

Citizen Review Board

100 Grinnell Street, Key West, FL 33040

PO Box 1946, Key West, FL 33041

(305) 809-3887 Fax (305) 293-9827

e-mail: crb@cityofkeywest-fl.gov

- What you need to know before completing the attached complaint form:
- This complaint and any attachment become public record. If you have already filed a report with the Key West Police Department Internal Affairs, and you want that complaint to remain confidential until the investigation is complete, you may want to refrain from filing a complaint with the CRB at this time.
- Complaints should be filed as soon as possible of the time you became aware of the incident or after resolution of any criminal charges.
- Anyone who has criminal charges pending related to this complaint should consult an attorney before filing the complaint with the CRB and such pending charges may delay the progress of the investigation of your complaint with the CRB. Further, any statements made to the CRB are public record and can be used by anyone to incriminate the complainant. All statements will be uploaded to the internet.
- Complainants must advise the CRB of any changes of address or phone number; failure to provide the CRB current information or means for CRB to contact the complainant may result in dismissal of the case.
- All documents received by this office, including medical records, photo IDs, communications and alike become public records and will be disclosed on the Internet and viewable by anyone or any person. You should consider this fact before sending any matters or materials to this office.
- All CRB meetings are televised and archived on the City of Key West web-site. By attending a CRB meeting you may be shown on camera.
- The CRB and its employees and agents are not your legal representatives. You should seek independent legal representations to understand your legal rights regarding the matters referenced in your complaint.
- The CRB jurisdiction is limited to City of Key West Police Officers and NOT Monroe county sheriffs, correction officers, Florida Fish and Wildlife Officers, FDLE representatives, Florida Highway Patrol Officers, Federal Agents, Military personal and alike.

I have read and understand the information provided to me on this page.


Name/Nombre

11 8 2018
Date/Fecha

1. CRB Control #

COMPLAINT FORM
Citizen Review Board

2. Day, Date, Time
Complaint Received

PO Box 1946, Key West, FL 33041
<http://www.cityofkeywest-fl.gov>
email: crb@cityofkeywest-fl.gov
(305) 809-3887 Fax (305) 293-9827

3. KWPD Control System #

Please provide as much information as you can about the incident(s). Use additional pages if necessary.
Suministre la mayor cantidad de información posible acerca del (de los) incidente(s). Utilice páginas adicionales si fuese necesario

A. COMPLAINANT INFORMATION
DATOS DEL DENUNCIANTE

Name: STEVE LEGNATIOLI Date of Birth: 12 14 69
Nombre Fecha de nacimiento
Address: 2429 Fogarty KW FL 33040
(Dirección) Street (Ciudad) City (Estado) State (Código Postal) Zip
Mailing Address: _____
Dirección postal PO Box or Street, City, State and Zip
E-Mail Address: _____
(Dirección e-mail)
Home Phone: () 305 407 0668 Work Phone: () _____ Cellular: () 305 407 0668
Teléfono Particular Teléfono del Trabajo Celular

B. NATURE OF COMPLAINT: Naturaleza de la denuncia:

Battery Rudeness Deficient Service Truthfulness Driving False Arrest Excessive Force Searches Other

C. INFORMATION ABOUT THE OFFICER(S) INVOLVED IN THE INCIDENT
DATOS DEL (DE LOS) OFICIAL (ES) INVOLUCRADO(S) EN EL INCIDENTE

Name: CAPTAIN JP TORRES Badge #: _____ Vehicle #: _____
Nombre Placa No: Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: 60 years old FMT

Name: _____ Badge #: _____ Vehicle #: _____
Nombre Placa No: Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

Name: _____ Badge #: _____ Vehicle #: _____
Nombre Placa No: Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

D. VICTIM/WITNESS INFORMATION
DATOS DE LA VICTIMA/TESTIGO

Did you witness the incident? Yes ☒ No ☐
¿Fue usted testigo del incidente denunciado? Si ☐ No ☐

If you are filing a complaint on behalf of someone else, what is your relationship, if any, to the person(s):
Si usted está presentando una denuncia en nombre de otra(s) persona(s), indique cuál es su relación, si la hay, con esa(s) persona(s):

