Response to Resistance Report Key West Police Department

\boxtimes	Response to Resistance Report will be completed A response through the use of non-lethal weapons,	d by the supervisor for: (Check all that apply)
	Applies weaponless physical force of strikes, kicks, or "tak	e-downs"
	When any person sustains an apparent substantial or fata	injury as a result of the application of force
\boxtimes	When any person complains of injury as a result of the ap	
	Discharge of firearm in the line of duty off-duty or on-duty	(other than for training, maintenance or ballistics testing)
		cation: 420 Appelrouth Lane 5. Incident type: S34/S31
⊨	6. Resistance Level 7. Explanation	8. Response Option 9. Explanation
NCIDENT	Passive: Tensing, Refusing comma	ands Physical Control Pressure point
믕	Active: Pushing off with foot	Non-lethal Weapon TASER, CODS
Z	Aggressive:	Deadly Force
		Deadly I orde
	Deadly Force: 10. Last Name: Howell 11. F	irst: Maurice 12. Race: B 13. Sex: M
		leight: 5'11" 16. Weight: 200
	17. Did you observe the subject: No Yes	If NO, explain why in Section 42. If "YES", complete sections 18-22
		ence of controlled substance
		t 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
	Complaint of pain in	
CT	wrists from handcuffs. Wouldn't	
SUBJECT	allow me to assess	
SUE	tightness. No injuries visible.	
	9.1	5,1
	an lan	Tun I have
	\	1 1
	()()	()()
)()() () (
	22. Anterior View	Posterior View
		5. Sex: M 26. Age: 31 27. Height: 5'08" 28. Weight: 222
		employment 🛛 Uniformed 🔲 Plain clothes 30. Yrs Exp: 1
		or Alleged, describe and indicate areas on charts in Section 35)
	32. Photographed: No Yes 33. Treated: S	
	34. Response option used by this officer: TASER, COD	
	\$ }	()
2		
OFFICER	/ A A \	/ A A \
9		
	Two I have	Tull I will
) A. I	
		1 17 1
) () (\(() (
	35 Antorior View	Posterior View

23-6572

Case No:

Response to Resistance Report (continued) Key West Police Department

	36. TASER® device serial # X400180D6	37. TASER® device serial #	
	Battery serial # X44629802	Battery serial #	
	Cartridge 1 serial #1 serial #2		rial #2
ONLY	Cartridge 2 serial #3 serial #4		rial #4
ō	Number of cycles: 1	Number of cycles:	
TASER USE	Type of contact: ☐ Probe ☐ CODS ☐ Drive Stun	Type of contact: ☐ Probe ☐ CODS [☐ Drive Stun
R	Did probes penetrate skin: ☐ Yes ☐ No	Did probes penetrate skin: Yes I	No
SE	Target distance at probe launch:	Target distance at probe launch:	
7	Distance between probes:	Distance between probes:	
	Probes removed by (name):	Probes removed by (name):	
	Device downloaded by: Martinez	Device downloaded by:	
	☐ 38. Check and list any additional TASER® de	evices, cartridges or details in the incider	nt description section.
REPORT	39. Offense/Incident Report and/or Warrant Affidavidad All necessary criminal elements.	is and actions that justify the use of force. by each officer. served injuries	ıbject.
	40. Notified Date: 12/03/2023	41. Time: 0157 hours	
	42. Did you respond to the scene:	Yes (If "No", explain why)	
8	43. Did you watch all relevant videos associated wi	ith the use of force? No XYes (If "No", ex	(plain why)
>	44. Did you meet with the Officer(s): \(\subseteq \text{No } \subseteq \text{Ye.} \)	s (If "No", explain why)	
H			
INQUIRY	45. During your review did you find any potential p	policy violations or training issues associated	with the incident?
S	No Yes (If "Yes," list below)	, and the same of	
œ	Established (in too), included		
VISOR'			
		N	
SUPER	46. Were you able to locate any independent witnes		
ร	Name	Address	Phone Number
	Sgt. Karl Malsheimer	414 3388	40/00/0000
	47. Preparing Supervisor / Printed Name	48. Preparing Supervisor / Signature / ID	12/03/2023 49. Date
	The repairing experience in the real reality	40. Freparing Supervisor / Signature / 12	45. Date
ь.	50. Did the review of this incident conclude that us	e Link	
INT. AFF.	of force was in compliance with Departmental policy? No Yes	Signature of Internal Affairs Inspector	52. Date

