



KEY WEST POLICE DEPT.

1604 N. ROOSEVELT BLVD.
Key West, FL, 33040
(305) 809-1000

Draft

Response to Resistance EVT-00001043-1

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Primary Officer: Waite, Kenneth (3646)

Overview

Event Information

Reporting

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"
- ☐ Discharge of firearm in the line of duty, off-duty or on-duty (other than for training, maintenance or ballistics testing)
- ☐ When any person complains of injury as a result of the application of force
- ☐ When any person sustains an apparent substantial or fatal injury as a result of the application of force

Event Details

INCIDENT ID 0125004761	DATE 09/18/2025	TIME 19:54
LOCATION 2778 N. Roosevelt Boulevard, Key West FL 33040		
INCIDENT TYPE S32 - Theft		
OTHER AGENCIES INVOLVED? N - No		

Persons

Conovali, Andrei

Person Role

ROLE Subject

Person Details

LAST NAME Conovali		FIRST NAME Andrei		MIDDLE NAME		SUFFIX
DOB 02/21/1985		AGE 40	SEX M	RACE W	ETHNICITY Not Hispanic or Latino	
HEIGHT 6' 0"	WEIGHT 200	CLOTHING TYPE Thin				

Identifying Documents

Document

ID TYPE Driver's License

Persons (continued)

Conovali, Andrei (continued)

ISSUING STATE Florida	
ID NUMBER C514-000-85-061-0	
EXPIRATION DATE 02/21/2031	CLASS CLASS E
RESTRICTIONS	

Contact

Address

ADDRESS TYPE H - Home
LOCATION 724 Amelia St, Key West, Monroe County, FL, 33040, USA

Phone Number

PHONE NUMBER TYPE Home	PHONE NUMBER
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E-Mail

Response to Resistance Circumstances

DID YOU OBSERVE THE SUBJECT? Yes		
APPEARED TO BE		
☐ Emotionally/Mentally disturbed	☒ Intoxicated	☐ Not Applicable
☒ Under the influence of controlled substance		
SUBJECT ARRESTED Yes		

Officers

Floryance, Cody (4420)

Officer Details

ROLE Involved	OFFICER / EMPLOYEE Floryance, Cody (4420)	POSITION Officer	DIVISION Night Patrol Division
PATROL SHIFT Bravo Night Shift		EMPLOYEE YEARS OF SERVICE 1	
UNIFORMED OR PLAIN CLOTHES Uniformed		EMPLOYEE WAS ON DUTY On Duty	

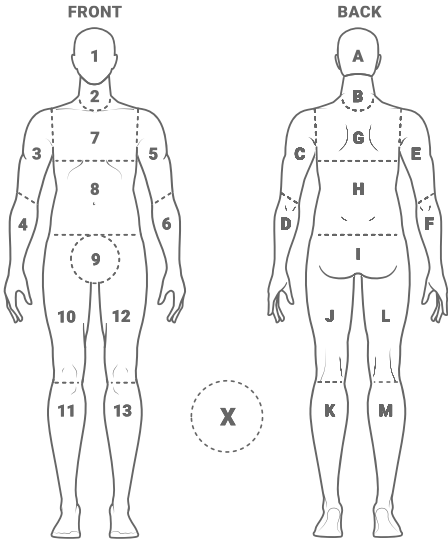
EMPLOYEE RACE White	EMPLOYEE ETHNICITY Not Hispanic or Latino	EMPLOYEE SEX Male
EMPLOYEE AGE 33	EMPLOYEE HEIGHT 6' 0"	EMPLOYEE WEIGHT 180
INJURIES No		

Officers (continued)

Floryance, Cody (4420) (continued)

BODY WORN CAMERA (BWC) ACTIVATED DURING INCIDENT

☐ No☒ Yes



Response Action

Response Action

FORCE USED AGAINST
P - Person

PERSON FORCE USED AGAINST
Conovali, Andrei

RESISTANCE LEVEL

☐ Active☐ Aggressive☐ Deadly Force☒ Passive

EXPLANATION OF RESISTANCE LEVEL
Conovali was arrested as a principal to the theft of merchandise from Winn Dixie. While attempting to seat him in the car, Conovali refused to place his right leg inside of the vehicle. After issuing him a warning, Ofc. Floryance delivered a drive stun to Conovalis right thigh, achieving compliance.

