Response to Resistance Report Key West Police Department

1. A	1. A Response to Resistance Report will be completed by the su	oervisor 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 re	egult of the application of force
H	When any person complains of injury as a result of the application of for	
H	Discharge of firearm in the line of duty off-duty or on-duty (other than fo	
	2. Date: 09/30/2022 3. Time: 0136 4. Location: 801 V	
-	- 6. Resistance Level 7. Explanation 8. F	Response Option 9. Explanation
NCIDENT	Passive: Ignored Verbal Commands	Physical Control Take Down
믕	Deling, Bracing, Tensing	Non-lethal Weapon
Z	Aggressive:	Deadly Force
	Deadly Force:	
	10. Last Name: Wallace 11. First: Mathew	12. Race: W 13. Sex: M
	14. DOB: 12/07/1986 15. Height: 5'06"	16. Weight: 160
	17. Did you observe the subject: No X Yes If NO, expl	ain why in Section 42. If "YES", complete sections 18-22
	18. Appeared to be: Intoxicated Under the influence of control	olled substance
	19. Injuries: No Evident Alleged (If Evident or Alleged, or	describe and indicate areas on charts in Section 22)
	20. Photographed: No X Yes 21. Treated: No X Yes By:	EMT/Paramedic on scene Hospital Detention
F		
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SUBJECT	Abrasion A	/ A A \
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		() ()
) () (
	Anterior View Posterior	View
	23. Officer: Jorge Lopez 24. Race: W 25. Sex: M	26. Age: 28 27. Height: 5'05" 28. Weight: 160
	29. Duty Status: On-duty Off-duty Extra duty employment	
		lescribe and indicate areas on charts in Section 35)
	32. Photographed: No Yes 33. Treated: No Yes	By: EMT/Paramedic on scene Hospital
1	34. Response option used by this officer: Takedown	
	()	()
<u>~</u>	x	
핑	<u>u</u>	
OFFICER		
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	25 Antorior View	VI

Case No: 22-5578

Response to Resistance Report (continued) Key West Police Department

Case No: 22-5578

	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 #	
ONLY	Number of cycles:		Number of cycles:	
SE	Type of contact: Probe	CODS Drive Stun	Type of contact: Probe CODS	☐ Drive Stun
2	Did probes penetrate skin: 🗌 Y	es 🗌 No	Did probes penetrate skin: ☐ Yes ☐	No
TASER USE	Target distance at probe launch	: N/A	Target distance at probe launch: N/A	
¥	Distance between probes: N/A		Distance between probes: N/A	
	Probes removed by (name): N/A	4	Probes removed by (name): N/A	
	Device downloaded by:		Device downloaded by:	
	38. Check and list any add	itional TASER® devi	ces, cartridges or details in the incider	nt description section.
REPORT	Details outlining the response Detailed description of injury on Details outlining the decontant	nts. et's words, mannerisms a eto resistance utilized by complaints and/or observ	and actions that justify the use of force. yeach officer. yed injuries cal treatment provided to the officer and/or su	ıbject.
	40. Notified Date: 09/30/2022		41. Time: 0136	
	42. Did you respond to the scen	ne: 🔲 No 🛛 Ye	es (If "No", explain why)	
	43. Did you watch all relevant v	ideos associated with	<i>the use of force?</i> No X Yes (If "No", ex	(plain why)
≿	44. Did you meet with the Office	er(s): 🗌 No 🔀 Yes (l	f "No", explain why)	
SUPERVISOR'S INQUIRY	45. During your review did you No Yes (If "Yes," lis		cy violations or training issues associated	I with the incident?
SIS.				
PEF	46. Were you able to locate any	independent witnesse		1
SU	Name		Address	Phone Number
	47. Is further review recommen forward completed original repo		A Rodriguez 3465 48. Preparing Supervisor's Signature / ID	10/03/2022 49. Date
١,.	50. Did the review of this incide	ent conclude that use		
AFF	of force was in compliance with	-		
INT. AFF	policy? No Yes If "No", o		51. Signature of Internal Affairs Inspector	52. Date
	53. If section 48 is "No" record	the Professional Stanc	dards Control Number: 54. Da	ate Entered:

Response to Resistance Report (continued) Key West Police Department

	23. Officer: Esteban Andrade 24. Race: W 2	25. Sex: M 26. Age: 45 27. Height: 5'07" 28. Weight: 165
	29. Duty Status: On-duty Off-duty Extra duty	employment Uniformed Plain 30. Yrs Exp: 1
	31. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on charts in Section 35)
	32. Photographed: No Yes 33. Treated: N	o Yes By: EMT/Paramedic on scene Hospital
	34. Response option used by this officer: Assist in take	edown and handcuffing
OFFICER	35. Anterior View	Posterior View
	23. Officer: Samuel Adorno 24. Race: H	25. Sex: M 26. Age: 24 27. Height: 6'01" 28. Weight: 180
	29. Duty Status: On-duty Off-duty Extra duty	
	31. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on charts in Section 35)
		o Yes By: EMT/Paramedic on scene Hospital
	34. Response option used by this officer: Assist in take	edown and handcuffing
OFFICER	Sun Long	

Case No: 22-5578

	A -		A.T					T) IF	MCCHI	I III N	IT/INV	FSI	IC ATI	ION.		-					
	Ag	-	Name Kov W	est Police	Dana	urtma	nt		INCIDENT/INVEST					ION		Ca	ise#	22-0055	78		
I	OR		ixey "	est I ouce	Бери	rime	rii	4			KEP	JKI				Da	ate / Ti	ime Repor	ted	03:43	T7:
N				FL0440	0100											La	st Kno	wn Secur	e		
C	Location of Incident 801 VIRGINIA ST, Key West FL 33040										nise Type	′ ~		Beat/		At	Found	<i>09/30/2</i> d	2022	03:42	Fri
D E		Cr	ime Inci		Ley W	est F	L 33040	(Com)	O Ween		ighway /			B4, G					2022	03:43 Activit	
N T	#1	# Disorderly Conduct					(Com)	Entry		Tools NC	T API	Exit	LE/NO.	NE		Secur				,	
D			<i>CA</i> ime Inci	doné				(Com)				EXIL				Secu	illy				
Α	#2	All .		rest / Escap	e e			(Com)	_ ^		1 0018									Activit	.у
T A			OM						Entry				Exit				Secui	rity			
	#3	Cr	ime Incid	dent				()	Weap		Tools									Activity	y
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МО																					
	# 01	f Vict	ims 1	Type:	SOC	IETY/	PUBLIC/	STATE			Injury:				_	_	_	D .:			
		TV	ictim/Bu	siness Name (SIMIL		Т	Victim of		OOB	Race	Sex	Relatio	nship	Domesti Resident		Milit	tary
V I	V :	$1 \mid S$	ociety								Crime # 1,2	Age	.			To Off	ender	N/A	4	Branch/	Status
C T	Но	me A	ddress								1,2	Emai			_			14/1		Phone	
I	En	ploye	r Name/	Address										Ruei	nece	Phone			Mohi	le Phone	
M														Dusi	11000	THORE			IVIODI	ie i none	
	VY	/R	Make	Model		S	tyle	Color		Lic	/Lis			VIN							
			V- Vio	tim (Denote V	2, V3)	WI	= Witness	IO = Invo	olved O	ther	RP = I	Reporti	ng Person	if oth	er tha	an victii	n)				
O	_	pe:	ame (I o	st, First, Middl	2)						Injury		on I	p I	a T	***				r	
T H	Cod	le '	ame (La	st, Pust, Mildu	C)						Victim of Crime #	ь	OB	Race		Relatio To Off		Resident	Status	Milit Branch/	
E R	Home Address											Age Emai		\perp					Home	Phone	
S	Em	mlove	r Name/	A ddrasa										T .		70.1					
I	EIII	ipioye	i Name/	Addiess							Busi	ness	Phone			Mobi	le Phone				
N V	Ту			71 25144							Injury		DOD Dead Carl P. L. C. L.								
0	Cod	le N	ame (Las	st, First, Middl			Victim of Crime #							elationship Resident o Offender			t Status Military Branch/Status				
L V	Но	те А	ddress									Age	ge							7.1	
E D	110	me A	uurcss									Email	l						Home	Phone	
	Em	ploye	r Name/.	Address										Busi	ness	Phone			Mobi	le Phone	
	L=	Lost	S = St	olen R = Rec	overed	D =	Damaged	Z = Seized	B = E	Burne	ed C = C	ounterf	eit / Forge	ed F=	Fou	ınd					_
	VI #	Cod	Status Frm/To	17-1			vered for C	other Jurisdic		r21.					_						_
	#	35	EVID	Value \$0.00	OJ	QTY I	BWC, 372.	Property 2.	y Descr	iption	1	_	AXON	Mak	e/M	odel		-	Seria	l Number	r
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Status	Con	ıplain	ant Signa				Case	Status ed By Arrest			00/20/	1022	Case Dis		n:				T	Page	$\overline{}$
							- Clear	eu Dy Arrest			00/30/	7077 1	(1)	anund I	See A	annione.	7	00/20/202	20	TURE	(III