Case No: 23-6572

Response to Resistance Report (continued) Key West Police Department

35. Anterior View

	23. Officer: Cody Scott 24. Race: W	25. Sex: M 26. Age: 27 27. Height 5	'11 28. Weight 260				
	29. Duty Status: On-duty Off-duty Extra duty	employment 🛛 Uniformed 🔲 Plain	30. Yrs Exp: 1 M				
	31. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on cha	arts 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: Pressure point	t (hollow behind the ear)					
OFFICER	35. Anterior View	Posterior View					
	23. Officer: 24. Race:	25. Sex: 26. Age: 27. Height	28. Weight				
	29. Duty Status: On-duty Off-duty Extra duty	employment Uniformed Plain	30. Yrs Exp:				
	31. Injuries: No Evident Alleged (If Evident	or Alleged, describe and indicate areas on cha	arts in Section 35)				
	32. Photographed: No Yes 33. Treated: N	o 🗌 Yes <i>By:</i> 🔲 EMT/Paramedic on scene	Hospital				
	34. Response option used by this officer: (If TASER®,	also reference line number from TASER®	section)				
	()	()					
띺							
OFFICER	The state of the s	The state of the s					

Posterior View

Case No:

23-6572

	Age	ncy N	ame					INCIDENT/INVEST					rigation				Case# 23 006572				
	•	1	Key We	st Police I	Depai	rtmei	nt				REPO	DRT				_		3-0065			
I N	ORI	_	-	FL0440															<i>2023</i>	01:41	Sun
С	Loca	ation (of Inciden		100			Gang	Relat P	Premise	e Tyne			Rea	t/GP	Las	si Kno	wn Secure 12/03		01:41	Sun
I D		420 2	APPELI	ROUTH LN	, Key	West	FL 330	40 N	0	B_{i}	ar/nigh					At	Found	12/03/	2023	01:41	Sun
E N	#1		ne Incide	ent(s) otic Violatic	nuc.			(Com)	Weapor	n / Too	ols Per	sonal	Weapon	S						Acti P	vity
T		DR	JG/NAI	RCOTIC VI					Entry				Exit				Secur	rity			
D A	#2		ne Incide Spassing					(Com)	Weapor	Weapon / Tools Personal V			Weapons							Acti N	vity
T A		XO'		5					Entry				Exit				Secur	rity			
• • •	#3		ne Incide	ent st / Escape			7	(Com)	Weapoi	n / Toc	ols Per	sonal	Weapon	S						Activ	/ity
		XO		si / Escupe					Entry				Exit				Secur	ity			
МО																					
	# of	Victi	ns 2	Type:	SOCI	ETY/	PUBLIC/	STATE			Injury:							Domestic	: N		
v	V1	10.	ctim/Bus ciety	iness Name (L	ast, Fir	st, Mi	ddle)				ictim of rime #	Ι	OOB	Race	Sex	Relation To Offe		Resident	Status		litary h/Status
I										1,3	Age						N/A				
C T	Home Address											Email							Hom	e Phone	
I M	Em	ploye	Name/A	ddress										Bus	siness	Phone			Mobi	le Phon	e
	VY	R	Make	Model		St	yle	Color		Lic/Li	is			VII	1						
	$\overline{}$			im (Denote V2	2, V3)	WI	= Witness	IO = Invo	lved Oth	ner			ng Persor	ı (if ot	her th	an victii	m)				
O		Lat	BUSINE	SS , First, Middle	`				Injury: Victim of D0					OOB Race Sex Relationship Resident Status					3.6	litary	
T H E	Code V2	~ A 4		LEN BAR	,				Crime # / / : : Race Sex				Offender				n/Status				
R S		ne Ad		UTH LN K	TV U	reom	EL 220	40			-	Email				TDI		11/2	Hom	e Phone	
			Name/A		EI W	ESI,	FL 330	40	Business Ph				Phone	305-294-7 one Mobile Phone							
I N	Typ	oe: I	NDIVIE	OUAL							Injury:										
V O	Code			, First, Middle		'D					ictim of	D	DOB Race Sex Relati				tionship Resident S				litary 1/Status
L V	IO			N, CLAUSE	LL J	K					Time "		/30/1974 To O			TOOIR	JIIdei	Resid			
E D		ne Ad 03 F		Y AVE KE	Y WE.	ST, F	EL 33040)	Email									e Phone 05-92.	3-1287		
	Em	ploye	Name/A	.ddress	MA	RYE	LLENS	BARTENL)ER)					Bus	siness	Phone				le Phon	e 3-1287
	1 =	None	2 = Bu	rned 3 = Co	unterfe	it / Fo	rged 4=	Damaged / Other Jurisdic	Vandaliz	zed 5	S = Reco	vered	6 = Seiz	ed 7	= Sto	olen 8 =	= Unkı	nown		00 72.	120
	VI #	Code	Status Frm/To	Value	OJ	QTY		Propert	y Descrip	ption				Ма	ıke/M	odel			Seria	ıl Numt	er
		27 27	EVID	\$1.00 \$1.00	-		4263 AXO	N BWC EET IN-CAR						-							
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R O																					
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R																					
T Y																					
	Offi	cer/ID)# I	RAMOS MA	RTIN	F7	IOSI IF	(4263)			_			_	_						
	_	st ID#		(AMOS MA (0)	111111	باكر ر	OBOL	[7203]	a die		10		Supervi	sor				(0)			
Status	Com	plain	ant Signa				Case	e Status red By Arrest	15		12/03	/2023	Case Di	spositi	on:					Pag	ge 1

