Officer Cuneo evaluate Downey, to take him into protective custody. Ofc. Cuneo agreed that indeed, Downey was a risk to himself or others.

While trying to place Downey into the rear of Ofc. Cuneo's patrol vehicle, he became combative, kicking at Officers, grabbing their hands, bracing and tensing, and trying to pull away from the Officers. Downey was given several loud repetitive verbal commands to stop resisting, however he continued to resist. Ofc. Cuneo jammed his finger due to Downey's combativeness. I took over Ofc. Cuneo's position and after a brief struggle was able to place Downey into the rear of Ofc. Cuneo's patrol vehicle.

All Officers were wearing their KWPD Class B Uniforms and readily recognizable as Police Officers.

Ofc. Cuneo transported Downey to MCDC and charged him with the applicable crimes. While at MCDC, Downey had to be TASED by MCDC Deputies due to his continued resistance and combativeness.

Investigator Signature

Supervisor Signature

# CASE SUPPLEMENTAL REPORT

Printed: 03/12/2025 12:22

Key West Police Department

OCA: **19004675**

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**Case Status:** *CLEARED BY ARREST*

**Case Mng Status:** *NA*

**Occurred:** *08/03/2019*

**Offense:** *BATTERY FELONY*

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**Investigator:** *KOURI, DAVID (3022)*

**Date / Time:** *08/12/2019 19:18:22, Monday*

**Supervisor:** *SIMS, FRED CARTER (2301)*

**Supervisor Review Date / Time:** *08/12/2019 20:47:26, Monday*

**Contact:**

**Reference:** *General Supplemental Report*

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My BWC was active during this event and later downloaded at KWPD.

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Investigator Signature

Supervisor Signature

## ARREST REPORT

A G E N C Y	Agency Name <b>Key West Police Department</b>		ORI <b>FL0440100</b>		Date/Time Arrested <b>08/03/2019 02:02 Sat</b>		Case # <b>19004675</b>			
	Taken		Arrest Tract		Residence Tract		Arrest Number <b>9682</b>			
A R R E S T E E	Name (Last, First, Middle) <b>DOWNEY, RYAN SCHEUERING</b>			D.O.B. <b>12/21/1978</b>	Age <b>40</b>	Race <b>W</b>	Sex <b>M</b>	Place of Birth	Citizenship <b>US</b>	
	Current Address <b>6955 Woodsville Rd, , Hayes, VA 23072-3122</b>			Phone		Occupation <b>Unknown</b>		Residence Status <b>Non-Resident</b>		
	Employer's Name <b>UNKNWON</b>			Address				Phone <b>- -</b>		
	Also Known As (Alias Names)					Hgt <b>5'10</b>	Wgt <b>175</b>	Hair <b>Mx</b>	Eyes <b>Br</b>	Skin Tone <b>Light</b>
	Scars, Marks, Tattoos			Social Security #		OLN and State <b>T68114868-VA</b>		Misc. # and Type		
	Nearest Relative Name			Address				Phone		
A R R E S T	If Armed, Type of Weapon		Type of Arrest <b>FELONY ARREST- ON VIEW</b>			Place of Arrest <b>100 TRUMAN (BLK), KEY WEST</b>				
	Charge #1 <b>Battery On Leo / Firefighter / Emt Reclassified</b>		Type <b>Fel</b>	Counts <b>1</b>	IBR Code <b>13B</b>	Warrant/Summons #		Statute # <b>784.07-2B</b>	Warr. Date	
	Charge #2 <b>Resist Officer With Violence</b>		Type <b>Fel</b>	Counts <b>1</b>	IBR Code <b>90Z</b>	Warrant/Summons #		Statute # <b>843.01</b>	Warr. Date	
	Charge #3 <b>Resist / Obstruct Officer W/o Violence</b>		Type <b>Misd</b>	Counts <b>1</b>	IBR Code <b>90Z</b>	Warrant/Summons #		Statute # <b>843.02</b>	Warr. Date	
V E H I C L E	VYR	Make	Model			Style				
	Color	Plate #/State/Plate Year			VIN					
	Vehicle									
C O N F I N D	Date/Time Confined		Place Confined			Committing Magistrate				
	Type Bond		Bond Amount		Trial Date	Time	Court Of	City		
	Arresting Officer Name/ID #/Bureau <b>CUNEO, EDWARD J. (3922) OPER</b>									
	Assisting Officer Name/ID #/Bureau <b>KOURI, DAVID (3022) PAT PAT OPER</b>				Released By (Name/Department/ID #)		Date/Time Released			
Status Codes	1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown/Lost									
D R U G S	Code	Status	Quantity	Type Measure	Suspected Type			Up to 3 types of activity for each		
O t h e r	Name <b>Victim CUNEO, EDWARD NMN</b>			Address <b>1604 N Roosevelt Blvd, Key West, FL 33040</b>			Phone <b>305-809-1000</b>			
	Name <b>Victim Society</b>			Address			Phone			
N A R R A T I V E	On 08/03/2019 at 0121 hours I, Ofc. Cuneo was dispatched to the intersection of Truman Ave and Fort St. in reference to assisting SGT. Kouri with a suspicious person.									
	When I arrived, I met with SGT. Kouri. SGT. Kouri advised me he made contact with a male, later identified as Ryan Downey. Downey was acting bizarre and SGT. Kouri wanted me to evaluate Downey.									
S T A T U S	Arresting Officer Signature/ID #/Bureau <b>CUNEO, EDWARD J. (3922) OPER</b>									
	Case Status <b>Cleared By Arrest</b>				Arrestee Signature					

