

Response to Resistance Report

Key West Police Department

Case No:

20-5169

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: 12/17/2020

3. Time: 1528Hrs

4. Location: 1890 N Roosevelt Bd

5. Incident: Theft, Resisting

6. Resistance Level

7. Explanation

8. Response Option

9. Explanation

☐ Passive:

☒ Active:

☐ Aggressive:

☐ Deadly Force:

☒ Physical Control

☐ Non-lethal Weapon

☐ Deadly Force

Redirect to ground

Fleeing on foot

10. Last Name:

11. First

12. Race: W

13. Sex: M

14. DOB: 5/12/2006

15. Height: 5'07"

16. Weight: 130

17. Did you observe the subject: ☐ No ☒ Yes

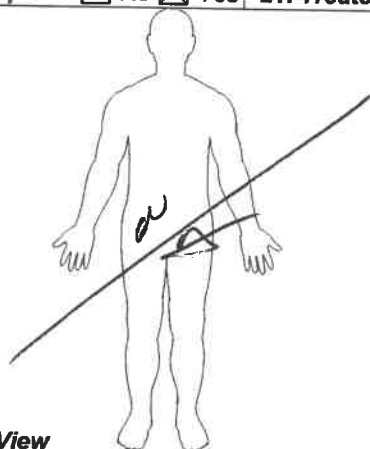
If NO, explain why in Section 42. If "YES", complete sections 18-22

18. Appeared to be: ☐ Intoxicated ☐ Under the influence of controlled substance ☐ Emotionally / mentally disturbed

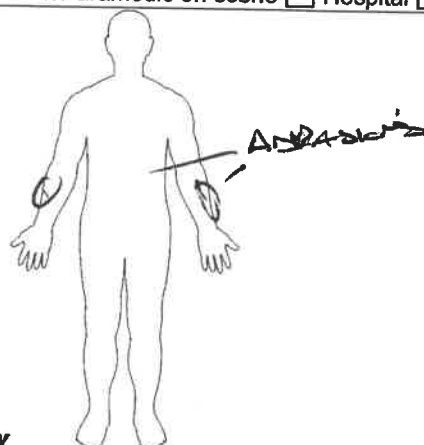
19. Injuries: ☐ No ☒ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)

20. Photographed: ☐ No ☒ Yes 21. Treated: ☐ No ☒ Yes By: ☒ EMT/Paramedic on scene ☐ Hospital ☐ Detention

SUBJECT



22. Anterior View



Posterior View

OFFICER

23. Officer: Brett DeHanas

24. Race : W

25. Sex: M

26. Age: 28

27. Height : 5'10"

28. Weight: 150

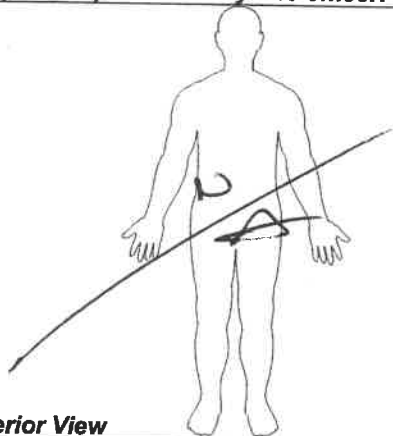
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes

30. Yrs Exp: 41/2

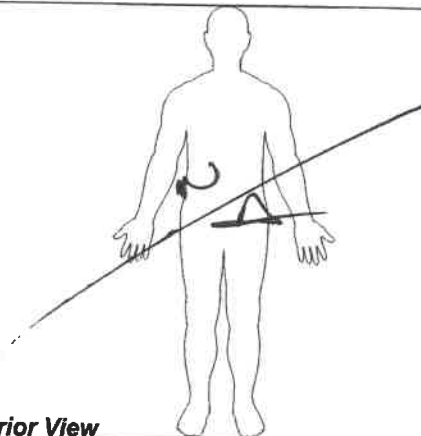
31. Injuries: ☒ No ☐ Evident ☐ Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 35)

32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital

34. Response option used by this officer: Taser Usage



35. Anterior View



Posterior View

Response to Resistance Report (continued)