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 23-006572

Statu: Code:	5 L=	Lost	S = Stolen R = Re	covered D = Dam	naged Z = Seized B = Burned C = Counterfeit / I	Forged F = Found
	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
	L	6	1.000	GM	AMPHETAMINE	Poss
D	P	6	1.000	GM	TADALAFIL	Poss
R						
U						
G S						
	Assist	ing Off	icers			

Suspect Hate / Bias Motivated:

NARRATIVE		

MALSHEIMER, K.E. (3388), TORRECILLAS, J. (3759), SCOTT, C. (4382), GRUBA, J.Z. (4156)

REPU	ORTING OFFICER NARRATIVE	OCA
Key West Police Department		23-006572
Victim	Offense	Date / Time Reported
Society	DRUG/NARCOTIC VIOLATIONS	Sun 12/03/2023 01:41

-- Mairice Laqis Howell Arrest Narrative:

On 12/03/2023 at approximately 01:45 hours, I (Officer Josue Ramos) was dispatched to 420 Appelrouth Ln (Mary Ellens Sports Bar) to the report of a shirtless male trespasser who was refusing to leave.

Officer Jack Gruba and I arrived and met with the reporting party who identified himself as Clausell Johnson Jr (D.O.B-06/30/1974).

Johnson directed me towards a shirtless black male who was dancing near the end of the bar. Johnson stated he attempted to get the male to leave the establishment multiple times.

I approached the dancing male (who was later identified as Maurice Laqis Howell- D.O.B- 08/10/1984 and asked him to step outside out of the bar. Howell instantly began to question as to why he was being asked to leave the bar. I advised Howell the management staff wanted him to depart the establishment. Howell continued to argue the reason as to why he was being asked to leave. I advised Howell management wanted him out of their establishment. Officer J. Gruba attempted to speak to Howell by informing him the management staff wanted him out of their establishment. Howell became upset and refused to leave the establishment.

Officer Cody Scott and Officer Jessie Torrecillas arrived to assist.

I placed Howell into a Key West Police department approved shoulder lock and escorted him outside to Officer J Gruba's patrol vehicle. Howell braced his arms and legs attempting to stop my efforts to remove him from the establishment. Howell attempted to pull away from me multiple times as Officer J. Gruba and I placed him in hand restraints. Howell continued to argue with Officer J. Gruba and I, stating although he had been asked to leave multiple times by staff, they had no right to ask him to leave so he ignored them. Howell stated multiple times that he had lawyers and that we did not know who we were messing with. Howell stated he was going to have our jobs due to the false arrest. I informed Howell that not leaving when asked was an arrestable offense and he was being arrested for trespassing after warning.

