

Response to Resistance Report

Key West Police Department

Case No: 17-5844

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: 11/28/17 3. Time: 0804 4. Location: 3830 N. ROOSEVELT 5. Incident: Drugs
6. Resistance Level 7. Explanation 8. Response Option 9. Explanation
☐ Passive: ☒ Physical Control Take-down
☒ Active: Pulled away / tensing ☐ Non-lethal Weapon
☐ Aggressive: ☐ Deadly Force
☐ Deadly Force:

SUBJECT

10. Last Name: Thomas 11. First: Charles 12. Race: W 13. Sex: M
14. DOB: 12/16/1964 15. Height: 5'8" 16. Weight: 190
17. Did you observe the subject: ☐ No ☒ Yes If NO, explain why in Section 42. If "YES", complete sections 18-22
18. Appeared to be: ☐ Intoxicated ☐ Under the influence of controlled substance ☒ Emotionally / mentally disturbed
19. Injuries: ☐ No ☒ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)
20. Photographed: ☐ No ☒ Yes 21. Treated: ☒ No ☐ Yes By: ☒ EMT/Paramedic on scene ☐ Hospital ☐ Detention

Abrasions

22. Anterior View

Posterior View

OFFICER

23. Officer: Brian Leahy 24. Race: W 25. Sex: M 26. Age: 49 27. Height: 5'10 28. Weight: 215
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 11
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 ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital
34. Response option used by this officer: Take-down

35. Anterior View

Posterior View

Response to Resistance Report (continued)

Key West Police Department

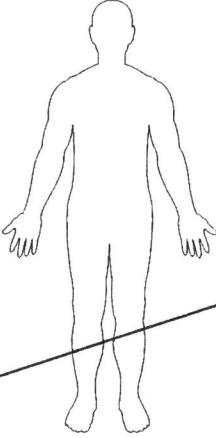
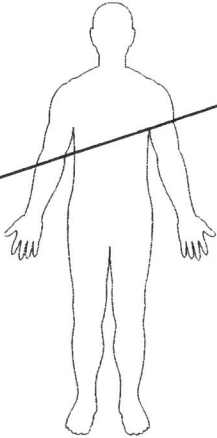
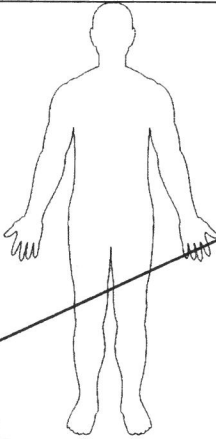
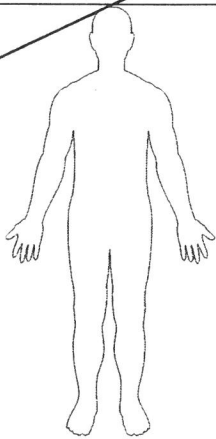
Case No: 17-5844

TASER USE ONLY	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 #												
	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: 11/28/17													
	41. Time: 0105 Hours													
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)													
	43. Did you meet with the Officer: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)													
44. Were you able to locate any independent witnesses: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)														
<table border="1"><thead><tr><th>Name</th><th>Address</th><th>Phone Number</th></tr></thead><tbody><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>			Name	Address	Phone Number									
Name	Address	Phone Number												
45. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes														
FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS														
Sgt. Jason Castillo 2653 11/28/17														
46. Preparing Supervisor's Signature / ID 47. Date														
INT. AFF.	48. Did the review of this incident conclude that use of force was in compliance with Departmental policy? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", complete section 51)													
	Sgt. R. Santos / NY 2935 12/18/17													
49. Signature of Internal Affairs Inspector 50. Date														
51. If section 48 is "No" record the Professional Standards Control Number:														
52. Date Entered:														

Response to Resistance Report (continued)

Key West Police Department

Case No: 17-5844

OFFICER	23. Officer: Kristopher Bouvier				24. Race B	25. Sex M	26. Age: 34	Height: 5'10"	Weight: 290
	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								30. Yrs Exp: 11
	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: Take-down								
OFFICER									
	35. Anterior View				Posterior View				
									
