

CRB COMPLAINT EVALUATION FORM

Case Number: 09-002

Complainant Name: Joseph Murphy

CASE SUMMARY

Date of Incident: 1/13/09
Date of Complaint filed with IA: 1/21/09
Date of Complaint filed with CRB: 1/20/09

Officer: Jeff Williamson

Allegation: False Arrest

The Complainant, Mr. Joseph Murphy, filed a complaint against Sgt. Jeff Williamson, concerning an incident that occurred on January 13, 2009. Mr. Murphy claims that when the officers arrived at his apartment, they arrested the wrong person (himself) and not the person who was trying to assault him (an unknown "Russian guy"). Mr. Murphy also complained that his X-landlord and boss, retaliated against him when Sgt. Jeff Williamson allegedly communicated his alleged "confidential informant" status to third parties. There is no evidence that Mr. Murphy was any type of "confidential informant" for the KWPD other than his allegation at this time.

Mr. Murphy is now in jail without bond due to another arrest after his initial arrest. His complaint with the CRB deals with allegations common in his criminal case. A letter was mailed to Mr. Murphy to the jail noticing him of the CRB meeting and IA response and asking him for his written responses so that they can be presented to the Board at the April 13, 2009 hearing. He responded with a letter which is included in these materials. IA has not proceeded with an investigation because: 1) IA was under the impression Mr. Murphy did not want to proceed; and 2) IA cannot proceed because the underlying event complained of is the subject matter of a current criminal case in which Mr. Murphy is a defendant in.

This file consists of the following written/visual materials:

1. Complaint along with a supplemental attachment and IA receipt;
2. IA's Response Letter;
3. Court Print out of Mr. Murphy's Arrest and Current court cases and past cases at the Monroe County Clerk's Office; and
4. Mr. Joseph Murphy's Response Letter; and
5. Notice Letters to all involved parties.

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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/departement/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.
- 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

1/20/09

COMPLAINT FORM
Citizen Review Board
 #3 East Quay Road, Key West, FL 33040
 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: Joseph Murphy ^{"Jerry"} Date of Birth: 12/26/1955
 Nombre Fecha de nacimiento

Address: 1011 White Street #3 FL 33040
 (Dirección) Street (Ciudad) City (Estado) State (Código Postal) Zip

Mailing Address: (Being Evicted) So no mailing Address
 Dirección postal PO Box or Street, City, State and Zip

Work Address: I am homeless after Eviction
 (Dirección del trabajo)

Home Phone: 305 924-6098 Work Phone: () SAME Cellular: ()
 Teléfono Particular Teléfono del Trabajo Celular

B. NATURE OF COMPLAINT: CIRCLE ALL THAT APPLY. Naturaleza de la denuncia: Circular le todas las que apliquen.
 Battery/Force Rudeness Deficient Svc Profanity Truthfulness Issue Driving False Arrest Excessive Force Searches
 Other: _____

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

Name: Sgt. Williams Badge #: unknown Vehicle #: _____
 Nombre (white officer) Placa No. Patrulla No.

Please provide a physical description of officer:
 Describa la apariencia física del oficial: Tall Sgt William Jeff

Name: unknown Badge #: _____ Vehicle #: _____
 Nombre Placa No. Patrulla No.

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

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

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

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

Victim/Witness #2

Victima/Testigo No. 2

Is this person a : victim witness
 Esta persona es: víctima testigo

Name: Ralph (Last name unknown)
 Nombre _____
 Address: _____ City _____ State _____
 Dirección: _____ Ciudad: _____ Estado: _____
 Zip Code _____ Contact numbers: Telephone (305) 896-5949 Cell _____
 Código Postal _____ Teléfono _____

Victim/Witness #3

Victima/Testigo No. 3

Is this person a : victim witness
 Esta persona es: víctima testigo

Name: Roney (my roommate)
 Nombre _____
 Address: In Jail -> City don't know State Last name
 Dirección: _____ Ciudad: _____ Estado: _____
 Zip Code _____ Contact numbers: Telephone _____ Cell _____
 Código Postal _____ Teléfono _____

E. INFORMATION ABOUT THE INCIDENT
INFORMACION ACERCA DEL INCIDENTE

Filled out on Behalf of
Complainant

Please provide as much information as possible, using additional pages if necessary.
Suministre la mayor cantidad de informacion posible, utilizando paginas adicionales si fuese necesario.

