Response to Resistance Report Key West Police Department

1 A	Response to Resistance Report will be completed	by the supervisor for: (Check all that apply)
\boxtimes	A response through the use of non-lethal weapons,	(Officer all that apply)
	Applies weaponless physical force of strikes, kicks, or "tak	e-downs"
	When any person sustains an apparent substantial or fatal	
	When any person complains of injury as a result of the app	olication of force
	Discharge of firearm in the line of duty off-duty or on-duty (other than for training, maintenance or ballistics testing)
	2. Date: 01/17/2023 3. Time: 1951 4. Lo	cation: 1900 Block Harris Avenue 5. Incident type: S62/Resisting
=	6. Resistance Level 7. Explanation	8. Response Option 9. Explanation
Ë	Passive: Ignored Verbal Command	S Physical Control
INCIDENT	Active: Fleeing on foot	Non-lethal Weapon TASER
=	Aggressive:	Deadly Force
	Deadly Force:	
	10. Last Name: Roberts 11. F	irst: Jermaine 12. Race: B 13. Sex: M
	14. DOB : 06/26/1979 15. H	eight: 5'11". 16. Weight: 180
	17. Did you observe the subject: No XYes	If NO, explain why in Section 42. If "YES", complete sections 18-22
	18. Appeared to be: Intoxicated Under the influence	ence of controlled substance
SUBJECT	19. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on charts in Section 22)
	20. Photographed: No X Yes 21. Treated: No	Yes By: EMT/Paramedic on scene Hospital Detention
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	Gud Work	That I have
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) () (Single Probe
	() ()	entry point
) [] (
	Anterior View	Posterior View
		5. Sex: M 26. Age: 36 27. Height: 6'00" 28. Weight: 220
		employment Uniformed Plain clothes 30. Yrs Exp: 17
,	31. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on charts in Section 35)
	32. Photographed: No Yes 33. Treated: No	No Yes By: EMT/Paramedic on scene Hospital
	34. Response option used by this officer: TASER	
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OFFICER	$f \wedge h \wedge h$	$f \wedge h \wedge h$
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	35. Antorior View	Postoriar View

Case No: 23-0314

Response to Resistance Report (continued)

Key West Police Department Case No: 23-0314

	36. TASER® device serial # X1200A8PV	37. TASER® device serial #						
	TASER®Cam serial # V210023MV	TASER®Cam serial #						
	Cartridge 1 serial # C410C7H1M	Cartridge 1 serial #						
>	Cartridge 2 serial # N/A	Cartridge 2 serial #						
ONLY	Number of cycles: 1	Number of cycles:						
SE	Type of contact: ☑ Probe ☐ CODS ☐ Drive Stun	Type of contact: Probe CODS Drive Stun						
Š	Did probes penetrate skin: ☐ Yes ☐ No Did probes penetrate skin: ☐ Yes ☐ No							
TASER USE	Target distance at probe launch: 4 Feet Target distance at probe launch: N/A							
₹	Distance between probes: n/a, only one probe penetrated							
	Probes removed by (name): Sgt. D. Kouri	Probes removed by (name): N/A						
	Device downloaded by: Sgt. J. Stockton Device downloaded by:							
	☐ 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:							
	40. Notified Date: 01/17/2023 41. Time: 1951							
	42. Did you respond to the scene: No X Yes (f "No", explain why)						
	43. Did you watch all relevant videos associated with the	use of force? No Yes (If "No", explain why)						
≿	44. Did you meet with the Officer(s): No Yes (If "No", explain why)							
INQUIRY								
N N	45. During your review did you find any potential policy violations or training issues associated with the incident?							
တ	No ☐ Yes (If "Yes," list below)							
E								
VIS(1							
SUPERVISOR'	46. Were you able to locate any independent witnesses:	No ☐ Yes (If "Yes," list below)						
JUS L	Name	Address Phone Number						
-								
	47. Is further review recommended: No Yes	A Rodriguez 3465 01/17/2023						
	TORMAND COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS	8. Preparing Supervisor's Signature / ID 49. Date						
ш	50. Did the review of this incident conclude that use	X X 2/4/2000						
INT. AFF	of force was in compliance with Departmental	3317 3/8/2003						
Ä.	policy? No Yes If "No", complete section 51)	1. Signature of Internal Affairs Inspector 52. Date						
	53. If section 48 is "No" record the Professional Standard	ds Control Number: 54. Date Entered:						

