

Response to Resistance Report

Key West Police Department

Case No: 23-6426

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)

2. Date: 11/24/23 **3. Time:** 0103 **4. Location:** 3314 Northside Dr #34 **5. Incident type:** Resist/Batt LEO

INCIDENT	<u>6. Resistance Level</u>	<u>7. Explanation</u>	<u>8. Response Option</u>	<u>9. Explanation</u>
	<input checked="" type="checkbox"/> Passive:	Tensing, going limp	<input checked="" type="checkbox"/> Physical Control	Takedown, Pressure Point
<input checked="" type="checkbox"/> Active:	Pushing and Pulling away	<input checked="" type="checkbox"/> Non-lethal Weapon	Taser	
<input checked="" type="checkbox"/> Aggressive:	Striking	<input type="checkbox"/> Deadly Force		
<input type="checkbox"/> Deadly Force:				

10. Last Name: Cooper **11. First:** William **12. Race:** W **13. Sex:** M

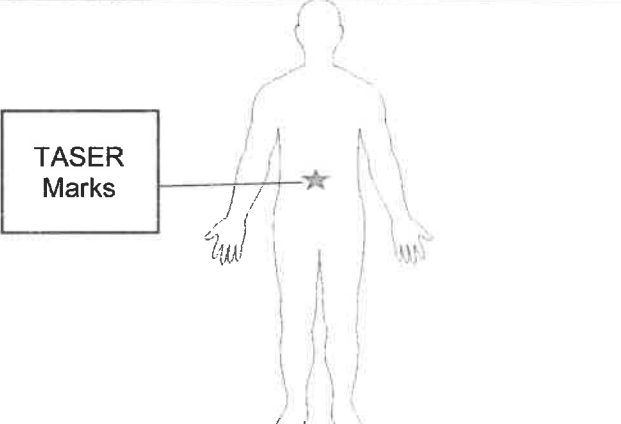
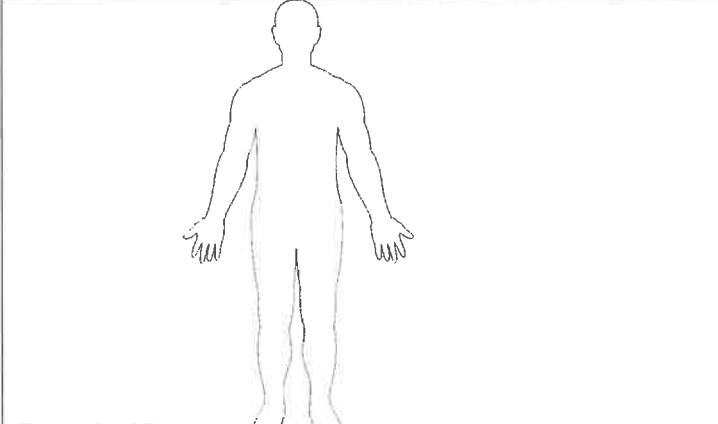
14. DOB: 06/29/1959 **15. Height:** 5'08" **16. Weight:** 240