Date: January 13th Time: 2009 Location: _____ Case # if applicable: _____
Fecha: _____ Hora: _____ Lugar: _____ No. de Caso, si corresponde: _____

Russian Guy Came to my House and threatened me. I Pepper Sprayed him and police were called. Sgt. Williamson arrested me without even going to see my Apartment or speak to witnesses. Alleged Victim (Russian) Lied and Police Arrested me for aggravated Battery. This is an Unlawful Arrest as I was the victim. I have a Court case (I am a Criminal Defendant). My Boss Lucy Cristira, told Police wrong information and she wasn't even present at Event. Sgt. Williamson called her on cell phone to get her statement.

Claims ICOP
Archive should
Show
OFFICES
Court

Attach additional pages if necessary. Page number _____ of _____ pages of narrative

Are you being prosecuted for this incident or do you have a pending criminal case? Yes No

Have you ever been convicted of a felony? Yes No

"I hereby certify that, to the best of my knowledge, and under the penalty of perjury, the statements made herein are true." I hereby acknowledge and understand that any documents, materials, medical records, e-mail and other communication delivered to the CRB office becomes public record and shall be viewable on the internet by anyone or any entity.

[Handwritten Signature]
Signature of Complainant

1/20/09
Date signed

Complaint Received by: _____ Complaint Reviewed by: _____ Action Taken: _____
Date complaint forwarded to Chief of Police: _____



MONROE COUNTY SHERIFFS OFFICE

MURPHY, JOSEPH JEREMIAH

Property Report



Booking No: MCSO09JBN000265

MNI No: MCSO00MNI005983

Cell No:

DOB: 12/26/1955

Property Number: PROP0001

Received Date/Time: 1/13/2009 5:30 PM

Officer Name/No: VIDAL, JASON

MCSO01PER000141

Location: MCSO BAG NUMBERS

Released Date/Time:

Officer Name/No:

Released To Name:

MNI No:

Comments: No comments available.

| Item No | Qty | Container | Type | Description | Cash/Amount | Comments |
|--------------|-----|-----------|------------|---------------------------|----------------------------|------------------------|
| PROPITEM0001 | 2 | 075 | Slides | BROWN | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0002 | 1 | 075 | Shirt(s) | PINK WITH BLUE STRIPES | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0003 | 1 | 075 | Pants | TAN | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0004 | 1 | 075 | Belt | BLACK | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0005 | 1 | 075 | Cell Phone | BLACK | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0006 | 1 | 075 | Other | PROPERTY SEAL # U:05321 | <input type="checkbox"/> 0 | No comments available. |
| PROPITEM0007 | 1 | 075 | Keys | No description available. | <input type="checkbox"/> 0 | No comments available. |

Inmate Signature

Witness Signature

Officer Signature



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

TO: Lt. David Smith/Inspector Randy Smith
FROM: Stephen Muffler, Esquire
DATE: 1/27/09
RE: CRB Complaint 09-002/Transfer to IA

Attached please find a supplemental complaint filed by Mr. Joseph Murphy against Sgt. Jeff Williamson. 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. Thanks.