	Agency Name					ווו	INCIDENT/INVESTIGATION				Cas	Case# 23-000314									
		1	Key We	est Police I	Depa	ırtme	nt		REPORT Gang Relat Premise Type Beat/GP			Dat		3-0003 me Report							
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I D	Location of Incident FIRST STREET/ HARRIS AVE, Key West F					yO Relat		nise Type ghway/roc	nd/all	ev/st	веаг	/GP	At	Found				Тие			
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I M	Em	ploye	Name/A	Address										Bus	iness	Phone			Mobi	le Phone	;
	VY	R	Make	Model		Ts	tyle	Color	_	Lic	:/Lis			VIN			_				
	CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim) Type: Injury:																				
O T	Cod	1	me (Last	t, First, Middle	:)						Victim of		ОВ	Race	Sex	Relation		Resident	Status		itary
H E R S									Crime #	٨٠٠				To Offe	ender			Branch	/Status		
	Home Address									Age Emai							Hom	e Phone			
	Employer Name/Address											Due	inagg	Phone			Mohi	ile Phone			
I	Employer (value/Address									Provide Finding											
N V	Type: Code Name (Last, First, Middle)							Injury: Victim of DOB				OB Race Sex Relationship									
0	Cod	e Na	me (Last	t, First, Middle	:)				Crime # Age			e To Offender			Resident	Status		itary /Status			
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Status	Con	nplain	ant Signa				Case	e Status			01/19	/2022	Case Dis	positi	on:				T	Pag	e 1

INCIDENT/INVESTIGATION REPORT

Key West Police Department Case # 23-000314

Statu Code	Status 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: NONE (NO BIAS)

UA, C. (4264), BOUVIER, K. (3356), KOURI, D.G. (3022)

NARRATIVE			

-- Jermaine Lamar Roberts Arrest Narrative:

On Tuesday, January 17, 2023, at approximately 7:55 PM, Ofc. Bouvier and I (Ofc. Caldwell) were dispatched to the intersection of First Street and Harris Avenue to assist in the detention and transportation of an arrestee. Upon arrival, Sgt. Kouri and Ofc. Ua had a male restrained in handcuffs on the ground leaning up against a patrol cruiser.

Sgt. Kouri handed me the identification of one Jermaine Roberts and stated he had multiple warrants for his arrest. Sgt. Kouri stated the Roberts was tased, incident to active resistance of from Roberts obstructing Sgt. Kouri without violence. Ofc. Bouvier confirmed the warrants via Key West Patrol Communications Channel 2.

While being searched by Ofc. Ua and Sgt. Kouri, Roberts was in actual physical possession of a glass smoking pipe, which contained a collectible amount of white residue inside of it. This residue tested positive for the presence of cocaine. I searched Roberts incident to arrest and found a dollar bill folded up his sock. He spontaneously uttered that the dollar bill contained Molly.

Sgt. Kouri took possession of the found substances and submitted them to the Key West Police Department Property Division (see Sgt. Kouri's supplemental report). A field test conducted by Ofc. Anglin confirmed the presence of fentanyl, as well as methamphetamine. Confirmation of Roberts' warrants were made, and Roberts was transported to Monroe County Detention Center. Upon arrival, the Detention Center stated Roberts needed to be examined by medical personnel because he was tased.

We transported Roberts to Lower Keys Medical Center to be evaluated medically. He was cleared and transported back to Monroe County Detention Center.

Based on the facts and circumstance, and prior criminal history, Roberts did obstruct Sgt. Kouri and Ofc. Ua by fleeing on foot and disregarding their lawful commands. Both officers were in class B KWPD uniforms. Roberts continued to disregard contrary to 843.02 Resisting officer without violence to his or her person.

Roberts did have in his possession a glass pipe with a white residue inside of it that field tested positive for cocaine contrary to F.S.S 893.147(1) USE OR POSSESSION OF DRUG PARAPHERNALIA.-It is unlawful for any person to use, or to possess with intent to use, drug paraphernalia.

Roberts did have a dollar bill folded in his sock containing what he claimed was "Molly". The substance field tested positive for methamphetamine and fentanyl contrary to F.S.S. 893.13-6A Possession of Controlled Substance (x2).

