

# Response to Resistance Report

Key West Police Department

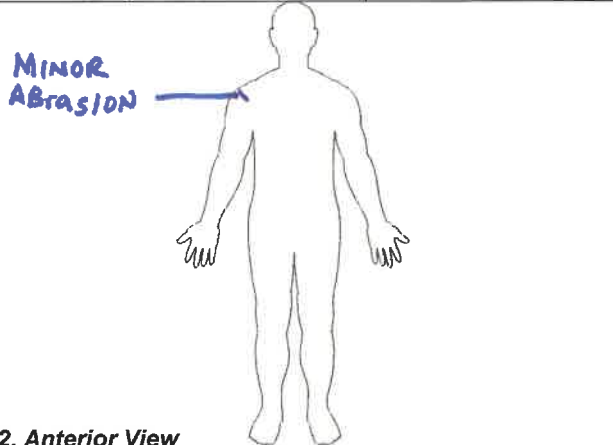
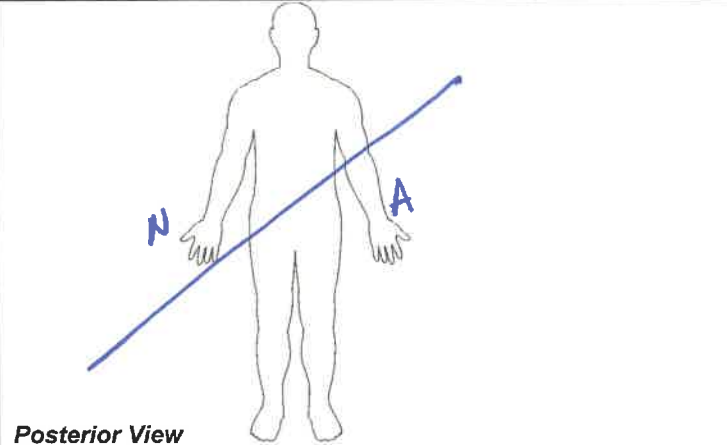
Case No: 23-2768

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

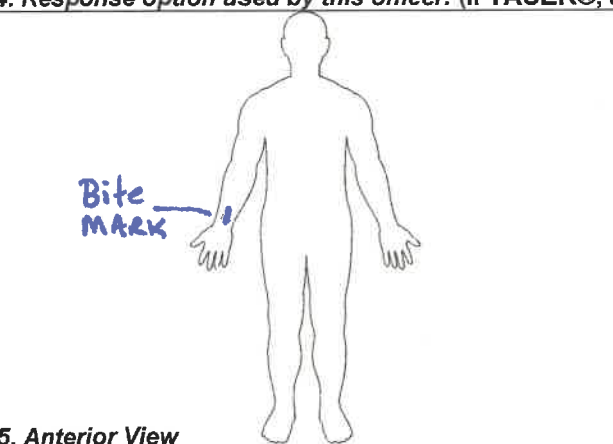
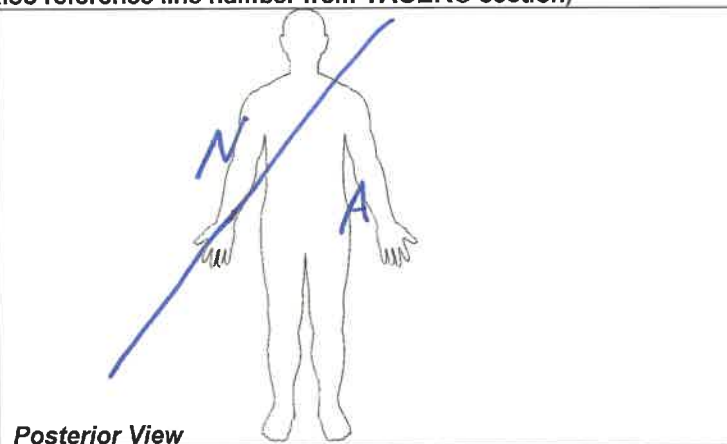
- A response through the use of non-lethal weapons,
- Applies weaponless physical force of strikes, kicks, or "take-downs"
- When any person sustains an apparent substantial or fatal injury as a result of the application of force
- When any person complains of injury as a result of the application of 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>	2. Date: 05/11/2023		3. Time: 9:30 AM		4. Location: Mallory Square		5. Incident type: Trespasser	
	<b>6. Resistance Level</b>		<b>7. Explanation</b>		<b>8. Response Option</b>		<b>9. Explanation</b>	
	<input checked="" type="checkbox"/> Passive:		Non-Compliant		<input checked="" type="checkbox"/> Physical Control		Take down	
	<input checked="" type="checkbox"/> Active:		Attempted to defeat officer		<input type="checkbox"/> Non-lethal Weapon			
<input checked="" type="checkbox"/> Aggressive:		Bit Officer Wrist		<input type="checkbox"/> Deadly Force				
<input type="checkbox"/> Deadly Force:								