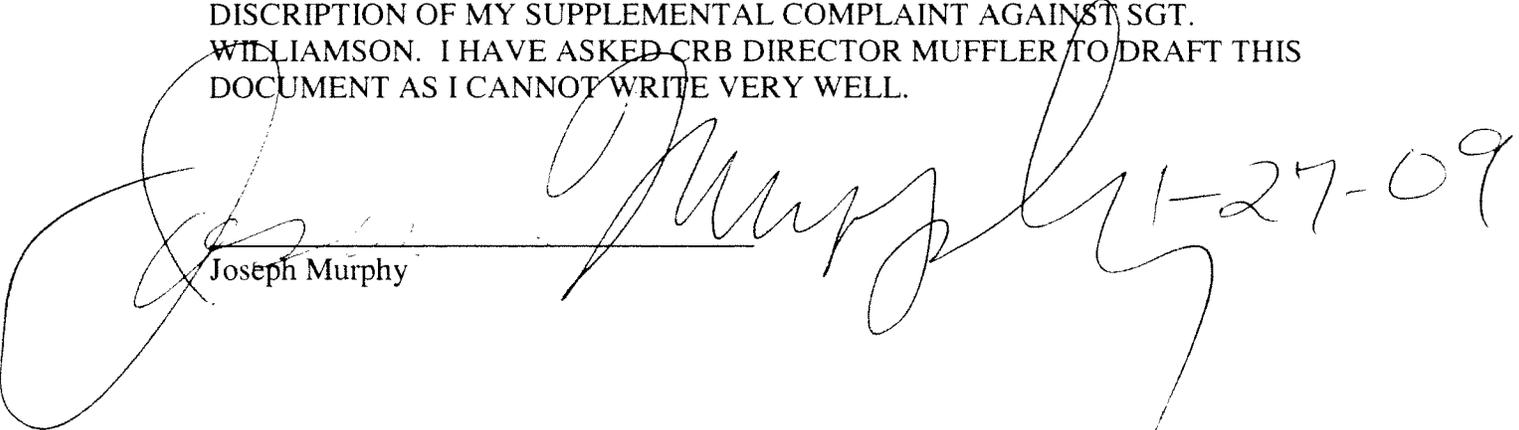
Receipt

Lt. David T. Smith

Supplemental to complaint #09-002.

I, Joseph Murphy, would like my current complaint against Sgt. Williamson, to include the fact that he, Sgt. Williamson, told my x-employer and former landlord, that there was dialog between myself and Detective Bradley, KWPD narcotics division, concerning allegations that my x-employer/former landlord was involved in illegal drug dealing. I want to complain that Sgt. Williamson should have never communicated this fact to my x-employer and former landlord as I considered myself a confidential informant. Now my landlord has taken action against me.

I HAVE READ THE FORGOING AND IT IS A TRUE AND ACCURATE DISCRPTION OF MY SUPPLEMENTAL COMPLAINT AGAINST SGT. WILLIAMSON. I HAVE ASKED CRB DIRECTOR MUFFLER TO DRAFT THIS DOCUMENT AS I CANNOT WRITE VERY WELL.


Joseph Murphy

1-27-09

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Donald J. Lee, Jr.
Chief of Police



Key West
POLICE DEPARTMENT

March 25, 2009

Joseph Murphy
Streets of Key West
Key West, Florida 33040

Mr. Joseph Murphy

Sir on January 21, 2009 I received a complaint you filed with the Citizen Review Board regarding an incident that took place on January 13, 2009, involving Sgt. Jeff Williamson. During the incident you were arrested and subsequently had a complaint in regards to the arrest. Lt. David Smith and I met with you a few days later regarding your complaint. In this meeting you stated you wished to withdraw your complaint and then began discussing an unrelated issue with us. In this first meeting you stated, "I was just upset about my dog and Jeff (Sgt. Jeff Williamson) was just doing his job, he didn't do anything wrong." Over the next few weeks we met several more times. These meeting were all in regards to your unrelated issue, however in each meeting I confirmed you still did not wish to file a new or proceed with your previous complaint.

On March 13, 2009, approximately four weeks after our last meeting I received an email from the CRB stating you wished to know the status of your complaint. It was my understanding from our meetings you did not wish to continue with the complaint. As you now apparently do wish to file a complaint, I have reviewed the documentation provided to the CRB. After reading the issues which you have outlined in your written statement I find these issues pertain to the lawfulness of your arrest and content of the witness' statements. As you have an open criminal case in the court system for this arrest, it is the policy of the Key West Police Department to not open an internal affairs investigation. This is done to protect your rights as any statements given to internal affairs are admissible in your criminal trial.

At this time the matter is CLOSED. If at the conclusion of your criminal case you have a complaint please file it at that time. Thank you for your time and understanding in this matter.

Sincerely,

Inspector Randy Smith
Office of Internal Affairs
Key West Police Department
305-809-1081

Cc: File
Citizen Review Board



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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M.C.S.O. Arrest Search Results by Name



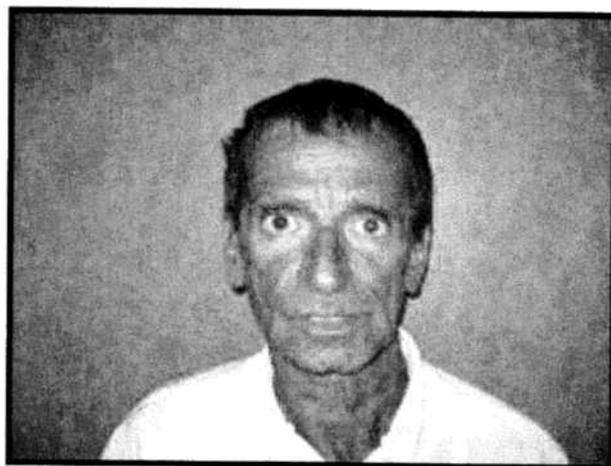
As of Tuesday, March 31, 2009 at 12:17

Remember: The person or people shown on these pages have been arrested, but **have NOT been found guilty in a court of law.**

For case dispositions, and for detailed information on criminal and civil court cases, visit the Monroe County Clerk of the Courts web site.

