

Response to Resistance Report

Key West Police Department

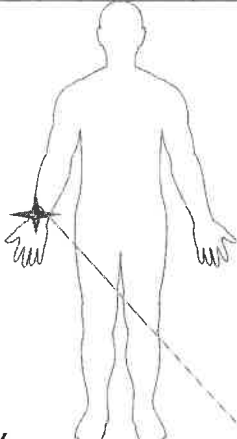
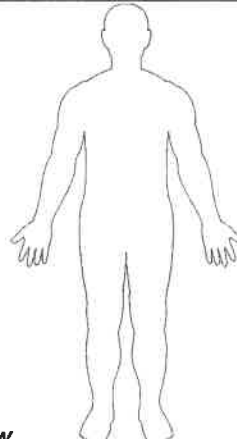
Case No: 22-0595

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

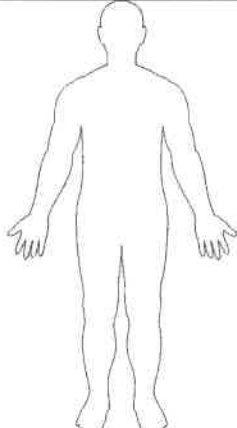
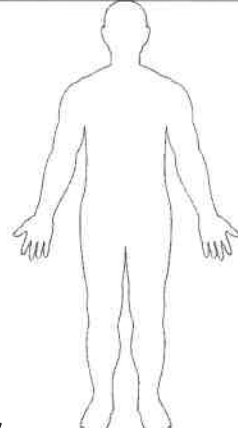
- ☐ A response through the use of non-lethal weapons,
☐ Applies weaponless physical force of strikes, kicks, or "take-downs"
☐ When any person sustains an apparent substantial or fatal injury as a result of the application of force
☒ When any person complains of injury as a result of the application 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: 01/29/22	3. Time: 1930	4. Location: 2001 S. Roos. Blvd.	5. Incident type: Batt LEO
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input type="checkbox"/> Passive:		<input checked="" type="checkbox"/> Physical Control	Transporter/Handcuffs
	<input type="checkbox"/> Active:		<input type="checkbox"/> Non-lethal Weapon	
	<input checked="" type="checkbox"/> Aggressive:	Shoved Officer	<input type="checkbox"/> Deadly Force	
	<input type="checkbox"/> Deadly Force:			

SUBJECT	10. Last Name: Kallicharran	11. First: Gaitri	12. Race: B	13. Sex: F
	14. DOB: 07/04/1977	15. Height: 5'05"	16. Weight: 145	
	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 type="checkbox"/> No <input type="checkbox"/> Evident <input checked="" 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	 22. Anterior View	 Posterior View
	Pre-existing Injury/Scar	

OFFICER	23. Officer: Thomas Clark	24. Race: W	25. Sex: M	26. Age: 33	27. Height: 5'11"	28. Weight: 220
	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: 10					
	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)					

OFFICER	 35. Anterior View	 Posterior View
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Response to Resistance Report (continued)

Key West Police Department

Case No: 22-0595

TASER USE ONLY	36. TASER® device serial # N/A		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 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: 01/29/2022		41. Time: 1930	
	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			
INT. AFF.	47. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		A. Rodriguez 3465	
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		01/29/2022	
	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)		49. Date	
	51. Signature of Internal Affairs Inspector		52. Date	
53. If section 48 is "No" record the Professional Standards Control Number:				54. Date Entered:

INCIDENT DATA

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Incident Report Additional Name List

Key West Police Department

OCA: 22-000595

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) RP 1	MCCALEB, JASON DEAVOURS		12/15/1979	42	W	M
	Address 17297 DOLPHIN ST, SUMMERLAND KEY, FL 33042-		H: 305-879-2083			
	Empl/Addr Margaritaville Beach House, 2001 S Roosevelt Blvd		B: 305-292-9800			
		Mobile #:	-	-		
2) IO 1	KALLICHARRAN, CHANDRADAT		10/06/1971	50	A	M
	Address 104 92ND AVE Apt. 38, RICHMOND HILL, NY 11418-		H: 347-840-3744			
	Empl/Addr		B: - -			
		Mobile #:	-	-		

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 22-000595

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

CLARK, T.E. (3484), WAITE, K.J. (3646), BERNATOVA, A. (4193)

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 22-000595

Key West Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

		OCA 22-000595
Victim CLARK, THOMAS E	Offense BATTERY	Date / Time Reported Sat 01/29/2022 19:04

On 01/29/22, at 1904 hrs, Ofc K. Waite and I, (Ofc D. Slaunwhite) responded to Margaritaville Resort at 2001 S Roosevelt Blvd, in reference to an intoxicated subject. I was advised by KWPD dispatch that a man wearing a black shirt, black shorts, and a gold chain, was being loud and cursing at employees.