Parent _____ Spouse _____ Relative _____ Guardian _____ Child _____ Friend _____ Other _____
Padre/Madre _____ Conyuge _____ Familiar _____ Tutor _____ Hijo/a _____ Amigo/a _____ Otra _____

Please provide as much of the following information as you can about the person(s) on whose behalf the complaint is filed and any witness(es) to the incident:

Suministre la mayor cantidad posible de la información que se solicita a continuación, sobre la (las) persona(s) en nombre de la(s) cual(es) presenta la denuncia, y sobre el (los) testigo(s) del incidente:

Victim/Witness #1

Victima/Testigo No. 1

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: _____

Nombre

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

SEE ATTACHED

Victim/Witness #2

Victima/Testigo No. 2

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: _____

Nombre

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

Victim/Witness #3

Victima/Testigo No. 3

Is this person a: victim _____ witness _____

Esta persona es: víctima _____ testigo _____

Name: _____

Nombre

Address: _____ City _____ State _____

Dirección: _____ Ciudad: _____ Estado: _____

Zip Code _____ Contact numbers: Telephone _____ Cell _____

Código Postal _____ Teléfono _____

E. INFORMATION ABOUT THE INCIDENT
INFORMACION ACERCA DEL INCIDENTE

Please provide as much information as possible, using additional pages if necessary.
Suministre la mayor cantidad de informacion posible, utilizando páginas adicionales si fuese necesario.

Date: _____ Time: _____ Location: _____ Case # if applicable: _____
Fecha: _____ Hora: _____ Lugar: _____ No. de Caso, si corresponde: _____

SEE
ATTACHED

Attach additional pages if necessary. Page number ____ of ____ pages of narrative

Are you being prosecuted for this incident or do you have a pending criminal case? Yes ____ No ____

Have you ever been convicted of a felony? Yes ____ No ____

"I hereby certify that, to the best of my knowledge, and under the penalty of perjury, the statements made herein are true." I hereby acknowledge and understand that any documents, materials, medical records, e-mail and other communication delivered to the CRB office becomes public record and shall be viewable on the internet by anyone or any entity. You have been advised that any statement made to the CRB can be used by other governmental entities.


Signature of Complainant

11/8/2018
Date signed

Complaint Received by: _____ Complaint Reviewed by: _____ Action Taken: _____

Date complaint forwarded to Chief of Police: _____

My original complaint was made with the help of Lt. Ream who consulted with Captain Torres, who seemed to agree with the Lt. and I, and seemed concerned with what he heard. He took my complaint from Lt. Ream and promised to bring the issue to a conclusion, but I would have to wait a week or so to give him time to review the evidence I provided. That was over 3 months ago.

In that time the IA Sarg. Castillo was asked to address a very basic complaint I had against Donnie Lee, Castillo investigated the issue and questioned Donnie Lee, and then concluded his report and provided a copy to me. This complaint required the answer to one question (see attached complaint). And Torres felt that since one question was answered by the IA, that if I asked anything else it would be "asking to much" and "its never enough for me" and "nothing is enough for you". Our "conversation" ended with Torres yelling these quotes repeatedly into the phone very loudly in an angry violent manner of an unstable person that possibly had just lost a promotion. He also said that he agrees with the conclusion of the IA report, he seems very hung up on the simple complaint the IA handled for me and didn't want to talk about much else, repeated attempts to bring the "conversation" back to the complaint Lt. Ream helped me bring to Torres were unsuccessful. His meltdown escalated until I had to terminate the call. I would like to thank IA Castillo for taking my complaint and conducting a timely investigation and conclusion, a conclusion I disagree with.

The complaint I filed with Lt. Ream/Torres has some small overlap with the complaint I filed with IA Castillo. This overlap concerns Donnie Lee's conduct. This conduct was addressed in the IA report so I asked Torres to ignore any overlap concerning issues with Lee and instead focus on the rest of the complaint concerning the conduct of Jeff Dean, Betz, Andruzzi, Blasenbergs. He yelled into the phone that since the IA addressed the basic complaint I brought to the IA (Attached)...that he no longer had to address the complaint I brought him concerning issues with these other officers.