10. Last Name: Goldsmith		11. First: Maya		12. Race: B		13. Sex: F	
14. DOB: 11/03/88		15. Height: 5'-10"		16. Weight: 175 LBS			
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 checked="" 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 type="checkbox"/> No <input checked="" type="checkbox"/> Yes By: <input checked="" type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention							

<b>SUBJECT</b>	 <p>22. Anterior View</p>	 <p>Posterior View</p>
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23. Officer: William Howell		24. Race: W		25. Sex: M		26. Age: 37		27. Height: 6'-1"		28. Weight: 225 LBS	
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: 3.6											
31. 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 35)											
32. Photographed: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes 33. Treated: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes By: <input checked="" type="checkbox"/> EMT/Paramedic on scene <input checked="" type="checkbox"/> Hospital											
34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)											

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

Key West Police Department

Case No: 23-2768

<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: <u>N</u>		Number of cycles: <u>N</u>		
	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 checked="" type="checkbox"/> No		Did probes penetrate skin: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	Target distance at probe launch: <u>A</u>		Target distance at probe launch: <u>A</u>		
	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> 05/11/23		<b>41. Time:</b> 9:37 AM		
	<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
	Thomas Thayne		1025 Thompson LN		913-216-8502
	Ofc Raymond Roscoe		KWPD		305-809-1000
	<u>SGT. Frank DuPont 1951</u>		<u>Sgt. Frank DuPont 1951</u>		5/11/2023
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		<u>3317</u>		
			51. Signature of Internal Affairs Inspector		
				52. Date <u>7/27/2023</u>	



# INCIDENT/INVESTIGATION REPORT

Agency Name <b>Key West Police Department</b>		Case# <b>23-002768</b>
ORI <b>FL0440100</b>		Date / Time Reported <b>05/11/2023 09:30 Thu</b>
Location of Incident <b>I-W MALLORY SQ - W, Key West FL 33040</b>	Gang Relat <b>NO</b>	Premise Type <b>Park/playground</b>
	Beat/GP	Last Known Secure <b>05/11/2023 09:30 Thu</b>
		At Found <b>05/11/2023 09:30 Thu</b>

#1	Crime Incident(s) <b>Battery SCA</b>	(Com)	Weapon / Tools <b>Personal Weapons</b>	Activity <b>N</b>
			Entry	Exit
			Security	
#2	Crime Incident <b>Disorderly Conduct DISORDERLY CONDUCT</b>	(Com)	Weapon / Tools	Activity
			Entry	Exit
			Security	
#3	Crime Incident <b>Resist Arrest / Escape XOM</b>	(Com)	Weapon / Tools	Activity
			Entry	Exit
			Security	

MO	# of Victims <b>3</b>		Type: <b>SOCIETY/PUBLIC/STATE</b>		Injury:		Domestic: <b>N</b>			
VICTIM	V1	Victim/Business Name (Last, First, Middle) <b>Society</b>	Victim of Crime # <b>2,3</b>	DOB Age <b>37</b>	Race <b>W</b>	Sex <b>M</b>	Relationship To Offender <b>1ST</b>	Resident Status <b>Resident</b>	Military Branch/Status <b>N/A</b>	
	Home Address			Email			Home Phone			
	Employer Name/Address						Business Phone		Mobile Phone	
	VYR	Make	Model	Style	Color	Lic/Lis	VIN			