///BWC ACTIVATED///

On arrival, I entered the lobby with Ofc T. Clark, Ofc A. Bernatova, and Ofc K. Waite. As we made our way to the front desk, we were flagged down by hotel staff in reference to the incident.

While approaching the front desk, I witnessed two subjects, identified later as Chandradat Kallicharran and his wife Gaitri Kallicharran, shouting at hotel staff in a belligerent manner. Due to the time of evening, the lobby and nearby lounge were full of guests ranging in age from young children to senior citizens. Numerous guests began distancing themselves from the front desk upon witnessing Chandradat and Gaitri's aggressive behavior. He exhibited slurred speech, difficulties to keep balance, and had glassy, watery, bloodshot eyes.

I approached Gaitri and Chandradat in an attempt to defuse the situation. Gaitri and Chandradat refused to acknowledge the presence of police and continued arguing with staff. Ofc Bernatova and I attempted to de-escalate the situation but were continuously interrupted by Gaitri. I recommended that Gaitri and her husband return to their room. Gaitri refused and questioned my authority to make such a request. Gaitri stated the only reason the hotel called for police was because "we are black, and they are all white". Throughout the encounter, it was apparent that both subjects were overly intoxicated as evidenced by slurred speech, bloodshot glassy eyes, an inability to maintain balance while standing, and argumentative behavior.

Due to the duration of the encounter, their loud argumentative behavior, and the number of guests nearby, Ofc Waite approached the couple and advised both subjects that they would be placed under arrest if they failed to leave the lobby. Gaitri and Chandradat briefly argued with Ofc Waite, but eventually walked away from the front desk towards their room.

I spoke with the reporting party Jason Mccaleb. Jason is the night manager for the hotel, and told me the following:

Jason and hotel staff attempted to get Chandradat to go back to his room because of his level of intoxication in the main lobby of the hotel. Chandradat began acting belligerent by cursing at hotel staff, threatening the staff, falling to the floor, and refusing to leave the front desk. Jason stated he was relieved when Gaitri approached her husband in the lobby with hopes that she would escort Chandradat back to his room. Instead, Jason advised Gaitri began arguing with staff and accused them of racism.

While walking back to their hotel room, Gaitri and Chandradat stopped walking towards their room, and began arguing with Officer Clark and Bernatova. Chandradat accused the officers of racism. Gaitri loudly shouted at the officers, within feet of a family sitting at a nearby table. Ofc Waite approached Chandradat and placed him under arrest for disorderly conduct.

While I assisted Ofc Waite in attempting to put handcuffs on Chandradat, Gaitri attempted to intervene by making an aggressive movement towards us and grabbing onto Chandradat in an attempt to pull him away from us. Ofc Clark reacted by giving Gaitri lawful verbal commands to back away and not intervene. Gaitri refused and continued to hold onto Chandradat. Ofc Clark attempted to separate her from Chandradat. Gaitri then shoved Ofc Clark with her left hand and was placed under arrest for battery on a Law Enforcement Officer. See Ofc Clark's supplemental for further information.

REPORTING OFFICER NARRATIVE

OCA

22-000595

Key West Police Department

Victim

CLARK, THOMAS E

Offense

BATTERY

Date / Time Reported

Sat 01/29/2022 19:04

Ofc Waite and I escorted Chandradat to Ofc Clark's patrol vehicle and placed him in the backseat. I then assisted Ofc Clark and Ofc Bernatova in placing Gaitri in the backseat of Ofc Waite's patrol vehicle.

Due to a drastic change in his behavior, Chandradat was released from custody, and agreed to go back to his room and care for his children.

Gaitri was transported to the Monroe County Detention Center without incident.

Based on the facts and evidence, Gaitri did:

Knowingly and intentionally strike Ofc Clark with an open hand against his will contrary to F.S.S. 784.07-Battery on a Law Enforcement Officer. It should be noted that during the time of the battery, Ofc Clark was wearing his full KWPD, Class B uniform, duty belt, badge, and firearm.

Resist, obstruct, and oppose multiple lawful orders throughout from Officers Clark, Waite, and I throughout this investigation, contrary to F.S.S. 843.02- Resist Officer Without Violence. It should be noted that Ofc Clark, Ofc Waite, and I were wearing our full KWPD, Class B uniform, duty belt, badge, and firearm during this incident.

