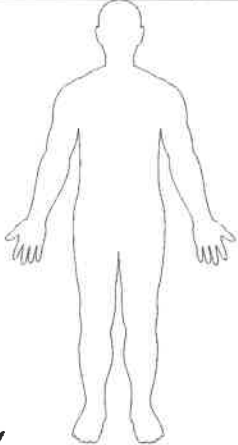
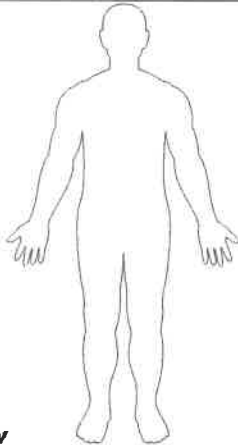
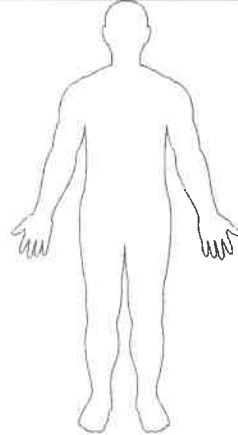
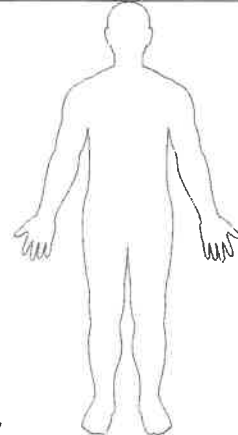


Response to Resistance Report

Key West Police Department


Case No: 21-6061

1. A Response to Resistance Report will be completed by the supervisor for: (Check all that apply)	
<input checked="" type="checkbox"/>	A response through the use of non-lethal weapons,
<input checked="" type="checkbox"/>	Applies weaponless physical force of strikes, kicks, or "take-downs"
<input type="checkbox"/>	When any person sustains an apparent substantial or fatal injury as a result of the application of force
<input type="checkbox"/>	When any person complains of injury as a result of the application of force
<input type="checkbox"/>	Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)
INCIDENT	2. Date: 10/29/2021 3. Time: 2330 4. Location: 200 Blk of Duval 5. Incident type: Disorderly 6. Resistance Level 7. Explanation 8. Response Option 9. Explanation <input type="checkbox"/> Passive: _____ <input checked="" type="checkbox"/> Physical Control Pushed subject <input checked="" type="checkbox"/> Active: Pulled away <input type="checkbox"/> Non-lethal Weapon <input type="checkbox"/> Aggressive: _____ <input type="checkbox"/> Deadly Force <input type="checkbox"/> Deadly Force: _____
SUBJECT	10. Last Name: Gonzalez 11. First: Marcelo 12. Race: H 13. Sex: M 14. DOB: 04/09/2000 15. Height: 5' 09" 16. Weight: 210 lbs 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 <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  <p>22. Anterior View</p> </div> <div style="text-align: center;">  <p>Posterior View</p> </div> </div>
OFFICER	23. Officer: M. Chaustit 24. Race: A 25. Sex: M 26. Age: 43 27. Height: 6'00" 28. Weight: 255 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: 14 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: (If TASER®, also reference line number from TASER® section) <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  <p>35. Anterior View</p> </div> <div style="text-align: center;">  <p>Posterior View</p> </div> </div>

Response to Resistance Report (continued)

Key West Police Department

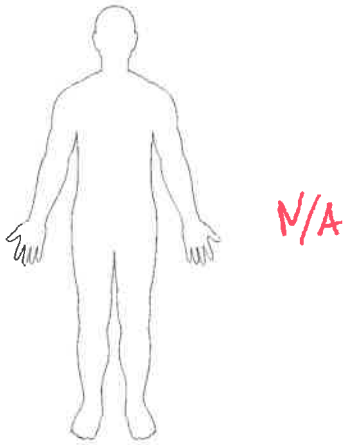
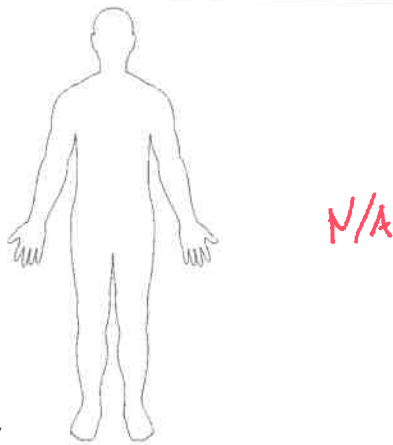
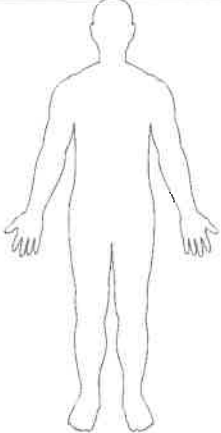
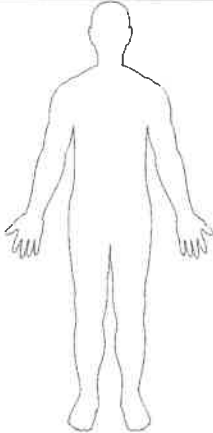
Case No: 21-6061 **Error! Reference source not found.**

