

Response to Resistance Report

Key West Police Department

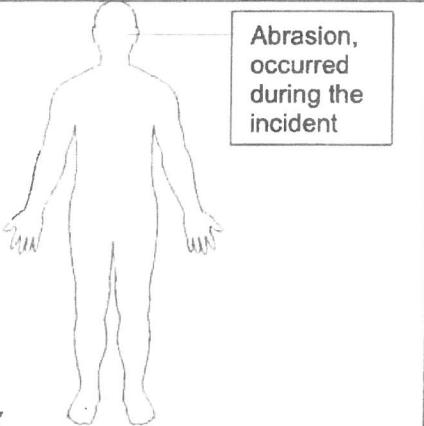
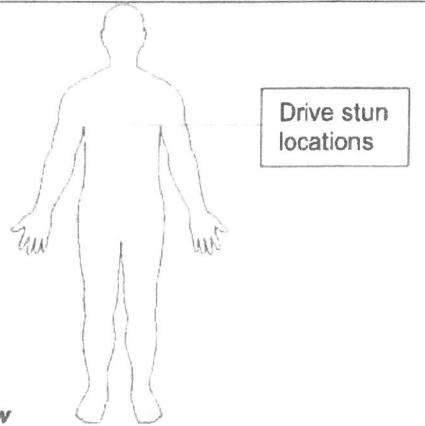
Case No: 18-2095

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

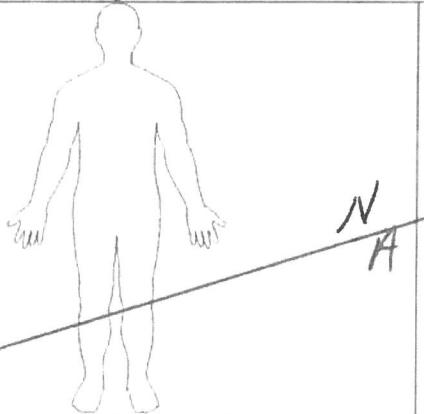
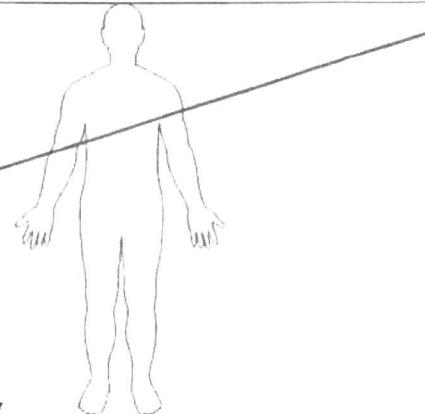
- A response through the use of non-lethal weapons,
- Applies weaponless physical force of strikes, kicks, or "take-downs"
- When any person sustains an apparent substantial or fatal injury as a result of the application of force
- When any person complains of injury as a result of the application of 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: 4/13/18	3. Time: 0355	4. Location: 300 Blk. Margaret St.	5. Incident: Resisting W/Out
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input checked="" type="checkbox"/> Passive: <input checked="" type="checkbox"/> Active: <input type="checkbox"/> Aggressive: <input type="checkbox"/> Deadly Force:	Refusing to get into vehicle Attempted to leave vehicle	<input type="checkbox"/> Physical Control <input checked="" type="checkbox"/> Non-lethal Weapon <input type="checkbox"/> Deadly Force	Drive Stun

10. Last Name: Rogers	11. First: Michael	12. Race: W	13. Sex: M
14. DOB: 5/10/82	15. Height: 6'00"	16. Weight: 170	
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 checked="" type="checkbox"/> Under the influence of controlled substance <input type="checkbox"/> Emotionally / mentally disturbed			
19. Injuries: <input checked="" 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 checked="" type="checkbox"/> Yes By: <input type="checkbox"/> EMT/Paramedic on scene <input checked="" type="checkbox"/> Hospital <input type="checkbox"/> Detention			

