

CRB COMPLAINT EVALUATION FORM

Case Number: 10-004

Complainant Name: Dwyane Norris

CASE SUMMARY

Date of Incident: 5/9/10
Date of Complaint filed with IA: 7/14/10
Date of Complaint filed with CRB: 7/14/10

Officers: Officer Derek M. Wallis
Officer Matthew Johnson
Officer Jason M. Castillo
Officer Tamara M. Wood

Allegation: Discourtesy
Deficient Service

The Complainant, Dwayne Norris, filed a complaint with CRB on July 14, 2010, arising from an incident in which he was detained by the KWPD on May 5, 2009. Mr. Norris alleges that the involved officers arrived at the Blue Lagoon Motel/ The Palms Restaurant (hereinafter referred to as the location) placed him in handcuffs and unnecessarily detained him based on the fact of mistaken identity. Mr. Norris felt that the officers' were unprofessional and caused him to be personally humiliated in front of other patrons.

Chief Donie Lee declined to investigate the matter but did generate a letter of apology to Mr. Norris. Chief Lee stated in his memorandum dated August 2, 2010 that "*Based on the review I believe the officer's actions were necessary and reasonable in the interest of their safety*".

Apparently, CAD reports and incident reports reveal that KWPD Officer Tamara Wood was off duty at the location around 12:30 p.m. Officer Wood believed that she had spotted a wanted fugitive named Jarod Vreen at the location. Apparently, Officer Wood communicated this information via a 911 call and the other above reference officers were dispatched to the location. The officers approached Mr. Norris and detained him to confirm his identity. Ultimately, the officers released Mr. Norris after they confirmed that he was not Mr. Vreen.

This file consists of the following written/visual materials:

1. Complaint and transfer to IA cover memo;
2. Chief Lee's Memorandum dated August 2, 2010 and apology letter dated August 2, 2010;
3. CAD Report and Incident Reports by all involved officers;
4. Picture of Mr. Jarod Vreen;
5. Picture of Mr. Dwayne Norris
6. Notice Letters to involved parties;

THE FACTUAL ALLEGATIONS OF THIS/THESE COMPLAINT(S) HAS/HAVE NOT BEEN INVESTIGATED BY EITHER THE INTERNAL AFFAIRS DIVISION OF THE KEY WEST POLICE DEPARTMENTMENT, NOR THE CITIZENS REVIEW BOARD (CRB). THIS/THESE COMPLAINT(S) IS/ARE BEFORE THE BOARD FOR ADMINISTRATIVE PROCESSING ONLY UNTIL SUCH TIME AS EITHER INTERNAL AFFAIRS OR THE CRB INVESTIGATES THE ALLEGATIONS OF THE COMPLAINT. ANY READER OF THIS/THESE COMPLAINT(S) SHOULD NOT PRESUME THAT THE OFFICER COMPLAINED AGAINST HAS ENGAGED IN ANY WRONGDOING.

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Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Chief Donie Lee/Lt. David Smith/Inspector Randy Smith
FROM: Stephen Muffler, Esquire
DATE: 07/14/10
RE: CRB Complaint 10-004/Transfer to IA

Attached please find a complaint filed by Mr. Dwayne Norris' against Officers **Castillo, Wallis & Johnson** (and one other KWPD officer which is listed on the back of your standard IA "yellow" form copy which Mr. Norris stated was added to the form when he was at the KWPD office today) alleging discourtesy.

PLEASE ALSO NOTE THAT THIS COMMUNICATION SHALL SERVE AS THE CRB'S PUBLIC RECORDS REQUEST UNDER FLORIDA LAW FOR:

1) COPIES OF ANY EXISTING TASER AUDIO/VIDEO ON MAY 9, 2010 INVOLVING OR RELATED TO THE ALLEGATIONS CONTAINED IN MR. NORRIS' COMPLAINT.

2) COPIES/RECORDINGS OF ANY EXISTING CAD DISPATCH LOGS AND/OR OFFICER RADIO COMMUNICATIONS ON MAY 9, 2010, SPECIFICALLY ANY OF THE AFOREMENTIONED OFFICERS' COMMUNICATIONS, INVOLVING OR RELATED TO THE ALLEGATIONS CONTAINED IN MR. NORRIS' COMPLAINT.

3) COPIES OF ANY FIELD INTERVIEW OR INCIDENT REPORTS FOR MAY 9, 2010 BY THE ABOVE REFERENCED OFFICERS INVOLVING MR. NORRIS OR INVOLVING THE INCIDENT ALLEGED IN MR. NORRIS' COMPLAINT.

Please acknowledge below receipt of this request and letter/enclosures and report back to the CRB with your findings within the 45 day time frame. Should an investigation under the Florida Officer's Bill of Rights commence, then you may delay the delivery of the aforementioned public records until the conclusion of this formal investigation. If an investigation under the Florida Officer's Bill of Rights is NOT commenced, then please timely tender the above items as soon as possible. Thanks.

Receipt

A handwritten signature in black ink, appearing to read "Muffler", is written over a horizontal line.