Key West Police Department

Case No: 20-5169

TASER USE ONLY	36. TASER® device	37. TASER® device serial #											
	TASER®Cam serial # <u>n/a</u>	TASER®Cam serial #											
	Cartridge 1 serial # <u>n/a</u>	Cartridge 1 serial #											
	Cartridge 2 serial # <u>N/A</u>	Cartridge 2 serial #											
	Number of cycles: <u>2</u>	Number of cycles:											
	Type of contact: <input type="checkbox"/> Probe <input checked="" type="checkbox"/> COPS <input type="checkbox"/> Drive Stun	Type of contact: <input type="checkbox"/> Probe <input type="checkbox"/> COPS <input type="checkbox"/> Drive Stun											
	Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No	Did probes penetrate skin: <input checked="" 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: <u>12/17/20/2020</u>												
	41. Time: <u>1625 Hrs</u>												
	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" style="width: 100%; border-collapse: collapse;"><thead><tr><th style="width: 33%;">Name</th><th style="width: 33%;">Address</th><th style="width: 33%;">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													
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)												
	46. Preparing Supervisor's Signature / ID <u>Sgt. Pablo Rodriguez 2298</u>												
	47. Date <u>12/17/2020</u>												
49. Signature of Internal Affairs Inspector <u>[Signature]</u>													
50. Date <u>12/28/2020</u>													
51. If section 48 is "No" record the Professional Standards Control Number:													
52. Date Entered:													

INCIDENT DATA

MO

VICTIM

OTHERS
INVOLVED

**P
R
O
P
E
R
T
Y**

Status

R_CS1IBR

Sys#: 143028

12/28/2020 13:16

Incident Report Additional Name List

Key West Police Department

OCA: 20-005169

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 4					W	M
Address : , KEY WEST, FL 33040-						
Empl/Addr Student, 2100 Flagler Ave						
B: - -						
Mobile #: - -						

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 20-005169

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

RODRIGUEZ, P.D. (2298), SMITH, R. (2935), CALVERT, T.P. (3222), ANGLIN, A.J. (2865), KOURI, G.A. (3737), AGLEEV, D. (4007)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

OCA
20-005169
Date / Time Reported
Thu 12/17/2020 15:28

Victim	Offense
	INCIDENT REPORT

START OF REPORT

On 12/17/2020, at 1528HRS, I (Ofc. B. DeHanas) responded to a report of theft at 1890 North Roosevelt Boulevard (Circle K).

INCIDENT

This incident involves (JUVENILE). . . natched the description of an individual who stole several nicotine products from Circle K.

Ofc. G. Kouri and I were on a meal break at Miami Subs (1800 North Roosevelt Boulevard) when I heard the call come over Key West Police Department Communications (COMM 1). We immediately got up and asked staff at Miami subs if we could go through the back of Miami Subs as COMM 1 advised the individuals who stole the merchandise went around the back of Circle K near Miami Subs toward 1200 First Street (George Allen Apartments). COMM 1 advised that we would be looking for a couple of white juveniles and that one was shirtless with blonde hair.

Ofc. G. Kouri and I walked through the middle of the George Allen Apartments complex. I walked almost toward the south end of the complex (near Fogarty Avenue). As I scanned the area for the individuals matching the description of the theft, I saw a white male matching the description COMM 1 previously provided. I saw a white male who was shirtless and had blonde hair. The white male was later identified as . . . was with a group of several other males. . . and the group of males started to walk away as I got closer. I told the group of males to stop as I got closer as they started to walk away.

. . . and the group of males started to run toward Fogarty Avenue. I pursued . . . on foot as the rest of the group dispersed in separate directions. I pursued . . . east on Fogarty Avenue, south on First Street, east on Harris Avenue, west on Harris Street and the chase concluded as I followed . . . north on George Street. It should be noted that . . . tripped and fell on the asphalt during the foot chase on Harris Avenue. I caught up to . . . on George Street as CPT Smith was able to maneuver his patrol car to block . . . from continuing north on George Street. I grabbed . . . in order to gain positive control of him and place handcuffs on him. . . pulled away and attempted to continue running north on George Street. I went to grab . . . again. In the course of trying to grab . . . (as was attempting to flee on foot), I ended up grabbing him and redirecting him to the ground.

Throughout the duration of the foot chase, I informed . . . that I was going to use my TASER device on him if he didn't stop. I repeatedly told . . . to stop during the foot chase.

I noticed that . . . had some abrasions on his left arm. . . stated he wasn't hurt and didn't want rescue to provide aid to him. However, in an abundance of caution, I asked for rescue to respond to the scene.

I informed SGT P. Rodriguez that he would need to respond to the scene.

. . . had a grayish-green hoodie with him.