17. Did you observe the subject: No Yes If NO, explain why in Section 42. If "YES", complete sections 18-22

18. Appeared to be: Intoxicated Under the influence of controlled substance Emotionally / mentally disturbed

19. Injuries: No Evident Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

20. Photographed: No Yes **21. Treated:** No Yes **By:** EMT/Paramedic on scene Hospital Detention

SUBJECT	<u>122. Anterior View</u>	<u>Posterior View</u>
		

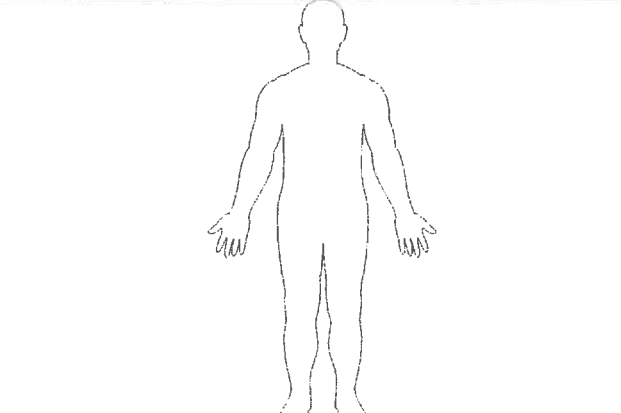
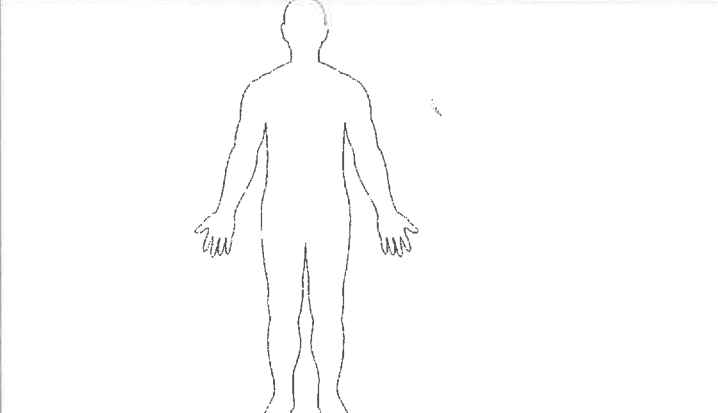
23. Officer: Nicholas Revoredo **24. Race:** W **25. Sex:** M **26. Age:** 40 **27. Height:** 6'00" **28. Weight:** 245

29. Duty Status: On-duty Off-duty Extra duty employment Uniformed Plain clothes **30. Yrs Exp:** 17.5

31. Injuries: No Evident Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)

32. Photographed: No Yes **33. Treated:** No Yes **By:** EMT/Paramedic on scene Hospital

34. Response option used by this officer: (If TASER®, also reference line number from TASER® section) TASER

OFFICER	<u>35. Anterior View</u>	<u>Posterior View</u>
		

Response to Resistance Report (continued)

Key West Police Department

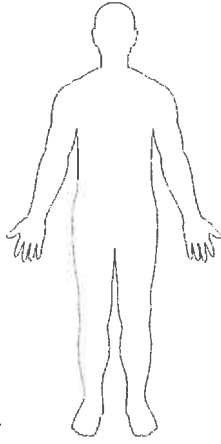
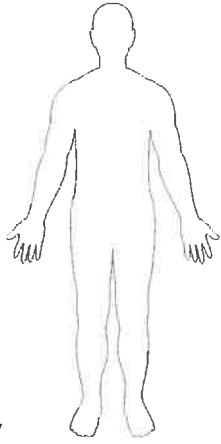
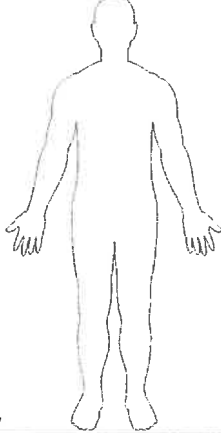
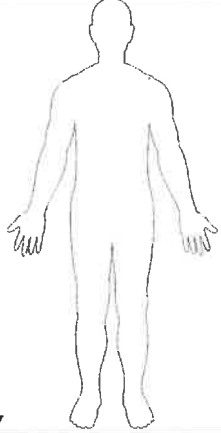
Case No: 23-6426

TASER USE ONLY	36. TASER® device serial # X400182CD		37. TASER® device serial #		
	Battery serial # X44623538		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: 1		Number of cycles:		
	Type of contact: <input type="checkbox"/> Probe <input checked="" 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 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: Sgt Revoredo		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: 11/24/23		41. Time: 0103		
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)				
	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 type="checkbox"/> No <input checked="" 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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)				
	Name		Address		Phone Number
LT. VAZQUEZ / SGT. REVOREDO		* SGT. REVOREDO PREPARED THIS RAI + I REVIEWED IT *		11/24/23	
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			12/26/23	
	51. Signature of Internal Affairs Inspector			52. Date	

Response to Resistance Report (continued)

Key West Police Department

Case No: 23-6426

OFFICER	23. Officer: Josue Ramos Martinez 24. Race: W 25. Sex: M 26. Age: 31 27. Height 5'08" 28. Weight 222	
	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	
	30. Yrs Exp: 1	
	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	
	34. Response option used by this officer: Takedown and Pressure Point	
		