OTHERS	CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim)									
	Type: <b>LAW ENFORCEMENT (LEO)</b>					Injury: <b>Apparent Minor Injury</b>				
	V2	Name (Last, First, Middle) <b>HOWELL, WILLIAM NEIL</b>	Victim of Crime # <b>1</b>	DOB Age <b>37</b>	Race <b>W</b>	Sex <b>M</b>	Relationship To Offender <b>1ST</b>	Resident Status <b>Resident</b>	Military Branch/Status	
	Home Address <b>1604 N ROOSEVELT BLVD KEY WEST, FL 33040</b>				Email			Home Phone <b>305-809-1000</b>		
	Employer Name/Address						Business Phone		Mobile Phone	

INVOLVED	Type: <b>LAW ENFORCEMENT (LEO)</b>					Injury: <b>None</b>				
	V3	Name (Last, First, Middle) <b>ROSCOE, RAYMOND JONATHAN</b>	Victim of Crime # <b>1</b>	DOB Age <b>44</b>	Race <b>W</b>	Sex <b>M</b>	Relationship To Offender <b>1ST</b>	Resident Status <b>Resident</b>	Military Branch/Status	
	Home Address <b>1604 N ROOSEVELT BLVD KEY WEST, FL 33040</b>				Email			Home Phone <b>305-809-1111</b>		
	Employer Name/Address <b>KWPD (OFFICER)</b>						Business Phone <b>305-292-8856</b>		Mobile Phone <b>305-797-5104</b>	

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown  
("OJ" = Recovered for Other Jurisdiction)

V1 #	Code	Status Frm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
	27	EVID	\$0.00		1	BWC 4059		
	27	EVID	\$0.00		1	FLEET AXON 4059		

Officer/ID#	<b>HOWELL, WILLIAM N (4059)</b>	Invest ID#	<b>(0)</b>	Supervisor	<b>DUPONTY, FRANK T (1951)</b>
Complainant Signature	Case Status <i>Cleared By Arrest</i>	Date	<b>05/11/2023</b>	Case Disposition:	Page 1



# Incident Report Additional Name List

Key West Police Department

OCA: 23-002768

## Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	MOORE, MARY D		11/18/1969	53	B	F
	Address 1649 ELLSBERG CT Apt. 1, KEY WEST, FL 33040-		H: 305-304-7141			
	Empl/Addr None		B: 786-454-6997			
			Mobile #: - -			
2) WI 2	THAYER, THOMAS EDWARD		10/01/1957	65	W	M
	Address 1025 THOMPSON LANE , KEY WEST, FL 33040-		H: 931-216-8502			
	Empl/Addr Waterfront Playhouse		B: - -			
			Mobile #: - -			





# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 23-002768

**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  
*DUPONTY, F.T. (1951), STEVENS, T.R. (2609), WOLF, M. (2745), ROSCOE, R. (4011)*

Suspect Hate / Bias Motivated:

NARRATIVE



REPORTING OFFICER NARRATIVE

Key West Police Department

OCA
23-002768
Date / Time Reported
Thu 05/11/2023 09:30

Victim
Society

Offense
BATTERY

-- Maya Aleasa Goldsmith Arrest Narrative:

On Thursday, 05/11/2023 at approximately 0930 hours; Ofc. Roscoe and I (Ofc. Howell) were completing an area check of 1-W Mallory Square (Mallory Square Park). During our area check we were flagged down by a city employee regarding an unknown black female subject possible refusing to leave the female restroom to allow the city employee to clean. The city employee stated the unknown black female subject was within the restroom for over an hour. The city employee stated the unknown black female subject became aggressive and argumentative, yelling obscenities at him until he left the area to flag Ofc. Roscoe and me down.