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim

Offense

INCIDENT REPORT

OCA

20-005169

Date / Time Reported

Thu 12/17/2020 15:28

Ofc. G. Kouri told me she read his Miranda Rights and that he was willing to speak.

told me the following: He was sitting at the park and his hoodie was gone. Two kids came up and threw the hoodie on him. He saw the officer and took off running because if he got caught with it (stolen merchandise) he would have got in trouble. He just tried to make a run for it and knows he did a bad thing.

I asked why he ran from us. He stated the following: Because he had "it" on him and in his possession. He also stated he does not know who put the hoodie on him.

I went to meet with Ofc. T. Calvert, who was with another juvenile, told me he had nothing to do with this incident and that he just ran because everyone else in the group ran. I collected his information and released him.

I went to Circle K to obtain video footage of this incident. I viewed the video footage. The individual that took the merchandise from the Circle K, took it directly off the main checkout counter. However, this individual did not match the description of . The individual in the video had dark gray shorts on and a grayish-green hoodie. It also appeared to be a white individual. There also appeared to be a black individual with him. Once the white male took the merchandise off the counter, they both left the store and headed west through the parking lot of Circle K.

The Circle K manager (Lashay) originally stated she wanted to pursue charges. However, she ultimately decided she wanted to have respassed. I also returned the stolen merchandise to Circle K.

I went back to and released him to his father.

I later informed Ofc. J. Del Cid via email about this incident.

I did not take photographs of 's injuries.

My AXON Body Worn Camera (BWC) was activated during this incident. I later uploaded my BWC footage onto the Key West Police Department AXON Server.

END OF REPORT

CASE SUPPLEMENTAL REPORT

Printed: 12/28/2020 13:16

Key West Police Department

OCA: 20005169

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

Case Status: INFORMATION ONLY

Case Mng Status: NA

Occurred: 12/17/2020

Offense: INCIDENT REPORT

Investigator: KOURI, GABRIELLA A (3737)

Date / Time: 12/17/2020 18:38:27, Thursday

Supervisor: VAZQUEZ, BILLY (3467)

Supervisor Review Date / Time: 12/17/2020 23:54:25, Thursday

Contact:

Reference: General Supplemental Report

On December 17th, 2020, Ofc. B Dehanas and I (Ofc. G Kouri), responded to George Allen Apartments (1200 1st Street, Key West, FL), to attempt to locate several juveniles who had just stolen several nicotine items from Circle K (1890 North Roosevelt Boulevard, Key West, FL). Key West Dispatch advised we would be looking for a white juvenile male with no shirt on and a Hispanic juvenile male.

Upon arrival at George Allen, Ofc. Dehanas and I located several juvenile subjects congregating by the "H" building. Ofc. Dehanas and I approached the juveniles and 2 of the male subjects took off running East on Fogarty Street. A white male with blonde hair (later identified as) and another male subject (later identified as) both began fleeing on foot running East on Fogarty towards 1st Street. stopped running and was detained at 1st and Fogarty Street. I turned over to Ofc. Calvert and continued running South on 1st Street to attempt to detain who was still fleeing from Ofc. Dehanas. I was able to engage in the foot pursuit at 1st Street and Harris Avenue continued running West on Harris Street towards George Street. turned right on George Street running North on George. Ofc. Dehanas was able to detain on the corner of George and Seminary Street. was immediately placed into handcuffs due to the fact that he was actively resisting our very loud and clear verbal commands to stop fleeing. had a rolled-up hoodie with him. I saw several nicotine items rolled up in the hoodie pocket. I had get off his stomach and sit up straight so I can observe his person for injuries. had several scrapes on his upper body area. fell on the ground while he was actively fleeing on Harris Avenue and was able to get up and continue fleeing on foot. I observed several other nicotine items in right pant pocket.

Ofc. Dehanas asked Key West Dispatch to dispatch an ambulance to our location to evaluate minor injuries. Key West Rescue responded and cleaned up scrapes. stated he did not steal the nicotine items and stated he was set up. stated he left his hoodie at the park at George Allen and some unknown kid threw his hoodie back at him stated when we walked up to him, he began to flee the scene on foot because he was nervous. Ofc. Dehanas responded to Circle K to meet with the store clerk and to gather further information. Ofc. Dehanas stated he watched the video footage and was not the one who actually took the items from the store. Ofc. Dehanas stated the store manager, Lashae, did not want to pursue criminal charges. Lashae wished to trespass from every single Circle K store in Key West.

I contacted father, responded to the scene and was informed of the incident that took place. was turned over to his father.

This report is for documentation purposes only. My body worn camera was active during my entire investigation.

Investigator Signature

Supervisor Signature