

Response to Resistance Report

Key West Police Department

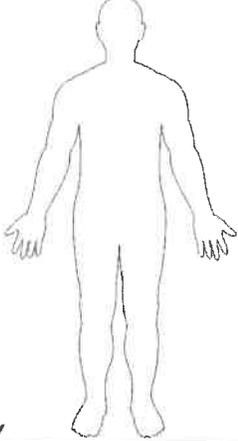
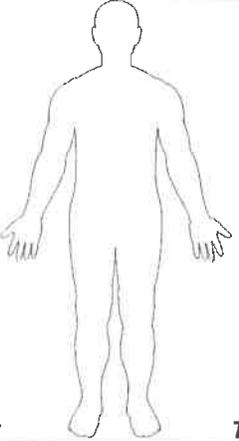
Case No: 20-3320

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

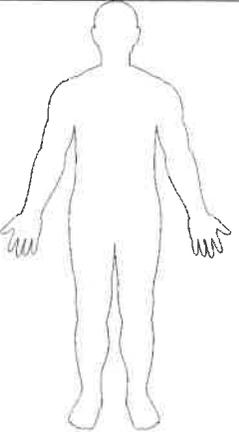
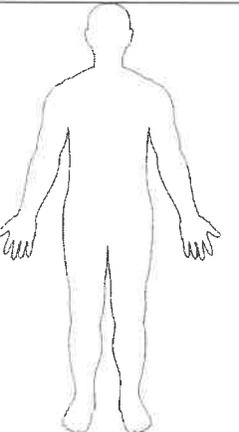
- A response through the use of non-lethal weapons,
- Applies weaponless physical force of strikes, kicks, or "take-downs"
- When any person sustains an apparent substantial or fatal injury as a result of the application of force
- When any person complains of injury as a result of the application of force
- Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)

INCIDENT	2. Date: 08/03/2020		3. Time: 2055		500 Bahama St.		5. Incident type: S20	
	6. Resistance Level		7. Explanation		8. Response Option		9. Explanation	
	<input checked="" type="checkbox"/> Passive:	Ignoring Verbal Commands		<input type="checkbox"/> Physical Control				
<input checked="" type="checkbox"/> Active:	Pulling away		<input checked="" type="checkbox"/> Non-lethal Weapon	TASER (DRIVE STUN)				
<input type="checkbox"/> Aggressive:			<input type="checkbox"/> Deadly Force					
<input type="checkbox"/> Deadly Force:								

10. Last Name: Munn		11. First: Kaylha		12. Race: B		13. Sex: F	
14. DOB: 01/26/1996		15. Height: 509		16. Weight: 160			
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 type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input checked="" type="checkbox"/> Hospital <input type="checkbox"/> Detention							

SUBJECT	 <p>22. Anterior View</p>	 <p>Posterior View</p> <p>TASER PROBE MARKS</p>
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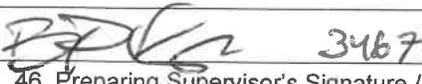
23. Officer: Randy Perez		24. Race: w		25. Sex: m		26. Age: 29		27. Height: 5'09		28. Weight: 175	
29. Duty Status: <input checked="" type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input checked="" type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes 30. Yrs Exp: 1											
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 type="checkbox"/> Yes By: <input 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)											

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

Key West Police Department

Case No: 20-3320

TASER USE ONLY	36. TASER® device serial # X120056TY		37. TASER® device serial #	
	TASER®Cam serial # V21002AVA		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 type="checkbox"/> Probe <input type="checkbox"/> CODS <input checked="" 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 type="checkbox"/> No		Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No	
	Target distance at probe launch:		Target distance at probe launch:	
	Distance between probes:		Distance between probes:	
	Probes removed by (name):		Probes removed by (name):	
Device downloaded by: <u>Sgt. J. Dean</u>		Device downloaded by:		
<input type="checkbox"/> 38. Check and list any additional TASER® devices, cartridges or details in the incident description section.				
REPORT	39. Offense/Incident Report and/or Warrant Affidavit must include:			
	<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.				
SUPERVISOR'S INQUIRY	40. Notified Date: 08/03/20		41. Time: 2055	
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	43. Did you meet with the Officer: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	44. Were you able to locate any independent witnesses: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)			
	Name	Address	Phone Number	
	Shane Summers	1501 Thomas Rd., Spring Town, TX, 76082	817-994-3122	
45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes				
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		<u> 3467</u>	08/03/2020	
		46. Preparing Supervisor's Signature / ID	47. Date	
INT. AFF.	48. Did the review of this incident conclude that use of force was in compliance with Departmental policy? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", complete section 51)		<u> 3386</u>	<u>8/18/20</u>
			49. Signature of Internal Affairs Inspector	50. Date
	51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:	

