

# Response to Resistance Report

Key West Police Department

Case No: 20-5324

## 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: 12/27/20 3. Time: 0545 4. Location: 1118 Fleming St. 5. Incident type: Resisting W/V

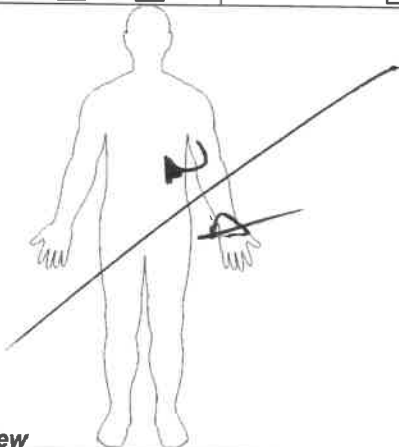
6. Resistance Level 7. Explanation 8. Response Option 9. Explanation

- ☐ Passive: ☐ Physical Control Take-down  
☒ Active: Pulled Away ☐ Non-lethal Weapon  
☒ Aggressive: Pushed Officer ☐ Deadly Force  
☐ Deadly Force:

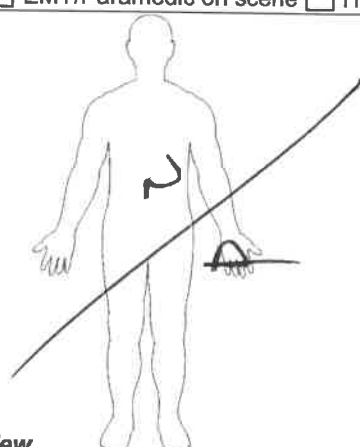
SUBJECT

10. Last Name: Moradel 11. First: Christian 12. Race: White 13. Sex: Male  
 14. DOB: 1/24/88 15. Height: 5'06" 16. Weight: 165  
 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

22. Anterior View



Posterior View



OFFICER

23. Officer: N. Howell 24. Race: W 25. Sex: M 26. Age: 31 27. Height: 6'01' 28. Weight: 225

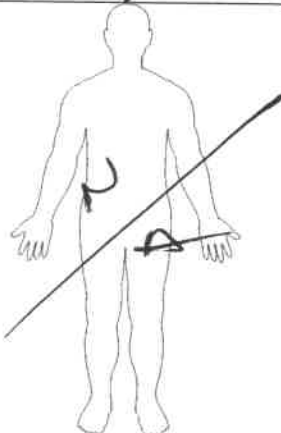
29. Duty Status: ☒ On-duty ☐ Off-duty ☐ Extra duty employment ☒ Uniformed ☐ Plain clothes 30. Yrs Exp: 1

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

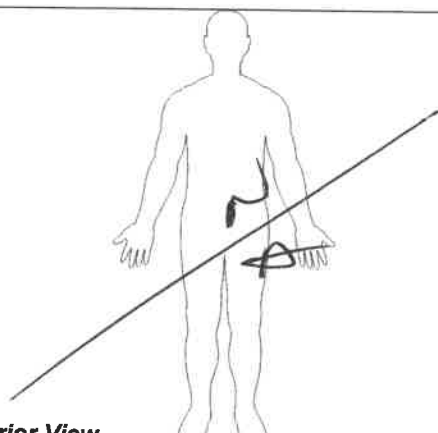
32. Photographed: ☒ No ☐ Yes 33. Treated: ☒ No ☐ Yes By: ☐ EMT/Paramedic on scene ☐ Hospital

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:

20-5324

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: 12/27/20		41. Time: 5:55 AM	
	42. Did you respond to the scene: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	43. Did you watch all relevant videos associated with the use of force? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	44. Did you meet with the Officer(s): <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "No", explain why)			
	45. During your review did you find any potential policy violations or training issues associated with the incident? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	46. Were you able to locate any independent witnesses: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," list below)			
	Name		Address	
INT. AFF.	47. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		Sgt. Pablo Rodriguez 2298	
	FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS		12/30/2020	
	50. 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		48. Preparing Supervisor's Signature / ID	
	53. If section 48 is "No" record the Professional Standards Control Number:		49. Date	
		51. Signature of Internal Affairs Inspector		
		52. Date		
		54. Date Entered:		

# INCIDENT/INVESTIGATION REPORT

I N C I D E N T  D A T A	Agency Name <b>Key West Police Department</b>		REPORT		Case# <b>20-005324</b>	
	ORI <b>FL0440100</b>				Date / Time Reported <b>12/27/2020 04:34 Sun</b>	
	Location of Incident <b>1118 FLEMING ST, Key West FL 33040-</b>		Premise Type <b>Hotel / Motel Other</b>	Beat/GP <b>B3, GPB3</b>	Last Known Secure <b>12/27/2020 04:34 Sun</b>	
					At Found <b>12/27/2020 04:34 Sun</b>	