For information on court dates and judges calendars, visit the 16th Judicial State Courts web site.

Please note that this information is inclusive from January 1, 2001.



MURPHY, JOSEPH JEREMIAH

DoB:12/26/1955 Age:52 Sex:M Race:W

| |
|---|
| <p>Arrest Date: 02/15/2008 CAD #: Arrest #: MCSO08ARR001290 Offense #: DEP08OFF0007955 Address: 520 GRINNELL STREET, KEY WEST, FL 33040 Occupation: MCSO00MNI005983 MCSO00MNI005983 in NONE MCSO00MNI005983 in KITCHEN HELP Arrest Location: FORT ZACHARY TAYLOR STATE PARK KEY WEST,</p> |
|---|

Charges:

1 Felony Count(s) of 893.13.1a2**MORE THAN 20 GRAMS**Officer/Agency: **KWPD - KWPD** Bond Amount: **\$0**Arrest Date: **01/13/2009** CAD #: Arrest #: **MCSO09ARR000280** Offense #:
KWPD09OFF229

Address:

520 GRINNELL STREET, KEY WEST, FL 33040

Occupation:

MCSO00MNI005983**MCSO00MNI005983** in **NONE****MCSO00MNI005983** in **KITCHEN HELP**Arrest Location: **WHITE ST KEY WEST, 1110**

Charges:

1 Felony Count(s) of 784.03.2**2ND OR SUBSQ OFF**Officer/Agency: **KWPD - KWPD** Bond Amount: **\$0**Arrest Date: **02/13/2009** CAD #: Arrest #: **MCSO09ARR001070** Offense #:
KWPD09OFF000800

Address:

520 GRINNELL STREET, KEY WEST, FL 33040

Occupation:

MCSO00MNI005983**MCSO00MNI005983** in **NONE****MCSO00MNI005983** in **KITCHEN HELP**Arrest Location: **HARRIS AVE KEY WEST, 2927**

Charges:

1 Felony Count(s) of 784.03.2**2ND OR SUBSQ OFF****1 Felony Count(s) of 784.03.2****2ND OR SUBSQ OFF****1 Felony Count(s) of 810.02.4b****UNOCCUPIED CONVEYANCE UNARMED****1 Felony Count(s) of 812.014.2c1****THEFT IS 300 OR MORE BUT LESS THAN 5000 DOLS**Officer/Agency: **KWPD - KWPD** Bond Amount: **\$0**Arrest Date: **02/13/2009** CAD #: **MCSO** Arrest #: **MCSO09ARR000701** Offense #:

Address:

520 GRINNELL STREET, KEY WEST, FL 33040

Occupation:

MCSO00MNI005983**MCSO00MNI005983** in **NONE****MCSO00MNI005983** in **KITCHEN HELP**Arrest Location: **COLLEGE RD STOCK ISLAND, 5501**

Charges:

1 Unknown Count(s) of 948.06**OR COMMTY CONT RE UNK/FEL/MISD/JUV NON CRITRIA**Officer/Agency: **KWPD - KWPD** Bond Amount: **\$1500**

| MCSO00MNI005983 | MURPHY | JOSEPH | JEREMIAH | 12/26/1955 | 53 | Key West Unit A | 1 count(s) of 784.03.2 - 2ND OR SUBSQ OFF | No Bond - 0947-CFK |
|-----------------|--------------|---------------|----------------|------------------|-----|-----------------------|--|-----------------------|
| ID # | Last Name | First Name | Middle Name | Date of Birth | Age | Location | Charges | Bond |

Traffic/Criminal Case Detail Information

| | |
|-------------------------|----------------------------|
| Defendant Name | Date of Birth |
| Murphy, Joseph Jeremiah | 12/26/1955 |
| Case Number | Uniform Case Number |
| CFK0947 | 442009CF000047000AKW |
| Defense Attorney | Judge |
| KAUFMAN, SAMUEL J | Jones, Mark |

Scheduled Court Appearances

| Date | Time | Location/Court Room | Description |
|-----------|-------------------------|---------------------|--------------------------|
| 2/5/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - ARRAIGNMENT |
| 3/2/2009 | 1/1/1900 10:00:00 AM | | CF - PRETRIAL / CRIMINAL |
| 3/6/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - MOTION |
| 3/23/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - TRIAL / FELONY |
| 3/27/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - MOTION |
| 4/2/2009 | 1/1/1900 10:00:00 AM | KW COURTROOM B | CF - PRETRIAL / CRIMINAL |
| 4/16/2009 | 1/1/1900 10:30:00 AM | KW COURTROOM B | CF - MOTION |
| 4/20/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - TRIAL / FELONY |
| 4/30/2009 | 1/1/1900 10:00:00 AM | KW COURTROOM B | CF - PRETRIAL / CRIMINAL |
| 6/8/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - TRIAL / FELONY |

