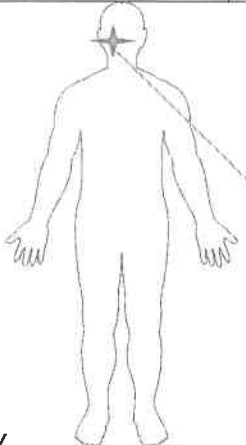
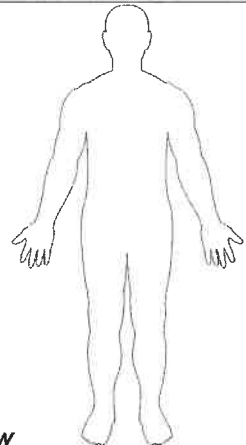
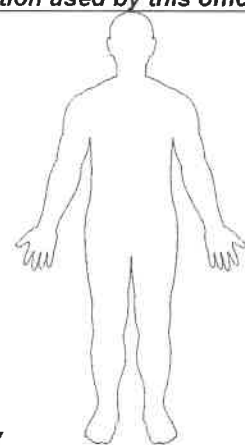
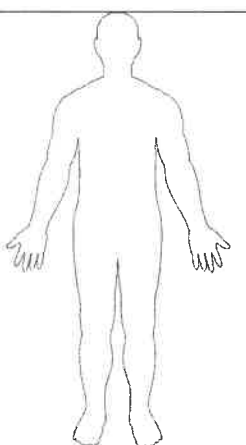