Citizen Review Board

#3 East Quay Road, Key West, FL 33040

PO Box 1946, Key West, FL 33041

(305) 809-3887 Fax (305) 293-9827

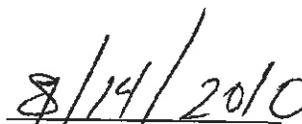
email: crb@keywestcity.com

<http://www.keywestcity.com/department/board.asp?fDD=36-153>

- What you need to know before completing the attached complaint form:
- This complaint and any attachment become public record. If you have already filed a report with Key West Police Department Internal Affairs, and you want that complaint to remain confidential until the investigation is complete, you may want to refrain from filing at this time.
- Complaints should be filed as soon as possible the time you became aware of the incident or after resolution of any criminal charges.
- Anyone who has criminal charges pending related to this complaint should consult an attorney before filing the complaint with the CRB and such pending charges may delay the progress of the investigation of your complaint with the CRB. Further, any statements made to the CRB are public record and can be used by anyone to incriminate the complainant. All statements will be uploaded to the internet
- Complainants must advise the CRB of any changes of address or phone number; failure to provide the CRB current information or means for CRB to contact the complainant may result in dismissal of the case.
- All documents received by this office, including medical records, photo IDs, communications and alike become public records and will be disclosed on the Internet and viewable by anyone or any person. You should consider this fact before sending any matters or materials to this office.
- The CRB and its employees and agents are not your legal representatives. You should seek independent legal representations to understand your legal rights regarding the matters referenced in your complaint.
- The CRB jurisdiction is limited to City of Key West Police Officers and NOT Monroe county sheriffs, correction officers, Florida Fish and Wildlife Officers, FDLE representatives, Florida Highway Patrol Officers, Federal Agents, Military personal and alike.

I have read and understand the information provided to me on this page.


Name/Nombre


Date/Fecha

COMPLAINT FORM
Citizen Review Board

PO Box 1946, Key West, FL 33041
<http://www.keywestcity.com>
[email: crb@keywestcity.com](mailto:crb@keywestcity.com)
(305) 809-3887 Fax (305) 293-9827

Please provide as much information as you can about the incident(s). Use additional pages if necessary.
Suministre la mayor cantidad de información posible acerca del (de los) incidente(s). Utilice páginas adicionales si fuese necesario

A. COMPLAINANT INFORMATION
DATOS DEL DENUNCIANTE

Name: Dwayne Norris Date of Birth: 11/18/72
Nombre Fecha de nacimiento
Address: 5446 5th AVE APTA KEY WEST FLA 33040
(Dirección) Street (Ciudad) City (Estado) State (Código Postal) Zip
Mailing Address: SAME AS ABOVE
Dirección postal PO Box or Street, City, State and Zip

Work Address: _____
(Dirección del trabajo)

Home Phone: (305) 731-4079 Work Phone: () _____ Cellular: 305 896-7868
Teléfono Particular Teléfono del Trabajo Celular

B. NATURE OF COMPLAINT: Naturaleza de la denuncia:

C. INFORMATION ABOUT THE OFFICER(S) INVOLVED IN THE INCIDENT
DATOS DEL (DE LOS) OFICIAL (ES) INVOLUCRADO(S) EN EL INCIDENTE

Name: JASON CASTILLO Badge #: _____ Vehicle #: _____
Nombre Placa No. Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

Name: Officer WALLIS Badge #: _____ Vehicle #: _____
Nombre Placa No. Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

Name: Officer JOHNSON Badge #: _____ Vehicle #: _____
Nombre Placa No. Patrulla No.

Please provide a physical description of officer:
Describe la apariencia física del oficial: _____

ONE OTHER female officer who's name is on the back of my IA complaint

D. VICTIM/WITNESS INFORMATION
DATOS DE LA VICTIMA/TESTIGO

Did you witness the incident? Yes ___ No ___
¿Fue usted testigo del incidente denunciado? Si ___ No ___

If you are filing a complaint on behalf of someone else, what is your relationship, if any, to the person(s):
Si usted está presentando una denuncia en nombre de otra(s) persona(s), indique cuál es su relación, si la hay, con esa(s) persona(s):

Parent ___ Spouse ___ Relative ___ Guardian ___ Child ___ Friend ___ Other ___
Padre/Madre ___ Conyuge ___ Familiar ___ Tutor ___ Hijo/a ___ Amigo/a ___ Otra ___

Please provide as much of the following information as you can about the person(s) on whose behalf the complaint is filed and any witness(es) to the incident:

Suministre la mayor cantidad posible de la información que se solicita a continuación, sobre la (las) persona(s) en nombre de la(s) cual(es) presenta la denuncia, y sobre el (los) testigo(s) del incidente:

Victim/Witness #1

Victima/Testigo No. 1

Is this person a: victim ___ witness ___

Esta persona es: víctima ___ testigo ___

Name: NESSA LINDERMAN
Nombre
Address: 5446 5th AVE APTA City KEY WEST State FL
Dirección: Ciudad: Estado:
Zip Code 33040 Contact numbers: Telephone 305-896-7868 Cell ___
Código Postal Teléfono

Victim/Witness #2

Victima/Testigo No. 2

Is this person a: victim ___ witness ___

Esta persona es: víctima ___ testigo ___

Name: MYSELF
Nombre
Address: City State
Dirección: Ciudad: Estado:
Zip Code Contact numbers: Telephone Cell
Código Postal Teléfono

Victim/Witness #3

Victima/Testigo No. 3

Is this person a: victim ___ witness ___

Esta persona es: víctima ___ testigo ___

Name: _____
Nombre
Address: _____ City _____ State _____
Dirección: Ciudad: Estado:
Zip Code _____ Contact numbers: Telephone _____ Cell _____
Código Postal Teléfono

OFFICE OF THE CHIEF OF POLICE
KEY WEST, FLORIDA

INCIDENT #
DATE

STATEMENT FORM

NAME DWAYNE Abdul-HAQQ NORRIS
FIRST MIDDLE LAST

ADDRESS 5446 5th AVE APT #1 Key West FL 33040
STREET CITY STATE ZIP

BUSINESS ADDRESS
STREET CITY STATE ZIP

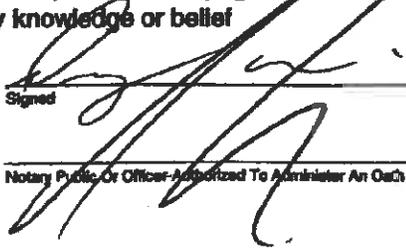
TELEPHONE (305) 731-4079 () (305) 896-7868
HOME BUSINESS OTHER

