

Response to Resistance Report

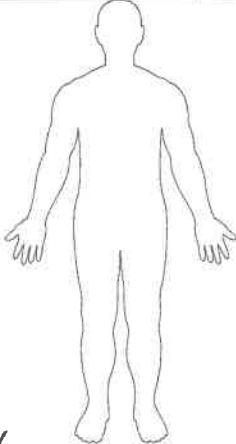
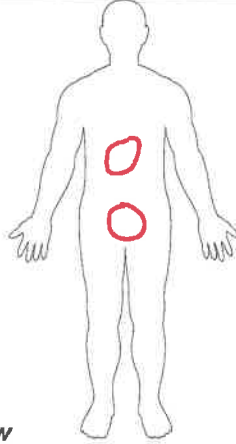
Key West Police Department

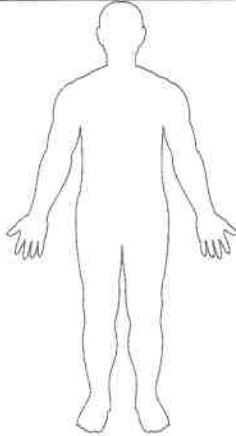
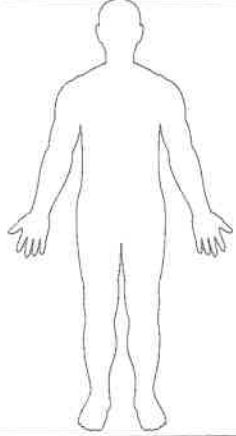
Case No: 21-3210

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: 05/25/2021	3. Time: 2240 Hrs	4. Location: 202 Duval St.	5. Incident type: S36B
	6. Resistance Level	7. Explanation	8. Response Option	9. Explanation
	<input checked="" type="checkbox"/> Passive:	IGNORED VERBAL COMMAN	<input type="checkbox"/> Physical Control	
	<input checked="" type="checkbox"/> Active:	BATTERING A PERSON	<input checked="" type="checkbox"/> Non-lethal Weapon	TASER PROBE DEPLY
	<input type="checkbox"/> Aggressive:		<input type="checkbox"/> Deadly Force	
	<input type="checkbox"/> Deadly Force:			

SUBJECT	10. Last Name: Connolly	11. First: Paul	12. Race: W	13. Sex: M
	14. DOB: 09/01/1990	15. Height: 5'09"	16. Weight: 220 lbs	
	17. Did you observe the subject: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If NO, explain why in Section 42. If "YES", complete sections 18-22			
	18. Appeared to be: <input checked="" type="checkbox"/> Intoxicated <input type="checkbox"/> Under the influence of controlled substance <input type="checkbox"/> Emotionally / mentally disturbed			
	19. Injuries: <input type="checkbox"/> No <input checked="" type="checkbox"/> Evident <input type="checkbox"/> Alleged (If Evident or Alleged, describe and indicate areas on charts in Section 22)			
	20. Photographed: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes 21. Treated: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes By: <input checked="" type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital <input type="checkbox"/> Detention			
				
	22. Anterior View		Posterior View	

OFFICER	23. Officer: LEO HERNANDEZ	24. W	25. Sex: M	26. Age: 46	27. Height: 5'04"	28. Weigh: 150 lbs
	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 clothes		30. Yrs Exp: 1.5
	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 checked="" type="checkbox"/> EMT/Paramedic on scene <input type="checkbox"/> Hospital					
	34. Response option used by this officer: Arm bar escort to the ground.					
						
	35. Anterior View		Posterior View			

Response to Resistance Report (continued)

