

SUPERVISOR'S REPORT OF RESPONSE TO RESISTANCE – NARRATIVE

Case Number: PD200531178601

May 31, 2020

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During the George Floyd protest occurring in the City of Miami, a large crowd assembled at the entrance to PortMiami, located at the intersection of Biscayne Boulevard, between NE 5 Street and NE 6 Street. Mr. Ariel Alfaro-Fonseca arrived with a large crowd of protesters that gathered and assembled, blocking the exit of PortMiami. Mr. Alfaro-Fonseca was identified as being part of a smaller group of protestors that were throwing water bottles and rocks at the Miami-Dade Police Department, Rapid Deployment Force. At this time, a sequence of dispersal orders were read aloud by the Miami-Dade Police Department, Rapid Deployment Force, Platoon 2 Commander, Lieutenant Vernon Williams, Badge 5500, Unit RDF2, at 1745, at 1755, and at 1800 hours, respectively.

After the majority of the crowd dissipated, Mr. Ariel Alfaro-Fonseca, who was accompanied by several other males, remained on the scene, standing in the middle of the roadway, in contravention of the dispersal order. Officer Roberto De la Nuez, Badge 5470, SRT33, who was assigned to a mobile intervention team, was directed by the Special Response Team Commander, Lieutenant Luis J. Sierra, Badge 4378, Unit SRT2, to the area where Mr. Alfaro-Fonseca and the others in his group were loitering. Officer De la Nuez approached Mr. Alfaro-Fonseca, and advised him that he was under arrest. At this time, Officer De la Nuez grabbed Mr. Alfaro-Fonseca with both hands in an attempt to take him into custody; however, Mr. Alfaro-Fonseca extended his arms and began pushing himself away from Officer De la Nuez. Officer De la Nuez then attempted to leg sweep Mr. Alfaro-Fonseca, who continued to resist his arrest. At the same time, Officer Jorge Encinosa, Badge 7325, Unit IMT32, using his right arm, encircled Mr. Alfaro-Fonseca's upper torso and head, subsequently redirecting him to the ground. Officer Encinosa then placed Mr. Alfaro-Fonseca in flex cuffs without further incident.

Mr. Alfaro-Fonseca had no visible injuries, nor complained of injury. None of the involved officers sustained any injuries as a result of the incident. Sergeant Theodore Tate, Badge 5749, Unit K9-20, was on scene and conducted the supervisory investigation. Sergeant Tate interviewed Mr. Alfaro-Fonseca, who did not provide any additional information pertaining to the incident. Sergeant Tate also interviewed Officers De la Nuez, Encinosa, and Officer Armando Recio, Badge 3532, Unit Z1205, and Sergeant Roberto Gill, Badge 2465, Unit SRT60, and their statements were consistent with the aforementioned details of the incident.

Mr. Alfaro-Fonseca was transported to PortMiami Terminal F, by Officer Eugenio Lopez, Badge 3140, Unit SEA43, in order to be processed and interviewed by Homeland Security, Detective Orlando Lopez, Badge 3206, Unit HL54. Mr. Alfaro-Fonseca was subsequently transported to the Turner Guilford Knight Correctional Center by Miami-Dade Corrections and Rehabilitations Department Officers Charles Fritz, Badge 6893, and Valerie Batz, Badge 4661, without further incident.