DOB 11/18/72

PLEASE PRINT LEGIBLY

I hereby state the following: ON Sunday May 9th I was eating brunch with girlfriend for mothers day, when 2 officers of the K.W.P.D. approached me with TRASER guns drawn asking me was my name Jamad, I responded NO and that I have my I.D. in my wallet, I was told to place my hands behind my back, which I did and I was placed in handcuffs and removed from a crowded restaurant and told I was on the F.B.I.'s most wanted list EVEN though I told them I had I.D. they (K.W.P.D) kept me in handcuffs while one officer started squeezing my arm, I asked him why is he closing his fingers in my arm, his response was so I didn't fall I took him over to stop grabbing my arm like that he replied if you run I'll chase you, I was NEVER shown a photo of the person they (K.W.P.D) were looking for. I was EMBARRASSED in public, I was falsely imprisoned, I couldn't enjoy my mothers day gift to my girlfriend & when the K.W.P.D. checked my I.D. and realized they had the wrong man I didn't even get an apology. this is unacceptable behavior. what will be done

I have read each page of this statement consisting of 1 page(s) and swear or affirm that it is true to the best of my knowledge or belief

Signed 

Date 07/14/10
07/14/10

Notary Public or Officer Authorized To Administer An Oath

Date

On Sunday May 9th my boyfriend
Dwayne Norris and I were just finishing
~~entering our food~~ at ~~THE~~ Parkers
restaurant on N. Roosevelt Blvd. We had
just finished placing our order when
3 officers came up w/ teasers drawn.
They identified themselves as KYPD and
asked my boyfriend if his name was
"Jarod". He stated his name to them
and told them he had ID in his
wallet. They instructed him to put his
hands behind his back and placed cuffs
on him. He again asked them to please
check his ID that was in his pocket; that
they had the wrong person. Instead, they
walk him out of a packed restaurant
by his arm. I walked over to see what
was going on, they told me I had to go
sit down, but I refused ~~and~~ ^{and} told them
I had a right to be there. They handed
his ID out of his wallet to an officer
that walked away. Dwayne asked the
officer who was holding him to please
let go of his arm repeatedly and



KEY WEST POLICE DEPARTMENT
1604 N. ROOSEVELT BLVD.
KEY WEST, FL 33040

Officer
Jason Castillo

305-809-1111

WALLIS

Johnson

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Donald J. Lee, Jr.

Chief of Police



Key West

POLICE DEPARTMENT

TO: Stephen Muffler, Esquire
FROM: Donald J. Lee, Jr., Chief of Police
DATE: August 2, 2010
RE: CRB 10-004

We have conducted a review of this complaint to include the officer's reports, CAD reports, BOLO of wanted subject, and Mr. Norris' DL photo. Based on the review I believe the officer's actions were necessary and reasonable in the interest of their safety. Therefore, I do not intend on initiating an Internal Affairs investigation into this matter.

Unfortunately, the actions of the officers caused Mr. Norris embarrassment and some inconvenience. On behalf of the officers, I will write Mr. Norris a letter of apology for the mistaken identity and explain to him why the officers took the actions they did.

Cc: Inspector Randy Smith



RESPECT - INTEGRITY - FAIRNESS

Key West Police Department 1604 N. Roosevelt Blvd. Key West, FL 33040 (305) 809-1111
www.keywestcity.com



Donald J. Lee, Jr.
Chief of Police



Key West
POLICE DEPARTMENT

August 2, 2010

Mr. Dwayne Norris
5446 5th Avenue Apt. A
Key West, FL 33040

Mr. Norris,

We have received and reviewed the complaint you filed regarding your detention at Blue Lagoon restaurant. We have conducted a thorough review of the circumstances surrounding your detention. The officers believed you to be a person with several active felony warrants. One of which was for aggravated battery on a Law Enforcement Officer. The be-on-the-lookout (BOLO) which was issued for the wanted subject, described him as armed and dangerous. Due to the circumstances and the amount of civilians in the restaurant you were detained and removed until your identity could be verified. During this process the officers did have their Taser's displayed. The Taser is a less lethal alternative which is available to the officer in certain circumstances in lieu of displaying a firearm. With the information the officers had about the wanted subject their actions were reasonable and necessary for their safety.

I understand you verbally identified yourself to the officers, but in the interest of safety to the officers and the public this must be verified beyond verbal confirmation by a potential suspect. I also understand you had identification in your pocket. However, it is basic officer safety for officers to not allow suspects to reach into their pockets, especially for someone considered to be potentially armed and dangerous.

On behalf of the Key West Police Department, I apologize for any embarrassment and inconvenience this may have caused you.

Sincerely,

Donald J. Lee, Jr.
Chief of Police



RESPECT - INTEGRITY - FAIRNESS

Key West Police Department 1604 N. Roosevelt Blvd. Key West, FL 33040 (305) 809-1111
www.keywestcity.com



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Key West Police Department

Date Report Prepared 05/09/2010 12:26

Incident Report

Case # 01-10-002529

I N C I D E N T	Case # 01-10-002529	Date Report Prepared 05/09/2010 12:26	Occurred From 05/09/2010 12:20	Occurred To 05/09/2010 12:05	Report Type Original	
	Dept. Classification MISCELLANEOUS INFORMATION		Case Status Other	Case Status Date 05/09/2010	Cleared 05/09/2010 12:50	
	Common Name BLUE LAGOON MOTEL - 3101 N ROOSEVELT Bv KEYWEST, FL 33040					
	Day of Week : Sunday			Beat Assignment : BEAT 5		
	Dispatched : 05/09/2010 12:27			Alcohol Related : No		
Arrived : 05/09/2010 12:32			Drug Related : No			
Map Reference : 3321XX2AN			Total Damaged Property Value : \$0.00			
Locator Type : Restaurant			Total Stolen Property Value : \$0.00			
Beat Assignment : BEAT 5			Total Recovered Property Value : \$0.00			