This was the extent of my involvement in this case.

I activated by BWC.

I activated my Axon Fleet 5255 in car camera.

Nothing further to report.

	REPORTING OFFICER NARRATIVE				
Key West Police Department			23-000314		
Victim	Offense		Date / Time Reported		
Society	DRUG POS	SESSION CONTROLLED	Tue 01/17/2023 19:51		

Incident Report Suspect List

Key West Police Department

OCA: 23-000314

1	Name (Last, First, ROBERTS, J	,	NF. I.A	MAR			Also Kn	own As			609	Address THOMAS ST	
	Business Address ISLAND BOYS PRESSURE CLEAN					VING, SELF EMP.					KEY WEST, FL 33040 305-296-3879		
	DOB Age Race Sex Eth Hgt				Wgt	Hair	Eye	Skin Driver		's License / State			
	06/26/1979	43	B	M	N	511	200	BLD	BRO	MBR	$R \mid R16$	63432792260 F	ΓL
_	Scars, Marks, Ta Reported Susp			inguism			ace Se	x Eth	Heigh	t	Weigl	nt	SSN
	Weapon, Type	Featur	e	Make	e	М	odel		Colo	r	Caliber	Dir of Travel Mode of Travel	
	Veh Yr / Make / N	/lodel		Drs	Style	e	Cole	or	Lic Pla	te / State	4-0	VIN	
	Notes								P	hysical C	har		

R_CS8IBR

OCA: 23-000314

1	Property Description	roperty Description				Make		Model			Caliber	
	AXON FLEET 525.	5										
	Color	Serial N	lo.		Value			Qty		Unit	Juriso	liction
							\$0.00		1.000) EA		Locally
	Status		Date	NIC#	7	State #			Local#	27	OAN	
	Evidence		01/17/2023									
	Name (Last, First, Middle))					DOB			Age	Race	Sex
	* No name *											
- 2	N.T											

<u>Notes</u>

2	Property Description					Make			Model			Caliber
	BWC 4260					AXON			BODY	2		
0	Color	Serial N	lo.		Value			Qty		Unit	Juriso	liction
							\$0.00		1.000	E		Locally
	Status		Date	NIC#		State #			Local #		OAN	
	Evidence		01/17/2023									
	Name (Last, First, Middle))					DOB		A	ge	Race	Sex
	* No name *											

<u>Notes</u>

	×		

NOT SUPERVISOR APPROVED

OCA: 23000314

Printed: 01/17/2023 22:55

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

Investigator: KOURI, DAVID G (3022) Date / Time: 01/17/2023 22:48:20, Tuesday

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

Contact: Reference: General Supplemental Report

The Key West Police Department has received numerous recent complaints about the potential whereabouts of Jermaine Roberts. Roberts is a known violent felony offender, with multiple active felony warrants. Departmental BOLOs have also recently been issued regarding Roberts.

On Tuesday, January 17, 2023 KWPD received additional information from a concerned citizen on Roberts' location, as well as a vehicle he could be traveling in (Grey Toyota Truck). Ofc. Ua and I were stationary at the intersection of George Street and Flagler Avenue, when a vehicle matching this description passed by our location, after turning right (east) onto Flagler Avenue. The vehicle was driven by a white male, later identified as James Cox. There was also a darker complexion male in the passenger seat, who had similar identifiable characteristics as Roberts. The vehicle made an abrupt left (north) turn onto 1st Street, from Flagler Avenue. I activated my emergency lights and attempted to conduct a traffic stop. The vehicle continued traveling on 1st Street and then turned right (east) onto Harris Avenue. I could see in the driver mirror of Cox's vehicle that he was talking to the passenger in his vehicle, while continuing driving. Cox came to a stop on the 1900 block of Harris Avenue and Roberts immediately exited the vehicle and began to flee east on foot.

Ofc. Ua and I pursued Roberts on foot, while both giving him loud repetitive verbal commands to stop. Roberts ignored these commands and continued fleeing on foot, in an attempt to defeat our legal and lawful actions. Ofc. Ua and I were both wearing out KWPD Issued Class B uniforms, and were immediately recognizable as Police Officers. Roberts ran off the roadway, onto the south sidewalk of Harris Avenue and continued to flee on foot. Robert turned right into a driveway, approximately 5 houses from where the foot pursuit began. Roberts lost his footing and fell to the ground. As I was coming around a black in color vehicle, Robert's hands were not immediately visible and I believed he was attempting to regain his footing to continue fleeing on foot in a residential neighborhood.