D E T A I L S	#1	Crime Incident(s) <b>Disorderly Conduct DCA</b>	(Com)	Weapon / Tools <b>NOT APPLICABLE/NONE</b>				Activity	
				Entry	Exit		Security		
	#2	Crime Incident <b>Resist Arrest / Escape XOM</b>	(Com)	Weapon / Tools				Activity	
				Entry	Exit		Security		
	#3	Crime Incident	( )	Weapon / Tools				Activity	
				Entry	Exit		Security		

V I C T I M	# of Victims <b>1</b>		Type: <b>SOCIETY/PUBLIC/STATE</b>		Injury:		Domestic: <b>N</b>	
	V1	Victim/Business Name (Last, First, Middle) <b>Society</b>			Victim of Crime # <b>1, 2</b>	DOB <b>Age</b>	Race	Sex
	Home Address			Home Phone				
	Employer Name/Address			Business Phone		Mobile Phone		
	VYR	Make	Model	Style	Color	Lic/Lis	VIN	
	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim) Type: Injury:							

O T H E R S	Code	Name (Last, First, Middle)	Victim of Crime #	DOB <b>Age</b>	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
	Home Address							Home Phone	
	Employer Name/Address							Business Phone	
	Type: Injury:								
	Code	Name (Last, First, Middle)	Victim of Crime #	DOB <b>Age</b>	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
	Home Address							Home Phone	

I N V O L V E D	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 From/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
		35	EVID	\$0.00		3			
		35	EVID	\$0.00		3			
		35	EVID	\$0.00		1			

P R O P E R T Y	Officer/ID# <b>HOWELL, WILLIAM N (4059)</b>		Invest ID# <b>(0)</b>		Supervisor <b>VAZQUEZ, BILLY (3467)</b>	
	Complainant Signature		Case Status <i>Cleared By Arrest</i>		Case Disposition: <i>Cleared By Arrest</i>	
			<b>12/27/2020</b>		<b>12/27/2020</b>	
					<b>Page 1</b>	

# Incident Report Additional Name List

Key West Police Department

OCA: 20-005324

## Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	SMITH, TIMOTHY		12/27/1964	56	W	M
Address	634 LOUISA STREET Apt. 3, KEY WEST, FL 33040-		H:	-	-	
Empl/Addr			B:	-	-	
			Mobile #:	-	-	

# INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 20-005324

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

*MALAK, T.J. (4045), HAM, R. (4009)*

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

Key West Police Department

OCA

20-005324

Victim

Society

Offense

DISORDERLY CONDUCT

Date / Time Reported

Sun 12/27/2020 04:34

On Friday, 12/27/2020 at approximately 0434 hours, Ofc. Ham and I (Ofc. Howell) were dispatched to 1118 Fleming Street (Alexander's Guesthouse) regarding a possible suspicious incident call.

As Ofc. Ham and I arrived, we encountered Curtis A. Perry (DOB: 03/07/1982, Arrestee) who was extremely intoxicated and yelling in the center of the premises, near the pool. Ofc. Ham and I also encountered Christian J. Moradel (DOB: 01/24/1988, Arrestee) who was extremely intoxicated. Perry and Moradel were arguing and yelling at one another. Moradel had a three-inch-long and half-inch-wide red mark on his left temple, as if he were struck. Moradel refused to explain what occurred or how he received the red mark. Perry and Moradel refused medical attention. Perry and Moradel refused to explain who struck Moradel.

Perry and Moradel were shouting at one another and running aimlessly around the property. Several guests came out and complained, stating the two had been yelling and arguing loudly for over an hour, at this point. Perry and Moradel knocked on a random door and woke up two female guests. Perry and Moradel stated they lost the room key and refused to look for it. I contacted the property manager, Timothy Smith (DOB: 12/27/1964, Witness) to open the room. Smith arrived on scene at approximately 0515 hours. Smith opened the hotel room and instructed Perry and Moradel to return to their room. Smith told Perry and Moradel that if he received any other complaints, they were going to be evicted. Perry and Moradel returned to their room for approximately five minutes. As Ofc. Ham and I were walking around the corner to leave, we heard Perry and Moradel leave their room and continue yelling. Smith stated he wanted Perry and Moradel off the property. I informed Perry and Moradel that they needed to pack their belongings and leave the property. Perry and Moradel argued with Ofc. Ham and I but eventually started packing. Perry and Moradel took approximately twenty to thirty minutes to pack up and leave the property. Perry and Moradel stopped just outside the gate of the hotel and refused to leave. Ofc. Ham and I requested that Perry and Moradel find another hotel and call a taxi or Uber. Perry and Moradel refused, again arguing with Ofc. Ham and I for approximately ten minutes. Smith was standing on the front steps and witnessed the entire incident. I asked Smith if he would provide a signed witness statement form. Smith stated yes, happily.

