

Response to Resistance Report

Key West Police Department

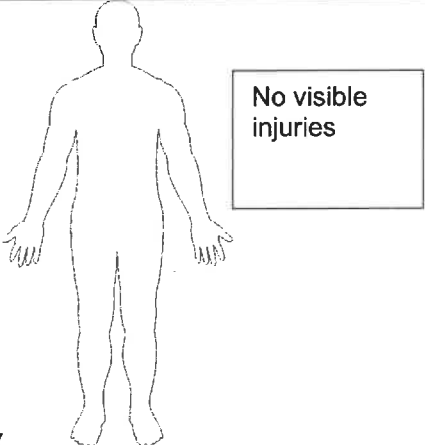
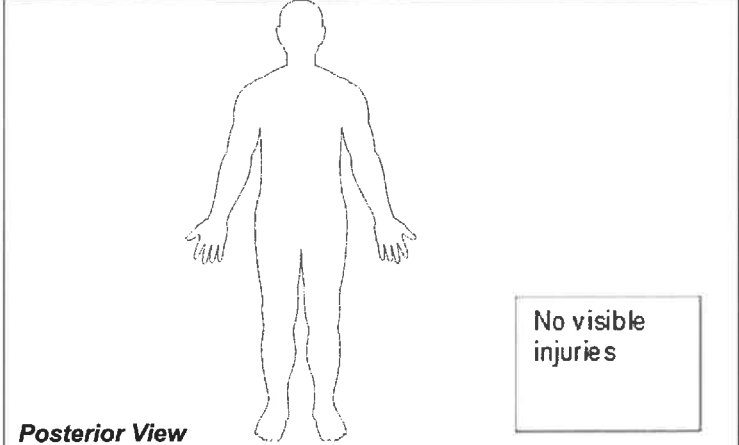
Case No: 24-1836

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

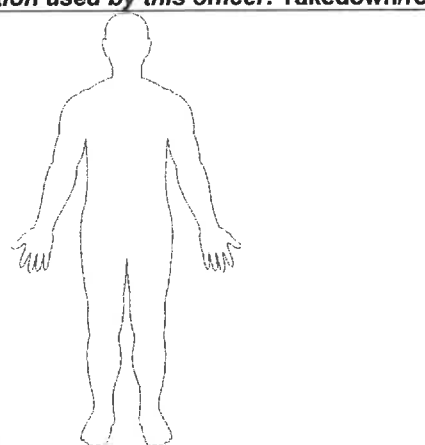
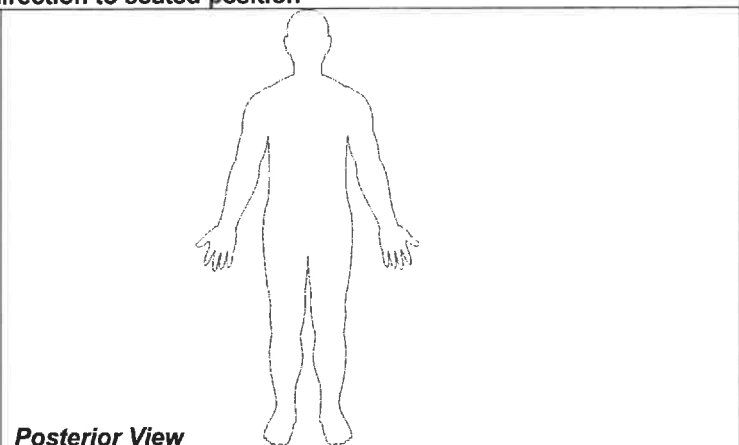
- A response through the use of non-lethal weapons,
- Applies weaponless physical force of strikes, kicks, or "take-downs"
- When any person sustains an apparent substantial or fatal injury as a result of the application of force
- When any person complains of injury as a result of the application of 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: 03/30/24		3. Time: 2355		4. Location: Charles/Telegraph		5. Incident type: S34		
	6. Resistance Level			7. Explanation		8. Response Option		9. Explanation	
	<input type="checkbox"/> Passive:			_____		<input checked="" type="checkbox"/> Physical Control		Takedown/redirection	
	<input checked="" type="checkbox"/> Active:			Tensing, pulling away, posturing		<input type="checkbox"/> Non-lethal Weapon		_____	
<input type="checkbox"/> Aggressive:			_____		<input type="checkbox"/> Deadly Force		_____		
<input type="checkbox"/> Deadly Force:			_____		_____		_____		