P E R S O N 1	Person Type OTHER PERSON	Business/Person Name Dwayne A Norris			Business Phone	
	Home Phone	Person Address 5446 5TH Av Apt. A Key West FL 33040				
	Other Phone	Employer Address				
	Race BLACK	Sex Male	DL Exp. Date 11/18/2010	ID Number		
	Birth Date 11/18/1972	Birth Place NY, United States				
	Age : 37		Shirt : Brown			
	Occupation : N/A		Pants : Brown			
DL State : FL		Hair Color : Black				
DL Country : United States		Hair Length : Long				
Ethnic Origin : Non-hispanic		Hair Style : DREADLOCKS				
Min. Height : 6'05"		Facial Hair : Mustache and Gotee				
Max. Height : 6'06"		Teeth : VERY WHITE				
Min. Weight : 180 lbs		Eye Color : Brown				
Max. Weight : 185 lbs		Build : TALL/AVERAGE				
Adult or Juvenile : ADULT		Complexion : MEDIUM				
Employer : N/A		Glasses : No				
End of Person: 1						

N A R R A T I V E 1	Topic Original
	<p>On Sunday, May 09, 2010, at about 1226 hours, I (Officer Wallis) responded to 3101 N Roosevelt Blvd (Blue Lagoon Motel) in reference to a possible wanted subject. While in route, dispatch advised that an Off-Duty Law Enforcement Officer (Ofc Wood) stated that a Jarod Antonio Vreen was located in a restaurant on the property. Jarod Vreen is wanted by US Marshalls for aggravated battery on a Law Enforcement Officer and known to carry a firearm in addition to numerous other warrants.</p>
	<p>Upon arrival, Ofc. Johnson, Ofc. Castillo and I met with Officer Wood across the street at Marriot Hotel. Ofc. Wood advised that the subject was sitting at the restaurant, and advised Officers the presence of multiple bystanders in the restaurant.</p>
	<p>Ofc. Johnson and I entered the front of the restaurant as Ofc Castillo covered the back exit. Ofc. Wood entered and pointed out the subject (later identified as Dwayne Norris) to Ofc Johnson and myself. As I approached the Norris, I observed identifying features consistent with those of Vreen. Ofc. Johnson and I made contact with Norris and asked for his name. Norris stated, "Dwayne Norris" and immediately became irate and told Officers to "leave him alone," and "Why are you bothering me."</p>

Reporting Officer DEREK M WALLIS (3026)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT BERNARDO BARRIOS (1555)	Department KEY WEST POLICE DEPARTMENT	Date / Time 05/09/2010 14:51

Key West Police Department

Date Report Prepared 05/09/2010 12:26

Incident Report

Case # 01-10-002529

<p>Concerned for Officers safety and the safety of those bystanders and due to Norris' extreme similarities to Vreen , I placed Norris into handcuffs. Officer Johnson and I relocated Norris to the rear of the property. Norris advised that his wallet containing his identification was located in his pocket and gave consent for me to retrieve it.</p> <p>I located a Florida Drivers License () inside of Norris's wallet and handed it to Ofc Castillo. Ofc. Castillo ran Norris' information and confirmed his identity. Norris was released from handcuffs and was advised he was free to leave. Ofc. Johnson contacted Sgt Barrios and advised him of the incident.</p>
End of Narrative: 1

Reporting Officer DEREK M WALLIS (3026)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT BERNARDO BARRIOS (1555)	Department KEY WEST POLICE DEPARTMENT	Date / Time 05/09/2010 14:51

Key West Police Department

Date Report Prepared 05/09/2010 13:00

Incident Report

Case # 01-10-002529

I N C I D E N T	Case #	Date Report Prepared	Occurred From	Occurred To	Report Type
	01-10-002529	05/09/2010 13:00	05/09/2010 12:27	05/09/2010 13:00	Original
	Dept. Classification		Case Status	Case Status Date	Cleared
	MISCELLANEOUS INFORMATION		OPEN	05/09/2010	05/09/2010 13:00
Common Name					
BLUE LAGOON MOTEL - 3101 N ROOSEVELT Bv Key West, FL 33040 (MONROE County)					
Day of Week : Sunday					
Dispatched : 05/09/2010 12:27			Alcohol Related : Unknown		
Responded : 05/09/2010 12:27			Drug Related : Unknown		
Arrived : 05/09/2010 12:32			Total Damaged Property Value : \$0.00		
Location Type : Restaurant			Total Stolen Property Value : \$0.00		
			Total Recovered Property Value : \$0.00		