Ofc. Ham placed Perry in hand cuffs and walked Perry to his patrol vehicle. Ofc. Ham transported Perry to Monroe County Detention Center, without incident.

I attempted to place Moradel in hand cuffs and Moradel pulled away from me. Moradel attempted to straighten his arms while pulling away from me. Moradel spun around to face me and attempted to push me to the ground. Moradel suddenly and swiftly attempted to pull his arm away. Given these circumstances and Moradel's level of resistance rising, I performed a take down and guided Moradel to the ground in a controlled manner. I attempted to grab Moradel's shirt collar however, due to Moradel struggling with me, I could only grab the back of his neck as I performed the technique. Moradel continued to physically resist until Ofc. Ham assisted in restraining Moradel. I placed Moradel in handcuffs. I transported Moradel to Monroe County Detention Center, without incident.

Ofc. Ham was given a witness statement by Smith. Smith's statement included that Perry and Moradel were asked to leave the property because they were disturbing other guests in the house. Smith's statement included that Ofc. Ham and I escorted Perry and Moradel off the property, but they continued to be disruptive in front of the guesthouse. Smith's statement included that Perry and Moradel argued with Ofc. Ham and I for quite a while, causing other guests to come out and complain.

Moradel refused to identify himself on scene, during the transport and upon arrival to Monroe County Detention Center. Perry provided Moradel's information after the fact, which was verified by Dispatch.

**REPORTING OFFICER NARRATIVE***Key West Police Department*

Victim <i>Society</i>	Offense <i>DISORDERLY CONDUCT</i>	OCA <i>20-005324</i>
		Date / Time Reported <i>Sun 12/27/2020 04:34</i>

Based on the facts and evidence, I believe there is probable cause that on 12/27/2020, Christian J. Moradel did knowingly and intentionally violate F.S.S. 877.03 Disorderly Conduct, by purposely disturbing the peace by yelling and screaming at an early hour of the morning, disturbing other guests at the hotel, after being warned several times.

Based on the facts and evidence, I believe there is probable cause that on 12/27/2020, Christian J. Moradel did knowingly and intentionally violate F.S.S. 843.01 Resisting with Violence, by purposely attempting to struggle away from me and push me as I detained him while I engaged in my legal, lawful duties as a uniformed law enforcement officer.

Based on the facts and evidence, I believe there is probable cause that on 12/27/2020, Christian J. Moradel did knowingly and intentionally violate F.S.S. 843.02 Resisting Officer without Violence, by purposely refusing to identify himself, while Ofc. Ham and I were engaged in our legal, lawful duties as uniformed law enforcement officers.

Moradel appeared to be under the influence of alcohol. Moradel's speech was slurred, and his eyes were bloodshot. Moradel's breath had the odor of alcoholic intoxicants.

My BWC was activated for arrest, subsequent search and transportation. I uploaded the videos to Evidence.com. My In-car COBAN was malfunctioning and would not stay activated. I notified Dispatch before transporting Moradel to Monroe County Detention Center.

At this time, no further information.

# Incident Report Suspect List

Key West Police Department

OCA: 20-005324

1	Name (Last, First, Middle) <b>MORADEL, CHRISTIAN JESUS</b>						Also Known As				Home Address <b>2273 COTTAGEFIELD LN LELAND, NC 28451</b>																																							
	Business Address <b>UNKNOWN, UNKNOWN</b>																																																	
	DOB <b>01/24/1988</b>	Age <b>32</b>	Race <b>W</b>	Sex <b>M</b>	Eth <b>H</b>	Hgt <b>506</b>	Wgt <b>165</b>	Hair <b>BLK</b>	Eye <b>BRO</b>	Skin <b>LBR</b>	Driver's License / State. <b>NC</b>																																							
	Scars, Marks, Tattoos, or other distinguishing features																																																	
<b>Reported Suspect Detail</b> <table border="1"> <tr> <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 colspan="2">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="2">Dir of Travel</td> </tr> <tr> <td colspan="2">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="2">VIN</td> <td colspan="2">Mode of Travel</td> </tr> </table>														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		Mode of Travel	
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VehYr/Make/Model		Drs	Style		Color		Lic/St		VIN		Mode of Travel																																							
Notes																																																		
Physical Char																																																		
2	Name (Last, First, Middle) <b>PERRY, CURTIS ALONZO</b>						Also Known As				Home Address <b>2273 COTTAGEFIELD LN LELAND, NC 28451</b>																																							
	Business Address <b>UNKNOWN, UNKNOWN</b>																																																	
	DOB <b>03/07/1982</b>	Age <b>38</b>	Race <b>B</b>	Sex <b>M</b>	Eth <b>N</b>	Hgt <b>504</b>	Wgt <b>165</b>	Hair <b>BLK</b>	Eye <b>BRO</b>	Skin <b>LBR</b>	Driver's License / State.																																							
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Physical Char																																																		