Incident Report Additional Name List

Key West Police Department

OCA: 20-003320

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	SUMMERS, SHANE WILSON		03/21/1969	51	W	M
	Address 1501 THOMAS ROAD, SPRINGTOWN, TX 76082-		H: 817-994-3122			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 3	RHELOS, JANET		08/29/1969	50	W	F
	Address 921 OSCEOLA AVE, JACKSONVILLE BEACH, FL 32250-		H: 904-962-7970			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 20-003320

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
PURCELL, C. (3967), KOURI, D.G. (3022), VAZQUEZ, B. (3467), LITTON, A.J. (3958), BOZZETTI, C.A. (4058)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim	Offense	OCA 20-003320
	BAKER / MARCHMAN ACT	Date / Time Reported Mon 08/03/2020 20:55

On 08/03/2020, at approximately 2046 hours, Code Enforcement Officer Paul Navarro and I (Ofc. R. Perez) were on the 600 block of Duval St. enforcing the mandatory wear mask ordinance. A majority of our encounters were resolved with voluntary compliance.

While walking down the sidewalk we saw a white female, later identified by her Florida DL as Kaylha Munn, not wearing a mask. Munn and her group had received prior warnings in the evening, from both Code Officers, as well as KWPD Officers. Navarro approached Munn and told her to put her mask on or she could receive a mask violation citation. Munn stated, "I can't breathe, and I will not put my mask on." Navarro asked to see Munn's ID and Munn refused to show him her ID. I asked Munn for her ID and she stated she did not have to give it to me. Munn started to walk away, I told her to stop and Munn started to run away. I gave Munn multiple commands to stop running away and she did not comply.

Navarro and I followed Munn toward a parking lot on the 500 block of Bahama St. behind Walgreens. Munn's mother, a white female later identified by her Florida DL as Janet Rhelos followed us. Rhelos told us she was sorry for her daughter running from us and provided Munn's DL. Navarro started to write Munn a civil citation. Munn came out from behind a dumpster and started screaming at Navarro and myself. I approached Munn and she started screaming that she wanted to kill herself. I attempted to place Munn in handcuffs for her safety and she again tried to run away from me. I managed to gain control of Munn and place her on the ground. I gave Munn multiple commands to stop resisting and she did not comply. While on the ground, Munn bit my right arm and hand several times. I maintained control of Munn on the ground and called for backup. Munn made several attempts to grab my firearm. Navarro saw her grabbing for my firearm and gained control of her left arm. While gaining control of her left arm Navarro was bitten several times. Navarro, myself, as well as a concerned citizen were all giving Munn loud repetitive verbal commands to stop resisting.

Ofc. Bozzetti and Ofc. Litton arrived on scene and attempted to place Munn in hand cuffs. Munn was given several commands to stop resisting and to place her hands behind her back. Munn stated no I can't breathe. Munn's ability to breathe was not compromised in any way. Munn was placed in handcuffs, however she managed to slide her hand out of one and continued to resist. While we tried to gain control of the other hand, I told Munn to stop resisting or I will drive stun her with my Taser. Munn refused to comply, so I delivered a drive stun to the top of her left thigh and we were able to place Munn back into handcuffs.

Munn continued to scream that she couldn't breathe, and we advised dispatch that we would need an ambulance. KWFD Rescue 2 arrived on scene and evaluated Munn. While they were trying to get Munn on the stretcher, Munn looked at me and started yelling Hispanic racial slurs directed at me. Munn was transported to Lower Keys Medical Center to be medically evaluated.

While Munn was in the hospital Rhelos advised me that Munn was recently Baker acted for an attempted suicide. Rhelos stated that Munn suffers from PTSD, bipolar disorder, depression and several other phycological disorders. Rhelos stated that Munn is under the care of several doctors and is prescribed multiple medications for her mental illness disorders. After speaking with Sgt. Vazquez and Sgt. Kouri we determined that the best course of action would be to place Munn into protective custody under Baker Act criteria. We determined that her need for mental health treatment far outweighed the criminal actions that had occurred and decided not to pursue the criminal charges against her at this time.

I believe that without care or treatment Munn is likely to suffer from neglect or refuse to care for herself, and such

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim	Offense	OCA 20-003320
	BAKER / MARCHMAN ACT	Date / Time Reported Mon 08/03/2020 20:55

neglect or refusal poses a real threat of substantial harm to her wellbeing. There is a substantial likelihood that without care that without care or treatment Munn will cause serious bodily harm to herself or others in the near future, as evidenced by recent behavior. Munn was Baker Acted at Lower Keys Medical Center.

My AXON BWC was activated during this incident and uploaded to Evidence.com.