Officer C. Scott and I searched Howell incident to arrest. Officer C. Scott stated he found a napkin full of approximately 4-5 multicolored pills in Howell's front right pocket. One of the pills was blue in color and oval in shape, was identified by Officer J. Gruba to be Amphetamine (a controlled substance). Two other pills identified by Officer J. Gruba as Tadalafil were yellow in color and oval shaped. Tadalafil is a prescribed medication not in a prescription container.

Officer C. Scott and I escorted Howell to the rear of my marked Key West Police Department patrol vehicle. When we arrived at the rear of my patrol vehicle Howell became agitated and began to scream about his glasses. I informed Howell that I had his glasses and that he would get them when he arrived at the Monroe County Detention center. I asked Howell to step into the rear of my patrol vehicle and Howell stated he would not. Officer C. Scott and I ordered Howell into the rear of my patrol vehicle, and he stated he was not going to go in and began to resist our attempts to place him in the rear of my patrol vehicle. Howell began to jerk his head back and forth and began to jerk his arms away from us. I performed Key West Police department hollow behind the ear pain compliance technique on Howell and he proceeded forward into the rear of my vehicle. Howell braced and locked his legs outside of my patrol vehicle and refused to completely enter and sit down. Howell stated multiple times he would not get in. I advised Howell multiple times to stop resisting. Officer C. Scott and I warned Howell that he would be tased if he continued his actions. Howell stated he would not comply, and stated Officer C. Scott and I were not

	REPORTING OFFICER NARRATIVE	OCA
Key West Police Department		23-006572
Victim	Offense	Date / Time Reported
Society	DRUG/NARCOTIC VIOLATIONS	Sun 12/03/2023 01:41

strong enough for him. I delivered one 3 sec drive stun from my Key West Police Department issued Taser Seven to Howells mid torso (stomach area). After Howell received the drive stun he complied with our orders to enter the vehicle, and all force ceased.

I called for my supervisor Sergeant Karl Malsheimer to assist at my location.

Sergeant K. Malsheimer arrived, and I advised him of what had occurred. Sergeant K. Malsheimer attempted to speak to Howell, to see if he needed medical attention. Howell began to pray and refused to speak to Sergeant K. Malsheimer.

I transported Howell to the Monroe County Detention center without incident.

Since Maurice Laqis Howell (D.O.B- 08/10/1984) remained at 420 Appelrouth Ln (Mary Ellens Sports Bar) after being asked by management staff multiple times to depart the establishment, and since after Officer Jack Gruba and I asked Howell to leave he again refused my instructions I find Maurice Laqis Howell (D.O.B- 08/10/1984) to be in violation of FSS 810.08 Trespass in structure or conveyance. (1)? Whoever, without being authorized, licensed, or invited, willfully enters or remains in any structure or conveyance, or, having been authorized, licensed, or invited, is warned by the owner or lessee of the premises, or by a person authorized by the owner or lessee, to depart and refuses to do so, commits the offense of trespass in a structure or conveyance.

Since Maurice Laqis Howell (D.O.B- 08/10/1984) refused to leave 420 Appelrouth Ln and resisted my efforts to remove him from the establishment, and since Howell resisted by bracing, pulling away, and fighting Officer Cody Scotts and my efforts to place him in the rear of my patrol vehicle causing me to drive stun him using my Key West Police Department issued Taser Seven to gain compliance, I find Maurice Laqis Howell (D.O.B- 08/10/1984) to be in violation of FSS 843.01-Resisting, obstructing, or opposing by offering or doing violence to legally authorized person, police canine, or police horse. (1)?Whoever knowingly and willfully resists, obstructs, or opposes any officer as defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9); member of the Florida Commission on Offender Review or any administrative aide or supervisor employed by the commission; parole and probation supervisor; county probation officer; personnel or representative of the Department of Law Enforcement; or other person legally authorized to execute process in the execution of legal process or in the lawful execution of any legal duty, by offering or doing violence to the person of such officer or legally authorized person, commits a felony of the third degree.