Ofc. Roscoe and I encountered Maya A. Goldsmith (DOB: 11/03/1988, Arrestee) who was yelling obscenities toward the city worker as I exited my patrol vehicle. The city employee pointed toward Goldsmith and stated, "that's her, she was causing all the problems." I immediately requested a form of identification, to which Goldsmith initially refused, becoming argumentative. Goldsmith eventually provided a Washington, DC identification card. I researched Goldsmith's information. I provided Goldsmith with several city ordinance warnings. Goldsmith continuously interrupted me, screaming vulgarities. I instructed Goldsmith to cease screaming obscenities toward me because there were tourists and children within the immediate area. Goldsmith continuously yelled and screamed despite my warnings. I concluded my city ordinance warnings and returned Goldsmith's identification card. Goldsmith snatched the card, and as she was walking away loudly stated, "you can kiss my ass."

As Ofc. Roscoe and I were preparing to leave the area, I realized Goldsmith had contacted 911 while we were standing only a few feet away. Ofc. Roscoe and I both informed Goldsmith that contacting 911 without a legitimate emergency was an arrestable offense. Goldsmith's reply, "I don't care, fuck you." At this point, Goldsmith attempted to walk away from Ofc. Roscoe and me. I clearly and concisely instructed Goldsmith to stop walking away, to turn around, and to place her hands behind her back. I informed Goldsmith that she was being arrested for misuse of 911. I placed Goldsmith in handcuffs. Goldsmith continuously yelled and screamed vulgarities toward Ofc. Roscoe and me. I explained to Goldsmith that I was not placing her in the rear seat of my patrol vehicle without at least patting her down for weapons as required by departmental policy/procedure and for general officer safety.. Goldsmith again became argumentative and stated that "if I touched her, she would fight me." As I attempted to pat down Goldsmith, Goldsmith struck Ofc. Roscoe in the center of his chest with her left elbow. Immediately afterward, Goldsmith kicked my right upper thigh with her right foot. Goldsmith then attempted to turn around and face me. Due to Goldsmith's actions, continuous aggression, and level of resistance rising I performed a takedown and placed Goldsmith on the ground in a controlled manner, placing her on her stomach. Goldsmith continuously yelled and screamed obscenities throughout the scuffle. Ofc. Roscoe and I placed Goldsmith in the recovery position and immediately contacted Key West Communications Channel One to request Key West Fire/Rescue and a supervisor. At some point within the fracas, I realized that Goldsmith had bitten my right wrist, approximately two inches below the bottom, inside of my right hand. I realized after Ofc. Roscoe and I regained control of Goldsmith that my wrist was bleeding. It appeared that Goldsmith drug her teeth across my wrist. Goldsmith received small scrape marks on her right shoulder, none of which broke the skin. Goldsmith did not appear to have any other injuries at that time.

I was treated on scene by Key West Fire/Rescue and later visited Monroe County Medical Center Emergency Room to clean and provide initial first aid for my open wounds. Goldsmith refused treatment on scene from Key West Fire/Rescue.

At this point, Ofc. Steven arrived as our backup. Ofc. Steven conducted at least two interviews with witnesses in the immediate area, including Mary D. Moore (DOB: 11/18/1969, Witness) and Thomas E. Thayer (DOB: 10/01/1957,



## REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 23-002768
Date / Time Reported Thu 05/11/2023 09:30

Victim <i>Society</i>	Offense <i>BATTERY</i>	
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Witness). Moore indicated that she witnessed the entire incident. Moore explained to Ofc. Stevens that Goldsmith was being extremely rude and refused to follow any instructions Ofc. Roscoe and I provided. Moore stated that Ofc. Roscoe and I were professional and nice, even after Goldsmith struck and kicked us. Thayer explained to Ofc. Stevens that he only witnessed as Ofc. Roscoe and I placed Goldsmith in handcuffs. Thayer stated that he witnessed Goldsmith attempt to start a physical altercation with Ofc. Roscoe and me, as she elbowed and kicked us. Both Moore and Thayer conveyed that Goldsmith was being extremely loud and disrespectful. Both interviews were recorded on Ofc. Stevens BWC.