Charges

| Offense Date | Statute Code | Statute Description | Date | Disposition |
|--------------|--------------|----------------------------|------|-------------|
| 1/13/2009 | 784.03 2 | BATTERY - 2ND OR SUBSQ OFF | | Filed |

Docket Information

| Date | Time | Description | Text |
|----------|------|-------------------------------------|--------------------------------------|
| 4/3/2009 | | ORDER * | APPROVING SUBSTITUTION OF COUNSEL |
| 4/3/2009 | | Order Granting Pretrial Continuance | |
| 4/3/2009 | | Pretrial Court Minutes | |

| | | |
|-----------|---|---|
| 4/1/2009 | NOTICE OF APPEARANCE * | |
| 3/31/2009 | NOTICE OF APPEARANCE, WRITTEN PLEA OF * | NOT GUILTY; DEMAND FOR JURY TRIAL, BILL OF PARTICULARS; AND NOTICE OF DISCOVERY |
| 3/23/2009 | ORDER * | Revoking Defendant's Pre-Trial Release |
| 3/23/2009 | ORDER * | APPOINTING EXPERTS |
| 3/19/2009 | MOTION COURT MINUTES * | to earlier hearing |
| 3/19/2009 | Arraignment Court Minutes | |
| 3/12/2009 | SUBPEONA RET SERVED | ANATOLI PETROVNIA |
| 3/11/2009 | ORDER * | APPOINTING EXPERTS |
| 3/6/2009 | SUBPEONA RET SERVED | J. Young |
| 3/6/2009 | SUBPEONA RET SERVED | J. Valdes |
| 3/2/2009 | Order Granting Pretrial Continuance | |
| 3/2/2009 | Pretrial Court Minutes | |
| 2/20/2009 | Notice of Taking Deposition | J. Young/ J. Valdes |
| 2/12/2009 | NOTICE OF HEARING * | MOTION FOR APPOINTMENT OF EXPERT |
| 2/12/2009 | MOTION * | FOR APPOINTMENT OF EXPERT |
| 2/10/2009 | Supplemental Discovery Response | |
| 2/5/2009 | Discovery Exhibit | |
| 2/5/2009 | WRITTEN PLEA OF NOT GUILTY | |
| 2/5/2009 | MOTION COURT MINUTES * | |
| 2/5/2009 | Pretrial Order | |
| 1/27/2009 | Warrant Information Form | |
| 1/27/2009 | INFORMATION | |
| 1/26/2009 | Affidavit of Indigence Status Felony | |
| 1/15/2009 | STATEMENT FORM * | A. Petrounia |
| 1/15/2009 | Affidavit of Indigence Status Waived | |
| 1/15/2009 | NOTICE OF ARRAIGNMENT FILED | |
| 1/15/2009 | FIRST APPEARANCE FORM | |
| 1/15/2009 | ARREST FORM | |

Traffic/Criminal Case Detail Information

| | |
|-------------------------|----------------------------|
| Defendant Name | Date of Birth |
| Murphy, Joseph Jeremiah | 12/26/1955 |
| Case Number | Uniform Case Number |
| CFK09147 | 442009CF000147000AKW |
| Defense Attorney | Judge |
| KAUFMAN, SAMUEL J | Jones, Mark |

Scheduled Court Appearances

| Date | Time | Location/Court Room | Description |
|-----------|-------------------------|---------------------|--------------------------|
| 3/5/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - ARRAIGNMENT |
| 3/19/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - ARRAIGNMENT |
| 4/2/2009 | 1/1/1900 10:00:00 AM | KW COURTROOM B | CF - PRETRIAL / CRIMINAL |
| 4/20/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - TRIAL / FELONY |
| 4/30/2009 | 1/1/1900 10:00:00 AM | KW COURTROOM B | CF - PRETRIAL / CRIMINAL |
| 6/8/2009 | 1/1/1900 8:45:00 AM | KW COURTROOM B | CF - TRIAL / FELONY |