Incident Report Additional Name List

Key West Police Department

OCA: 22-005578

Additional Name List

	Name	Code/#	Name (Last, First, Middle)	Victim of Crime #	ров	Age	Race	Sex
1)	WI	1	GREENWAY, CINDY JEAN		06/04/1979	43	W	\overline{F}
		Address	801 VIRGINIA ST , KEY WEST, FL 33040-		н : 479-790)-890	7	
	E	mpl/Addr	Key West Yacht Club		В:			
				Mol	bile #:			

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 22-005578

L=	Lost	S = Stolen R = Re	ecovered D = Dan	naged Z = Seized B = Burned C = Counterfeit / I	Forged F = Found
UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
_					
Assist	ing Offi	icers			
KO	URI, L	D.G. (3022), H.	AM, R. (4009),	ADORNO, S.D. (4155), ANDRADE, E. (4)	158)
	,	. //	, , , , , , , , , , , , , , , , , , , ,	, (,, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	/
	UCR	UCR Status Assisting Offi	UCR Status Quantity Assisting Officers	UCR Status Quantity Type Measure Assisting Officers	UCR Status Quantity Type Measure Suspected Type

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 22-005578

Key West Police Department

NARRATIVE

	REPORTING OFFICER NARRATIVE	OCA
Key West Police Department		22-005578
Victim	Offense	Date / Time Reported
Society	DISORDERLY CONDUCT	Fri 09/30/2022 03:43

-- Mathew Tyler Wallace Arrest Narrative:

On September 30, 2022, at approximately 0022 hours, Ofc. Andrade was dispatched to a verbal altercation at 801 Virginia Street. The caller told Key West Dispatch his ex-girlfriend is threating to kill his dog and hurt his current girlfriend. I, Ofc. Lopez responded to the above location to assist Ofc. Andrade as I responded to the above location, and I am familiar with this ongoing issue.

I conducted my investigation, and I later documented this incident, see case 22-5577. Towards the end of my investigation a male who resides at 801 Virginia Street arrived on scene. The male was identified earlier this evening with his Florida driver's license as Matthew Wallace, (dob:12/07/1986). Wallace walked upstairs to his apartment, and he opened the front door of his apartment for his friend. Wallace's friend was identified with her Florida driver's license as Stephanie Johnson, (dob:08/13/1992). Johnson needed to gather her belongings and she retrieved them shortly after. I walked back downstairs with Johnson towards her car. While I was walking with Johnson across the street towards the Church's parking lot, (1010 Windsor Lane), I heard Wallace obnoxiously screaming from the second-floor balcony of (801 Virginia Street). I was standing in the parking lot across the street, and I heard Wallace screaming, "I didn't do anything" and then Wallace screamed, "I'm in my fucking home". Wallace continued screaming saying, "My house and I have no idea what the fuck just happened". Wallace screamed, "I'm not drunk this is bullshit". Wallace walked inside his apartment, and he slammed the front door very hard to the point I heard it from where I was standing.

