

Response to Resistance Report

Key West Police Department

Case No: 21 - 4892

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: 9/8/2021 **3. Time:** 0842 Hrs **4. Location:** 301 White Street **5. Incident type:** Trespass

6. Resistance Level **7. Explanation** **8. Response Option** **9. Explanation**

Passive: Ignored verbal commands Physical Control
 Active: Ran away Non-lethal Weapon Taser
 Aggressive: _____ Deadly Force _____
 Deadly Force: _____

SUBJECT

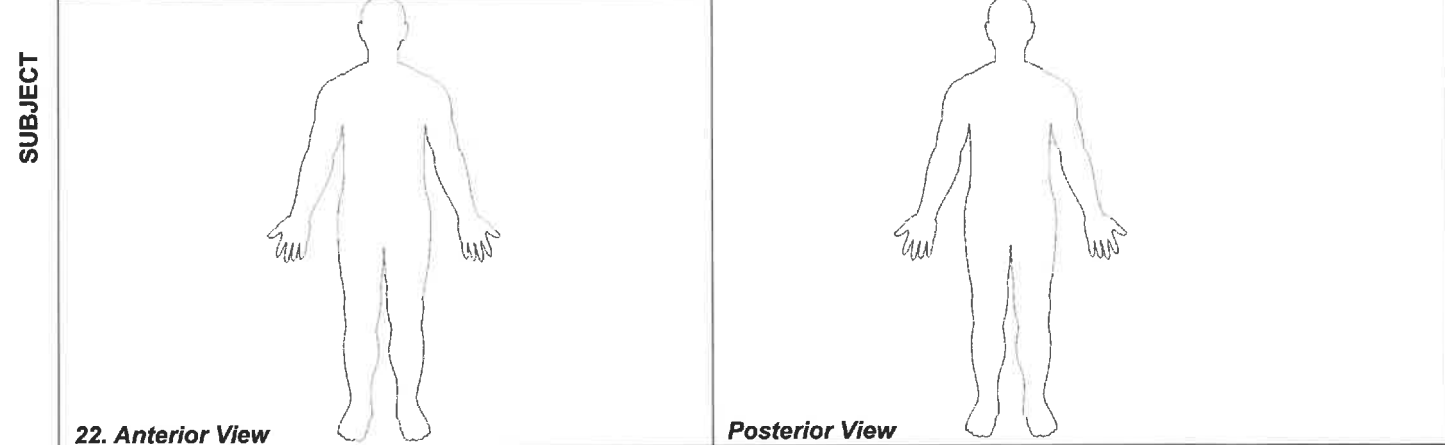
10. Last Name: Medina **11. First:** Felipe **12. Race:** W **13. Sex:** M
14. DOB: 12/17/82 **15. Height:** 5'11 **16. Weight:** 145