	35. Anterior View	Posterior View
OFFICER	23. Officer:	
	24. Race: 25. Sex: 26. Age: 27. Height: 28. Weight	
	29. Duty Status: <input type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment <input type="checkbox"/> Uniformed <input type="checkbox"/> Plain	
	30. Yrs Exp:	
	31. Injuries: <input 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 type="checkbox"/> No <input type="checkbox"/> Yes 33. Treated: <input type="checkbox"/> No <input type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital	
34. Response option used by this officer: (If TASER®, also reference line number from TASER® section)		
		
	35. Anterior View	Posterior View

INCIDENT/INVESTIGATION REPORT

Agency Name: Key West Police Department
ORI: FL0440100

Case#: 23-006426
Date / Time Reported: 11/24/2023 00:42 Fri
Last Known Secure: 11/24/2023 00:42 Fri
At Found: 11/24/2023 00:42 Fri

Location of Incident: 3314 NORTHSIDE DR Apt. 34, Key West FL
Gang Relat: NO
Premise Type: Residence/home
Beat/GP: B5, GPB5
#1 Crime Incident(s) (Com) Battery SCA
#2 Crime Incident (Com) Resist Arrest / Escape XOM
#3 Crime Incident ()

Weapon / Tools: Personal Weapons
Entry, Exit, Security
Activity: N

INCIDENT DATA

MO
of Victims: 3
Type: INDIVIDUAL
Injury: None
Domestic: N
Victim/Business Name: RAMOS MARTINEZ, JOSUE A
Victim of Crime #: 1
DOB: 01/13/1992
Age: 31
Race: W
Sex: M
Relationship To Offender: 1ST
Resident Status: Resident
Home Address: 1604 N ROOSEVELT BLVD, Key West, FL 33040-
Employer Name/Address: KEY WEST POLICE DEPARTMENT
VYR, Make, Model, Style, Color, Lic/Lis, VIN

VICTIM

CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim)
Type: INDIVIDUAL
Injury: None
Code V2 Name: BERNATOVA, ANDREA
Victim of Crime #: 1
DOB: 03/06/1985
Age: 38
Race: W
Sex: F
Relationship To Offender: 1ST
Resident Status: Resident
Home Address: 1604 N ROOSEVELT BLVD KEY WEST, FL 33040
Employer Name/Address
Type: SOCIETY/PUBLIC/STATE
Injury: None
Code V3 Name: SOCIETY
Victim of Crime #: 2
DOB: / /
Age: / /
Resident Status: N/A
Home Address
Employer Name/Address

OTHERS INVOLVED

Table with 8 columns: VI #, Code, Status Fm/To, Value, OJ, QTY, Property Description, Make/Model, Serial Number. Row 1: 27, EVID, \$1.00, 1, 4263 AXON BWC.

PROPERTY

Officer/ID#: RAMOS MARTINEZ, JOSUE (4263)
Invest ID#: (0)
Supervisor: (0)
Complainant Signature
Case Status: Cleared By Arrest 11/24/2023
Case Disposition:
Page 1

Incident Report Additional Name List

Key West Police Department

OCA: 23-006426

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 1	BURTON, JILL RENEE		01/04/1971	52	W	F
	Address 3314 NORTHSIDE DR Apt. 34, KEY WEST, FL 33040-		H: 708-557-7502			
	Empl/Addr Tavern N Town		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 23-006426

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
 CLARK, T.E. (3484), TORRECILLAS, J. (3759), HANSELL, M. (3648), REVOREDO, N. (2962), MAYORGA LOPEZ, J. (3722),
 BERNATOVA, A. (4193), YOUNG, J. (4219)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA
23-006426
Date / Time Reported
Fri 11/24/2023 00:42

Victim
RAMOS MARTINEZ, JOSUE A

Offense
BATTERY

-- William Warren Cooper Arrest Narrative:

On 11/24/2023 at approximately 00:42 hours, I (Officer Josue Ramos) was dispatched to 3314 Northside Dr, Apt 34 to the report of an unknown incident.

Channel One dispatch informed me that a woman called 911 and was not clear about what was going on at her address. Channel One dispatched informed me that they could hear a male and female arguing and yelling. Channel One dispatch advised the women had stated multiple times that the male had hurt her, before the call disconnected.