**CASE SUPPLEMENTAL REPORT**

Printed: 01/05/2021 09:06

Key West Police Department

OCA: 20005324

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

Case Status: *CLEARED BY ARREST*Case Mng Status: *NA*Occurred: *12/27/2020*Offense: *DISORDERLY CONDUCT*Investigator: *HAM, RANDOLPH (4009)*Date / Time: *12/27/2020 08:10:51, Sunday*Supervisor: *RODRIGUEZ, PABLO D (2298)*Supervisor Review Date / Time: *12/27/2020 14:23:48, Sunday*

Contact:

Reference: *General Supplemental Report*

On December 27, 2020 at approximately 0437 hours, I, Ofc. S. Ham was dispatched to 1118 Fleming St. (Alexander's house), reference a suspicious incident.

Upon arrival, there was a female at the front gate who let me in to the hotel. The female stated there was a male that was there earlier but had already left. She stated the two males in the pool knocked on their room door asking for help. She stated she did not see anything else that occurred but heard a lot of noise coming from outside by the pool.

I went to the pool area at the rear of the property to find one male (Curtis Perry) naked in the jacuzzi and another naked male (Christian Moradel) by the bar. I asked both Perry and Moradel to put their clothes on. I asked Perry to tell me what was going on. Perry stated nothing happened and didn't know why we were there. I told Perry that one of the two of them had knocked on the lady's door asking them for help. Perry denied ever doing so.

The female sitting by the jacuzzi with Perry stated she believed the male that left might have assaulted the two. The female stated she did not see anything outside and only reason why she was there was because they knocked on her door.

Both Moradel and Perry stated nothing happened and they did not know why we were there. Perry was being very loud and obnoxious in the back of the property causing a scene. Neither Perry or Moradel could locate their room keys and in the process of trying to get them back in their rooms they woke up the neighbor. The neighbor came outside telling Ofc. W. Howell and I that these two have been making a lot of noise and disrupting them trying to sleep.

One of the ladies assisted Ofc. Howell in finding a number for the property manager to come out and bring a spare key. The manager (Timothy Smith) arrived on scene and asked for their names to verify that they were staying at the hotel. Smith was able to verify and provide Perry and Moradel with a second room key and opened their room for them. Perry and Moradel were both asked to go inside their room for the rest of the evening and quiet down otherwise they were going to be evicted. Perry and Moradel stated they understood and went inside their room.

Ofc. Howell and I walked out to the front of the property with Smith and while speaking with him, Perry and Moradel began talking loudly and causing enough of a scene to wake up the neighbor again and he came outside. When Smith saw they were not going to quiet down and that they were going to continue to disrupt the other guest, he decided to evict them.

Ofc. Howell and I explained to Perry and Moradel that they were being evicted and had a reasonable time to pack their belongings and leave the property. Moradel continued to try and call his cousin instead of packing his belongings. It

Investigator Signature

Supervisor Signature

# CASE SUPPLEMENTAL REPORT

Printed: 01/05/2021 09:06

Key West Police Department

OCA: **20005324**

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

Case Status: *CLEARED BY ARREST*

Case Mng Status: *NA*

Occurred: *12/27/2020*

Offense: *DISORDERLY CONDUCT*

Investigator: *HAM, RANDOLPH (4009)*

Date / Time: *12/27/2020 08:10:51, Sunday*

Supervisor: *RODRIGUEZ, PABLO D (2298)*

Supervisor Review Date / Time: *12/27/2020 14:23:48, Sunday*

Contact:

Reference: *General Supplemental Report*

took Moradel and Perry approximately 20-30 minutes to pack their belongings and exit the property.

Ofc. Howell and I were standing on the sidewalk in front of the property trying to assist Moradel and Perry in finding another hotel to go to. Moradel and Perry continued to yell and scream at Ofc. Howell and I. Moradel was screaming saying he was not going to leave and that he could sleep there on the sidewalk. Smith was standing out front of the Alexander's House and told Ofc. Howell that Moradel and Perry were still disrupting their guests.

Smith agreed to fill out a sworn witness statement.

I handcuffed Perry without incident. While handcuffing Perry, Moradel began fighting with Ofc. Howell. Ofc. Howell escorted Moradel to the ground and waited for me to sit Perry down before handcuffing Moradel.

I provided Smith with a Key West Police Department Sworn written statement to be filled out and Smith did so.

I transported Perry to Monroe County Detention Center without incident.

I submitted the written statement to the Key West Police Department Records division.

My Axon BWC was activated and upload. My Coban was activated during transport and uploaded.

Investigator Signature

Supervisor Signature