\*\* Continued \*\*

## ARREST REPORT (Additional Narrative)

Agency Name <b>Key West Police Department</b>	ORI <b>FL0440100</b>	Date/Time Arrested <b>08/03/2019 02:02</b>	Case # <b>19004675</b>
Arrestee Name <b>DOWNEY, RYAN SCHEUERING</b>			Arrest Number <b>9682</b>

I walked over to Downey and introduced myself and I was with the Key West Police Department. I asked Downey what his name was, and he said his name was Ryan and he wanted to talk to his lawyer. Downey was already placed in handcuffs as he continued to attempt to reach in his pockets prior to my arrival. I attempted to have a conversation to evaluate Downey's mental status, however; he continued to say he wanted to speak with his lawyer.

Downey continued to scream about he was going to pull our tapes and wanted to go home or talk to his lawyer. Downey continued becoming irate, screaming at me. Based on his actions and the manic state he was in, I felt Downey was a danger to himself and others. I spoke with SGT. Kouri and advised him I felt Downey should be Baker Acted.

Downey continued to scream at other officers on scene while I spoke with SGT. Kouri. Downey's behavior continued to go up and down, becoming softer spoken and then yelling at officers. Downey demanded we take the handcuffs off.

I then walked over to my patrol vehicle and attempted to place Downey's wallet and ID in my front seat. As Ofc. Gillespie and Ofc. Hansell walked Downey over to my patrol vehicle, he became combative and started to resist both officers. I attempted to help restrain Downey as he was becoming more aggressively combative. Downey continued to yell and scream demanding officers let him speak to his lawyer.

Downey became even more combative as we attempted to place him in the rear of my patrol vehicle. He became dead weight. I attempted to grab Downey's right arm to use a transporter escort, however; Downey grabbed my left hand and would not let go. By grabbing my hand, Downey jammed my ring finger on my left hand. I gave him loud, verbal and lawful commands to let go of my hand. Downey replied, "Shut the fuck up!". At this point Downey still had control of my hand and I continued to try and break free of his grip.

I was able to break free of Downey's grasp. I attempted to again gain control over Downey's right hand so to escort him into the rear of my patrol vehicle. Again, Downey grabbed my left hand and again it jammed on the same finger. As this was going on, Downey kicked his legs to his rear striking me on my legs multiple times. I gave Downey multiple lawful commands to stop kicking me. We attempted to search Downey but due to his combativeness at that time we were unable to. SGT Kouri instructed Downey to get into the patrol vehicle. Downey screamed, "No I'm not. Read me my fucking rights". Another Officer switched positions with me, as I went to grab a hobble from the rear of my patrol vehicle.

Downey was placed in the rear of my patrol vehicle, where I activated my COBAN. It came to our attention Downey had not been searched. We then pulled Downey back out and searched him. The search yielded negative weapons. Downey was then placed back in the rear of my patrol vehicle, where he was seat belted in. Downey continued to scream for him to speak with his lawyer and he wanted his rights read.

I transported Downey to Monroe County Detention Center (MCDC). When I arrived, I asked main control for the MCDC Jail staff to bring down the restraint chair, as the entire ride Downey was aggressive, manic and combative. They arrived in the sally port and took control over Downey.

# ARREST REPORT (Additional Narrative)

Agency Name	ORI	Date/Time Arrested	Case #
Key West Police Department	FL0440100	08/03/2019 02:02	19004675
Arrestee Name	Arrest Number		
DOWNEY, RYAN SCHEUERING	9682		

My BWC and COBAN were both activated.

Based on the above facts I, Ofc. Cuneo find there to be probable cause for the following charges against Downey:

## FSS 784.07 Battery of a Law Enforcement Officer

I, Ofc. Cuneo was performing my lawful duties as a sworn Law Enforcement Officer in the City of Key West, County of Monroe in the State of Florida and I was wearing a fully marked uniform that bears two patches and a badge that are visible at all times and clearly identifies my employing agency (Key West Police Department). I also identified myself to Downey when I first approached him.

While I attempted to make a lawful arrest on Downey, he grabbed my hand, jamming my left ring finger. During the arrest, Downey kicked me multiple times after being told not to. Downey was out of control and would not listen to any commands given.

## FSS 843.01 Resisting officer with violence to his person

Downey knowingly and willfully resisted his arrest and opposed officers as he used violence (Battered LEO) to avoid apprehension. While I attempted to make a lawful arrest on Downey, he grabbed my hand, jamming my left ring finger. During the arrest, Downey kicked me multiple times after being told not to. Downey was out of control and would not listen to any commands given.

## FSS 843.02 Resisting Officer without violence to his person

Downey knowingly and willfully resisted his arrest and opposed officers as he used non-violence to avoid apprehension. While I attempted to make a lawful arrest on Downey, he would not follow lawful commands to get into the rear of my patrol vehicle, becoming dead weight. Officers on scene had to physically move Downey into the rear of the patrol vehicle.