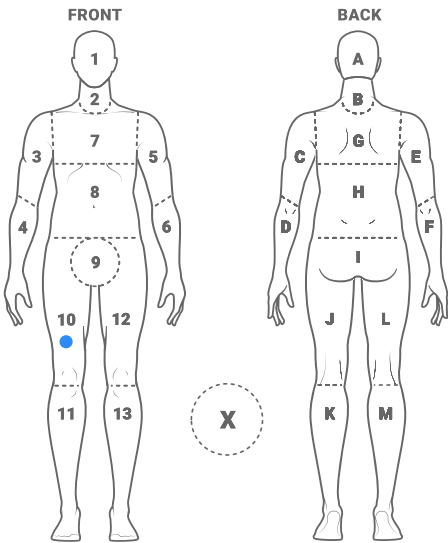
Force

Force

INVOLVED OFFICER Floryance, Cody (4420)	FORCE TYPE TASER CEW
DISTANCE BETWEEN OFFICER AND SUBJECT (FT) 1	NUMBER OF APPLICATIONS 1
CEW MODEL TASER 7	CEW ACTION Probes Reenergized
SERIAL NUMBER X400180ET	

Response Action (continued)

Response Action



Force Location

BODY REGION Right Front Thigh	DETAILED LOCATION Right Front Thigh (Unspecified)
NUMBER OF IMPACTS 1	INJURY SUSTAINED FROM DIRECT FORCE No injury
PHOTOGRAPHED Yes	

Related Injuries

Investigation

Investigation Details

Report Information

OFFENSE/INCIDENT REPORT AND/OR WARRANT AFFIDAVIT MUST INCLUDE

☒ All details of the arrest

☒ All necessary criminal elements

☒ Detailed description of injury complaints and/or observed injuries

☒ Details articulating the subject's words, mannerisms and actions that justify the Response to Resistance

☒ Details outlining the Response to Resistance utilized by each officer

☒ Details outlining the decontamination, first aid or medical treatment provided to the officer and/or subject

Narrative

NARRATIVE OF INCIDENT

Investigation (continued)

Investigation Details

On Thursday, September 18, 2025, at approximately 1858 hours, Ofc. Ua, Ofc. Andrade, and I, Ofc. Floryance were dispatched to 2778 N Roosevelt Blvd (Winn Dixie) in reference to a delayed theft incident.

On arrival we met with the Winn Dixie shift manager. There was a male subject standing with the store manager when we walked up to the store. I knew this male to be Andrei Conovali (DOB 2/21/85, W/M) from prior law enforcement encounters. The manager told us Conovali was attempting to retrieve a backpack that was left by a male subject who attempted to steal over \$500.00 worth of merchandise earlier in the day.

I read Conovali his Miranda Rights, and he invoked his right to speak with a lawyer.

Ofc. Ua and I reviewed Winn Dixie video surveillance of the theft that occurred earlier in the day. At 1459 hours, the video surveillance shows a male subject pushing a full shopping cart past all points of sale and attempt to leave the store. In the video, you see a store employee stop the male from exiting the store. The male abandons the cart and walks away. We could not see the face of the suspect, but we were able to see that they were a white male, wearing a forward-facing hat and silver watch on his left wrist. The manager told us the male in the video also left a backpack in the cart with the merchandise. The male suspect in the video did not appear to be Conovali. I recorded the video surveillance and later uploaded it to Evidence.com.

The manager provided a receipt of the items the suspect attempted to steal. The merchandise totals \$532.01. I later added the receipt to KWPD Property and Evidence.

I took a screenshot of the suspect from the video and showed it to Conovali. I asked Conovali the identification of the suspect. Conovali replied that he was not going to "snitch" on the suspect from the picture, confirming he knew the identity of the suspect. It was also clear that Conovali knew the suspect because he knew where to retrieve his backpack. This led me to believe that Conovali knew the suspect was in possession of his backpack and knew about the theft at Winn Dixie. Conovali was giving the suspect aid by not telling law enforcement the suspect's identity, knowing that the suspect had committed a crime. Conovali also attempted to retrieve the backpack from the scene of a crime, therefore tampering with evidence in an on-going theft investigation. I also believe that Conovali attempted to retrieve his backpack so he would not be linked to the theft.

It is important to note that Conovali seemed intoxicated by his slurred speech and the rate at which he changed subjects. Conovali spoke about random topics and switched subjects every minute or so. He continued to do so as we spoke with him. Amidst our conversation, Conovali did say that the person who had his backpack was named "Brandon".

I placed Conovali in handcuffs and placed him in the back of my patrol vehicle. I attempted to close the door once Conovali was inside, but he stuck his right knee out of the doorframe, preventing the door from closing. I gave Conovali a lawful command to place his leg inside the vehicle multiple times. I drew my taser and warned Conovali that if he did not comply with my lawful command, I would tase him. I repeated this command multiple times. As a last attempt to gain compliance, I pressed the drive stun button on the taser, initiating an electric charge that can be seen and heard. I deployed this non-contact method first to gain compliance. All non-contact measures failed to gain compliance from Conovali so I drive stunned Conovali in the right thigh. Conovali placed his leg inside the patrol vehicle and I shut the door without further incident.