TASER USE ONLY	36. TASER® device serial #		37. TASER® device serial #		
	TASER®Cam serial #		TASER®Cam serial #		
	Cartridge 1 serial #		Cartridge 1 serial #		
	Cartridge 2 serial #		Cartridge 2 serial #		
	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 type="checkbox"/> Detailed description of injury complaints and/or observed injuries					
<input type="checkbox"/> Details outlining the decontamination, first aid or medical treatment provided to the officer and/or subject.					
SUPERVISOR'S INQUIRY	40. Notified Date: 10/29/2021		41. Time: 2330		
	42. Did you respond to the scene: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "No", explain why)				
	Scene contained too many people due to Fantasy Fest				
	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
47. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		Sgt. J. Stockton / 3317 		10/30/2021	
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		48. Preparing Supervisor's 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 type="checkbox"/> Yes (If "No", complete section 51)		51. Signature of Internal Affairs Inspector		52. Date
	53. If section 48 is "No" record the Professional Standards Control Number:		54. Date Entered:		

Response to Resistance Report (continued)

Key West Police Department

Case No: _____ Error! Reference source not found.

OFFICER	23. Officer: T. Clark 24. Race: W 25. Sex: M 26. Age: 33 27. Height: 5'10" 28. Weight: 245	
	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: 9	
	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: (If TASER®, also reference line number from TASER® section)	
 <p>35. Anterior View</p>	 <p>Posterior View</p>	
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)	
 <p>35. Anterior View</p>	 <p>Posterior View</p>	

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-006061

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
 SLAUNWHITE, D.R. (4154), CHAUSTIT, M. (3141)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA
21-006061
Date / Time Reported
Fri 10/29/21 23:33

Victim	Offense	Date / Time Reported
Society	RESIST ARREST / ESCAPE	Fri 10/29/21 23:33

On Friday, 10/29/21, at approximately 2333 hrs, Ofc. M. Chaustit (see supplemental) and I (Ofc. T. Clark), while on foot patrol of 210 Duval St, observed a subject attempting to fight another.

We were both wearing full KWPD uniforms.

BWC later activated

The subject, later identified by his NY DL as, Marcelo Gonzalez 04/09/00, was attempting to fight another unknown male in our presence. The subject was throwing his chest out inciting a fight and closing the distance between the unknown male.

Ofc. Chaustit gave Marcelo lawful commands to back away in order to maintain the peace. Marcelo ignored Ofc. Chaustit. Ofc. Chaustit attempted to detain Marcelo. I saw Marcelo pull away from my fellow Officer's grasp during the lawful performance of his duties.

Marcelo pulled away. Marcelo exhibited slurred speech, glassy/watery/bloodshot eyes and the odor of an alcoholic beverage on his breath.

I attempted to grab Marcelo's right wrist and he twisted/pulled away from my grasp. Marcelo ignored lawful commands to place his hands behind his back.

Ofc. Chaustit and I redirected Marcelo up against the building as we wrestled his arms behind his back and placed him under arrest. Marcelo did not suffer any visible injuries from the redirection. Marcelo did not complain of any injuries.

Sgt. J. Stockton, later responded to complete a Response to Resistance Incident Report.

Due to the totality of the circumstances, I found probable cause to charge Marcelo with resisting without violence, FSS 843.02. Marcelo did, twist and pull away from our grasps, during a lawful arrest, in attempts to free himself from custody.

Marcelo was booked at 510 Greene St.