Charges

| Offense Date | Statute Code | Statute Description | Date | Disposition |
|--------------|--------------|--|------|-------------|
| 2/13/2009 | 810.02 4b | BURGL - UNOCCUPIED CONVEYANCE UNARMED | | Filed |
| 2/13/2009 | 812.014 2c1 | LARC - THEFT IS 300 OR MORE BUT LESS THAN 5000 DOLS | | Filed |
| 2/13/2009 | 784.03 2 | BATTERY - 2ND OR SUBSQ OFF | | Filed |
| 2/13/2009 | 784.03 2 | BATTERY - 2ND OR SUBSQ OFF | | Filed |

Docket Information

| Date | Time | Description | Text |
|-----------|------|--|--|
| 4/3/2009 | | ORDER * | APPROVING SUBSTITUTION OF COUNSEL |
| 4/3/2009 | | Pretrial Court Minutes | |
| 4/1/2009 | | NOTICE OF APPEARANCE * | |
| 3/31/2009 | | NOTICE OF APPEARANCE, WRITTEN PLEA OF * | NOT GUILTY; DEMAND FOR JURY TRIAL, BILL OF PARTICULARS; AND NOTICE OF DISCOVERY |

| | | |
|-----------|-----------------------------|--|
| 3/19/2009 | MOTION COURT MINUTES * | as to earlier hearing |
| 3/19/2009 | AFFIDAVIT * | BOND |
| 3/19/2009 | Pretrial Order | |
| 3/19/2009 | WRITTEN PLEA OF NOT GUILTY | |
| 3/19/2009 | Arraignment Court Minutes | |
| 3/9/2009 | Discovery Exhibit | DEMAND FOR RECIPROCAL DISCOVERY DEMAND FOR NOTICE OF ALIBI STATE'S WITNESS LIST |
| 3/5/2009 | NOTICE * | ARR CONT 3/19/09 AT 8:45 A.M. |
| 3/5/2009 | Arraignment Court Minutes | |
| 3/5/2009 | Warrant Information Form | |
| 3/5/2009 | INFORMATION | |
| 2/17/2009 | STATEMENT FORM * | B. Mattheessen |
| 2/17/2009 | STATEMENT FORM * | A. Dekeyser |
| 2/17/2009 | STATEMENT FORM * | R. Dekeyser |
| 2/17/2009 | NOTICE OF ARRAIGNMENT FILED | |
| 2/17/2009 | FIRST APPEARANCE FORM | |
| 2/17/2009 | ARREST FORM | |

| | | | | | | | |
|---|-------------------------|-----------------------|------------|------------|---|------------|---|
|  | MURPHY, JOSEPH GERMAIAH | 12/26/1955 TRK96272 | 1/6/1996 | 1/6/1996 | WEARING HEADSETS | | |
|  | MURPHY, JOSEPH JERMAIAH | 12/26/1955 TRK962960 | 3/13/1996 | 3/13/1996 | WEARING HEADSETS | | |
|  | MURPHY, JOSEPH J. | 12/25/1965 TRK9612383 | 10/23/1996 | 10/23/1996 | CONVERSION | | |
|  | MURPHY, JOSEPH JEREMIAH | 12/26/1955 TRK995856 | 5/13/1999 | 5/13/1999 | FAIL TO YIELD | | |
|  | MURPHY, JOSEPH | 7/1/1956 TRP001246 | 1/25/2000 | 1/25/2000 | FAIL TO OBEY TRAFFIC CONTROL DEV | 2/8/2000 | Voluntary Payment |
|  | MURPHY, JOSEPH G | 7/1/1956 TRK038400 | 7/22/2003 | 7/22/2003 | RAN STOP SIGN | 8/6/2003 | Voluntary Payment |
|  | MURPHY, JOSEPH J | 7/8/1942 TRP077212 | 5/3/2007 | 5/22/2007 | FAIL TO OBEY FLASHING CONT SIGNALS | 5/25/2007 | Def Sent/Clerk WH Adj |
|  | MURPHY, JOSEPH | 1/13/1955 MMK9230369 | 12/6/1991 | 12/6/1991 | ACCIDENT INVOLVE DEATH PER INJURY FAIL TO STOP | | Nolle Prossed |
|  | MURPHY, JOSEPH JEREMIAH | 12/26/1955 MMK003061 | 9/19/2000 | 10/11/2000 | BATTERY | 10/18/2000 | Def Sent/Guilty - Non Jury Trial/Adj |
|  | MURPHY, JOSEPH JERIMIAH | 12/26/1955 MMK96263 | 2/10/1996 | 2/10/1996 | INDECENT EXPOSURE PUBLIC | | No Information Filed / Dropped |
|  | MURPHY, JOSEPH JERIMIAH | 12/26/1955 MMK962455 | 12/24/1996 | 12/24/1996 | MAKE HARASSING PHONE CALL | 3/6/1997 | Def Sent/Guilty - Non Jury Trial/Adj WH |
|  | MURPHY, JOSEPH B | 3/23/1975 MOK9730391 | 3/9/1997 | 3/9/1997 | CONVERSION | 3/10/1997 | Def Sent/Guilty - Non Jury Trial/Adj WH |
|  | MURPHY, JOSEPH JR | 4/3/1952 CFP9230114 | 7/22/1992 | 7/22/1992 | PETIT THEFT | | Nolle Prossed |
|  | MURPHY, JOSEPH JR | 4/3/1952 CFP9230115 | 7/22/1992 | 7/22/1992 | CONVERSION | | |
|  | MURPHY, JOSEPH | 1/5/1943 MOK9131651 | 11/5/1991 | 11/5/1991 | MUNICIPAL ORDINANCE | 9/23/1999 | Def Sent/Guilty - Non Jury Trial/Adj |
|  | Murphy, Joseph Jeremiah | 12/26/1955 CFK08178 | 2/15/2008 | 2/20/2008 | MARIJUANA-POSSESS - POSSESS MARIJUANA OVER 20 GRAMS | | Transferred |
|  | Murphy, Joseph Jeremiah | 12/26/1955 MMK08598 | 2/15/2008 | 3/3/2008 | MARIJUANA-POSSESS - NOT MORE THAN 20 GRAMS | 7/3/2008 | Def Sent/Adj Guilty |
|  | Murphy, Joseph Jeremiah | 12/26/1955 CFK0947 | 1/13/2009 | 1/15/2009 | BATTERY - 2ND OR SUBSQ OFF | | Filed |
|  | Murphy, Joseph Jeremiah | 12/26/1955 CFK09147 | 2/13/2009 | 2/18/2009 | BURGL - UNOCCUPIED CONVEYANCE UNARMED | | Filed |