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



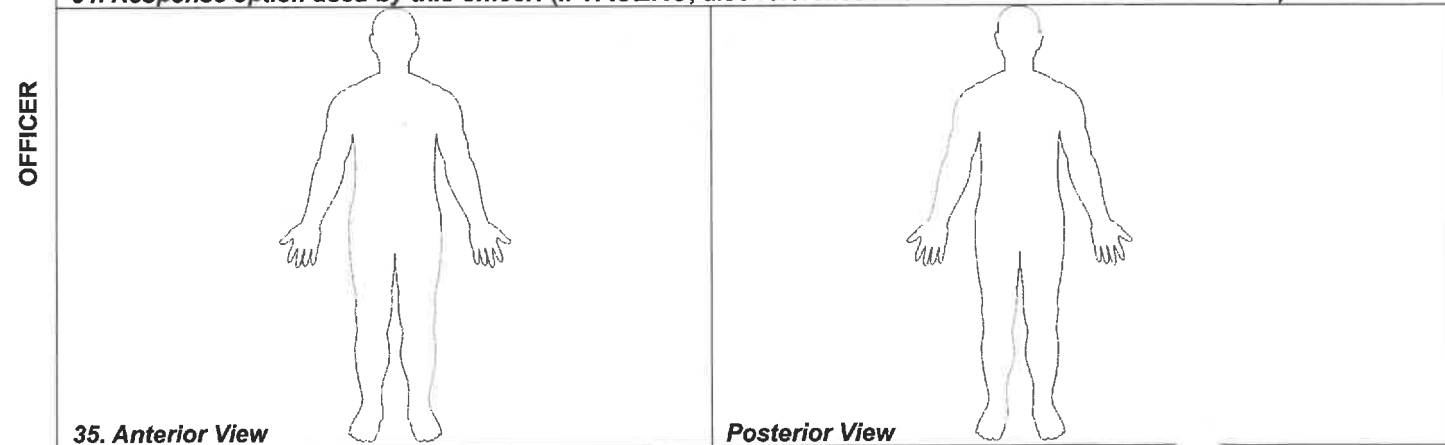
OFFICER

23. Officer: Michal Brablc **24. Race:** W **25. Sex:** M **26. Age:** 35 **27. Height:** 6' 07 **28. Weight:** 270

29. Duty Status: On-duty Off-duty Extra duty employment Uniformed Plain clothes **30. Yrs Exp:** 3

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



Response to Resistance Report (continued)

Key West Police Department

20-4892

TASER USE ONLY	36. TASER® device serial X12005973		37. TASER® device serial #	
	TASER®Cam serial # V21002C43		TASER®Cam serial #	
	Cartridge 1 serial #		Cartridge 1 serial #	
	Cartridge 2 serial #		Cartridge 2 serial #	
	Number of cycles: None, No MNI, One Probe only		Number of cycles:	
	Type of contact: <input checked="" 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 One only	
	Target distance at probe: 10 feet		Target distance at probe launch:	
	Distance between probes: N/A		Distance between probes:	
	Probes removed by (name): Officer Leahy		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.			
INQUIRY	40. Notified Date: 9/9/2021		41. Time: 0847 hours	
	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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	Name		Address	Phone Number
45. Is further review recommended: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		Pablo Rodriguez 2298	9/9/2021	
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		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)			
	49. Signature of Internal Affairs Inspector		50. Date	
	51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:	

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-004892

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
LEAHY, B.P. (2965), YANES, A. (2986)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 21-004892
Date / Time Reported Wed 09/08/2021 08:42

Victim Society	Offense RESIST ARREST / ESCAPE	Date / Time Reported Wed 09/08/2021 08:42
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On Wednesday, September 8, 2021, at approximately 0845 hours, I (Officer M. Brable) was responded to a trespass call at Porter Place, 301 White St, apartment 17B, Key West, FL.

Misty Jung, a Key West Housing Authority Property manager, called to report trespasser in unit 17B. Jung advised, the person on the lease (later identified as Rhea Irwin) passed away this morning and no other persons should be on the property.

I met with Jung outside of the unit 17B. Jung told me, anybody who was currently in the unit was not authorized to be there by KWHHA and needed to leave the premises.

I knocked on the door. I heard at least two male voices inside of the unit. Someone looked through the blinders, but nobody would answer the door. I knocked again and addressed Luis Humberto Jimenez, who was supposedly in the unit, by his first name and told him to open the door. Jimenez opened the door. I informed Jimenez, that the KWHHA wanted him to leave the property. I asked if anybody else was in the unit, to which Jimenez said, "Yes, my friend Filipe" (later identified as Felipe Niles Medina). I told Jimenez to get Medina out of the bedroom as well.

As I was inside of the unit with Jimenez, I heard Jung yell, "Officer, he is running out the side door". I left the unit in attempt to locate Medina, but I did not find him. I went back inside of the unit to make sure Jimenez left the property.