	35. Anterior View				Posterior View				

Monroe County Adult Arrest Form

☒ ARREST
☐ WARRANT
☐ COMPLAINT AFFIDAVIT

KEY WEST PD

ARREST #

OBTS # _____

Filing Agency KEY WEST PD		Case # 17-005844		Doc. Control #		State ID #		FBI		SS #	
Defendant's Last Name THOMAS		First CHARLES		Middle JENNIGS		SUF		Alias		Citizenship UNITED STATES	
Race W	Eth N	Sex M	Hgt 508	Eyes BRO	Hair BRO	Wgt 190	Comp LGT	Age 52	DOB 12/16/1964	Birthplace	Scars, Marks, TT
Facial Hair		Build	Marital St U	Hand Use		Glasses		Speech		Parole/Probation	Language Spoken
Permanent Address 2001 AIRPORT RD S., NAPLES, FL 34112								Phone (Home):		Local Address:	
Email Address								Phone (Cell):		Place of Employment	Occupation
Arrest Location 3820 N. ROOSEVELT BLVD								Area/ <input type="checkbox"/>		Phone (Work):	
Violation Location 3820 N ROOSEVELT BLVD, KEY WEST, FL 33040								Area/ <input type="checkbox"/>		Date/Time of Violation	
										Date/Time Arrested 11/28/2017 01:40	
DL # T520150644560		State FL	Breathalyzer By		Reading	Miranda Advisement		By Whom?		Indication of: Y N UK	
Domestic Violence		Weapon Seized NOT APPLICABLE/NONE		Officer Injured?		Language Spoken?		Caution		Alcohol Influence: <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
										Drug Influence: <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	
Drug Type:		Type:		B-Barbiturate H-Hallucinogen P-Paraphernalia/ U-Unknown		Activity:		Activity:		B-Buy E-Use K-Dispense/	
				N-N/A C-Cocaine M-Marijuana Equipment Z-Other						N-N/A T-Traffic M-Manufacture/ Distribute	
				A-Amphetamine E-Heroin O-Opium S-Synthetic						P-Possess A-Smuggle Produce/ Z-Other	
										S-Sell D-Deliver Cultivate	

Defendant's Vehicle Make:	Type:	Year:	Color:	Vehicle Registration State:
VIN #	Tag #		Vehicle Tag Expiration:	
Vehicle Status:		Other identifiers or remarks:		

CODEFENDANT: ADDRESS PHONE # RACE SEX DOB

COUNT	OFFENSES CHARGE	Statute	Warrant #	Court Date and Time	Citation #
1/M	RESIST / OBSTRUCT OFFICER W/O VIOLENCE	843.02			

Before me this date personally appeared who being first duly sworn deposes and says that on the
at 3820 N ROOSEVELT BLVD, KEY WEST, FL 33040
the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows
On November 28, 2017, at approximately 0105 hours, Officer Leahy and I, Officer Perez responded to 3820 N. Roosevelt Blvd. (24 North) in
reference to a suspicious person jumping in and out of traffic.

Upon arrival, we met with Sgt. Castillo and Office Bouvier, who had located the suspicious person, a white male later identified as Charles

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE

APPROVING SUPERVISOR

DIVISION / UNIT

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally
known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA

Monroe County Adult Arrest Form

KEY WEST PD

ARREST #

OBTS # _____

Jennings Thomas. (Arrestee)

Officer Bouvier told Thomas to keep his hands out of his pockets, to which Thomas did not comply, Thomas, again, went to reach into his left pants pocket. Officer Bouvier, again, told Thomas not to reach into his pocket. Thomas disregarded Officer Bouvier's lawful command and kept reaching into his pants pocket.

At this point, Officer Bouvier took hold of Thomas' right wrist and Officer Leahy took hold of Thomas' left wrist to place Thomas into custody for disobeying a lawful command. Thomas tensed his body and attempted to pull both hands forward, resisting their attempts to take him into custody.

Officer Bouvier and Officer Leahy, subsequently took Thomas to the ground in a controlled manner. Officer Bouvier handcuffed Thomas. Thomas was brought to his feet and I conducted a search of Thomas' person.