Since one of the pills Maurice Laqis Howell (D.O.B- 08/10/1984) located on his person, after a search incident to arrest by Officer Cody Scott and myself was identified as Amphetamine a controlled substance, I find Maurice Laqis Howell (D.O.B- 08/10/1984) to be in violation of FSS 893.13 Prohibited acts; penalties- (6)(a) A person may not be in actual or constructive possession of a controlled substance unless such controlled substance was lawfully obtained from a practitioner or pursuant to a valid prescription or order of a practitioner while acting in the course of his or her professional practice or to be in actual or constructive possession of a controlled substance except as otherwise authorized by this chapter. A person who violates this provision commits a felony of the third degree.

Since one of the pills Maurice Laqis Howell (D.O.B- 08/10/1984) located on his person, after a search incident to arrest by Officer Cody Scott and myself was identified as Tadalafil which is a prescribed medication and not in its prescribed container, I find Maurice Laqis Howell (D.O.B- 08/10/1984) to be in violation of FSS (1) A person may not possess, or possess with intent to sell, dispense, or deliver, any habit-forming, toxic, harmful, or new drug

	REPORTING OFFICER NARRATIVE	OCT
		OCA
Key West Police Department		23-006572
Victim	Offense	Date / Time Reported
Society	DRUG/NARCOTIC VIOLATIONS	Sun 12/03/2023 01:41

subject to s. 499.003(32), or prescription drug as defined in s. 499.003(40), unless the possession of the drug has been obtained by a valid prescription of a practitioner licensed by law to prescribe the drug.

My Axon BWC was activated for the incident and later uploaded to Evidence.com

My Axon Fleet In-Car camera was activated for the incident and later uploaded to Evidece.com

I had no further involvement with the incident.

Incident Report Suspect List

Key West Police Department

OCA: 23-006572

1	Name (Last, First,	,					Also I	Cnown	As			П	Home A	ddress ADAMS ST -	334		
^	HOWELL, M	IAURIC	E LAQ	IS									NASHVILLE, TN 37208				
	Business Address													,			
ı	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Ha	ir	Eye	Skin		Driver's	License / State			
	08/10/1984	39	B	M	N	511	20	0 1	BLD	BLK	BLK		1264	02457 TN			
	Scars, Marks, Ta					w.											
	Reported Susp	ect Deta	ail St	spect Ag	ge	R	ace	Sex	Eth	Heigh	Height		Weight		SSN		
	Weapon, Type	Featur	e	Make	;	М	ođel	= -:		Colo	Color Calib		ber Dir of Travel Mode of Travel				
Ì	Veh Yr / Make / N	/lodel		Drs	Style	,	С	olor		Lic Pla	ite / State		- 1	VIN			
_	Notes									P	hysical C	har					