# Response to Resistance Report

Key West Police Department

Case No: 22-7009

<b>1. A Response to Resistance Report will be completed by the supervisor for:</b> (Check all that apply)																																				
<input 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	<b>2. Date:</b> 12/10/2022 <b>3. Time:</b> 0005 <b>4. Location:</b> 501 Greene Steet <b>5. Incident type:</b> S22P/Resisting																																			
	<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 25%;"><b>6. Resistance Level</b></td> <td style="width: 25%;"><b>7. Explanation</b></td> <td style="width: 25%;"><b>8. Response Option</b></td> <td style="width: 25%;"><b>9. Explanation</b></td> </tr> <tr> <td><input checked="" type="checkbox"/> Passive:</td> <td><u>Ignored Verbal Commands</u></td> <td><input checked="" type="checkbox"/> Physical Control</td> <td><u>Take Down</u></td> </tr> <tr> <td><input checked="" type="checkbox"/> Active:</td> <td><u>Pulling, Fighting, Tensing</u></td> <td><input type="checkbox"/> Non-lethal Weapon</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Aggressive:</td> <td></td> <td><input type="checkbox"/> Deadly Force</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Deadly Force:</td> <td></td> <td></td> <td></td> </tr> </table>	<b>6. Resistance Level</b>	<b>7. Explanation</b>	<b>8. Response Option</b>	<b>9. Explanation</b>	<input checked="" type="checkbox"/> Passive:	<u>Ignored Verbal Commands</u>	<input checked="" type="checkbox"/> Physical Control	<u>Take Down</u>	<input checked="" type="checkbox"/> Active:	<u>Pulling, Fighting, Tensing</u>	<input type="checkbox"/> Non-lethal Weapon		<input type="checkbox"/> Aggressive:		<input type="checkbox"/> Deadly Force		<input type="checkbox"/> Deadly Force:																		
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<input type="checkbox"/> Aggressive:		<input type="checkbox"/> Deadly Force																																		
<input type="checkbox"/> Deadly Force:																																				
<b>10. Last Name:</b> Blucher <b>11. First:</b> Brian <b>12. Race:</b> W <b>13. Sex:</b> M <b>14. DOB:</b> 02/16/1978 <b>15. Height:</b> 6'04 <b>16. Weight:</b> 200																																				
<b>17. Did you observe the subject:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes      If NO, explain why in Section 42. If "YES", complete sections 18-22 <b>18. Appeared to be:</b> <input checked="" type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input type="checkbox"/> Emotionally / mentally disturbed <b>19. Injuries:</b> <input 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 ) <b>20. Photographed:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>21. Treated:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>By:</b> <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input checked="" type="checkbox"/> Detention																																				
SUBJECT	<div style="display: flex; justify-content: space-around;"> <div style="text-align: center;">   <b>Anterior View</b> </div> <div style="border: 1px solid black; padding: 5px; margin: 0 auto;">           Pre-existing laceration from fight         </div> <div style="text-align: center;">   <b>Posterior View</b> </div> </div>																																			
	<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 25%;"><b>23. Officer:</b> Roy Owens</td> <td style="width: 12.5%;"><b>24. Race:</b> W</td> <td style="width: 12.5%;"><b>25. Sex:</b> M</td> <td style="width: 12.5%;"><b>26. Age:</b> 44</td> <td style="width: 12.5%;"><b>27. Height:</b> 5'11"</td> <td style="width: 12.5%;"><b>28. Weight:</b> 230</td> </tr> <tr> <td colspan="6"><b>29. Duty Status:</b> <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</td> </tr> <tr> <td colspan="6"><b>30. Yrs Exp:</b> 1</td> </tr> <tr> <td colspan="6"><b>31. Injuries:</b> <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)</td> </tr> <tr> <td colspan="6"><b>32. Photographed:</b> <input checked="" type="checkbox"/> No    <input type="checkbox"/> Yes    <b>33. Treated:</b> <input checked="" type="checkbox"/> No    <input type="checkbox"/> Yes    <b>By:</b> <input type="checkbox"/> EMT/Paramedic on scene    <input type="checkbox"/> Hospital</td> </tr> <tr> <td colspan="6"><b>34. Response option used by this officer:</b> Takedown</td> </tr> </table>	<b>23. Officer:</b> Roy Owens	<b>24. Race:</b> W	<b>25. Sex:</b> M	<b>26. Age:</b> 44	<b>27. Height:</b> 5'11"	<b>28. Weight:</b> 230	<b>29. Duty Status:</b> <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						<b>30. Yrs Exp:</b> 1						<b>31. Injuries:</b> <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)						<b>32. Photographed:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>33. Treated:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <b>By:</b> <input type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital						<b>34. Response option used by this officer:</b> Takedown				
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OFFICER	<div style="display: flex; justify-content: space-around;"> <div style="text-align: center;">   <b>35. Anterior View</b> </div> <div style="text-align: center;">   <b>Posterior View</b> </div> </div>																																			



# Response to Resistance Report (continued)

Key West Police Department

Case No: 22-7009

<b>TASER USE ONLY</b>	<b>36. TASER® device serial #</b>		<b>37. TASER® device serial #</b>		
	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: 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		Probes removed by (name): N/A		
Device downloaded by:		Device downloaded by:			
<input type="checkbox"/> <b>38. Check and list any additional TASER® devices, cartridges or details in the incident description section.</b>					
<b>REPORT</b>	<b>39. Offense/Incident Report and/or Warrant Affidavit must include:</b>				
	<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.					
<b>SUPERVISOR'S INQUIRY</b>	<b>40. Notified Date:</b> 12/10/2022		<b>41. Time:</b> 0006		
	<b>42. Did you respond to the scene:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)				
	<b>43. Did you watch all relevant videos associated with the use of force?</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)				
	<b>44. Did you meet with the Officer(s):</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)				
	<b>45. During your review did you find any potential policy violations or training issues associated with the incident?</b>				
	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)				
	<b>46. Were you able to locate any independent witnesses:</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)				
	Name		Address		Phone Number
	Bradley McBride		501 Greene Street, KW, FL 33040		941-587-5953
	<b>47. Is further review recommended:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes				
<b>FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS</b>		D. Kouri 3022		12/11/2022	
		48. Preparing Supervisor's Signature / ID		49. Date	
<b>INT. AFF.</b>	<b>50. Did the review of this incident conclude that use of force was in compliance with Departmental policy?</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", complete section 51)		3317		
			51. Signature of Internal Affairs Inspector		
<b>53. If section 48 is "No" record the Professional Standards Control Number:</b>		<b>54. Date Entered:</b> 2/13/2023			
		52. Date			