10. Last Name: Lynch			11. First: Christopher			12. Race: W		13. Sex: M	
14. DOB: 02/08/1972			15. Height: 6'03"			16. Weight: 200			
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 checked="" type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input type="checkbox"/> Emotionally / mentally disturbed									
19. Injuries: <input checked="" type="checkbox"/> No <input 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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention									

SUBJECT	 <p>22. Anterior View</p>	 <p>Posterior View</p>
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23. Officer: Sgt. D. Kouri		24. Race: W		25. Sex: M		26. Age: 37		27. Height: 6'00"		28. Weight: 190	
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: 17		
31. Injuries: <input checked="" type="checkbox"/> No <input type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)											
32. Photographed: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes 33. Treated: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital											

OFFICER	34. Response option used by this officer: Takedown/redirection to seated position										
	 <p>35. Anterior View</p>	 <p>Posterior View</p>									

Response to Resistance Report (continued)

Key West Police Department

Case No: 24-1836

TASER USE ONLY	36. TASER® device serial #		37. TASER® device serial #		
	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:		Number of cycles:		
	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 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:		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: 03/31/2024		41. Time: 0017 hours		
	42. Did you respond to the scene: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "No", explain why)				
	<i>SGT KOURT WAS HIGHEST RANKING PERSON WIGHT OF INCIDENT</i>				
	43. Did you watch all relevant videos associated with the use of force? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)				
	44. Did you meet with the Officer(s): <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "No", explain why)				
	45. During your review did you find any potential policy violations or training issues associated with the incident?				
	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)				
	46. 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
	Ray – Security Manager Ricks		Red Garter – 202 Duval Street		305-296-4890
<i>Lt. Joseph A. Stockton</i>		<i>[Signature]</i> 3317		<i>4/23/2024</i>	
47. Preparing Supervisor / Printed Name		48. Preparing Supervisor / Signature / ID		49. Date	
INT. AFF.	50. 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		<i>[Signature]</i> 3382		
			51. Signature of Internal Affairs Inspector		
				<i>5/7/24</i>	
				52. Date	

INCIDENT/INVESTIGATION REPORT

I N C I D E N T D A T A	Agency Name <i>Key West Police Department</i>				Case# <i>24-001836</i>				
	ORI <i>FL0440100</i>				Date / Time Reported <i>03/30/24 23:52:35 23:52 Sat</i>				
	Location of Incident <i>208 DUVAL ST, Key West FL 33040</i>				Gang Relat <i>NO</i>	Premise Type <i>Bar/nightclub</i>	Beat/GP <i>B1, GPB1</i>		Last Known Secure <i>03/30/24 23:52:34 23:52 Sat</i>
					At Found <i>03/30/24 23:52:35 23:52 Sat</i>				
D E T A I L	#1	Crime Incident(s) <i>Disorderly Conduct</i> DISORDERLY CONDUCT	(Com)	Weapon / Tools				Activity	
				Entry	Exit	Security			
	#2	Crime Incident <i>Trespassing</i> XOT	(Com)	Weapon / Tools				Activity	
				Entry	Exit	Security			
	#3	Crime Incident <i>Resist Arrest / Escape</i> XOM	(Com)	Weapon / Tools				Activity	
				Entry	Exit	Security			

M O V I C T I M	# of Victims <i>2</i>		Type: <i>BUSINESS</i>	Injury:				Domestic: <i>N</i>			
	V1	Victim/Business Name (Last, First, Middle) <i>RED GARTER SALOON</i>			Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender <i>1ST,2ST</i>	Resident Status <i>N/A</i>	Military Branch/Status
	Home Address <i>208 DUVAL ST, Key West, FL 33040-</i>					Email			Home Phone <i>305-797-3992</i>		
	Employer Name/Address						Business Phone		Mobile Phone		
	VYR	Make	Model	Style	Color	Lic/Lis	VIN				

O T H E R I N V O L V E D	CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim)										
	Type: <i>SOCIETY/PUBLIC/STATE</i>		Injury:								
	V2	Name (Last, First, Middle) <i>SOCIETY</i>			Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender	Resident Status <i>N/A</i>	Military Branch/Status
	Home Address					Email			Home Phone		
Employer Name/Address						Business Phone		Mobile Phone			
	Type:		Injury:								
	V2	Name (Last, First, Middle)			Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
Home Address					Email			Home Phone			
Employer Name/Address						Business Phone		Mobile Phone			