This case is cleared by arrest.///

=====

Incident Report Suspect List

Key West Police Department

OCA: 21-006061

1	Name (Last, First, Middle) <i>GONZALEZ, MARCELO K</i>					Also Known As					Home Address <i>600 W 111TH ST - 8G NEW YORK, NY 10025 917-742-8596</i>				
	Business Address														
DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.					
<i>04/09/00</i>	<i>21</i>	<i>W</i>	<i>M</i>	<i>H</i>	<i>509</i>	<i>190</i>	<i>BRO</i>	<i>BRO</i>	<i>MED</i>	<i>859735741 NY</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		
VehYr/Make/Model			Drs	Style		Color		Lic/St		VIN		
Mode of Travel												

Notes

Physical Char

Incident Report Related Property List

Key West Police Department

OCA: 21-006061

1	Property Description BWC/22P	Make	Model	Caliber
	Color	Serial No.	Value \$0.00	Qty 1.000
	Status Evidence	Date 10/29/21 00:00:00	NIC #	State #
	Name (Last, First, Middle) * No name *		DOB	Age
			Local #	OAN
				Jurisdiction Locally
				Sex

Notes

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 11/10/21 10:51

OCA: **21006061**

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

Investigator: *CHAUSTIT, M.*

Date / Time: *10/30/21 00:05:42, Saturday*

Supervisor: *BLASBERG, F.*

Supervisor Review Date / Time: *11/02/21 11:32:06, Tuesday*

Contact:

Reference: *General Supplemental Report*

On October 29, 2021, I was working at the intersection of Duval Street and Charles Street. At about 2333 hours, I was flagged down about someone attempting to start a fight about 20 to 30 feet south of my location.

I turned to see who was involved and I saw a male, later identified as Marcelo Gonzalez, squared off with another male. Gonzalez had his fists clenched and kept repeating "Pussy. Lets go pussy." As I approached, the male Gonzalez was attempting to fight was walking backwards away from Gonzalez, then turned around and walked away.

I made contact with Gonzalez as he was the aggressor and attempting to start a fight. Gonzalez put his hands up and said "sorry sorry." I grabbed onto Gonzalez's left hand and wrist to take him into custody. Gonzalez pulled away and twisted his body attempting to free himself from my grip. Ofc. Clark and I both told Gonzalez not to pull way, however, he continued to pull away from Ofc. Clark and I. I utilized a wrist lock and to pushed Gonzalez into a wall to gain control of him. Ofc. Clark and I both told Gonzalez to stop resisting and it was over. Gonzalez was handcuffed and we walked him from Duval Street to 510 Greene Street for processing. While walking to 510 Greene Street Gonzalez continued to twist and pull away, but Ofc. Clark and I maintained control of him. We arrived at 510 Greene Street and MCSO Deputies transported Gonzalez to the detention center.

BWC was activated lnc captured this incididen.

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 11/10/21 10:51

OCA: **21006061**

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

Investigator: *CLARK, T. E.*

Date / Time: *10/30/21 02:25:19, Saturday*

Supervisor: *KOURI, D. G.*

Supervisor Review Date / Time: *10/30/21 04:03:10, Saturday*

Contact:

Reference: *General Supplemental Report*

On Saturday, 10/30/21, at approximately 0142hrs, I (Ofc. T. Clark), responded to 5501 College Rd, Monroe County Detention Facility, in reference to a follow up on KWPD 21-6061. This incident would become a narcotics investigation.

Earlier, I had placed a white male subject, identified by NY DL as, Marcelo Gonzalez 04/09/00, under arrest for resisting without violence.

Marcelo, attempted to fight another subject at 210 Duval St and resisted attempts to place him under lawful arrest.

Marcelo was walked to 510 Greene St. Marcelo was provided an opportunity to declare any contraband at the booking area by Corrections Deputies on scene.

Marcelo did not declare any contraband.

Marcelo was transported to jail by MCSO. Once in intake at jail, D/S Jefferson located a small orange, clear plastic baggie containing a white powdery substance (later FTP Cocaine), in a small slit in Marcelo`s wallet.

I was notified and responded to the jail where I took possession of the suspected narcotic. I activated my BWC and tested the substance. It showed field test presumptive for cocaine.

Due to the totality of the circumstances, I found probable cause to charge Marcelo with possession of cocaine, FSS 893.13(6)(a), for the FTP cocaine located in his wallet after lawful arrest. I also found probable cause to charge Marcelo with Introduction of contraband in a detention facility, FSS 951.22(1), for introducing FTP cocaine, into the jail after being provided with an opportunity to disclose it.

This case is cleared by arrest.//