SUBJECT		
	22. Anterior View	Posterior View

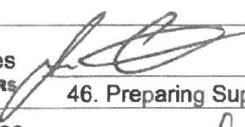
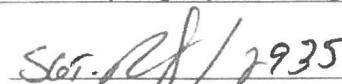
23. Officer: Thomas Haynie	24. Race : W	25. Sex: M	26. Age: 30	27. Height : 5'06"	28. Weight: 130
29. Duty Status: <input checked="" type="checkbox"/> On-duty <input type="checkbox"/> Off-duty <input type="checkbox"/> Extra duty employment	<input checked="" type="checkbox"/> Uniformed <input type="checkbox"/> Plain clothes	30. Yrs Exp: .5			
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: Drive stun					

OFFICER		
	35. Anterior View	Posterior View

Response to Resistance Report (continued)

Key West Police Department

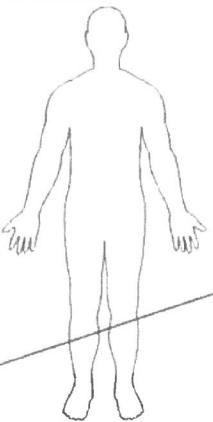
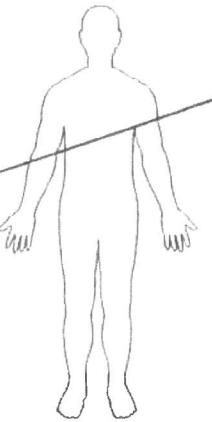
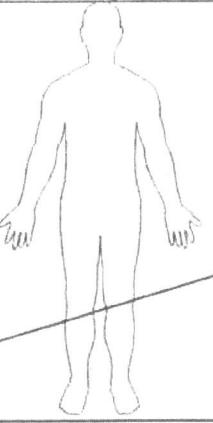
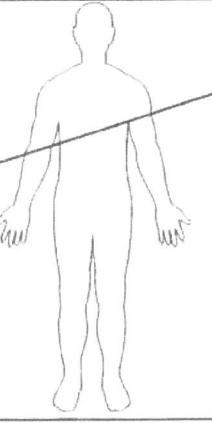
Case No: 18-2095

TASER USE ONLY	36. TASER® device serial # X120058D0	37. TASER® device serial #	
	TASER®Cam serial # V21001KHH	TASER®Cam serial #	
	Cartridge 1 serial # N/A	Cartridge 1 serial #	
	Cartridge 2 serial # N/A	Cartridge 2 serial #	
	Number of cycles: 2	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 N/A	Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No	
	Target distance at probe launch: N/A	Target distance at probe launch:	
	Distance between probes: N/A	Distance between probes:	
	Probes removed by (name): N/A	Probes removed by (name):	
Device downloaded by: Sgt. J. Castillo	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.		
	40. Notified Date: 4/13/18	41. Time: 0355 Hrs	
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)		
	<hr/> <hr/> <hr/> <hr/> <hr/> <hr/>		
	43. Did you meet with the Officer: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)		
SUPERVISOR'S INQUIRY	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
	<hr/>	<hr/>	<hr/>
	<hr/>	<hr/>	<hr/>
	<hr/>	<hr/>	<hr/>
45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		Sgt. J. Castillo 2653 4/13/18	
46. Preparing Supervisor's Signature / ID		47. Date	
 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)		4/24/18 50. Date	
51. If section 48 is "No" record the Professional Standards Control Number:		52. Date Entered:	
 49. Signature of Internal Affairs Inspector			

Response to Resistance Report (continued)

Key West Police Department

Case No: 18-2095

23. Officer: Jessie Torrecillas 24. Race : W 25. Sex: M 26. Age: 38 27. Height : 5'07" 28. Weight: 200 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: 5 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: None		
OFFICER	 35. Anterior View	 Posterior View
	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:	
OFFICER	 35. Anterior View	 Posterior View