Incident Report Related Property List

Key West Police Department

OCA: 20-003320

1	Property Description AXON BWC 4010	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
			Unit	Jurisdiction Locally
	Status Evidence	Date 08/03/2020	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) Rhelos, Janet	DOB 08/29/1969	Age 50	Race W
				Sex F

Notes

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 08/04/2020 04:05

OCA: **20003320**

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

Investigator: *LITTON, ANDREW J. (3958)*

Date / Time: *08/04/2020 02:50:11, Tuesday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On 08/03/2020 at approximately 2100 hours, I (Ofc. A. Litton) responded to the 500 block of Bahama Street to assist Officer R. Perez with an unruly subject.

When I arrived, Code Enforcement Officer Paul Navarro, Officer R. Perez and Officer A. Bozzetti were on the ground with a screaming subject, Kaylha Munn, who would not follow any commands given. Navarro was holding Munn's right arm down which was handcuffed. Shortly after I grabbed Munn's right arm and told her to put her hand behind her back, Officer R. Perez stated that Munn bit and pushed him. Munn would not comply with commands only stating that she could not breathe. Munn would not allow us to handcuff her until she was told she would be drive-stunned with a taser if she did not put her hands behind her back.

After cuffing, Munn was sat up when she managed to slip one of the handcuffs over her hand. I grabbed the handcuff and, again, told Munn to place her hands behind her back. Munn continued to resist until Officer R. Perez deployed a drive-stun into her thigh and she was handcuffed. Munn refused to comply in any fashion during the encounter. Even after handcuffed and sat on the ground as she screamed and demanded that she could not breathe, Munn attempted to stand up to run away. Munn was sat back on the ground and awaited the arrival of EMS.

While awaiting evaluation from EMS, Munn continued to act in a disorderly fashion as she screamed that she had a medical disorder that she could not have anyone touch her, as Officer R. Perez and I maintained control of Munn while in custody. We did not want Munn to have the opportunity to hurt herself or further hurt anyone around her while she was in custody. Munn also began shouting derogatory remarks at Code Enforcement Officer Navarro and Officer R. Perez stating that they were responsible for George Floyd's death because they are Hispanic officers. Munn continued with insults calling them "Fucking spics," which is an ethnic slur, offensive to people of Latin descent.

Munn's mother explained to the EMS that she has a history of manic depression since the loss of her father. She also explained that Munn has been exhibiting cases of severe depression, manic episodes, extreme sensitivity, and Munn is currently being medicated but has not been fully diagnosed. The mother stated Munn is currently on an intense, outpatient therapy for episodes resembling Munn's current condition. Munn was placed in the ambulance and transported to Lower Keys Medical Center. This concludes my involvement in this incident.

Axon BWC was activated during this incident and later uploaded to Evidence.com.

Investigator Signature: _____

Incident Report Related Property List

Key West Police Department

OCA: 20-003320

1	Property Description AXON BWC 3958	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
	Status Evidence	Date 08/04/2020	NIC #	State #
			Local #	Jurisdiction Locally
	Name (Last, First, Middle) * No name *		DOB	Age
			Race	Sex

Notes

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 08/05/2020 05:31

OCA: **20003320**

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

Investigator: *BOZZETTI, CHRISTIAN A (4058)*

Date / Time: *08/04/2020 18:41:14, Tuesday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On August 3, 2020, I (Ofc. Bozzetti) responded to the 500 block of Bahama St, in reference to a female resisting arrest.

On arrival, Ofc. R. Perez was wrestling with a female, later identified as Kaylha Munn, attempting to take her in to custody. I placed my knee across Munn`s back and secured her left arm behind her back, so she could be handcuffed. After she was handcuffed I disengaged.

Munn was able to slip her right hand out of the handcuffs, therefore, I re-engaged and secured her right arm behind her back. While holding her right arm I felt Munn tugging on my gun holster with her other hand. I knocked her hand off my holster and applied more pressure to her arm. My gun never became unholstered.

Munn was placed in handcuffs again.

The Key West Fire Department transported Munn to the LKMC without incident.

Investigator Signature: _____

Incident Report Related Property List

Key West Police Department

OCA: 20-003320

1	Property Description BWC/4058	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
	Status Evidence	Date 08/04/2020	NIC #	Unit EA
			State #	Jurisdiction Locally
			Local #	OAN
	Name (Last, First, Middle) * No name *		DOB	Age
			Race	Sex

Notes

2	Property Description IN CAR COBAN/ 4058	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
	Status Evidence	Date 08/04/2020	NIC #	Unit EA
			State #	Jurisdiction Locally
			Local #	OAN
	Name (Last, First, Middle) * No name *		DOB	Age
			Race	Sex

Notes

Draft Only