# INCIDENT/INVESTIGATION REPORT

I N C I D E N T  D A T A	Agency Name <b>Key West Police Department</b>		INCIDENT/INVESTIGATION REPORT				Case# <b>22-007009</b>	
	ORI <b>FL0440100</b>						Date / Time Reported <b>12/10/2022 00:05 Sat</b>	
	Location of Incident <b>501 GREENE ST, Key West FL 33040</b>			Gang Relat <b>NO</b>	Premise Type <b>Bar / Nightclub /</b>	Beat/GP <b>B1, GPB1</b>	Last Known Secure <b>12/10/2022 00:05 Sat</b>	
						At Found <b>12/10/2022 00:05 Sat</b>		
D E T A I L	#1	Crime Incident(s) <b>Battery SCA</b>	(Com)	Weapon / Tools <b>HANDS, FIST, FEET</b>			Activity	
				Entry	Exit	Security		
	#2	Crime Incident <b>Disorderly Conduct DCA</b>	(Com)	Weapon / Tools			Activity	
				Entry	Exit	Security		
	#3	Crime Incident	( )	Weapon / Tools			Activity	
				Entry	Exit	Security		
MO								
V I C T I M	# of Victims	Type: INDIVIDUAL		Injury: Lacerations		Domestic: N		
	V1	Victim/Business Name (Last, First, Middle) <b>HICKS-EBERSOLE, ALLEN RICHARD</b>		Victim of Crime # <b>1</b>	DOB <b>08/04/1981</b> Age <b>41</b>	Race <b>W</b>	Sex <b>M</b>	
		Home Address <b>1403 TRUMAN AV - APT 2, Key West, FL 33040-</b>		Email		Resident Status <b>Resident</b>		
		Employer Name/Address <b>ROCK HOUSE LIVE 501 GREENE ST (MANAGER)</b>		Business Phone		Military Branch/Status		
	VYR	Make	Model	Style	Color	Lic/Lis	VIN	
O T H E R  I N V O L V E D	CODES: V- Victim (Denote V2, V3) WI= Witness IO = Involved Other RP = Reporting Person (if other than victim)							
	Type: SOCIETY/PUBLIC/STATE			Injury:				
	V2	Name (Last, First, Middle) <b>SOCIETY</b>		Victim of Crime # <b>2</b>	DOB <b>/ /</b> Age	Race	Sex	
		Home Address		Email		Relationship To Offender <b>N/A</b>		
	Employer Name/Address		Business Phone		Resident Status <b>N/A</b>			
	Mobile Phone							
	Type:	Injury:						
	V2	Name (Last, First, Middle)		Victim of Crime #	DOB	Race	Sex	
		Home Address		Email		Relationship To Offender		
		Employer Name/Address		Business Phone		Resident Status		
		Mobile Phone						
P R O P E R T Y	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found ("OJ" = Recovered for Other Jurisdiction)							
	VI #	Code	Status Frm/Tc	Value	OJ	QTY	Property Description	
	2	99	EVID	\$0.00		2	AXON CAPTURE PHOTGRAPH	
	1	35	EVID	\$0.00		2	BWC 4126	
	Officer/ID#	<b>OWENS, ROYA (4126)</b>						
	Invest ID#	<b>(0)</b>		Supervisor		<b>(0)</b>		
Status	Complainant Signature		Case Status <b>Cleared By Arrest</b>		Case Disposition: <b>Cleared By Arrest</b>		Page 1	



# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 22-007009

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

Suspect Hate / Bias Motivated:

## INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 22-007009

*Key West Police Department*

NARRATIVE





## REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 22-007009
Date / Time Reported Sat 12/10/2022 00:05

Victim

HICKS-EBERSOLE, ALLEN

Offense

BATTERY

-- Brian Prescott Blucher Arrest Narrative:

On 12/10/2022 at 0005 hours, I (Ofc. R. Owens) observed an altercation between an unidentified white male and a security personnel, identified as Bradley McBride and Allen Hicks, who were working at 501 Greene St., Rock House Live.