N A R R A T I V E	Topic	Supplemental
	1	<p>On Sunday, May 09, 2010 at approximately 1227 hours, I (Officer Johnson) responded to the Blue Lagoon Motel restaurant as back up in reference to a suspected wanted person. Upon arrival, I met with Ofc Wallis, Ofc Castillo and off duty officer Wood in the Courtyard Marriott hotel parking lot. Ofc Wood stated that she saw a person that matched the description of a violent wanted subject, Jarod Vreen, sitting in the back of the restaurant. I pulled a picture on DAVID to get an idea of what the suspect looked like. The suspect was described as a tall thin black male with black dreadlock hair.</p> <p>Ofc Wallis, Ofc. Castillo and I made entry in to the restaurant. Ofc Wallis went through the front. Ofc Castillo went through the back. I went through the side with Ofc Wood. Ofc Wood pointed out the suspect and we approached.</p> <p>The suspect was a tall thin black male with black dreadlock hair and was sitting in the rear of the restaurant with a white female. Ofc Wallis and I met with the suspect. I had my TASER out of the holster and resting on the side of my leg. I asked the suspect if his name was Jarod Vreen. The suspect replied no and began to get very aggravated. He began to raise his voice and shout profanity in the restaurant. Ofc Wallis placed the suspect in handcuffs and we escorted him out of the back of the restaurant. The suspect was able to provide an identification card identifying him as Dewayne Norris. Ofc Castillo left to his vehicle to check the ID. While Ofc Castillo was checking the ID Norris continued to shout and yell profanity. Norris made statements like "You fucking Cowards!" I repeatedly tried to explain the situation but was unable to due to Norris' uncooperative behavior. Once Ofc Castillo verified Norris' identified he was released and provided a card with our names.</p>
	End of Narrative: 1	

Reporting Officer MATTHEW JOHNSON (3273)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT BERNARDO BARRIOS (1555)	Department KEY WEST POLICE DEPARTMENT	Date / Time 05/09/2010 15:18

Key West Police Department

Date Report Prepared 05/09/2010 12:26

Incident Report

Case # 01-10-002529

I N C I D E N T	Case #	Date Report Prepared	Occurred From	Occurred To	Report Type
	01-10-002529	05/09/2010 12:26	05/09/2010 12:20	05/09/2010 12:05	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	MISCELLANEOUS INFORMATION		Other	05/09/2010	05/09/2010 12:50
	Common Name				
BLUE LAGOON MOTEL - 3101 N ROOSEVELT Bv KEYWEST, FL 33040 (MONROE County)					
Day of Week : Sunday					
Dispatched : 05/09/2010 12:27			Beat Assignment : BEAT 5		
Responded : 05/09/2010 12:27			Alcohol Related : No		
Arrived : 05/09/2010 12:34			Drug Related : No		
Map Reference : 3321XX2AN			Total Damaged Property Value : \$0.00		
Location Type : Restaurant			Total Stolen Property Value : \$0.00		
			Total Recovered Property Value : \$0.00		

N A R R A T I V E	Topic	Supplemental
1	<p>On 5/9/10, at approximately 1230 hours, I responded to 3101 N. Roosevelt Blvd. (Blue Lagoon Motel) in reference to a possible wanted subject. KWPD Dispatch advised that off duty KWPD Officer T. Wood was on scene and saw a subject in the restaurant matching the description of Jarod Antonio Vreen () who is wanted by the U.S. Marshalls and has other active warrants out of Volusia County, FL.</p> <p>I was instructed to meet Ofc. Wood and other responding officers in the parking lot the Marriott Courtyard which is next to the Blue Lagoon Motel. Upon my arrival, Ofc. Wood, Ofc. D. Wallis, and Ofc. M. Johnson were on scene. I was advised to go to the rear of the pool area of the Blue Lagoon and enter the restaurant from that direction while Ofc. Wallis and Ofc. Johnson were going to enter the restaurant through the main entrance.</p> <p>I then drove my patrol vehicle to the rear of the pool area and exited my vehicle. I began walking towards the rear of the restaurant and saw that Ofc. Wallis and Ofc. Johnson had already made contact with a black male subject who was handcuffed; and they were escorting the subject toward me. Ofc. Wallis handed me a FL drivers license and asked to run the subject they had detained. I then walked away from that location and returned to my vehicle.</p> <p>The name on the FL DL () was Dwayne Abdul-Haqq Norris and the photo matched that of the subject that was detained. I ran the Norris's information through F/NCIC and found that Norris was not wanted, however, he was on probation for the offense of robbery. F/NCIC also listed Norris as a "violent felony offender".</p> <p>I returned back to the location (rear of the restaurant) where Norris was being detained and advised Ofc. Wallis and Ofc. Johnson that this was not the wanted subject. I handed Norris's DL back to Ofc. Wallis. Norris was extremely agitated and upset demanded our names and badge numbers, I handed Norris my business card, returned to my vehicle, and cleared from the scene.</p>	
End of Narrative: 1		

Reporting Officer JASON MILLARD CASTILLO (2653)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT BERNARDO BARRIOS (1555)	Department KEY WEST POLICE DEPARTMENT	Date / Time 05/09/2010 15:28

Key West Police Department

Date Report Prepared 05/09/2010 13:08

Incident Report

Case # 01-10-002529

I N C I D E N T	Case #	Date Report Prepared	Occurred From	Occurred To	Report Type
	01-10-002529	05/09/2010 13:08	05/09/2010 12:30	05/09/2010 12:30	Supplemental
	Dept. Classification		Case Status	Case Status Date	Cleared
	MISCELLANEOUS INFORMATION		OPEN	05/09/2010	05/09/2010 13:10
	Common Name				
THE PALMS RESTAURANT - 3101 N ROOSEVELT Bv Key West, FL 33040 (MONROE County)					
Day of Week : Sunday					
Dispatched : 05/09/2010 12:30			Alcohol Related : No		
Responded : 05/09/2010 12:30			Drug Related : No		
Arrived : 05/09/2010 12:30			Total Damaged Property Value : \$0.00		
Location Type : Restaurant			Total Stolen Property Value : \$0.00		
			Total Recovered Property Value : \$0.00		