I deployed my department issued TASER, with the probes making contact with Roberts body (right side of his middle/lower back). Roberts experienced NMI, however, was not in custody at this time. K9 Ofc. T. Anglin was on scene with K9 Jigsaw and also began giving Roberts loud repetitive verbal commands, as did K9 Jigsaw. Roberts eventually complied with the verbal commands. Roberts was taken into custody by Ofc. Ua and placed into handcuffs.

While being searched, Roberts was in actual physical possession of a glass smoking pipe, which contained a collectible amount of white residue inside of it. This residue tested positive for the presence or cocaine. Roberts was also in possession of a folded dollar bill, which contained a white powdery substance. Roberts spontaneously uttered that the substance was "molly". However, a field test conducted by Ofc. Anglin confirmed the presence of fentanyl, as well as methamphetamine. Roberts also had in his possession \$625 in US Currency. The currency denominations were consistent with street level narcotics sales and transactions. Roberts has multiple previous law enforcement encounters and arrests regarding the sale and possession of narcotics. The US Currency was seized, and a seizure packet was

Investigator Signature:		
Investioator Signature:		

NOT SUPERVISOR APPROVED

OCA: 23000314

Printed: 01/17/2023 22:55

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

Investigator: KOURI, DAVID G (3022)

Date / Time: 01/17/2023 22:48:20, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: General Supplemental Report

completed.

I removed the TASER prong from Roberts and placed the cartridge, AFIDS and blast door into the KWPD Property Section. Photographs were taken of the prong entrance site, and later downloaded into evidence.com

My BWC and In-Car Coban were active and both later downloaded at KWPD.

Ofc. Bouvier and Ofc. Caldwell responded to the scene and transported Roberts to MCDC where he was charged accordingly.

Investigator Signature:

NOT SUPERVISOR APPROVED

OCA: 23000314

Printed: 01/17/2023 22:51

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

Investigator: ANGLIN, THOMAS H IV (2872)

Date / Time: 01/17/2023 22:33:08, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact: Reference: General Supplemental Report

On 17JAN23 at 1951, I (Ofc. T. ANGLIN) assisted Sgt. D. KOURI in the execution of a traffic stop on a silver 2000 Toyota Tundra, (FL Tag# 53SCF), which had a wanted subject, JERMAINE ROBERTS as a passenger in the area of 1st Street and Harris Avenue, (See original report for details.

When Sgt. D. KOURI activated his overhead lights on his marked KWPD patrol vehicle, the Toyota turned east on Harris Avenue, (From 1st Street) and appeared to slow down several times before finally stopping. As the Toyota stopped, the front seat passenger, ROBERTS immediately exited the vehicle and began fleeing on foot; heading east on Harris Avenue. Both Sgt. D. KOURI and Ofc. C. UA gave chase on foot. I quickly proceeded east on Harris Avenue, (Marked KWPD patrol vehicle with lights activated) and observed both Officers in the driveway of 1922 Harris Avenue.

I stopped my patrol vehicle, exited and retrieved K-9 JIGSAW from the rear of my patrol vehicle, (1 foot nylon traffic lead and 1 inch nylon collar). I approached ROBERTS, who was on the ground and shifting back and forth as Ofc. C. UA was attempting to handcuff him. I maintained an overwatch position with K-9 JIGSAW and Ofc. C. UA was able to handcuff ROBERTS without further incident, (See original report for details).

Ofc. C. UA searched ROBERT'S person and located a folded dollar bill containing a white powdery substance. A glass cylindrical pipe with a charred brillo substance and a milky white residue was also located on ROBERT'S person, (See supplemental reports for details). ROBERTS was secured in Ofc. M. CALDWELL'S patrol vehicle and transported to the Monroe County Detention Center without incident.

I departed the scene and returned to KWPD Headquarters where I conducted a field test on the white powdery substance folded inside ROBERT'S one dollar bill. The white powdery substance was F.T.P. Methamphetamine and F.T.P. Fentanyl. Sgt. D. KOURI informed me that ROBERTS had informed him that the substance inside the dollar bill was, "Molly", (See original report for details).