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Mr. Joseph Murphy
INMATE # M65000MN1005983
Monroe County Detention Center - Unit A-
5501 College Road
Key West, FL 33040

City of Key West
Citizen Review Board
P.O. Box 1946
Key West Florida 33040
ATT. Stephen C. Muffler, Esquire
ATTORNEY AT LAW.

Thanks for the letter, I won't be able to
make your meeting, I might get out April 16.09
maybe not,

I also wish to bring to the board's att. the fact
that Sgt. Jeff Williams was not on duty January
13 at 4.15 p.m. also he was there calling all
the shots at the request and regard of Mr. Brent
Matteessen the individual whom Det. Bradley
was most interested in.

And I appreciate any continued attention
of this matter by the Board

Respectfully



2729 Harris Av.
Key West FL, Ph 305 924-6098
33040

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

March 31, 2009

VIA REGULAR US MAIL

Mr. Joseph Murphy
Inmate #MCSO00MNI005983
Monroe County Detention Center - Unit #A
5501 College Road
Key West, FL 33040

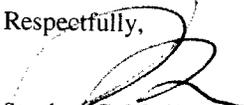
Re: **CRB Complaint #09-002**

Dear Mr. Murphy:

Enclosed please find Key West Police Department's Internal Affairs' (IA's) findings relative to your above referenced complaint. Please be advised that one or more Board members and/or the Executive Director of the Citizen Review Board (CRB) has placed the above referenced matter on the Agenda for the April 13, 2009 meeting at Old City Hall starting at 6:00 p.m. It would be helpful if you and/or your representative could attend this meeting to help the Board reach a fair and just recommendation. If you cannot attend, you can write back to this office and address any issues you wish to bring to the Board's attention relative to this matter or IA's completed investigation. Please also advise this office of any further evidence that would support your claims of unprofessional conduct by the subject officer(s) mentioned in your complaint.

The Board appreciates the time you have taken to lodge this complaint and looks forward to your input during its upcoming meeting.