Torres also told me the report was being created as we spoke, and that Ream was "helping him type it up, cause she is good with typing" ..jeeesh, sounds a bit sexist, and sounds like a lie. Ream should be asked if she was involved with typing up a report for the complaint she is involved with.

The KWPD process for a complaint reads ... "The investigators completed report will be reviewed and a conclusion of fact will be made based on preponderance of the evidence" Torres is in gross violation of this process and is acting in an extremely unprofessional and frightening manner.

- I would like to see my complaint filed with Ream/Torres investigated and brought to an conclusion
- I would like the issues concerning Jeff Dean, Betz, Andruzzi, Ane and Blasenbergs addressed and resolved
- I would also like Torres to be held accountable to his obstruction in this manner.
- I would like to see Torres go through some type of exam to see if he is fit and safe to be out among the community, the volume and anger he expressed though his yelling was quite alarming for someone who carries a firearm.
- I would also like Torres to go through any retraining needed to educate him of current law that he is currently confused about.
- I would also like LT. Ream to be consulted on this complaint as she was present for some of these conversations.

Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

TO: Captain JR Torres

FROM: Lt. Kathleen Ream 

DATE: August 7, 2018

RE: Complaint from Steve Legnaioli regarding July 12, 2018

This is brief description of the events that took place on July 12, 2018. I (Lt. Kathleen Ream) watched Officer Betz's video (BWC) about the incident and spoke to Mr. Legnaioli his concerns with how Officer Betz, Officer Andruzzi, Officer Ane, and Sgt. Blasberg handled this encounter.

Mr. Legnaioli called the Key West Police Department (KWPD) to report an IRS scam. Mr. Legnaioli called the phone number back and spoke to the person that he believed threatened him and used the word "kill" toward him over the phone. Mr. Legnaioli believes this person is located in New York and the KWPD should have taken his report seriously and investigated it so if the suspect trying to defraud citizens was located in this county that that person could be apprehended. Mr. Legnaioli wants the government to stop "them"- the scammers. Officer Betz tried to explain to Mr. Legnaioli that more than likely the person was not in the United States.

Mr. Legnaioli asked Officer Betz if the scammer is calling from within the United States would KWPD arrest him. Officer Betz told Mr. Legnaioli it would be another jurisdiction's case. Mr. Legnaioli became very upset about this statement and informed Officer Betz that jurisdiction resides with where the victim resides. Mr. Legnaioli became more upset because he feels this was an issue in a previous case he was involved in and KWD has failed to train officers to know that the jurisdiction resides with the victim's location. Mr. Legnaioli referred to alleged pending litigation were this was a topic of contention.

Mr. Legnaioli was also upset because Officer Ane told him that when a threat is made over the phone, there is no ability to carry out the threat so it is not a crime, this upset Mr. Legnaioli more. Mr. Legnaioli told Officer Ane and the KWPD had previously arrested him (Mr. Legnaioli) twice for making two threatening phone calls on two separate occasions and it was "thrown out".



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www.keywestcity.com



Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

The situation/conversation between Mr. Legnaioli and the officers (Officer Betz and Officer Ane and Officer Andruzzi who had arrived early on) became non-productive and the officers were told by Mr. Legnaioli to leave and the officers ultimately did.

Mr. Legnaioli says that he later talked to Sgt. Blasberg who did not know jurisdiction resided with the victim's location.

I met with Mr. Legnaioli who wants to file a complaint for deficient service and he believes the officers and supervisor may have committed a crime in the process, under "Color of Law".

Mr. Legnaioli would like this matter investigated for Department violations and Criminal Charges.

I has spoken to Mr. Legnaioli several times in the past few weeks. On August 7 I called him reviewed his compliant and read him this brief overview and provided him direction on picking up the "Explanation of the Complaint and Commendation Process" and the "Citizen Complaint Sworn Affidavit". I informed him he could add any additional information that he felt was pertinent. I told him once he was satisfied with it Records could notarize the form or he could take the form/documents and return them at his convenience notarized.

When I spoke to Mr. Legnaioli on August 7, 2018 he seemed satisfied with the overview I have prepared on his complaint.