Monroe County Adult Arrest Form

KEY WEST PD
ARREST #

OBTS # _____

ARREST
 WARRANT
 COMPLAINT AFFIDAVIT

Filing Agency KEY WEST PD			Case # 18-002095		Doc. Control #	State ID #		FBI	SS #	
Defendant's Last Name ROGERS			First MICHAEL		Middle JON	SUF		Alias _____ Citizenship _____		
Race W N	Eth M	Sex Hgt 600	Eyes BRO	Hair BLN	Wgt 175	Comp MED	Age 35	DOB 05/10/1982	Birthplace UNKNOWN	Scars, Marks, TT
Facial Hair STUBBLE			Build MEDIUM	Marital St S	Hand Use		Glasses	Speech	Parole/Probation	Language Spoken
Permanent Address 111 MILL CHASE WAY, WARNER ROBINS, GA 31088								Phone (Home): (305) 780-2046	Local Address:	
Email Address:								Phone (Cell): (478) 396-4784	Place of Employment UNKNOWN	Occupation NONE
Arrest Location 324 MARGARET ST								Phone (Work):	Arresting Officer TORRECILLAS, JESSIE (3759)	
Violation Location 324 MARGARET ST, KEY WEST, FL 33040								Date/Time of Violation 04/13/2018 03:20	Date/Time Arrested 04/13/2018 05:06	
DL # 052464915	State GA	Breathalyzer By		Reading	Miranda Advisement	By Whom?		Indication of: Y N UK		
Domestic Violence NO		Weapon Seized NOT APPLICABLE/NONE		Officer Injured? NO	Language Spoken?		Caution	Alcohol Influence: <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
Drug Type:		Type: N-N/A C-Cocaine M-Marijuana A-Amphetamine E-Heroin O-Opium	B-Barbiturate H-Hallucinogen P-Paraphernalia/ U-Unknown Equipment Z-Other S-Synthetic		Activity:		Activity: N-N/A T-Traffic M-Manufacture/ P-Possess A-Smuggle Produce/ S-Sell D-Deliver Z-Other			

Defendant's Vehicle Make:	Type:	Year:	Color:	Vehicle Registration State:
VIN #		Tag #		Vehicle Tag Expiration:
Vehicle Status:		Other identifiers or remarks:		

CODEFENDANT: ADDRESS PHONE # RACE SEX DOB

COUNT	OFFENSES CHARGE	Statute	Warrant #	Court Date and Time	Citation #
1/M	RESIST / OBSTRUCT OFFICER W/O VIOLENCE	843.02			

Before me this date personally appeared who being first duly sworn deposes and says that on the 13rd day of April, 2018 at 324 MARGARET ST, KEY WEST, FL 33040

the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows

On April 13, 2018, at approximately 0338 hours, I, Officer J. Torrecillas was dispatched to 324 Margaret Street reference a trespasser.

On arrival, I met with Michael Rogers (arrestee). Rogers was sleeping on the swing located on the front porch of the residence. I woke up Rogers and asked him what he was doing on the property. Rogers' answer to the question was slurred and I was unable to understand him. I

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE

APPROVING SUPERVISOR

DIVISION / UNIT

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA

Monroe County Adult Arrest Form

KEY WEST PD
ARREST #

OBTS # _____

asked Rogers if he had identification, and he stated yes. I asked Rogers where he lived several times. Rogers once stated he lived at this residence and I told him did not. Rogers asked "Why?" Rogers also stated he lives in Georgia. Officer T. Haynie asked Rogers if he knew where he was and he stated Georgia. While speaking to Rogers, I noticed a strong odor of alcohol on his person. I determined to take Rogers into Protective Custody due to his level of impairment and not knowing where he lives or anybody to care for him. I hand cuffed Rogers behind the back and escorted him to my patrol car. I then searched Rogers and asked him to sit in the back of my patrol car. I advised Rogers he was not under arrest and he was going to jail under the Marchman Act.