Respectfully,


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

Donald J. Lee, Jr.
Chief of Police



Key West
POLICE DEPARTMENT

March 25, 2009

Joseph Murphy
Streets of Key West
Key West, Florida 33040

Mr. Joseph Murphy

Sir on January 21, 2009 I received a complaint you filed with the Citizen Review Board regarding an incident that took place on January 13, 2009, involving Sgt. Jeff Williamson. During the incident you were arrested and subsequently had a complaint in regards to the arrest. Lt. David Smith and I met with you a few days later regarding your complaint. In this meeting you stated you wished to withdraw your complaint and then began discussing an unrelated issue with us. In this first meeting you stated, "I was just upset about my dog and Jeff (Sgt. Jeff Williamson) was just doing his job, he didn't do anything wrong." Over the next few weeks we met several more times. These meeting were all in regards to your unrelated issue, however in each meeting I confirmed you still did not wish to file a new or proceed with your previous complaint.

On March 13, 2009, approximately four weeks after our last meeting I received an email from the CRB stating you wished to know the status of your complaint. It was my understanding from our meetings you did not wish to continue with the complaint. As you now apparently do wish to file a complaint, I have reviewed the documentation provided to the CRB. After reading the issues which you have outlined in your written statement I find these issues pertain to the lawfulness of your arrest and content of the witness' statements. As you have an open criminal case in the court system for this arrest, it is the policy of the Key West Police Department to not open an internal affairs investigation. This is done to protect your rights as any statements given to internal affairs are admissible in your criminal trial.

At this time the matter is CLOSED. If at the conclusion of your criminal case you have a complaint please file it at that time. Thank you for your time and understanding in this matter.

Sincerely,

Inspector Randy Smith
Office of Internal Affairs
Key West Police Department
305-809-1081

Cc: File
Citizen Review Board



RESPECT - INTEGRITY - FAIRNESS

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





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

TO: Sgt. Jeff Williamson
FROM: Stephen Muffler, Esquire
DATE: 3/31/09
RE: CRB Complaint #09-002/Murphy

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 April 13, 2009. 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 one week prior to the meeting.



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

TO: Sgt. Jeff Williamson
FROM: Stephen Muffler, Esquire
DATE: 3/31/09
RE: CRB Complaint #09-002/Murphy

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(DRAFT) AGENDA

Citizen Review Board Meeting
Old City Hall, 510 Greene Street

Monday, April 13, 2009
6:00 p.m.

1. CALL THE MEETING TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF MINUTES:
 - a. March 23, 2009
5. TRACKING CHART REVIEW
6. CONTINUED OR NEW BUSINESS
 - a. File Review: Joseph Murphy CRB #09-002
 - b. File Review: Lynn Parker CRB #09-004
 - c. TBA
7. COUNSEL'S REPORT

Omar Brown Status of Service of Process in the Omar Brown Case & Any New Developments (if any) on Upcoming April 27,2009 CRB Hearing.
8. CHAIRMAN'S REPORT
9. BOARD MEMBERS REPORT/GENERAL COMMENTS
10. EXECUTIVE DIRECTOR'S REPORT
 - a. Comparisons of City Department Budgets and Reductions over 3 year period;
 - b. Omar Brown CRB#07-001 Investigation Results Available Online for Members for the April 27, 2009 Meeting
 - c. CRB Website Upgrades
 - d. TBA
11. PSO/IA COMMENTS/FOLLOW-UP
12. PUBLIC INPUT
13. MEDIA AND PRESS QUESTIONS
14. ADJOURNMENT



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

TO: Lt. David Smith
FROM: Stephen Muffler, Esquire
DATE: 3/31/09
RE: CRB Agenda for 04/13/09

Attached please find the draft of the Agenda for the above referenced CRB meeting. Also enclosed please find the respondent officers' notice. **Would you please forward this notice to the individual officer so that he is 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 officer to view on the CRB website approximately one (1) week in advance of the meeting date.

PLEASE SEND ME THIS OFFICERS' PRIOR DISCIPLINARY HISTORY AND COMMENDATIONS (LIST OF THEM BY SOME KIND OF SUMMARY) PER THE KWPD & IA WORKING AGREEMENT. THESE ARE PUBLIC RECORDS AND THE BOARD PREFERS THEM TO BE PART OF THESE FILE REVIEWS. THANKS.



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

TO: Sgt. Jeff Williamson
FROM: Stephen Muffler, Esquire
DATE: 3/31/09
RE: CRB Complaint #09-002/Murphy

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Citizens Review Board

From: Citizens Review Board
Sent: Tuesday, March 31, 2009 1:07 PM
To: Jeffrey Williamson
Cc: Citizens Review Board
Subject: CRB Meeting Notice

Attachments: CRB Notice.PDF

Hello:



CRB Notice.PDF (46
KB)

Attached is a notice of the upcoming CRB meeting which involves a file you are a respondent in. If you have any questions, please feel free to contact me directly. Thanks.

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.