It should be noted that this event happened at approximately 0200 hours in a residential neighborhood.

I had several Law Enforcement encounters with Wallace in the past. Wallace has an antagonistic demeanor, and he becomes aggressive, and very argumentative when he is under the influence of an alcoholic beverage. Wallace has a tendency of instigating problems and disregarding the peace and quiet of the residents in this neighborhood in the past. Wallace said in the past this is his house and seems not to understand that his belligerent and obnoxious screams at this time of the night is disrupting the peace and quiet for his neighbors.

I then walked upstairs in an attempt to make contact with Wallace.

I was standing on the second-floor balcony near second apartment located next door to Wallace's apartment. Wallace opened the door shortly after. I began walking towards him as he opened the door. Wallace tried to get back inside as soon as he saw me. I grabbed his right wrist, and I attempted to pull him outside the apartment as he was actively pulling away from me. Wallace was actively resisting when I was attempting to pull him outside of the apartment and I escorted Wallace to the ground. While Wallace was laying down on the floor, I attempted to place handcuffs on him, and he actively pulled away his hands away from me. Ofc. Adorno and Ofc. Andrade were assisting me as I was trying to place handcuffs on Wallace. Ofc. Andrade instructed Wallace to place his hands behind his back. However, Wallace continued resisting by not complying with Ofc. Andrade's verbal instructions. I was able to place handcuffs on Wallace shortly after. Wallace yelled several times, "I did nothing wrong this is bullshit". The dogs in this neighborhood started barking. Wallace continued screaming extremely loud, "I did nothing fucking wrong". I told Wallace it's 2'oclock in the morning and to stop yelling. I walked Wallace downstairs towards my patrol vehicle. Wallace continued screaming and reminded Wallace his neighbors are sleeping, and they have had enough. Wallace replied, "I don't care".

During this encounter, I smelled a strong odor of an alcoholic beverage on his body. Wallace appeared to be under the influence of alcoholic beverage. Wallace screamed repetitive statements throughout this incident, and he appeared not to follow simple instructions.

I searched Wallace before I placed him in the rear passenger side of my patrol vehicle. I noticed Wallace had a small

REPORTING OFFICER NARRATIVE

	REPORTING OFFICER NARRATIVE	OCA
Key West Police Department		22-005578
Victim	Offense	Date / Time Reported
Society	DISORDERLY CONDUCT	Fri 09/30/2022 03:43

cut above his left eyebrow. Sgt. D. Kouri responded on scene for the response to resistance incident.

The neighbor who resides in the rear apartment expressed her concerns about Wallace's apartment earlier in the evening. This neighbor was woken up by the noise Wallace was making. The neighbor was later identified as Cynthia Greenway, (06/04/1979). Cynthia said to Ofc. Ham that she woke up to the noise, banging noises, and the door slamming. Cynthia filled out a witness statement and the statement was later placed into the Key West Records Division.

This incident was recorded with my body worn camera, 3722.

I later transported Wallace to The Monroe County Detention Center. My In-car Axon camera was activated during the transportation.

Based on the facts and evidence, Matthew Wallace, did affect the peace and quiet of the residents in this residential neighborhood at approximately 0200 hours. Wallace displayed an antagonistic demeanor, and he became argumentative for no reason. Wallace appeared to be as if he was instigating a reaction from the Officers on scene to the extent, he began screaming extremely loud for no reason. I was standing in the parking lot across the street, and I heard Wallace screaming, "I didn't do anything" and then Wallace screamed, "I'm in my fucking home". Wallace continued screaming saying, "My house and I have no idea what the fuck just happened". Wallace screamed, "I'm not drunk this is bullshit". Wallace walked inside his apartment, and he slammed the front door very hard to the point I heard it from across the street. Wallace has no regards with disrupting the peace and quiet for his neighbors at this time of the night. Wallace's belligerent behavior is disrupting the peace and quiet for the residents in this area. Contrary to F.S.S. 877.03.