Sgt. Miller and Sgt. Waite arrived on scene and performed a Response to Resistance evaluation.

Ofc. Ua, Ofc. Andrade, and I searched Conovali's backpack incident to arrest. A pill bottle that Conovali described as his medicine was discovered in his backpack. The pill bottle did not bear a prescription. Later, at the jail, I counted fourteen white rectangular pills bearing the markings, "GG" "2" "4" "9". I called poison control and SueAnn confirmed the pills to be Alprazolam (ref poison control call # M3722803). SueAnn confirmed Alprazolam is a Schedule 4 controlled substance.

Investigation (continued)

Investigation Details

I transported Conovali to MCDL. Inside the sallyport at MCDL, Conovali refused to exit my patrol vehicle. After commanding Conovali multiple times to exit my vehicle, he complied. Once out of the vehicle, Conovali said he would not go to jail until he spoke with his lawyer. He said it was his Miranda Right to have his lawyer present with him before being taken to jail. I informed Conovali that was not the case and he would speak with his lawyer when he was checked in at the jail. I held Conovali's left arm with my right hand and my computer and his backpack in my left hand. I attempted to guide Conovali towards the intake door but he moved his body backwards, away from the door. Conovali continued to say he wasn't going to jail until he spoke with his lawyer. At this point, I reactivated my BWC 4420. Conovali threw his full weight away from me, refusing to move forward towards the intake door. Fearing that Conovali would become violent, I threw my computer and his backpack on the hood of my patrol car so I could control him with both hands. I gained a firm grip on Conovali's arms and guided him towards the intake doors while he resisted by throwing his weight backwards and taking steps backwards, away from the doors. I was able to gain control of Conovali and placed him inside the intake elevator. Once in intake, Conovali continued to resist the jail deputies.

Through law enforcement resources, we were able to identify the suspect in the video as Brandon Nicholas Godette (DOB 1/3/85, W/M). This name matched Conovali's spontaneous utterance of the name, "Brandon". Godette is known to hang out with Conovali at Simonton Beach. Godette has an active KCPD BOLO for a separate theft. Godette remains our primary suspect for this case.

My BWC 4420 and Axon in-car video were active for this event and later uploaded to Evidence.com.

Andrei Conovali assisted the principal suspect of our theft investigation. Conovali knew the suspect and aided him by not providing his identity to law enforcement during an active investigation. Conovali was also aware the suspect committed the crime as he returned to the scene of the crime to collect his personal property. Based on the facts and evidence of this case, I find probable cause that Andrei Conovali violated FSS 777.03, Accessory after the fact.

Andrei Conovali came to Winn Dixie to retrieve his backpack and in so doing, remove evidence of an on-going theft investigation to impair its availability for the investigation. Conovali was in violation of FSS 918.13 Tampering with or fabricating physical evidence. Conovali is charged with a felony of the second degree.

Andrei Conovali resisted and opposed my lawful commands by pulling away from me and throwing his body weight backwards in an attempt to defy my commands. Conovali was in violation of FSS 843.02, Resisting officer without violence to his or her person. Conovali is charged with a misdemeanor of the first degree.

Andrei Conovali admitted to owning and having in his possession, a prescription bottle bearing no lawful prescription, containing a schedule 4 controlled substance. Conovali was in violation of FSS 893.13-6a, DRUGS-POSSESS-CONTROLLED SUBSTANCE-WITHOUT LAWFUL PRESCRIPTION.

Nothing further to report.

Supervisor's Inquiry

NOTIFIED DATE 09/19/2025	NOTIFIED TIME 19:54
DID SUPERVISOR RESPOND TO THE SCENE Yes	DID SUPERVISOR WATCH ALL RELEVANT VIDEOS ASSOCIATED WITH THE RESPONSE TO Yes
DID SUPERVISOR MEET WITH THE OFFICER(S)? Yes	

Investigation (continued)

Investigation Details

DURING SUPERVISOR'S REVIEW DID YOU FIND AN POTENTIAL POLICY VIOLATIONS OR TRAINING ISSUES ASSOCIATED WITH THE INCIDENT?	
No	
WAS SUPERVISOR ABLE TO LOCATE ANY INDEPENDENT WITNESSES?	
No	

Supervisor Comments

SUPERVISOR Waite, Kenneth (3646)	RANK Sergeant	REVIEW DATE 09/19/2025
COMMENTS		

Professional Standards Division

Reviewer

REVIEWER Dean, Jeffrey (3386)	RANK Lieutenant	REVIEW DATE 09/23/2025
COMMENTS		
DID THE REVIEW OF THIS INCIDENT CONCLUDE THAT THE RESPONSE TO RESISTANCE WAS IN COMPLIANCE WITH DEPARTMENTAL POLICY?		
Yes		