Key West Police Department

Case No: 21-3210

TASER USE ONLY	36. TASER® device serial # X1200CRPK	37. TASER® device serial #
	TASER®Cam serial # V21002AK9	TASER®Cam serial #
	Cartridge 1 serial # C41088MC8	Cartridge 1 serial #
	Cartridge 2 serial #	Cartridge 2 serial #
	Number of cycles: 1	Number of cycles:
	Type of contact: <input checked="" 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Did probes penetrate skin: <input type="checkbox"/> Yes <input type="checkbox"/> No
	Target distance at probe launch: 3 feet	Target distance at probe launch:
	Distance between probes: 10-12 inches	Distance between probes:
	Probes removed by (name): Ofc. Litton	Probes removed by (name):
Device downloaded by: Sgt. Stockton	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: 06/18/2021 41. Time: 0409 hrs	
	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 checked="" type="checkbox"/> No <input type="checkbox"/> Yes (If "No", explain why)	
	Unable to view the Taser video.	
	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)	
INT. AFF.	46. Were you able to locate any independent witnesses: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (If "Yes," list below)	
	Name	Address
	47. Is further review recommended: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes FORWARD COMPLETED ORIGINAL REPORT TO INTERNAL AFFAIRS	
	48. Preparing Supervisor's Signature / ID 3631 49. Date June 20, 2021	
	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) 51. Signature of Internal Affairs Inspector 3317 52. Date 6/30/2021	
	53. If section 48 is "No" record the Professional Standards Control Number: 54. Date Entered:	

Incident Report Additional Name List

Key West Police Department

OCA: 21-003210

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI 1	SANDPERL, JOSEPH WOLFE		11/09/1993	27	W	M
Address	222 W 9TH ST, BOSTON, MA 02114-		H: - -			
Empl/Addr	Unknown		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-003210

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

ANGLIN, T.H. (2872), TORRECILLAS, J. (3759), LITTON, A.J. (3958), WAITE, K.J. (3646)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Key West Police Department

Victim <i>GOLDSTEIN, JOSHUA SCOTT</i>	Offense <i>BATTERY</i>	OCA <i>21-003210</i>
		Date / Time Reported <i>Fri 06/18/2021 00:15</i>

On Friday June 18, 2021, at about 0046 hours, Ofc. A. Litton and I, Ofc. (L. Hernandez), were responding to a physical altercation in progress at 202 Duval Street (Rick's Bar). Employees of Ricks flagged down Ofc. Litton and I heard the radio traffic while I was getting out of my patrol vehicle.

Ofc. Litton and I were heading upstairs when I got flagged down by one of the employees of Ricks to let me know that a group of males that were involved in the physical incident, were trying to leave the scene. I went down with the employee while Ofc. Litton kept going upstairs to check on a male that was struck in the face. Once downstairs I asked Rick's employee to point out to me which male was the one involved. The employee pointed at a male later identified as Joshua Aaron Pack (DOB 02/05/1989) (Arrestee case # 21-3211).

I caught up to a group of about 6 males, and when I pointed at Pack the employee made a positive identification of Pack being the person that struck someone upstairs of Rick's. I ordered Pack to stop, he kept walking. I had to walk through and around about 4-5 guys to get to Pack as I was giving him loud and clear commands for him to stop and he did. As I started to talk to Pack a fight broke out between two males behind us. When I turned around, I saw a male, wearing a white t-shirt and navy-blue shorts, and another male later identified as, Paul Michael Gage Connolly (DOB 09/01/1990) (Arrestee) throwing punches and actively engaging in a physical fight with two other males.

I identified myself as a Key West Police Officer as I started to give loud and clear commands for everyone to stop. I was wearing my Key West Police issued Class B uniform that clearly identifies me as a law enforcement officer. The unidentified male wearing a white t-shirt and navy-blue shorts (who fled the scene), stopped but Connolly continued striking a male, later identified as, Joshua Scott Goldstein (DOB 05/22/1994). I saw Joshua trying to run away from Connolly, while covering his face to avoid further harm, Connolly kept attacking Joshua by throwing punches and striking him with his closed fists. I told Connolly to stop again but he would not. Due to Connolly's aggressive and continued attacking behavior and his disregard for my lawful commands I aimed my taser at Connolly and I deployed my taser. Taser prongs connected with Connolly and he went down at the corner of Duval and Greene Street.

The use of my taser was necessary to deter and stop the continued physical attacks from Connolly and to prevent him for causing harm to Joshua or others. Connolly's aggressive resistance made the situation more volatile and I beleive the use of force utilized was necessary to control the situation. To secure the scene and ourselves I placed handcuffs on Pack and Joshua, double locked them and checked them for tightness.