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

VI #	Code	Status Fnm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
27	EVID		\$0.00		1	AXON BWC 4219	AXON/Bwc	
27	EVID		\$0.00		1	AXON FLEET 5224	AXON/Fleet	

Officer/ID# <i>YOUNG, JAMES (4219)</i>	Invest ID# <i>(0)</i>	Supervisor <i>MCDOWELL, CHAWANA (2876)</i>
Complainant Signature	Case Status <i>Cleared By Arrest</i>	Case Disposition:
	<i>03/31/24</i>	

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 24-001836

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
KOURI, D.G. (3022)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

		OCA 24-001836
Victim RED GARTER SALOON	Offense DISORDERLY CONDUCT	Date / Time Reported Sat 03/30/24 23:52

-- Christopher Francis Lynch Arrest Narrative:

On Saturday, March 30th, 2024, at approximately 2352 hours, I (Officer James Young) was flagged down on foot patrol on Charles St and Duval St by security of the Red Garter reference a trespasser.

The male was asked to leave Red Garter multiple times because he was causing a scene inside the establishment. The male was forcing himself back into the establishment while security and the general manager was flagging us down. I saw the male actively forcing himself back into the doorway while the security and the general manager was pushing the male out of the door. The male wouldn't leave the business and continued to enter the property after being told to leave. The general manager asked him to leave, and that the police were coming but the male wouldn't listen and still was forcing himself back into the business.

The male was later identified as Christopher Francis Lynch from his Georgia driver's license.

Sgt. Kouri and I arrived close enough to Christopher and grabbed him and placed him against the wall. Christopher was aggressive towards Sgt. Kouri, Christopher said, "he is a lawyer, and he can do what he wants, and we have no right to tell him what to do." Christopher had slurred speech and glossy eyes. Sgt. Kouri told Christopher that he was trespassed from the bar, Christopher told him "No am not fuck you." Sgt. Kouri told Christopher he was under arrest and to place his hands behind his back and Christopher said "No" and tensed up and resisted verbal command. Sgt. Kouri and I had to turn him around against the wall so I could place handcuffs on him.

Sgt. Kouri and I walked Christopher to my patrol vehicle. Christopher was searched for weapons; I grabbed his wallet and cell phone out of his pockets. Christopher was informed I needed to double lock the handcuffs before placing him into the patrol vehicle. Christopher was moving back and forth with his body to make it difficult for me to double lock the handcuffs. Christopher then used his body to push off the vehicle and towards me. Sgt. Kouri maintained control of Christopher left arm during this time, and as a result using his body against me, Sgt. Kouri redirected him to the ground in a controlled manner.

Christopher then resisted from getting up from the ground. We told him to get up from the ground he again says "no". Sgt. Kouri and I had to pick Christopher off the ground to place him in the vehicle while he was resisting and pulling away.

We were able to place Christopher into the back of my patrol vehicle as I turned on my in-car camera. Christopher repeatedly told me he was going to have my job because he was a lawyer, and he did nothing wrong. Christopher throughout the ride to Monroe County Detention Center told me I wasn't going to have a job anymore after he done.

Upon my investigation, based on the actions of Christopher Francis Lynch, I believe he committed the offense of disorderly conduct on the premises of an establishment FSS 509.143. Christopher was in an establishment in such a manner that was creating a threat to the safety of the patrons and employees inside the bar. Christopher wouldn't leave the bar without causing a scene and being forced out by the security and police officers. Christopher who resisted the reasonable efforts of an operator of the establishment and to law enforcement officers to detain or arrest that person in accordance.

Christopher also committed the offense of trespassing and failing to leave an establishment FSS 810.09-2b. Christopher defies an order to leave, personally communicated to the Christopher by the general manager and security of the premises. Christopher was actively pushing himself back into the bar and wouldn't stop until the

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA <i>24-001836</i>
Date / Time Reported <i>Sat 03/30/24 23:52</i>

Victim <i>RED GARTER SALOON</i>	Offense <i>DISORDERLY CONDUCT</i>
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police arrived.

Christopher also committed the offense of resisting an officer without violence FSS 843.02 on three different counts. The first count was when Christopher wouldn't listen to verbal commands, when I went to place handcuffs on him. The second count was when Christopher wouldn't let me double lock the handcuffs. Christopher pushed back with his body towards me to make it more difficult for me to double lock the handcuffs. We had to take down Christopher to control his actions towards us. The third count was when Christopher resisted getting up from the ground, we had to pick him up from the ground to place him into the back of my patrol vehicle.