Rogers then refused to get in my patrol car. I asked Rogers several times to enter my patrol car but he continuously refused to follow my lawful orders. I then went to the other side of my vehicle and grabbed Rogers by his hands and placed him in the sitting position in the back passenger side of the vehicle. Ofc. Haynie and I gave Rogers several commands to place his feet inside the vehicle and Rogers continued to refuse to follow our commands. I then slid Rogers farther into the vehicle in order to place his feet inside the vehicle, but then he laid down on the seat with his head outside the driver side. Rogers continued to slide attempting to get out of the vehicle as he continued to ignore Ofc. Haynie and my commands to sit up. While attempting to sit Rogers up, he began forcefully rocking back and forth not allowing us to sit him up. Rogers then hit his left cheek on the door frame of my patrol car. Officer Haynie then drove stunned Rogers two times in order to gain compliance from him. Rogers complied after the second drive stun. Sergeant J. Castillo was then notified and responded to the scene.

I noticed a thin streak of blood on Rogers' cheek, therefore I decided to transport him to the Lower Keys Medical Center to be treated. Rogers was medically cleared and I transported him to the Monroe County Detention Center.

My BWC was activated and uploaded to the Coban Server.

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE

STATE OF FLORIDA COUNTY OF MONROE

APPROVING SUPERVISOR

DIVISION / UNIT

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA

Page 2 of 2

**INCIDENT/INVESTIGATION
REPORT**

<p>Agency Name <i>Key West Police Department</i></p> <p>ORI <i>FL0440100</i></p> <p>Location of Incident <i>324 Margaret St, Key West FL 33040-</i></p>	<p>Premise Type <i>Highway / Street / Road/ B3, GPB3</i></p>	<p>Case# <i>18-002095</i></p> <p>Date / Time Reported <i>04/13/2018 03:32 Fri</i></p> <p>Last Known Secure <i>04/13/2018 03:20 Fri</i></p> <p>At Found <i>04/13/2018 03:32 Fri</i></p>									
<p>EN #1 Resist Arrest / Escape <i>XOM</i></p> <p>DA #2 Crime Incident</p> <p>TA #3 Crime Incident</p>		Premise Type <i>Highway / Street / Road/ B3, GPB3</i>									
		Weapon / Tools <i>NOT APPLICABLE/NONE</i>	Activity								
		Entry <i> </i>	Exit <i> </i>	Security							
<p>DA #2 Crime Incident</p> <p>TA #3 Crime Incident</p>		Weapon / Tools <i> </i>	Activity								
		Entry <i> </i>	Exit <i> </i>	Security							
		Entry <i> </i>	Exit <i> </i>	Security							
MO											
<p># of Victims <i>1</i></p> <p>Type: SOCIETY/PUBLIC/STATE</p>		<p>Injury:</p>		<p>Domestic: N</p>							
<p>VI C T I M</p>	<p>Victim/Business Name (Last, First, Middle) <i>STATE OF FLORIDA</i></p>			<p>Victim of Crime # <i>1</i></p>	<p>DOB <i> / / : : </i></p>	<p>Race <i> </i></p>	<p>Sex <i> </i></p>	<p>Relationship To Offender <i>ST</i></p>	<p>Resident Status <i>N/A</i></p>	<p>Military Branch/Status</p>	
	Home Address					Home Phone <i>305-809-1000</i>					
	Employer Name/Address <i>KEY WEST POLICE DEPARTMENT</i>					Business Phone		Mobile Phone			
VYR Make Model Style Color Lic/Lis						VIN					
CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)											
Type:						Injury:					
<p>O T H E R S</p>	<p>Code Name (Last, First, Middle)</p>			<p>Victim of Crime #</p>	<p>DOB</p>	<p>Race</p>	<p>Sex</p>	<p>Relationship To Offender</p>	<p>Resident Status</p>	<p>Military Branch/Status</p>	
	Agec					Home Phone					
	Employer Name/Address					Business Phone		Mobile Phone			
IN V O L V E D						Injury:					
Type:						Injury:					
<p>I N P R O P E R T Y</p>	<p>Code Name (Last, First, Middle)</p>			<p>Victim of Crime #</p>	<p>DOB</p>	<p>Race</p>	<p>Sex</p>	<p>Relationship To Offender</p>	<p>Resident Status</p>	<p>Military Branch/Status</p>	
	Age					Home Phone					
	Employer Name/Address					Business Phone		Mobile Phone			
<p>L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found (<i>"OJ"</i> = Recovered for Other Jurisdiction)</p>											
<p>VI # P R O P E R T Y</p>	VI #	Code	Status Frm/Tc	Value	OJ	QTY	Property Description		Make/Model		Serial Number
	35	EVID		\$1.00		3	BWC VIDEO 3759		COBARN/Bwc 3759		
	35	EVID		\$1.00		1	COBAN IN CAR 3759		COBAN/In Car 3759		
<p>Officer/ID# TORRECILLAS, JESSIE (3759)</p>											
Invest ID# (0)							Supervisor CASTILLO, JASON M (2653)				
Status Complainant Signature				Case Status Cleared By Arrest			04/13/2018		Case Disposition: Cleared By Arrest		04/13/2018
<p>Printed By: JCASTILLO, L17048 # jcastillo</p>											
<p>Sys#: 1 04/16/2018 17:56</p>											