Ofc. Roscoe and I walked Goldsmith to my patrol vehicle. I was unable to complete my search of Goldsmith subsequent to arrest.

I transported Goldsmith to Monroe County Detention Center. Goldsmith was silent for the majority of the transport until we arrived at Monroe County Detention Center. At which time, Goldsmith again began yelling and screaming obscenities toward me. Goldsmith was eventually searched at Monroe County Detention Center.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 784.07-2B Battery On LEO/Firefighter/EMT, by actually and purposely striking me in my upper right thigh with her right foot, and biting my right wrist, while I was engaged in my legal, lawful duties as a uniformed law enforcement officer.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 784.07-2B Battery On LEO/Firefighter/EMT, by actually and purposely striking Ofc. Roscoe in the chest with her left elbow, while he was engaged in his legal, lawful duties as a uniformed law enforcement officer.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 877.03 Disorderly Conduct; by purposely disturbing the peace, corrupting the public morals, attempting to initiate a physical altercation with a city employee, and attempting to disrupt patrons of the public park at Mallory Square and in the surrounding area.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 843.01 Resisting with Violence, by actually and purposely threaten to and attempting to initiate a physical altercation with Ofc. Roscoe and me, while kicking and striking Ofc. Roscoe and me as we attempted to perform a search subsequent to arrest, while we were engaged in our legal, lawful duties as uniformed law enforcement officers.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 365.172-14, Misuse 911 or E911 System, by purposely calling 911 after being instructed by several law enforcement officers that it was not necessary as well as unlawful, and despite several verbal warnings.

Based on the facts and evidence, I believe there is probable cause that on 05/11/2023, Maya A. Goldsmith did knowingly and intentionally violate F.S.S. 843.02 Resisting without Violence, by actually and intentionally refusing to identify herself and attempting to walk away from Ofc. Roscoe and I as we conducted a legal, lawful investigation, while we were engaged in our legal, lawful duties as uniformed law enforcement officers.



**REPORTING OFFICER NARRATIVE**

*Key West Police Department*

OCA 23-002768
Date / Time Reported Thu 05/11/2023 09:30

Victim  
*Society*

Offense  
*BATTERY*

Date / Time Reported  
*Thu 05/11/2023 09:30*

Goldsmith refused to provide a phone number and email address, stating "I'm not giving you anything else, fuck you."

My BWC was activated for the encounter, arrest, use of force, and attempt at a subsequent search of Goldsmith. My FLEET Axon was activated for the transport of Goldsmith to Monroe County Detention Center. I uploaded the videos to Evidence.com.

At this time, no further information.

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# Incident Report Suspect List

Key West Police Department

OCA: 23-002768

<b>1</b>	Name (Last, First, Middle) <i>GOLDSMITH, MAYA ALEASA</i>					Also Known As					Home Address <i>0 GENERAL DELIVERY KEY WEST, FL 33040</i>				
	Business Address <i>NONE, NONE</i>														
DOB <i>11/03/1988</i>		Age <i>34</i>	Race <i>B</i>	Sex <i>F</i>	Eth <i>N</i>	Hgt <i>600</i>	Wgt <i>173</i>	Hair <i>BLK</i>	Eye <i>BRO</i>	Skin <i>DRK</i>	Driver's License / State <i>4236244 WA</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			Drs	Style		Color		Lic Plate / State			VIN				
Notes										Physical Char					



# Incident Report Related Property List

Key West Police Department

OCA: 23-002768

<b>1</b>	Property Description <b>BWC 4059</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>05/11/2023</b>	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle) <b>* No name *</b>				DOB		Age	Race	Sex	

Notes

<b>2</b>	Property Description <b>FLEET AXON 4059</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>05/11/2023</b>	NIC #		State #		Local #		OAN	
	Name (Last, First, Middle) <b>* No name *</b>				DOB		Age	Race	Sex	

Notes