My vehicle was stopped at the red-light at Greene St. and Duval St. awaiting traffic, and I saw the male, later identified as Brian Blucher start throwing punches at two other white males. One of the males was wearing a yellow security shirt appearing to work at Rock House Live, later identified as Bradley McBride. I recognized the third male as Allan Hicks-Ebersole, Rock House Live night manager. Numerous other passerby and patrons of the bar attempted to intervein and separate the parties from the altercation.

I exited my vehicle and approached the altercation and tried to grab Blucher to pull him away to break up the altercation. Blucher continued to hold Hicks and push forward swinging his fist. In an attempt to control the suspect, I redirected him to the ground in a controlled manner, placed him in handcuffs, and detained him for my investigation. My body worn camera came off my vest during this time. My BWC was returned to me by a bar patron. I requested a supervisor on scene for a Response to Resistance Incident. I helped Blucher off the ground and asked if he had any other injuries and he said no. Blucher had a small amount of blood around his mouth, and I did not observe any other injuries.

I spoke with McBride, and he told me he was working the door security and saw Blucher smoking inside the bar. McBride told me the other door security person; Dirk Cancelosi, had removed Blucher from the bar area and told him to leave earlier in the night. McBride said he told Blucher to leave, and he would not. McBride said he started to physically remove Blucher and Blucher then swung his fist at him. McBride told me he did not get hit by Blucher. McBride said Hicks then stepped in to try to stop Blucher and he continued to swing his fists. McBride told me that's when he saw me approach. McBride said he did not want to press charges at this time.

I spoke with Hicks who told me he was working at the bar and getting ready to sing karaoke when he saw Blucher swing at McBride. Hicks said he stepped off the stage and went over to McBride and Blucher to separate them. Hicks said he was hit in the face and then fell into the door jam. Hicks had a small laceration on his top left side of his head from the door. Hicks said he swung at Blucher in self defense because Blucher could not be controlled and swung at him again. Hicks said he saw me attempt to control Blucher and he backed off. Hicks said his door security personnel, Brad already told Blucher to leave and not come back because he was talking to himself and smoking in the bar. Hicks told me he was not going to press charges but changed his mind and wished to pursue charges at this time. I took pictures of Hicks injury with AXON Capture and submitted them to evidence.com.

I spoke with Blucher and told him I had to read his Miranda Warning because he was detained in handcuffs. I could smell a very strong scent of an alcoholic beverage coming from Blucher's breath and person. Blucher said he just got out of jail and didn't want to go back. I read Blucher his Miranda Warnings and asked if he would speak to me about the incident and he said yes. I asked Blucher what happened, and he said he was going outside to smoke, and the door security grabbed his arm and started to tell him to go out of the bar. I asked Blucher if he was already smoking, and he said no. Blucher said before he exited the thresh-hold of the door he swung at McBride because McBride grabbed him. I asked if any other person had told him to leave the bar and not comeback and he said no.

I spoke to Dirk Cancelosi, and he told me that Blucher was told earlier to leave the bar because he was acting weird. Cancelosi said Blucher was already intoxicated, talking to himself, and attempting to smoke inside the bar. Cancelosi told me he told Blucher to leave and saw him walk down the street. Cancelosi said he did not know he came back to the bar to the other door.



## REPORTING OFFICER NARRATIVE

Key West Police Department

OCA 22-007009
Date / Time Reported Sat 12/10/2022 00:05

Victim HICKS-EBERSOLE, ALLEN	Offense BATTERY
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I transported Blucher to MCDC. Due to the in-car cameras being inoperative, I activated my BWC for transport and held it facing the rear seat.

My BWC was activated for this incident.