Officer Andrea Bernatova and I arrived. Officer A. Bernatova and I attempted to contact the caller at the residence. Officer A. Bernatova and I were initially unsuccessful at making contact with the residents. Channel One Dispatch advised on call-back that a male, later identified as William Warren Cooper (D.O.B-06/29/1959), answered the phone and stated that he no longer needed the police. Cooper walked away from the phone and left on an open line. Officer A. Bernatova and I continued to knock on the front door to the residence, with no answer. I asked dispatch if they could attempt to call Cooper and see if he would come to the door and speak to us. Channel One dispatch advised Cooper was going to answer the door.

Cooper answered the door. I asked Cooper what had occurred. Cooper stated nothing had occurred. I advised Cooper that Officer A. Bernatova and I were there to check on someone who called the police. I asked Cooper if there was a female in the residence. Cooper stated his female friend, later identified as Jill Renee Burton (D.O.B-01-04-1971), was in the residence but she was alright. I asked Cooper if I could see Burton, but Cooper became agitated and refused entry into his home. Officer A. Bernatova and I again explained to Cooper that we needed to see Burton to verify she was ok. Cooper became more agitated and attempted to close the door of his residence. Officer A. Bernatova stepped into the door frame of the residence and prohibited Cooper from closing the door on us. Cooper attempted multiple times to push the door closed passed Officer A. Bernatova foot and struck he continuously. Cooper fully opened the door of his residence and became irate, yelling and screaming that we were not going to gain entry into the residence without a warrant. I again attempted to explain to Cooper that we needed to speak to Burton to make sure she was not injured. Officer A. Bernatova and I called out to Burton to come to the door. Burton did not answer. Cooper again attempted to close the door on Officer A. Bernatova and I, striking my foot multiple times after I had placed it in the doorway to prevent the door from closing. Cooper attempted to push the door closed against Officer A. Bernatova and my efforts to make contact with Burton. I asked Channel One dispatch to send another Unit to assist.

Sergeant Nick Revoredo arrived to assist.

Sergeant N. Revoredo attempted to explain to Cooper that we were going to enter his home for a welfare check and Cooper again attempted to close the door on us.

Sergeant N. Revoredo drew his Key West Police Department issued Taser 7 and gave Cooper orders to step away from the door so we could make entry. Copper yelled "No" multiple times and yelled for Sergeant N. Revoredo to tase him. Sergeant N. Revoredo performed an Arch Warning from the Taser 7 and warned Cooper he was going to get Tased. Cooper ignored the warnings, and Sergeant N. Revoredo provided Cooper with a drive stun to his front lower torso (Stomach). Cooper continued to resist Sergeant N. Revoredo's attempts to gain compliance, by swinging his arms with closed fits in a fighting manner.

I observed Coopers aggressive actions towards Sergeant N. Revoredo and preformed a department approved take

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA
23-006426
Date / Time Reported
Fri 11/24/2023 00:42

Victim <p style="text-align: center;"><i>RAMOS MARTINEZ, JOSUE A</i></p>	Offense <p style="text-align: center;"><i>BATTERY</i></p>	
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down on Cooper, guiding him to the floor at the steps of the inner part of the residence. While on the floor Cooper continued to resist Officer A. Bernatova and my attempts to gain compliance. Cooper grabbed ahold of my ballistic vest, and radio mic and attempted to remove them from me. I removed Coopers hands from my person by applying a department approved pressure point technique (Hollow Behind the ear) to Coopers left ear. Cooper gave me his left hand when ordered but placed his right hand and arm under his body, refusing to give it to me. I ordered Cooper multiple times to stop his actions and to stop resisting our attempts to gain compliance. Cooper continued to resist and only complied after I warned him, he was going to get tased again. Cooper relinquished his right arm to Officer A. Bernatova and I, and we were able to place Cooper in hand restraints. All force ceased when Cooper was placed in hand restraints.

Officer Thomas Clark, Officer Jorge Mayorga Lopez, Officer Jessie Torrecillas, Officer James Young, and K9 Officer Mathew Hansel arrived to assist.

Officer T. Clark and I escorted Cooper downstairs to Officer J. Lopez who searched Cooper incident to arrested and located nothing of note. Officer J. Lopez and I escorted Cooper to my marked Key West Police Department Patrol Vehicle.