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 18-002095

Status Codes		L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found				
D R U G S	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity

Assisting Officers

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 18-002095

Key West Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim STATE OF FLORIDA	Offense RESIST ARREST / ESCAPE	OCA 18-002095
		Date / Time Reported Fri 04/13/2018 03:32

On April 13, 2018, at approximately 0338 hours, I, Officer J. Torrecillas was dispatched to 324 Margaret Street reference a trespasser.

On arrival, I met with Michael Rogers (arrestee). Rogers was sleeping on the swing located on the front porch of the residence. I woke up Rogers and asked him what he was doing on the property. Rogers' answer to the question was slurred and I was unable to understand him. I asked Rogers if he had identification, and he stated yes. I asked Rogers where he lived several times. Rogers once stated he lived at this residence and I told him did not. Rogers asked "Why?" Rogers also stated he lives in Georgia. Officer T. Haynie asked Rogers if he knew where he was and he stated Georgia. While speaking to Rogers, I noticed a strong odor of alcohol on his person. I determined to take Rogers into Protective Custody due to his level of impairment and not knowing where he lives or anybody to care for him. I hand cuffed Rogers behind the back and escorted him to my patrol car. I then searched Rogers and asked him to sit in the back of my patrol car. I advised Rogers he was not under arrest and he was going to jail under the Marchman Act.

Rogers then refused to get in my patrol car. I asked Rogers several times to enter my patrol car but he continuously refused to follow my lawful orders. I then went to the other side of my vehicle and grabbed Rogers by his hands and placed him in the sitting position in the back passenger side of the vehicle. Ofc. Haynie and I gave Rogers several commands to place his feet inside the vehicle and Rogers continued to refuse to follow our commands. I then slid Rogers farther into the vehicle in order to place his feet inside the vehicle, but then he laid down on the seat with his head outside the driver side. Rogers continued to slide attempting to get out of the vehicle as he continued to ignore Ofc. Haynie and my commands to sit up. While attempting to sit Rogers up, he began forcefully rocking back and forth not allowing us to sit him up. Rogers then hit his left cheek on the door frame of my patrol car. Officer Haynie then drove stunned Rogers two times in order to gain compliance from him. Rogers complied after the second drive stun. Sergeant J. Castillo was then notified and responded to the scene.

I noticed a thin streak of blood on Rogers' cheek, therefore I decided to transport him to the Lower Keys Medical Center to be treated. Rogers was medically cleared and I transported him to the Monroe County Detention Center.

My BWC was activated and uploaded to the Coban Server.