N A R R A T I V E	Tcpic	Supplemental
	1	On 05/09/10 at approximately 1230 hours I, Officer T. Wood, was off duty and observed a black male subject whom I thought to be as Jarod VREEN enter into The Palms Restaurant located at 3101 N. Roosevelt Blvd.
		VREEN is wanted by the US Marshalls for Aggravated Battery on LEO and has several active warrants from Volusia County. VREEN is also known to carry a firearm.
		KWPD was contacted. Officer Derek Wallis, Officer Matthew Johnson, and Officer Jason Castillo arrived on scene.
		I pointed Officer Johnson to where the subject was sitting. Officer Johnson and Officer Wallis made contact with the subject.
	I was notified the subject was identified as Dwayne A. Norris.	
End of Narrative: 1		

Reporting Officer TAMARA M WOOD (2863)	Department KEY WEST POLICE DEPARTMENT	Report Status: Approved
Officer Name		Date/Time
Verifying Officer SGT JEFFERY SCOTT WILLIAMSON (1557)	Department KEY WEST POLICE DEPARTMENT	Date / Time 05/09/2010 13:42

7/21/10 HTE CAD PAGE 1
 14:31:58 CAD CALL INFORMATION 101290169

Call Number: 101290169 Call Type.: 062 S62 WARRANT SVC/WANTED P Police
 Entry Day/Tm: 5/09/10 12:26:10 062 S62 WARRANT SVC/WANTED P Police

CmnN: BLUE LAGOON MOTEL Agency.....: 001 KEY WEST
 Location...: 3101 N ROOSEVELT BV Apt:
 City.....: KEYWEST Block#: 3100 Loc ID: C Mapr: 3321XX2AN
 Intersectn.: KENNEDY 14TH

Caller Name: Last: First:NICK Mid: See Caller: Y
 Address....: EMP Apt:
 City/State: Phone#: 305-293-3004 BUSN Source: 911

Call Taker.: 2865 NELSON ANNA DISPATCH1
 Dispatcher.: 2586 BLACK RACHEL QPADEV000B

N A R R A T I V E

OFF DUTY OFC ASKED RP TO CALL - SUSP NAMED JAROD VREEN 12:26:41
 IS POSSIBLY AT THIS LOC INSIDE THE PALMS RESTAURANT 12:26:35
 TALL BLK MALE WITH DREDS 12:26:47
 RP STILL SEES BOTH OFF DUTY OFC T WOOD AND SUSP 12:27:29
 STILL INSIDE RESTAURANT 12:27:29
 RP IS WHI MALE WEARING BLK SLEEVELESS SHIRT WITH BLK 12:28:29
 SHORTS 12:28:29

 SGT BARRIOS AWARE 12:28:32

 SUSP IS EATING WITH A WHI FEM 12:29:04

 OFC ON SCENE ASKING APPROACHING OFCS TO ENTER AND MEET AT 12:30:53
 COURTYARD MARRIOT PARKING LOT 12:30:53
 ALL UNITS ADVISED TO USE EXTREME CAUTION 12:31:04
 entering blue lagoon property 12:36:21
 holding air on channel one 12:36:50

*NONE Unit Status History Information

5/09/10 12:26:35 18 ROUTE CALL TIME RT |

P64 Unit Status History Information

5/09/10 12:27:16 4 DISPATCHED D | 3026 WALLIS, DER
 5/09/10 12:27:16 11 DESIGNATED PRIMARY U P |
 5/09/10 12:27:18 32 ENROUTE 51 |
 5/09/10 12:32:32 6 AT SCENE 97 |
 5/09/10 13:12:26 16 RESET UNIT TIME CHEC OK |
 5/09/10 13:38:39 40 IN STATION / OFFICE IS |
 5/09/10 14:24:43 16 RESET UNIT TIME CHEC OK |
 5/09/10 14:38:38 20 AVAILABLE AV |

P65 Unit Status History Information

7/21/10
14:31:58

HTE CAD
CAD CALL INFORMATION

PAGE 2
101290169

5/09/10	12:27:24	4	DISPATCHED	D		2653 CASTILLO, JAS
5/09/10	12:27:25	32	ENROUTE	51		
5/09/10	12:34:43	6	AT SCENE	97		
5/09/10	12:50:54	20	AVAILABLE	AV		

P72

Unit Status History Information

5/09/10	12:27:28	4	DISPATCHED	D		3273 JOHNSON, MAT
5/09/10	12:27:29	32	ENROUTE	51		
5/09/10	12:32:54	6	AT SCENE	97		
5/09/10	13:00:55	20	AVAILABLE	AV		

D I S P O S I T I O N S

1	055	INC REPORT NUMBER	Case#	1 - 10-002529	Unit: P64
2	007	SUPPLEMENTAL REPORT	Case#	1 - 10-002529	Unit: P72
3	049	INCIDENT REPORT	Case#	1 - 00-000000	Unit: P64

4



5



6



CITY OF KEY WEST
Citizen Review Board
P.O. Box 1946
Key West, FL 33041
Ph: (305) 809-3887
Fax: (305) 293-9827

July 14, 2010

VIA REGULAR US MAIL

Mr. Dwyane Norris
5446 5th Street Apt. A
Key West, Florida 33040

Complaint File: **CRB No. 10-004**
KWPD-IA File Number: (to be assigned)

Dear Mr. Norris:

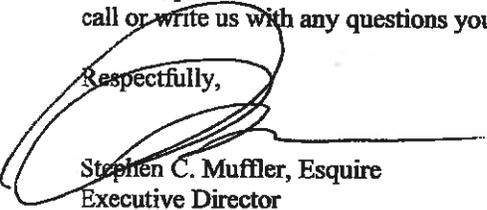
This letter shall confirm receipt of your complaint relative to the incident that occurred on May 9, 2010.

As per the Board's standard operating procedures, your complaint has been forwarded to the Key West Police Internal Affairs Department (IA) for investigation. At this time, the Board will await IA's findings and conclusions. The Board will consider the matter thereafter if you are not satisfied with IA's handling of the complaint. The Board reserves its rights to investigate the matter at any time if appropriate under the circumstances and in accordance with the City's Charter and Florida law.