Based on the facts and evidence, Matthew Wallace, did resist and oppose to place his hands behind his back. I grabbed his right wrist, and I attempted to pull him outside the apartment while he was pulling away from me. Wallace was actively resisting when I was attempting to pull him outside of the apartment and I escorted Wallace to the ground. While Wallace was laying down on the floor, I attempted to place handcuffs on him, and he actively pulled away his hands away from me. Ofc. Adorno and Ofc. Andrade were assisting me as I was trying to place handcuffs on Wallace. Ofc. Andrade instructed Wallace to place his hands behind his back. However, Wallace continued resisting by not complying with Ofc. Andrade's verbal instructions. Contrary to F.S.S. 843.02.

Incident Report Suspect List

Key West Police Department

OCA: 22-005578

1	Name (Last, First WALLACE, Business Address	RICA			N <i>EFIT</i>	Know:	n As			801 KE	Home Address 801 VIRGINIA ST - 3 KEY WEST, FL 33040 937-308-1144				
	DOB 12/07/1986 Scars, Marks, Ta	Age 35	Race W	Sex M	Eth N	Hgt 506	Wgt Hair Eye Skin 165 BRO BLU FAR				Driver's License / State. W420558864470 FL				
	Reported Susp	ect Deta	zil Sı	ispect A	\ge	R	Lace	Sex	Eth	Heigh	t	Weig	ht	SSN	_
	Weapon, Type VehYr/Make/Mod	Featur lel	re	Mak			lodel	Color		Colo	ìΓ	Caliber	Dir of Travel Mode of Travel VIN	l	_
	Notes					-					hysical C	har	V 114		

OCA: 22-005578

1	Property Description				Make			Model			Caliber
-	BWC, 3722.				AXON						
	Color	Serial No.		Vàlue			Qty		Unit	Jurisd	iction
						\$0.00		1.000	EA		Locally
	Status	Date	NIC#		State #			Local #		OAN	
	Evidence	09/30/2022									
	Name (Last, First, Middle)				DOB			Age	Race	Sex
Į	* No name *										

Notes

Property Description				Make			Model			Caliber
FLEET, 3722.				AXON						
Color	Serial No.		Value			Qty		Unit	Juriso	liction
					\$0.00		1.000	EA		Locally
Status	Date	NIC#		State #			Local #		OAN	
Evidence	Evidence 09/30/2022									
Name (Last, First, Mi	ddle)				DOB		T.	Age	Race	Sex
* No name *										00.11

Notes

CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

OCA: 22005578

Printed: 10/03/2022 04:10

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

Investigator: ANDRADE, ESTEBAN (4158)

Date / Time: 10/03/2022 03:57:34, Monday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: General Supplemental Report

On Friday, September 30, 2022, at approximately 0030 hours, I Ofc Andrade, responded to 801 Virginia Street, reference an alleged assault.

I arrived on scene and saw Ofc Ham speaking with the reporting party, Jose Guzman. Ofc Adorno and Ofc Lopez arrived moments later.

Ofc Lopez conducted his investigation into the alleged assault incident (see 22-5577). Concluding the investigation, it was decided that the other party involved in this incident, Stephanie Johnson, would leave the area with her two children. Johnson called herself a taxicab and it arrived shortly thereafter. I helped Johnson carry her things and son to the taxicab. At the taxicab Johnson said she locked her purse in the apartment and did not have a key. She called Matthew Wallace, the lease holder of the apartment, to come unlock it for her.

Shortly after Wallace arrived on scene and opened the apartment door for Johnson to collect her purse. I stayed with Johnson's children who were waiting in the taxicab. While I was waiting with the children, I could hear Wallace screaming and yelling obscenities from his balcony. I also heard a door slamming hard. I tried to keep the children distracted so they would not focus on the yelling.