Sgt. D. KOURI informed me that ROBERTS had \$625.00 in U.S. Currency on his person in denominations consistent with street level narcotics sales and requested that K-9 JIGSAW conduct a sniff for forfeiture proceedings.

The Money was placed in one of five (5) envelopes and lined up in the KWPD Headquarters hallway. I retrieved K-9 JIGSAW from the rear of my patrol vehicle, (six-foot nylon lead / one-inch nylon collar) and entered the hallway. I approached the row of envelopes, gave K-9 JIGSAW the command to sniff for narcotics and moved along the row of envelopes. K-9 JIGSAW gave an alert, (Body rigidity, increased respiratory effort, scanning of the nose and a sit) to the fourth (4th) envelope. I gave K-9 JIGSAW his reward and secured him in the rear of my patrol vehicle.

Investigator Signature:		
Investigator Digitature		

NOT SUPERVISOR APPROVED

Printed: 01/17/2023 22:51

OCA: 23000314

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

Investigator: ANGLIN, THOMAS H IV (2872)

Date / Time: 01/17/2023 22:33:08, Tuesday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: General Supplemental Report

Ofc. C. UA packaged and submitted all items retrieved into he KWPD Property and Evidence Section.

At no time did I interview ROBERTS or hear statements made.

Both my Axon BWC and Fleet cameras were active during the traffic stop and uploaded to the server.

Investigator Signature:______

Printed: 01/18/2023 04:20

OCA: 23000314

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

Investigator: UA, CAMERON (4264)

Date / Time: 01/18/2023 00:16:03, Wednesday

Supervisor: KOURI, DAVID G (3022)

Supervisor Review Date / Time: 01/18/2023 03:04:15, Wednesday

Contact: Reference: General Supplemental Report

On Tuesday January 17, 2023, at approximately 1945hrs, Sgt Kouri and I were stationary in his vehicle at the intersection of Flagler Ave and George St. We received information on the whereabouts of a wanted felon, Jermaine Roberts. Sgt Kouri and Sgt Rodriguez provided me with information needed to assist them in apprehending Jermaine Roberts.

Sgt Rodriguez identified the vehicle Roberts was in, (gray Toyota truck), he notified Sgt Kouri of the vehicle's location, and the vehicle finally passed our location. We followed the gray Toyota truck and were three vehicles behind. The Truck made a left onto 1st St, and we followed directly behind him. Sgt Kouri conducted a traffic stop, activating his blue overhead lights to signal to the driver to pull over. The driver turned right onto Harris Ave where the vehicle came to a final stop.

Before Sgt Kouri and I could get out of our vehicle, the passenger in the gray Toyota truck opened his door and fled. Sgt Kouri and I got out of our vehicle and began to chase him on foot. The passenger fleeing was later identified as Jermaine Roberts. Sgt Kouri and I chased Roberts for approximately 200 feet, where Roberts sharply turned right into a residential driveway but appeared to lose his footing. Roberts slid to the ground before attempting to get back up. Sgt Kouri quickly approached, deployed his duty-issued taser which struck Roberts and obtained neuromuscular incapacitation. Roberts then complied with the commands he was given. Upon completion of the initial Taser cycle, I immediately handcuffed Roberts, checking for proper fitting and double locking them.

I searched Roberts for weapons and contraband and removed everything from his pockets. Roberts was in possession of a glass pipe which was found in his right shorts pocket and a large amount of money in his left shorts pocket. Roberts was searched again later by Officer Caldwell before transporting to MCDC. Officer Caldwell found molly/fentanyl/cocaine mixed drugs wrapped in a dollar bill which fell out of one of his socks.

I weighed and field tested the drugs and glass pipe. The drugs tested positive for Fentanyl and cocaine. The glass pipe tested positive for methamphetamines. 1.5 grams of mixed fentanyl/cocaine was collected as evidence and submitted to FDLE for testing. All evidence and property were collected and submitted to KWPD Property Section.

My BWC was activated and later uploaded to Evidence.com

See Officer Caldwell's, Sgt David Kouri, and Officer Thomas Anglin's reports for more information.

Transaction Add. Cincartonia		
Investigator Signature:		