Ofc. Litton stayed with Connolly and radioed Dispatch for Key West Fire Rescue to respond to provide medical assistance. I then detained Joe Sandperl (DOB 11/09/1993) (Witness) and Joshua Scott Goldstein (DOB 05/22/1994) (Victim) for questioning as they were involved in the altercation. Later in the investigation it was revealed that SandPerl was just a bystander and witness to the incident and Goldstein was a victim of battery from Connolly's attacks. Handcuffs were removed from Joshua and Sandperl with the assistance of Ofc. Torrencillas. K9 Ofc. T. Anglin and Ofc. K. Waite also arrived on scene to assist with scene safety.

Goldstein (victim) completed a sworn written statement that reads:

"Saw my friend get punched. Grabbed a bouncer. The guy ran out of the bar "Pack". I went to the street to show the cops who did it. I second guy "Connolly" punched my friend who came to the street. The same guy, when I tried to separate them "Connolly", started hitting me in the back of the head. The officer tasered him. Then we were both handcuffed".

REPORTING OFFICER NARRATIVE*Key West Police Department*

Victim <i>GOLDSTEIN, JOSHUA SCOTT</i>	Offense <i>BATTERY</i>	OCA <i>21-003210</i>
		Date / Time Reported <i>Fri 06/18/2021 00:15</i>

Sandperl (Witness), completed a sworn written statement that reads:

"I saw my friend get sucker punched "Goldstein", from behind. He was soon after tasered and hit the ground. He "Connelly" was smiling after he punched my friend without him looking".

I obtained a cellphone video from a bystander that shows Connelly battering Joshua. Joshua did not suffer any injuries and refused medical assistance.

Based on all facts and evidence, I believe Connolly has committed the misdemeanor criminal offense of battery as defined in F.S. 784.03 1. Connolly intentionally and continuously struck Joshua.

Based on all facts and evidence, I believe Connolly has committed the misdemeanor criminal offense of disorderly conduct as defined in F.S. 877.03. Connelly corrupted the public morals, outraged the sense of public decency, and affected the peace and quiet of the people and those who witnessed him engaging in the brawl and fighting.

After Key West Rescue 2 provided medical to Connelly on scene, Ofc. Litton conducted a search incident to arrest of him and placed him in the back of his patrol vehicle. I conducted a search incident to arrest of Pack and placed him in the back of my patrol vehicle. Ofc. Litton completed Pack's arrest under case # 21-3211.

Ofc. Litton transported Connelly and I transported Pack to the Monroe County Detention Center where they were turned over to Detention Deputies without any further incidents.

My BWC (3452) and in car Coban (3452) were both activated during this incident.

Nothing further at this time on this incident.

Incident Report Suspect List

Key West Police Department

OCA: 21-003210

1	Name (Last, First, Middle) <i>CONNOLLY, PAUL MICHAEL GAGE</i>					Also Known As					Home Address <i>5550 FOXWOOD DR NE RIEGELWOOD, NC 28456 910-524-2310</i>				
	Business Address <i>UNKNOWN, UNKNOWN</i>														
	DOB <i>09/01/1990</i>	Age <i>30</i>	Race <i>W</i>	Sex <i>M</i>	Eth <i>N</i>	Hgt <i>509</i>	Wgt <i>220</i>	Hair <i>BRO</i>	Eye <i>BRO</i>	Skin <i>LGT</i>	Driver's License / State. <i>000034708746 NC</i>				
Scars, Marks, Tattoos, or other distinguishing features															
Reported Suspect Detail															
Suspect Age					Race	Sex	Eth	Height	Weight	SSN					
Weapon, Type		Feature		Make		Model		Color	Caliber	Dir of Travel Mode of Travel					
VehYr/Make/Model				Drs	Style		Color	Lic/St	VIN						
Notes								Physical Char							

CASE SUPPLEMENTAL REPORT
NOT SUPERVISOR APPROVED

Printed: 06/18/2021 04:42

OCA: **21003210**

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

Investigator: *TORRECILLAS, JESSIE (3759)*

Date / Time: *06/18/2021 04:16:02, Friday*

Supervisor: *(0)*

Supervisor Review Date / Time: *NOT REVIEWED*

Contact:

Reference: *General Supplemental Report*

On June 18, 2021, at approximately 0017 hours, I, Officer J. Torrecillas responded to 202 Duval St. to assist Officers L. Hernandez and A. Litton.

On arrival, Ofc. Litton had one subject handcuffed on the ground on the corner of Duval St. and Greene St. Ofc. Hernandez had two subjects handcuffed at the same location. Per Ofc. Hernandez's request, I handcuffed a fourth subject, Joshua Goldstein, which was later determined to be a victim and subsequently released upon completion of Ofc. Hernandez's investigation.