Johnson returned to the taxicab with a car seat and her purse and left the scene in the taxicab. I looked up at the 2nd story balcony and saw that Ofc Ham, Ofc Adorno, and Ofc Lopez were up there. I walked up the stairs to the balcony. Ofc Ham was at the top of the stairs and Ofc Adorno and Ofc Lopez were standing between the two apartments on the balcony. Shortly after Wallace opened the door to his apartment. Ofc Lopez and Ofc Adorno immediately walked towards Wallace. Wallace tried to retreat into his apartment as soon as he saw Ofc Lopez and Ofc Adorno. Ofc Lopez and Ofc Adorno reached out to grab Wallace, preventing him from going back inside. Wallace immediately began pulling away from Ofc Lopez and Ofc Adorno. I then immediately made my way to them. Ofc Lopez and Ofc Adorno escorted Wallace to the ground. I put my right hand on the upper part of Wallace's back and held him down ordering him to place his hands behind his back. Wallace was not complying with my commands and was tensing his body and attempting to pull his arms free of Ofc Lopez's and Ofc Adorno's grasp.

Ofc Lopez was able to place handcuffs on Wallace and we walked him to Ofc Lopez's patrol vehicle where Ofc Lopez performed a search subsequent to arrest and placed Wallace in the back of his patrol car. Wallace continued shouting obscenities with no regard to Ofc Lopez asking him to be quiet, telling Wallace that it was late, and people are trying to sleep. Ofc Lopez then left the scene.

Ofc Ham spoke to a neighbor, Cindy Greenway, who told him she was awakened by all the noise. I had Greenway fill out a witness statement that was later placed into the Key West Records Division.

Investigator Signature:	
0	

CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

Printed: 10/03/2022 04:10

OCA: 22005578

Investigator: ANDRADE, ESTEBAN (4158) Date / Time: 10/03/2022 03:57:34, Monday

Supervisor: (0) Supervisor Review Date / Time: NOT REVIEWED

Contact: Reference: General Supplemental Report

My BWC was active during this incident.

End of Supplemental Report.

Investigator Signature:_____

CASE SUPPLEMENTAL REPORT

Printed: 10/03/2022 04:13

OCA: 22005578

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

Investigator: ADORNO, SAMUEL D (4155) Date / Time: 10/03/2022 03:30:45, Monday Supervisor: RODRIGUEZ, ALEXANDER (3465) Supervisor Review Date / Time: 10/03/2022 04:11:20, Monday

Contact: Reference: General Supplemental Report

On September 30, 2022, at approximately 0022 hours, I (Ofc. Adorno) was dispatched to a verbal altercation at 801 Virginia Street. The notes indicated the reporting person's ex-girlfriend was threating to kill his dog and hurt his current girlfriend. Ofc. Lopez arrived to the location due to his familiarity with the on going issue.

Ofc. Lopez finished his investigation, see case 22-5577 for more information. As Ofc. Lopez finished his encounter with the parties, a male individual who also resides at this location, identified as Matthew Wallace began to act belligerent as he referred the situation that was going on. I asked Matthew to go inside multiple times, as it was approximately 0200 hours in a residential neighborhood. Wallace continued to yell that he didn't do nothing at the top of his lungs along with "Fuck you cops". After screaming for approximately 10 minutes, Wallace walked into his house and slammed the front door. Ofc. Lopez, Ofc. Ham, Ofc. Andrade and I walked to the second floor of the balcony to advise he was disrupting the peace of the neighborhood. Ofc. Lopez approached the door as Wallace opened it. Wallace attempted to get back inside the house as quick as possible.

Ofc. Lopez grabbed his right wrist as I grabbed his left wrist as Wallace pulled away and actively resisted. Officers on scene escorted Wallace to the ground. Officers on scene attempted to place handcuffs on him, as he actively pulled away his hands away from us. I assisted Ofc. Lopez place handcuffs on Wallace. Wallace continued resisting by not complying with Ofc. Andrade's verbal instructions. Shortly after, we were able to place handcuffs on Wallace and place him in the rear of the patrol vehicle.