Incident Report Suspect List

Key West Police Department

OCA: 18-002095

1	Name (Last, First, Middle) ROGERS, MICHAEL JON						Also Known As				Home Address 111 MILL CHASE WAY WARNER ROBINS, GA 31088 305-780-2046	
	Business Address UNKNOWN, NONE											
	DOB 05/10/1982	Age 35	Race W	Sex M	Eth N	Hgt 600	Wgt 175	Hair BLN	Eye BRO	Skin MED	Driver's License / State. 052464915 GA	
	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			
VehYr/Make/Model			Drs	Style		Color		Lic/St			VIN	
Notes						Physical Char						

Incident Report Related Property List

Key West Police Department

OCA: 18-002095

1	Property Description BWC VIDEO 3759			Make COBARN	Model BWC 3759			Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	<i>Locally</i>	
			\$1.00	3.000				
Status Evidence	Date 04/13/2018	NIC #	State #	Local #	OAN			
Name (Last, First, Middle)				DOB	Age	Race	Sex	

Notes

2	Property Description COBAN IN CAR 3759			Make COBAN	Model IN CAR 3759			Caliber
	Color	Serial No.	Value	Qty	Unit	Jurisdiction	<i>Locally</i>	
			\$1.00	1.000				
Status Evidence	Date 04/13/2018	NIC #	State #	Local #	OAN			
Name (Last, First, Middle)				DOB	Age	Race	Sex	

Notes

CASE SUPPLEMENTAL REPORT

Printed: 04/17/2018 00:11

OCA : 18002095

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

Investigator: *HAYNIE, THOMAS G* (3836)

Date / Time: 04/13/2018 05:21:10, Friday

Supervisor: *CASTILLO, JASON M* (2653)

Supervisor Review Date / Time: 04/17/2018 00:06:25, Tuesday

Contact:

Reference: *General Supplemental Report*

On Friday, April 13, 2018 at 3:38 AM, I was dispatched as backup with Officer Torrecillas to 324 Margaret Street in reference to an intoxicated subject trespassing on someone's front porch.

Michael Rogers was passed out on the front porch swing at 324 Margaret Street. We woke Michael up and attempted to find out where he lives so we could get him home. Michael insisted he was at his house. When asked where he was, he told us he was at an address in Georgia.

Officer Torrecillas determined Michael needed to be taken into custody under the Marchman Act. Michael kept asking why he was being arrested even though we explained to him, multiple times, he was being taken into protective custody due to his level of intoxication. Michael told us CNN was filming and we would be on the news in the morning. Michael said he drove down to Key West from Georgia because he had a trial in the morning. He also told us his attorney told him he would be arrested when he came to Key West.

Michael resisted our efforts to get him into the back seat of Officer Torrecillas' patrol car. Michael refused to put his legs in the car. I attempted to push his legs in the car with my foot with negative results. Officer Torrecillas went to the other side of the car to pull Michael into the back seat. Once his legs were inside the car I shut the door and went to the other side of the car. Michael had pushed against the closed door with his legs, causing his head and shoulders to be outside the other side of the car. We attempted to push his upper body into the car and he stiffened his posture to keep us from getting him into the car. After several failed attempts trying to push Michael into the back seat of the car, I drive-stunned him twice, once in the back and one in the side. Even after the drive-stunning, Officer Torrecillas and I still had to push Michael into the back of the car.

My decision to drive-stun Michael was based on his non-compliance and that he was flailing around in the back seat putting us and himself in harms way.

I requested Sergeant Castillo come to the scene reference a response to resistance.

I followed Officer Torrecillas to the emergency room at Lower Keys Medical Center to get Michael medically cleared due to an abrasion sustained to his left cheek. Michael continued to be verbally non-compliant while at the emergency room. He continued to say we would be on CNN in the morning and that he drove 12 hours to Key West from Georgia for a trial in the morning.

Investigator Signature: _____

Incident Report Related Property List

Key West Police Department

OCA: 18-002095

1 Property Description BWC, 3836			Make		Model		Caliber
Color	Serial No.	Value	Qty	Unit	Jurisdiction		
Status	Date	NIC #	State #	Local #	OAN		
Evidence		04/13/2018	DOB	Age	Race	Sex	
Name (Last, First, Middle) * No name *							

Notes