Please note that all documents and communications received by this office are considered public records. You will be updated periodically by this office during material stages of the aforementioned processes. During your office visit today, I delivered to you a copy of your complaint and also of the CRB Brochure which outlines the CRB procedures.

The Board appreciates the time you have taken to lodge this complaint. If you change your mailing address, please send in written notice to this office so our files can reflect the same. You are welcome to call or write us with any questions you may have.

Respectfully,


Stephen C. Muffler, Esquire
Executive Director
Attorney-at-Law
cc: File



CITY OF KEY WEST
Citizen Review Board
P.O. Box 1946
Key West, FL 33041
Ph: (305) 809-3887
Fax: (305) 293-9827

August 4, 2010

VIA REGULAR US MAIL

Mr. Dwyane Norris
5446 5th Street Apt. A
Key West, Florida 33040

Complaint File: **CRB No. 10-004**
KWPD-IA File Number: N/A

Dear Mr. Norris

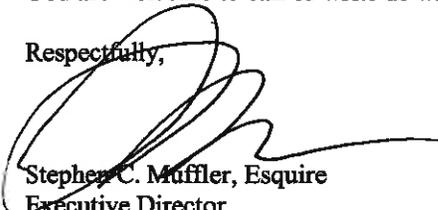
Enclosed please find a copy of the Proposed Agenda for the CRB meeting on Monday, August 23, 2010. The CRB has scheduled to review your file/complaint on that day. Please attend this public meeting which will commence at 6:00 p.m. at Old City Hall, 510 Green Street, Key West Florida 33040. Please also bring any witnesses that you have listed to this meeting so that they can address the CRB directly.

Enclosed is a copy of the internal affairs investigation memo, letter from Chief Lee & related police reports and CAD print out. These items, along with your complaint materials, comprise the materials the CRB will reflect upon.

The Board appreciates the time you have taken to lodge this complaint. If you change your mailing address, please send in written notice to this office so our files can reflect the same.

You are welcome to call or write us with any questions you may have.

Respectfully,


Stephen C. Muffler, Esquire
Executive Director
Attorney-at-Law

Encl.
cc: File

AGENDA

Citizen Review Board Meeting
Old City Hall, 510 Greene Street
Monday, August 23, 2010
6:00 p.m.

1. CALL THE MEETING TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF MINUTES:
 - a. July 26, 2010
5. TRACKING CHART REVIEW
6. CONTINUED OR NEW BUSINESS
 - a. **New Member Welcome-Rev. Forbes**
 - b. **File Review: CRB #-10-004 (Norris)**
 - c. **Modifications to CRB Rules & Procedures (To include 1. Formation of CRB Taser Data Collection Policy; 2. KWPD Internally Generated Files CRB Data Collection Policy Review; 3. CRB TV/Channel 77 Airing Discussion & Policy Formation)**
8. COUNSEL'S REPORT
9. CHAIRPERSON'S REPORT
10. BOARD MEMBERS REPORT/GENERAL COMMENTS
11. EXECUTIVE DIRECTOR'S REPORT
 - a. NACOLE Update
 - b. Budget FY 10/11 Update
 - c. CRB/FKCC Constitution Day Update (Sept. 17th)
 - d. CRB Executive Director Contract Renewal
 - e. Proposal to Cancel September 2010 CRB Meeting due to low file load
12. PSO/IA COMMENTS/FOLLOW-UP
13. PUBLIC INPUT
14. MEDIA AND PRESS QUESTIONS
15. ADJOURNMENT

ADA Assistance: If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Diane Nicklaus, ADA Coordinator, 305-809-3951 at least five (5) working days before your proceeding, or immediately upon receiving this notification if the time before the scheduled proceeding is less than five (5) days. If you are hearing or voice impaired, please call 809-1000.



Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Lt. David Smith
FROM: Stephen Muffler, Esquire
DATE: 8/05/10
RE: CRB Agenda for 8/23/10

Attached is the proposed CRB Agenda for the August 23, 2010 meeting and the various respondent officers' notices. **Would you please forward these notices to the individual officers so that they are aware of this upcoming meeting?** It would be desirable for a representative from your office attend this meeting to help address the Board's specific questions on any files or procedures. Please note that all of the Board materials are now available for yourself or the respondent officers to view on the CRB website approximately five (5) days before the meeting.

PLEASE ARRANGE FOR THE AVAILABILITY OF THE SUBJECT RESPONDENT OFFICERS' PRIOR DISCIPLINARY HISTORY AND COMMENDATIONS (COPIES OF COMMENDATION LETTERS AND LIST OF DISCIPLINARY ACTIONS WITH SUMMARIES PER THE KWPD & IA WORKING AGREEMENT) AT THIS CRB MEETING. THANKS.

AGENDA

Citizen Review Board Meeting
Old City Hall, 510 Greene Street
Monday, August 23, 2010
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Citizens Review Board

From: Citizens Review Board
Sent: Thursday, August 05, 2010 12:23 PM
To: Jason Castillo
Cc: Citizens Review Board; David T. Smith; Randall Smith
Subject: CRB Notice

Attachments: Castillo Notice 080510.pdf

Good Day Officer Castillo:

Attached is your CRB notice for the upcoming CRB meeting to be held on August 23, 2010. Please feel free to contact me directly with any questions you may have. Thank you for your attention to this matter.



Castillo Notice
080510.pdf (47...

Stephen C. Muffler, Esquire
Executive Director
Attorney at Law

City of Key West
Citizen Review Board
P.O. Box 1946
Key West, Florida 33041
tel(305) 809-3887
fax(305) 293-9827
crb@keywestcity.com
www.keywestcity.com

Note To Recipients: Under Florida law, this communication and any response or reply to it, will be subject to public records requests/disclosure laws, unless an applicable privilege or rule of evidence applies.