Corrupt the public morals, outrage the sense of public decency, and affect the peace and quiet of numerous guests at the Margaritaville Resort, a licensed establishment in the City of Key West, contrary to F.S.S. 509.143 Disorderly Conduct on the Premises of an Establishment.

Incident Report Suspect List

Key West Police Department

OCA: 22-000595

1	Name (Last, First, Middle)					Also Known As					Home Address				
	KALLICHARRAN, GAITRI										104 92ND AVE - 38 RICHMOND HILL, NY 11418 917-340-8302				
	Business Address														
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.				
	07/04/1977	44	A	F	N	505	200	BLK	BRO	MED	K014260477269450977000 NY				
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			
VehYr/Make/Model		Drs		Style		Color		Lic/St		VIN					
Notes															
Physical Char															

OCA: 22000595

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

Investigator: CLARK, THOMAS E (3484)

Date / Time: 01/29/2022 21:07:22, Saturday

Supervisor: SIMS, FRED CARTER (2301)

Supervisor Review Date / Time: 01/29/2022 21:56:00, Saturday

Contact:

Reference: General Supplemental Report

On Saturday, 01/29/22, at approximately 1913hrs, Ofc. A. Bernatova and I (Ofc. T. Clark, Field Training Officer), responded to 2001 S. Roosevelt Blvd, Margaritaville Beach House, in reference to subjects displaying disorderly conduct in the establishments lobby.

Ofc. D. Slaunwhite and Ofc. K. Waite responded as well (see original report).

All Officers on scene were in full KWPD uniform with badge displayed.

While enroute, KWPD Dispatch advised an intoxicated male subject, later identified as, Chandradat Kallicharran 10/06/71, was yelling at the hotel staff.

BWC activated

On arrival, I observed my fellow Officers speaking with Chandradat and his wife (defendant), later identified as, Gaitri Kallicharran 07/04/77. Both subjects exhibited slurred speech, glassy/watery bloodshot eyes and the overwhelming odor of an alcoholic beverage on their breath.

I saw Officers attempt to reason with the argumentative and loud subjects. They attempted to give lawful commands to have the parties separate from the hotel staff to continue their lawful investigation.

Once compliance was gained and the argumentative subjects began to walk away from the staff, they continued to disrupt the lobby (several guests/onlookers present). They continued arguing and accusing us Officers of being racist and would stop walking to argue and disrupt the establishment. The subjects refused to listen to reason and lawful commands.

Ofc. K. Waite attempted to detain Chandradat, pending investigation. I saw Gaitri impede/obstruct Ofc. Waites lawful detainment of her husband. Gaitri grabbed on to Chandradat in an attempt to pull him from Ofc. Waites lawful detainment.

I approached Gaitri and gave her lawful verbal commands to not interfere. Gaitri refused still holding on to Chandradat. I attempted to separate Gaitri from interfering with Chandradats detainment. Gaitri shoved me with her left hand.

I grabbed Gaitris left wrist, redirecting her in a controlled manner to a large circular cushion chair. I gave lawful commands to Gaitri to place her hands behind her back and she refused. When Gaitris did comply I was able to place

Investigator Signature: _____

OCA: 22000595

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Investigator: CLARK, THOMAS E (3484)

Date / Time: 01/29/2022 21:07:22, Saturday

Supervisor: SIMS, FRED CARTER (2301)

Supervisor Review Date / Time: 01/29/2022 21:56:00, Saturday

Contact:

Reference: General Supplemental Report

her in handcuffs.

I escorted Gaitri to Ofc. Waites patrol vehicle where she was placed in the back.

I later learned Gaitri complained of injury to Ofc. Waite. Gaitri claimed her right wrist was broken.

I request Sgt. A. Rodriguez respond to the scene for a Response to Resistance Incident (per policy, claiming injury).

I spoke with Gaitri who was still argumentative. Gaitri advised she had a recent surgery to the wrist. Gaitri did not wish me to move her handcuffs to the front and said the wrist would hurt either way. I did not see any visible injury.

Ofc. Waite and Ofc. Slaunwhite transported Gaitri to jail.

I released Chandradat from custody, escorting him to his room with his teenage children.

Gaitri did obstruct Ofc. Waites lawful detainment of Chandradat, in my presence, pulling him away from Ofc. Waites grasp. Gaitri did intentionally strike me in full KWPD uniform with badge displayed, shoving me in the chest with her left hand, during the lawful performance of my duties. Gaitri did disobey lawful verbal commands to place her hands behind her back, pulling and twisting her hand away from my grasp.

Nothing further. ///

Investigator Signature: _____