Officer A. Bernatova searched for Burton and located her in an upstairs bedroom. Officer A. Bernatova asked Burton what had occurred. Burton stated Cooper had been drinking and was involved in an incident with a male friend. Burton stated Cooper and the unidentified friend both left the residence for a time, but Cooper returned drunk and angry. Burton stated she attempted to calm Cooper down, but he threw her glasses and a pillow at her. Burton stated she feared Cooper and attempted to lock herself in the bathroom at the residence. Burton stated Cooper pushed his way into the bathroom and hit her with the door knocking her into a wall. Burton stated she was able to close the door again, but Cooper pushed his way back into the bathroom, hitting her again. Burton stated she attempted to call 911 but her phone fell and broke. Officer A. Bernatova stated she asked Burton if she wanted to press charges. Burton stated she did not want to press charges and signed a refusal to prosecute.

While in the rear of my KWPD patrol vehicle I advised Cooper of his Miranda Rights and asked if he would be willing to answer a few of my questions. Cooper stated he understood his rights and stated he would answer my questions.

I asked Cooper what had occurred earlier. Cooper stated he had gotten into an argument over something silly. I asked Cooper if the argument ever got physical with Burton or if he pushed his way into any room in the residence. Cooper stated it did not get physical between him and Burton, and that he did not push his way into any room. I advised Cooper he was under arrest for resisting with violence and Battery on Law Enforcement.

I transported Cooper to the Monroe County Detention center without incident.

Since William Warren Cooper (D.O.B-06/29/1959) struck Officer Andrea Bernatova and I both multiple times with his front door as we attempted to speak to him, I find Cooper in violation of FSS. 784.07- 2B- (2) Whenever any person is charged with knowingly committing an assault or battery upon a law enforcement officer, a firefighter, an emergency medical care provider, hospital personnel, a railroad special officer, a traffic accident investigation officer as described in s. 316.640, a nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI, a law

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 23-006426
Date / Time Reported Fri 11/24/2023 00:42

Victim RAMOS MARTINEZ, JOSUE A	Offense BATTERY
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enforcement explorer, a traffic infraction enforcement officer as described in s. 316.640, a parking enforcement specialist as defined in s. 316.640, a person licensed as a security officer as defined in s. 493.6101 and wearing a uniform that bears at least one patch or emblem that is visible at all times that clearly identifies the employing agency and that clearly identifies the person as a licensed security officer, or a security officer employed by the board of trustees of a community college, while the officer, firefighter, emergency medical care provider, hospital personnel, railroad special officer, traffic accident investigation officer, traffic infraction enforcement officer, inspector, analyst, operator, law enforcement explorer, parking enforcement specialist, public transit employee or agent, or security officer is engaged in the lawful performance of his or her duties.

Since William Warren Cooper (D.O.B-06/29/1959) resisted Sergeant Nick Revoredo, Officer Andrea Bernatova, and my attempts to gain entrance to the residence, and then after gaining entrance continued to be combative with us even after being drive stunned and taken to the floor, I find Cooper to be in violation of FSS 843.01- 843.01- Resisting, obstructing, or opposing by offering or doing violence to legally authorized person, police canine, or police horse. (1) Whoever knowingly and willfully resists, obstructs, or opposes any officer as defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9); member of the Florida Commission on Offender Review or any administrative aide or supervisor employed by the commission; parole and probation supervisor; county probation officer; personnel or representative of the Department of Law Enforcement; or other person legally authorized to execute process in the execution of legal process or in the lawful execution of any legal duty, by offering or doing violence to the person of such officer or legally authorized person, commits a felony of the third degree.

My Axon BWC was activated for the incident.

I had no further involvement with the incident.

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Incident Report Suspect List

Key West Police Department

OCA: 23-006426

1	Name (Last, First, Middle) <i>COOPER, WILLIAM WARREN</i>					Also Known As					Home Address <i>3314 NORTHSIDE DR - 34 KEY WEST, FL 33040 305-797-9136</i>				
	Business Address														
	DOB <i>06/29/1959</i>	Age <i>64</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>508</i>	Wgt <i>155</i>	Hair <i>BRO</i>	Eye <i>BLU</i>	Skin <i>MED</i>	Driver's License / State <i>C160939592290 FL</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			
Veh Yr / Make / Model		Drs	Style		Color		Lic Plate / State		VIN						
Notes								Physical Char							