Note to Citizen Review Board Members: In accordance with the Florida Sunshine Law, please do not "reply to all" if there are other board members receiving this e-mail concerning Board business. Please only reply to non-board members when responding.

Citizens Review Board

From: Citizens Review Board
Sent: Thursday, August 05, 2010 12:21 PM
To: Matthew Johnson
Cc: Citizens Review Board; David T. Smith; Randall Smith
Subject: CRB Notice

Attachments: Johnson Notice 080510.pdf

Good Day Officer Johnson:

Attached is your CRB notice for the upcoming CRB meeting to be held on August 23, 2010. Please feel free to contact me directly with any questions you may have. Thank you for your attention to this matter.



Johnson Notice
080510.pdf (49 ...)

Stephen C. Muffler, Esquire
Executive Director
Attorney at Law

City of Key West
Citizen Review Board
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Key West, Florida 33041
tel(305) 809-3887
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Citizens Review Board

From: Citizens Review Board
Sent: Thursday, August 05, 2010 12:20 PM
To: Derek Wallis
Cc: Citizens Review Board; David T. Smith; Randall Smith
Subject: CRB Notice

Attachments: Wallis Notice 080510.pdf

Good Day Officer Wallis:

Attached is your CRB notice for the upcoming CRB meeting to be held on August 23, 2010. Please feel free to contact me directly with any questions you may have. Thank you for your attention to this matter.



Wallis Notice
080510.pdf (51 K...

Stephen C. Muffler, Esquire
Executive Director
Attorney at Law

City of Key West
Citizen Review Board
P.O. Box 1946
Key West, Florida 33041
tel(305) 809-3887
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Citizens Review Board

From: Citizens Review Board
Sent: Thursday, August 05, 2010 12:19 PM
To: Tamara Wood
Cc: Citizens Review Board; David T. Smith; Randall Smith
Subject: CRB Notice

Attachments: Wood Notice 080510.pdf

Good Day Officer Wood:

Attached is your CRB notice for the upcoming CRB meeting to be held on August 23, 2010. Please feel free to contact me directly with any questions you may have. Thank you for your attention to this matter.



Wood Notice
080510.pdf (48 KB)..

Stephen C. Muffler, Esquire
Executive Director
Attorney at Law

City of Key West
Citizen Review Board
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Key West, Florida 33041
tel(305) 809-3887
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Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Officer Tamara M. Wood

FROM: Stephen Muffler, Esquire

DATE: 08/05/10

RE: CRB Complaint #10-004/Norris

Attached please find a copy of the proposed Agenda for the CRB meeting to be held at 6:00 p.m. at the Old City Hall on August 23, 2010. One or more of the Board Members and/or the Executive Director as placed the above referenced file on the Agenda for discussion. You are a respondent in this file and are invited to attend this meeting to help clarify the matter to the Board members. You are under no obligation to attend nor speak to the Board, but your input on the matter would be carefully weighed and would assist the Board in reaching a fair and just recommendation. You may attend personally, via a union representative or through legal counsel. Materials on this file may be viewable via the CRB website approximately five (5) days prior to the meeting.

AGENDA

Citizen Review Board Meeting
Old City Hall, 510 Greene Street
Monday, August 23, 2010
6:00 p.m.

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3. PLEDGE OF ALLEGIANCE
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Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Officer Derek M. Wallis

FROM: Stephen Muffler, Esquire

DATE: 08/05/10

RE: CRB Complaint #10-004/Norris

Attached please find a copy of the proposed Agenda for the CRB meeting to be held at 6:00 p.m. at the Old City Hall on August 23, 2010. One or more of the Board Members and/or the Executive Director as placed the above referenced file on the Agenda for discussion. You are a respondent in this file and are invited to attend this meeting to help clarify the matter to the Board members. You are under no obligation to attend nor speak to the Board, but your input on the matter would be carefully weighed and would assist the Board in reaching a fair and just recommendation. You may attend personally, via a union representative or through legal counsel. Materials on this file may be viewable via the CRB website approximately five (5) days prior to the meeting.

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Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Officer Matthew Johnson
FROM: Stephen Muffler, Esquire
DATE: 08/05/10
RE: CRB Complaint #10-004/Norris

Attached please find a copy of the proposed Agenda for the CRB meeting to be held at 6:00 p.m. at the Old City Hall on August 23, 2010. One or more of the Board Members and/or the Executive Director as placed the above referenced file on the Agenda for discussion. You are a respondent in this file and are invited to attend this meeting to help clarify the matter to the Board members. You are under no obligation to attend nor speak to the Board, but your input on the matter would be carefully weighed and would assist the Board in reaching a fair and just recommendation. You may attend personally, via a union representative or through legal counsel. Materials on this file may be viewable via the CRB website approximately five (5) days prior to the meeting.

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Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Officer Jason Millard Castillo

FROM: Stephen Muffler, Esquire

DATE: 08/05/10

RE: CRB Complaint #10-004/Norris

Attached please find a copy of the proposed Agenda for the CRB meeting to be held at 6:00 p.m. at the Old City Hall on August 23, 2010. One or more of the Board Members and/or the Executive Director as placed the above referenced file on the Agenda for discussion. You are a respondent in this file and are invited to attend this meeting to help clarify the matter to the Board members. You are under no obligation to attend nor speak to the Board, but your input on the matter would be carefully weighed and would assist the Board in reaching a fair and just recommendation. You may attend personally, via a union representative or through legal counsel. Materials on this file may be viewable via the CRB website approximately five (5) days prior to the meeting.

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