Since Brian Blucher actually and intentionally touched Allan Hicks-Ebersole by swinging his fist and striking Hicks in the face while he was attempting to remove Blucher from the bar and break up an altercation, which caused Hicks to hit his head, Brian Blucher is in violation of F.S.S. 784.03-1A1.

Since Brian Blucher was intoxicated in public and started an altercation causing a law enforcement officer to intervene and also cause an undue safety hazard for bar patrons and other passerby constituting a breach of peace in a public and a moral outrage in the sense of decency, Brian Blucher is in violation of F.S.S 877.03.

=====

I was informed by Allan Hicks, that the security camera facing the Green St. entrance door from inside the bar is inoperable. Hicks told me the owner of the building is the only person who has access to the two exterior surveillance cameras on the Greene St. side.



## Incident Report Suspect List

Key West Police Department

OCA: 22-007009

<b>1</b>	Name (Last, First, Middle) <i>BLUCHER, BRIAN PRESCOTT</i>						Also Known As				Home Address <i>1 GENERAL DELIVERY KEY WEST, FL 33040</i>			
	Business Address													
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State			
	<i>02/16/1978</i>	<i>44</i>	<i>W</i>	<i>M</i>	<i>N</i>	<i>604</i>	<i>200</i>	<i>BLN</i>	<i>BLU</i>	<i>LGT</i>	<i>B426075780560 FL</i>			
Scars, Marks, Tattoos, or other distinguishing features														
<b>Reported Suspect Detail</b>														
		Suspect Age		Race	Sex	Eth	Height		Weight		SSN			
Weapon, Type	Feature		Make		Model		Color		Caliber	Dir of Travel				
									Mode of Travel					
Veh Yr / Make / Model			Drs	Style		Color		Lic Plate / State		VIN				
Notes							Physical Char							



## Incident Report Related Property List

Key West Police Department

OCA: 22-007009
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<b>1</b>	Property Description <b>BWC 4126</b>	Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>2.000</b>
			Unit <b>EA</b>	Jurisdiction <b>Locally</b>
	Status <b>Evidence</b>	Date <b>12/10/2022</b>	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) <b>* No name *</b>		DOB	Age
			Race	Sex

Notes

<b>2</b>	Property Description <b>AXON CAPTURE PHOTOGRAPH</b>	Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>2.000</b>
			Unit <b>EA</b>	Jurisdiction <b>Locally</b>
	Status <b>Evidence</b>	Date <b>12/10/2022</b>	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) <b>* No name *</b>		DOB	Age
			Race	Sex

Notes





**CASE SUPPLEMENTAL REPORT**  
*NOT SUPERVISOR APPROVED*

Printed: 12/11/2022 23:49

OCA: **22007009**

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

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Investigator: *OWENS, ROYA (4126)*

Date / Time: *12/11/2022 22:21:22, Sunday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact: *Hicks-ebersole, Allen Richard*  
*1403-APT 2 Truman Av, Key West*  
*248-925-9549*

Reference: *General Supplemental Report*

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On 12/10/2022 at 1918 hours, I (Ofc. Owens) met with Allen Hicks-Ebersole and Bradley McBride at Rock House Live.

I provided Hicks with a business card with case number for this case. Hicks notified my he may not continue with pursuing charges. I told him he would have to speak with the State Attorney's Office to drop the charges.

I spoke with McBride and provided a copy of KWPD Victim Refusal. McBride signed the refusal and returned it to me. I submitted the victim refusal to KWPD records division as evidence.

Investigator Signature: \_\_\_\_\_



# Incident Report Related Property List

Key West Police Department

OCA: 22-007009
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<b>1</b>	Property Description <b>VICTIM REFUSAL</b>	Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>
			Unit <b>EA</b>	Jurisdiction <b>Locally</b>
	Status <b>Evidence</b>	Date <b>12/10/2022</b>	NIC #	State #
			Local #	OAN
	Name (Last, First, Middle) <b>* No name *</b>		DOB	Age
			Race	Sex

Notes