Thomas sustained two abrasions, one on his right knee and one on his left knee, from when he was taken to the ground. Officer Leahy, photographed Thomas' injuries. Thomas refused medical attention at the scene.

Based on the facts and evidence, I believe there is probable cause, that on 11/28/2017, Charles Jennings Thomas, did knowingly and intentionally disobey Officer Bouvier's lawful commands violating FSS 843.02 resisting without violence.

We transported Thomas to Monroe County Detention Center.

The incident was captured on Officer Leahy's BWC and incar camara.

I swear the above statement is correct and true to the best of my knowledge and belief.

OFFICER/ELECTRONIC SIGNATURE _____

APPROVING SUPERVISOR _____

DIVISION / UNIT _____

STATE OF FLORIDA COUNTY OF MONROE

The foregoing instrument was acknowledged before me this _____ day of _____, (year) _____, who is personally known to me or who has produced (ID Type) Police as identification and who DID take an oath.

SIXTEENTH JUDICIAL COURT
MONROE County
State of FLORIDA

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 17-005844

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

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 17-005844

Key West Police Department

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA

17-005844

Victim

SOCIETY, SOCIETY

Offense

RESIST ARREST / ESCAPE

Date / Time Reported

Tue 11/28/2017 01:05

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Upon arrival, we met with Sgt. Castillo and Office Bouvier, who had located the suspicious person, a white male later identified as Charles Jennings Thomas. (Arrestee)

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Incident Report Suspect List

Key West Police Department

OCA: 17-005844

1	Name (Last, First, Middle) <i>THOMAS, CHARLES JENNINGS</i>						Also Known As			Home Address <i>2001 AIRPORT RD S. NAPLES, FL 34112</i>																																										
	Business Address																																																			
	DOB <i>12/16/1964</i>	Age <i>52</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>508</i>	Wgt <i>190</i>	Hair <i>BRO</i>	Eye <i>BRO</i>	Skin <i>LGT</i>	Driver's License / State. <i>T520150644560 FL</i>																																									
	Scars, Marks, Tattoos, or other distinguishing features																																																			
<table border="1"> <tr> <td colspan="2"><i>Reported Suspect Detail</i></td> <td colspan="2">Suspect Age</td> <td>Race</td> <td>Sex</td> <td>Eth</td> <td colspan="2">Height</td> <td colspan="2">Weight</td> <td colspan="2">SSN</td> </tr> <tr> <td>Weapon, Type</td> <td colspan="2">Feature</td> <td colspan="2">Make</td> <td colspan="2">Model</td> <td colspan="2">Color</td> <td>Caliber</td> <td colspan="3">Dir of Travel</td> </tr> <tr> <td colspan="3">VehYr/Make/Model</td> <td>Drs</td> <td colspan="2">Style</td> <td colspan="2">Color</td> <td colspan="2">Lic/St</td> <td colspan="3">VIN</td> </tr> </table>														<i>Reported Suspect Detail</i>		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		
<i>Reported Suspect Detail</i>		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																																													

Incident Report Related Property List

Key West Police Department

OCA: 17-005844

1	Property Description PHOTOS 3834				Make		Model		Caliber		
Color		Serial No.		Value \$1.00		Qty 3.000		Unit		Jurisdiction Locally	
Status Evidence		Date 11/28/2017		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) Society, Society						DOB / /		Age 0		Race	
										Sex	

Notes

2	Property Description BWC 2965				Make		Model		Caliber		
Color		Serial No.		Value \$1.00		Qty 1.000		Unit		Jurisdiction Locally	
Status Evidence		Date 11/28/2017		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) Society, Society						DOB / /		Age 0		Race	
										Sex	

Notes

3	Property Description INCAR CAMARA 2965				Make		Model		Caliber		
Color		Serial No.		Value \$1.00		Qty 1.000		Unit		Jurisdiction Locally	
Status Evidence		Date 11/28/2017		NIC #		State #		Local #		OAN	
Name (Last, First, Middle) Society, Society						DOB / /		Age 0		Race	
										Sex	

Notes