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Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

Citizen Complaint Sworn Affidavit

Complainant Name Steven Legnaioli Date of Birth _____ Race W Sex M
Address 2429 Fogarty Ave Phone 305.407.0668 Email mysupercrash@hotmail.com

Person Affected by Incident (if different from complainant) same

Address same Phone same Email same

Witness Name N/A Date of Birth _____ Race _____ Sex _____

Address _____ Phone _____ Email _____

Incident Date 7/12/18 Time 11:53 Location 2429 Fogarty CAD Case Number 181930246

Employee Name(s) or Description(s) Ofc. Betz, Andruzzi, Ane, and Sgt. Blasberg

Describe the Incident, Specific Complaint and Desired Remedy

See attached memo, prepared by Lt. Kathleen Beam
Mr. Legnaioli will add any additional information
below. After he completes and signs w/ notary
signage he has been instructed to return this document
and attachment to the Key West Police Department.
He can use additional paper as needed. He has been
instructed to number each page.



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The reason the complaint has been filed with the lieutenant is because internal affairs will not return my calls , and Randy Smith of IA has threatened me in the past by saying "if you file a complaint against me you are not gonna like what happens to you "

I turned to his superior Captain Brandenberg , who agreed with Smith , that a threatening call coming from outside KW into KW does not fall under their jurisdiction. He also refused to take my complaint.

I feel the police have shown a pattern of trying to bait me in a malicious way by repeatedly stating this unlawful position ...so that I could be baited into being arrested , as shown in the body cam footage of the 3 officers in this complaint.

I have spoken to State Attorney Dennis Ward about this issue , he made a call to the KWPD and instructed them that their "interpretation" of the jurisdictional laws was not accurate and it should stop. He also assured me that IA would now take my complaint , I then called KWPD IA and spoke with Randy Smith who said he disagreed with the SA's interpretation of the law and still wouldn't take my complaint , I told Smith I would file a complaint on him and he then threatened me.

The SA's instructions were ignored and the KWPD continue to tell me I can threaten people on the phone , and that jurisdictional falls where the call is made instead of where the victim is.

The Chief of Police Donnie Lee is also aware of this complaint and the jurisdictional issue it created , he made it very clear that he believes that a threatening call coming from outside KW jurisdiction doesn't fall under their jurisdiction,

Here are the other people in the KWPD that agreed with the chief ...

Captain Brandenberg

Sarg. Zomara

Sarg. Allen

Sarg Trip (IA)

Sarg Smith (IA)

Sarg. Blasberg

Officer Bouvier

Officer Betz

Officer Ane

Officer Murphy

The baiting continues from the KWPD even though the State Attorney has instructed them to stop. When I make a 'harassing call' the police department knows exactly what 365.16 is and how it works , when a 'harassing call' is made to me , they act as if 365.16 does not exist and that no crime was committed.

I feel that any member of the police department who thinks its OK to call and threaten somebody should no longer be an officer , this is just basic law

My wife and I feel threatened and frightened by the KWPD's behavior. We feel that our rights have been ignored and violated. We also feel that we are still targeted by the KWPD, and that the Chief has failed to lead his department in a legal manner.

Citizen Complaint Sworn Affidavit

Complainant Name STEVE LEGNARD Date of Birth 12 19 69 Race W Sex M

Address 2429 Fogarty Phone 305 407 0668 Email _____

Person Affected by Incident (if different from complainant) SAME

Address _____ Phone _____ Email _____

Witness Name _____ Date of Birth _____ Race _____ Sex _____

Address _____ Phone _____ Email _____

Incident Date 4/01/16 Time _____ Location _____ Case Number _____

Employee Name(s) or Description(s) _____

Describe the Incident, Specific Complaint and Desired Remedy

in Detective Deans Incident report,
(CASE 01-16-001359)

The chief of Police (Lee) states
He could not investigate my
CASE (01-13-002756) BECAUSE OF
"JURISDICTIONAL ISSUES"

What Jurisdictional Issues prevents the
KWPD from investigating my case?

ONLY 1 Question



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COMPLAINT
FILED
WITH IA