I obtained one written sworn statement from Goldstein and one from Joe Sandperl (witness). I gave Ofc. Hernandez both written statements.

I had no further involvement in this case.

My BWC was activated and uploaded to Axon Evidence.

Investigator Signature: _____

INCIDENT DATA

Case#	21-003211
Date / Time Reported	06/18/2021 02:01 Fri
Last Known Secure	06/18/2021 02:01 Fri
At Found	06/18/2021 02:01 Fri

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OTHERS INVOLVED

PROPERTY

Status

INCIDENT/INVESTIGATION REPORT

Key West Police Department

Case # 21-003211

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

ANGLIN, T.H. (2872), TORRECILLAS, J. (3759), WAITE, K.J. (3646), HERNANDEZ, L. (3452)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE*Key West Police Department*

OCA

21-003211

Victim

Society

Offense

DISORDERLY CONDUCT

Date / Time Reported

Fri 06/18/2021 02:01

On 06/18/2021 at approximately hours, Officer L. Hernandez and I (Ofc. A. Litton) were on foot patrol of the 200 block of Duval Street when a Rick's Bar employee flagged me down telling me, "Someone went down on the dance floor." Thinking someone was injured, I ran up the stairs to Rick's Bar and saw an unknown male being carried towards the exit with his mouth bleeding.

Numerous witnesses told me someone struck the unidentified victim, ran down the stairs and out the business. I stayed with the victim to assure he was okay as Officer L. Hernandez went down the stairs and walked North on Duval Street to observe a fight breaking out involving the suspect from upstairs (later identified as Joshua Pack). When I reached the bottom of the stairs and sat the victim in a chair, I then saw the fight and ran to assist Officer L. Hernandez. When I arrived at the corner of Greene Street and Duval Street, Officer L. Hernandez tased one subject (Paul Connolly) who was actively fighting and disobeying commands to stop. Officer L. Hernandez then instructed three other subjects to sit on the sidewalk while I placed Connolly in handcuffs. I later removed the probes from Connolly's back and placed them in an evidence bag along with the taser cartridge for Officer L. Hernandez.

During the investigation, the manager from Rick's Bar provided Officer L. Hernandez a video of the incident on the dance floor. In the video, you see Pack talking face-to-face with the victim before delivering one strike with a closed, right hand fist across the left side of the victim's face. Pack then leaves the premises before our arrival. The victim sustained a laceration to the inside of his upper lip but refused any medical treatment from EMS.

I briefly spoke with the victim downstairs in front of Angelina's Pizza. The victim refused to identify himself, refused to press charges against Pack, and refused any cooperation with the Key West Police.

From the video, Officer L. Hernandez identified one of the detainees (Joshua Pack) as the suspect from upstairs, placed him in his patrol vehicle, and later transported him to MCDC. I later transported Connolly to MCDC without incident.

Axon BWC was activated during this incident and later uploaded to Evidence.com. Officer L. Hernandez later uploaded the security footage to Evidence.com through the Axon Capture App.

Based on the facts and evidence of this case, Joshua Pack violated FSS 509.143, disorderly conduct on the premises of an establishment. From the security footage provided moments after the incident and Pack being detained, it showed Pack engaged in brawling or fighting with an unknown victim when Pack delivered a single blow with a closed fist to the victim's face. This incident occurred at a licensed establishment; Rick's Bar located at 202 Duval Street.

Incident Report Suspect List

Key West Police Department

OCA: 21-003211

1	Name (Last, First, Middle)					Also Known As					Home Address				
	PACK, JOSHUA AARON										1020 MILL CREEK RD SE BOLIVIA, NC 28422 910-471-0810				
	Business Address														
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.				
	02/05/1989	32	W	M	N	511		BRO	BRO	LGT	000027489800 NC				
Scars, Marks, Tattoos, or other distinguishing features															
Reported Suspect Detail															
Suspect Age					Race	Sex	Eth	Height		Weight		SSN			
Weapon, Type		Feature		Make		Model		Color		Caliber	Dir of Travel				
											Mode of Travel				
VehYr/Make/Model				Drs	Style		Color		Lic/St		VIN				
Notes															
Physical Char															