As Jimenez was packing up his belongings, Jung called me outside and told me, Medina just left the area on a bicycle. I could still see Medina on a bicycle heading towards the Monroe County School District. I got into my marked patrol vehicle and followed Medina. I activated my lights and sirens in attempt to stop Medina. Medina looked back at my patrol vehicle and kept paddling. Medina entered the School District property and I followed him at slow rate of speed. Medina exited the School District property onto Trumbo Road and continued Southbound. Medina proceeded to cut through the Key West Express property onto Grinnell St. Medina lost balance on the bicycle as he went down the curb. I attempted to pull my vehicle in front of him and get as close as I could to the building, so he had to get off the bicycle. Medina was able to squeeze through, but dropped bicycle and continued on foot, running northbound on Grinnell St. I thought Medina was going to run into the Conch Harbor parking garage, so I used the side door to enter. As I was in the parking garage, I saw Medina was not inside. I saw Medina running towards to the board walk by Dante's Restaurant. I caught up to Medina on the board walk and utilized my department issued AXON Taser. As I deployed the Taser, Medina jumped in the water off the board walk. Only one of the Taser probes connected (Right low hamstring). Medina was not affected by the taser and swam up to the surface. Medina swam in the circle for approximately a minute, but eventually was able to talk him into swimming towards me and I pulled him out of the water. I immediately placed Medina in handcuffs. Officer Leahy pulled the Taser probe out of Medina's thigh.

KWFD responded and medically cleared Medina.

Based on his actions, I believed there was a probable cause for Medina's for violation of:
F.S.S. 316.1935 FLEEING OR ATTEMPTING TO ELUDE A LAW ENFORCEMENT OFFICER
- Medina was operating a bicycle upon a street or highway in Florida. I (A duly authorized law enforcement officer) ordered Medina to stop or remain stopped. Medina, knowing he had been ordered to stop by a duly authorized law enforcement officer, willfully refused or failed to stop the vehicle in compliance with the order.

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 21-004892
Date / Time Reported Wed 09/08/2021 08:42

Victim Society	Offense RESIST ARREST / ESCAPE	Date / Time Reported Wed 09/08/2021 08:42
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F.S.S. 843.02 RESISTING OFFICER WITHOUT VIOLENCE

1. Medina resisted to comply with my lawful order to stop. 2. At the time, I (Ofc. Brabl) was engaged in an execution of a legal duty. 3. At the time, I was a uniformed police officer. 4. At the time, Medina knew I was a police officer.

I placed Medina under arrest and transported him to the Monroe County Detention Center without an incident. Medina was medically refused by the intake nurse for low Oxygen levels (94%). I transported Medina to the Lower Keys Medical Center Emergency Room where he was subsequently medically cleared. I transported Medina to the MCDC.

The bicycle Medina used to flee was registered to Edmund Callahan. I was not able to get ahold of Callahan as his phone was disconnected. The bicycle was placed into KWPD Property department for safekeeping. Medina admitted to stealing the bicycle in attempt to get away.

My AXON body worn camera as well as AXON Fleet camera were both activated.

Status: Cleared by arrest

Incident Report Suspect List

Key West Police Department

OCA: 21-004892

1	Name (Last, First, Middle) <i>MEDINA, FELIPE NILES</i>					Also Known As					Home Address <i>910 POHALSKI LANE KEY WEST, FL 33040</i>				
	Business Address														
DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.					
<i>12/17/1982</i>	<i>38</i>	<i>W</i>	<i>M</i>	<i>H</i>	<i>511</i>	<i>145</i>	<i>BLD</i>	<i>BRO</i>	<i>LGT</i>	<i>M350254824570 FL</i>					
Scars, Marks, Tattoos, or other distinguishing features															
<i>Reported Suspect Detail</i>		Suspect Age			Race	Sex	Eth	Height		Weight		SSN			
Weapon, Type		Feature		Make		Model		Color		Caliber		Dir of Travel			
												Mode of Travel			
VehYr/Make/Model			Drs	Style		Color		Lic/St			VIN				
Notes							Physical Char								

Incident Report Related Property List

Key West Police Department

OCA: 21-004892

1	Property Description AXON BWC 3925	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
			Unit	Jurisdiction Locally
	Status Evidence	Date 09/08/2021	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle)		DOB	Age
			Race	Sex

Notes

2	Property Description AXON FLEET 3925	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
			Unit	Jurisdiction Locally
	Status Evidence	Date 09/08/2021	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle)		DOB	Age
			Race	Sex

Notes