Christopher was transported to Monroe County Detention Center. My Axon fleet camera was activated.

My Axon BWC was activated.

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Incident Report Suspect List

Key West Police Department

OCA: 24-001836

1	Name (Last, First, Middle) <i>LYNCH, CHRISTOPHER FRANCIS</i>					Also Known As					Home Address <i>4580 SUMMERWOOD DR CUMMING, GA 30041</i>					
	Business Address															
	DOB <i>02/08/72</i>	Age <i>52</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>603</i>	Wgt <i>215</i>	Hair <i>BLK</i>	Eye <i>BRO</i>	Skin <i>LGT</i>	Driver's License / State <i>030464748 GA</i>					
Scars, Marks, Tattoos, or other distinguishing features																
Reported Suspect Detail																
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: 24-001836

1	Property Description AXON BWC 4219	Make AXON	Model BWC	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
			Unit	Jurisdiction Locally
	Status Evidence	Date 03/31/24 0	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) * No name *		DOB	Age
			Race	Sex

Notes

2	Property Description AXON FLEET 5224	Make AXON	Model FLEET	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
			Unit	Jurisdiction Locally
	Status Evidence	Date 03/31/24 0	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) * No name *		DOB	Age
			Race	Sex

Notes

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/24/2024 03:35

OCA: **24001836**

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

Investigator: *LOPEZ, JORGE (3022)*

Date / Time: *04/24/2024 03:24:57, Wednesday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On Saturday, March 30th, 2024, at approximately 2352 hours, I (Sgt. D. Kouri) was on foot patrol, around the intersection of Charles Street and Duval Street. I was accompanied by Ofc. J. Young, when we were flagged down by Security of the Red Garter, in reference to a trespasser.

Ofc. Young and I began walking West on Charles Street, towards the rear exit door of the establishment. I saw a white male attempting to force his way past security and back inside the establishment. I saw the male pushing the security employees, yelling loudly and actively forcing himself back into the open doorway. The male was given multiple opportunities and warning to leave from the establishment.

This male was later identified as Christopher Francis Lynch from his Georgia driver's license.

As I arrived, I grabbed Lynch by his arm, removed him from the doorway, and placed him against an adjacent wall, with his back against the wall so he could visually see me. I was wearing my Department issued, Class B uniform, and was readily identifiable as a Police Officer. I again instructed Lynch that he needed to leave the property, or he would be arrested for trespassing and potentially disorderly conduct. Lynch made comments that he was an attorney, knew his rights and could do what he wants. I again informed Lynch to leave, and he responded with a slew of vulgarities. At this point I determined Lynch would not comply with our legal and lawful orders to leave the premises and told Lynch he was under arrest. When I told Lynch he was under arrest, he responded by saying, "No I'm not". While attempting to placed Lynch into handcuffs, he began to tense his arms and body, attempted to pull his arms away, and was actively bracing his arms and body. After giving several repeated verbal commands and after a brief struggle, we placed Lynch into handcuffs.

Ofc. Young and I escorted Lynch down to his marked Patrol Vehicle, which was parked on Telegraph Lane. During the entire walk, Lynch continued to brace his body, pull away from us and escalate the situation, due to his irrational and resistive behavior. After arriving at the vehicle, Lynch's handcuffs were double locked, and he was searched. After the search, Lynch continued to further resist and continued to pull away, while bracing against the vehicle. Lynch then began to push his body off the vehicle in a forceful and intentional manner, in an effort the throw me off balance and to remove the physical control I had over him. After several attempts of this, I directed Lynch to the ground in a controlled manner. I placed him in a seated position and explained there would be further ramifications and additional charges if he continued to resist. Another brief struggle ensued, due to Lynch refusing to stand up and continuing to ignore all repeated verbal commands.

Once we were able to lift Lynch off the ground, we placed him into the rear of the vehicle. Ofc. Young activated his in-car camera.

Investigator Signature: _____

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 04/24/2024 03:35

OCA: **24001836**

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

Investigator: *LOPEZ, JORGE (3022)*

Date / Time: *04/24/2024 03:24:57, Wednesday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

Once in the rear of the vehicle, I had no further involvement or interaction with Lynch.

Lynch has no reported or visible injuries.

My BWC was active and later downloaded at KWPD.

Investigator Signature: _____