OCA: 23-006572

Property Description					Make			Model		1	Caliber
4263 AXON BWO	2										
Color	Serial No	0.		Value		\$1.00	Qty	1.000	Unit	Jurisdio	ction Locally
Status Evidence		Date 12/03/2023	NIC#		State #	P100		Local #		OAN	Boening
Name (Last, First, Mide	dla	12/03/2023				DOB			Age	Race	Sex
							08/10/		39		
Howell, Maurice Notes	Luqis						<i>U0/1U/</i>	1904	39	В	N
				-	1			Territoria			
Property Description	V G (B				Make			Model			Caliber
AXON FLEET IN				Terr			la.		Territ		
Color	Serial No			Value		\$1.00	Qty	1.000	Unit		ction Locally
Status Evidence		Date 12/03/2023	NIC#		State #			Local #		OAN	
Name (Last, First, Mide	dle)					DOB			Age	Race	Sex
* No name * Notes											
Notes Property Description					Make			Model			Caliber
Notes Property Description AMPHETAMINE Color	Serial No	0.		Value		550.00	Qty	Model	Unit	Jurisdio	ction
Notes Property Description AMPHETAMINE Color Blue Status	Serial No	Date	NIC#	Value		\$50.00	Qty		Unit	Jurisdio	
Notes Property Description AMPHETAMINE Color Blue Status Seized	Serial No		NIC #	Value			Qty	Model 1.000 Local #	Unit GM	Jurisdio	ction Locally
Notes Property Description AMPHETAMINE Color Blue Status Seized Name (Last, First, Midd	Serial No	Date	NIC#	Value		DOB	Qty 08/10/	1.000 Local #	Unit	Jurisdio	ction
Notes Property Description AMPHETAMINE Color Blue Status Seized	Serial No	Date	NIC#	Value		DOB		1.000 Local #	Unit GM	Jurisdic OAN Race	Locally Sex
Notes Property Description AMPHETAMINE Color Blue Status Seized Name (Last, First, Midd Howell, Maurice Notes Property Description	Serial No	Date	NIC#	Value		DOB		1.000 Local #	Unit GM	Jurisdic OAN Race	Locally Sex
Notes Property Description AMPHETAMINE Color Blue Status Seized Name (Last, First, Midd Howell, Maurice Notes	Serial No	Date 12/03/2023	NIC#	Value	State #	DOB		Model 1.000 Local #	Unit GM Age 39	Jurisdio Barrisdio Jurisdio Jurisdio	Sex A
Notes Property Description AMPHETAMINE Color Blue Status Seized Name (Last, First, Mide Howell, Maurice Notes Property Description TADALAFIL Color	Serial No	Date 12/03/2023	NIC #		State #	DOB	08/10/	1.000 Local #	Unit GM Age 39	Jurisdio Barrisdio Jurisdio Jurisdio	Sex A
Notes Property Description AMPHETAMINE Color Blue Status Seized Name (Last, First, Mide Howell, Maurice Notes Property Description TADALAFIL Color Yellow Status	Serial No	Date 12/03/2023 Date			State #	DOB	08/10/	Model 1.000	Unit GM Age 39	Jurisdic B	Sex A

CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

OCA: 23006572

Printed: 12/03/2023 21:00

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

Investigator: SCOTT, CODY (4382)

Date / Time: 12/03/2023 04:55:29, Sunday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: General Supplemental Report

On Sunday, December 3, 2023, at approximately 0150, I (Ofc. C. Scott), responded to back-up Ofc. J. Ramos.

Upon arrival, I observed Ofc. Ramos escorting Maurice Howell from Mary Ellens and it appeared that Howell kept pulling away from Ofc. Ramos.

Ofc. Ramos informed me Howell was under arrest for trespass after warning and I assisted him with the search of Howell's person. During this time Howell continued to tense up and push his body away from the patrol car and became increasingly agitated.

While searching Howell's front right pocket a variety of pills and a paper towel with a red substance were among the items located.

Ofc. Ramos and myself escorted Howell to the rear passenger side of Ofc. Ramos' patrol car. Howell again began to tense up and pull away from me, and in order to maintain control of Howell I placed him against the patrol car while Ofc. Ramos opened the door.

While placing Howell into the patrol car, he continued to lock up his legs in an attempt to keep us from placing him into the car. Howell stated, "I can bench alot, you're not going to get me into the car."

I attempted to utilize a pressure point behind Howell's right ear in order to gain pain compliance, however it was unsuccessful.

I gave Howell a warning that if he did not stop refusing he would be tased. After my verbal warning, Howell continued to push his leg on the rear passenger side door for leverage while he attempted to stand back up.

Ofc. Ramos drew his taser and drive stunned Howell in order to gain compliance.

My BWC was activated and uploaded to evidence.com.

Investigator Signature:

Incident Report Related Property List

Key West Police Department

OCA: 23-006572

	D . D								Territor			
1	Property Description					Make			Model			Caliber
	BWC 4382					AXON			BWC	1111		
	Color	Serial N	lo.		Value			Qty		Unit	Juriso	liction
							\$0.00		1.000) EA		Locally
	Status		Date	NIC#		State #			Local #		OAN	
	Evidence		12/03/2023									
	Name (Last, First, Middle))					DOB			Age	Race	Sex
	* No name *											

Notes