Force Data Collection Report

CASE # 2020-680495 | OFFICER Bianchini | DPSST 50575 | ☐ AMENDED

DATE 05/29/2020 | TIME: 10:00 PM | ASSIGNMENT: RRT

LOCATION 1120 SW 3rd Ave

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Unknown (multiple subjects)	UNK	UNK	MM/DD/YYYY

TYPE OF CALL - REASON FOR CONTACT

☐ SUBJECT STOP ☐ PERSON CRIME ☐ PROPERTY CRIME ☐ ADMINISTRATIVE ☐ INJURED ANIMAL

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

I was assigned to Alpha Squad as a member of the Rapid Response Team. RRT was called upon to reduce vandalism, arson, and theft that was occurring at multiple locations in the downtown area.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

I had probable cause to arrest all subjects that I used force against. The crimes ranged from assault and arson to disorderly conduct. The event was officially declared a riot and I heard multiple announcements telling people to disperse.

CONDITION PRIOR TO FORCE

☒ ARMED (ACTUALLY) ☐ MENTAL HEALTH INFLUENCE (PERCEIVED) ☐ PASSIVE RESISTANCE*

☐ REPORTED TO BE ARMED ☐ UNDER THE INFLUENCE OF DRUGS ☒ ENGAGED IN PHYSICAL RESISTANCE

☒ ARMED (PERCEIVED) ☐ UNDER THE INFLUENCE OF ALCOHOL ☐ OTHER ☐ NONE

EXPLAIN

I deployed less lethal 40mm marking rounds on multiple occasions against subjects I perceived were attempting to harm me or my squad. I observed multiple items including rocks, bricks, and bottles being hurled toward me. I observed some of these items strike me and my fellow RRT members.

I observed a rock the size of a tennis ball soar by my head while I was atop the steps at the Multnomah County Justice Center. The Center was still smoking from the fires that were set. The rock that missed me shattered a large glass window behind me. I deployed a single 40mm less lethal marking round at a subject who I observed throwing another object. I struck the subject who was in street somewhere below his knee. The black male subject wearing red pants and a white shirt ran away to the East after getting hit with the 40mm round. The deployment was effective.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

[redacted] MEDICAL CONDITIONS [redacted] DEVELOPMENTAL DISABILITY ☒ DISOBEDIENT / ANTAGONISTIC ☐ OTHER

[redacted] MENTAL IMPAIRMENT [redacted] MENTAL HEALTH CRISIS ☐ LANGUAGE BARRIER [redacted] PHYSICAL LIMITATIONS

☒ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

The majority if not all of my interactions with subjects I used force upon were extremely hostile. Demonstrators were angry and yelling at the police including my squad. Many of the these demonstrators were throwing items at police, breaking windows and lighting fires. I was struck by a full aluminum beer can in the back of my helmet. The rear window on the RRT van was broken out by someone throwing a heavy metal object at me while I was riding on the rail of the van. Many of the demonstrators appeared to be drunk and were openly drinking in public.

MENTAL HEALTH

[redacted] NONE [redacted] PRIOR TO FORCE KNOWLEDGE [redacted] POST FORCE KNOWLEDGE [redacted] OTHER

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EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? | SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT, SERT, Traffic.

DE-ESCALATION TECHNIQUES

YES | DE-ESCALATION TECHNIQUES WERE ATTEMPTED OR USED?

EXPLAIN WHY NO DE-ESCALATION TECHNIQUES WERE USED/ATTEMPTED OR DESCRIBE TECHNIQUES USED/ATTEMPTED

Multiple warnings were given telling people to disperse. Force warnings were given over the loud speaker from the sound truck. I deployed multiple cannisters of smoke and three inert RBDDs (Rubber Ball Distraction Device) to encourage people to disperse without using force.

USE OF FORCE WAS NECESSARY TO

- ☒ PREVENT OR TERMINATE THE COMMISSION OF AN OFFENSE.
- ☐ LAWFULLY TAKE A PERSON INTO CUSTODY, MAKE AN ARREST, OR PREVENT AN ESCAPE.
- ☐ PREVENT A SUICIDE OR SERIOUS SELF-INFLICTED INJURY.
- ☒ DEFEND THE MEMBER OR OTHER PERSON FROM THE USE OF PHYSICAL FORCE.
- ☐ ACCOMPLISH SOME OFFICIAL PURPOSE OR DUTY THAT IS AUTHORIZED BY LAW OR JUDICIAL DECREE.

CHRONOLOGICAL USE OF FORCE

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	LAUNCHABLE IMPACT	LEFT LEG	NO, EXPLAIN	YES

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
MARKING	LAUNCHABLE	25 yards

DESCRIBE THIS USE OF FORCE:

The Multnomah County Justice Center was being overrun and set on fire. My squad responded and cleared everyone out into the street. I observed multiple subjects throwing projectiles at my squad. I deployed one 40mm less lethal marking round at a subject who was actively trying to throw something at us. The marking round hit the subject who was a black male in his 20-30s wearing a white shirt and red pants. The subject ran away to the East after being struck.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	YES	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	HAND TOSSED	10 yards

DESCRIBE THIS USE OF FORCE:

Near the area of SW 4th Ave and SW Salmon St I deployed two cans of hand tossed CS gas to disperse a crowd that was hostile and violent toward my squad. The gas worked and dispersed the crowd.

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	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	LAUNCHABLE IMPACT	BOTH LEGS	YES	YES

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
MARKING	LAUNCHABLE	20 yards

DESCRIBE THIS USE OF FORCE:

I deployed 3-4 rounds of 40mm less lethal marking rounds in the area of SW 4th Ave/ SW Salmon St. I launched at subjects who were picking up items and throwing them at my squad. I also launched 40mm less lethal marking rounds at subjects who were kicking gas cannisters back toward police. The subjects were wearing masks an all black clothing.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	PHYSICAL RESIST	YES	LAUNCHABLE IMPACT	BOTH LEGS	YES	YES

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
MARKING	LAUNCHABLE	30 yards

DESCRIBE THIS USE OF FORCE:

In the area of SW 3rd Ave/ SE Yamhill St I launched 4-5 rounds of 40mm less lethal marking munitions. I struck three subjects who were running up to the police line and throwing objects at us. I observed multiple glass bottles shattering around me. I launched 2-3 less lethal rounds at two subjects who were lighting garbage cans on fire in the middle of the street.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	YES	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
OC	HAND TOSSED	10 Yards

DESCRIBE THIS USE OF FORCE:

In the area of SW 3rd Ave and SW Salmon St I deployed three cans of OC vapor. When deployed the crowd stopped throwing items and breaking items and ran to to North.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	YES	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	LAUNCHED	75-100 yards

DESCRIBE THIS USE OF FORCE:

In the area of SW 4th Ave/ SW Morrison St I launched approximately four rounds of OC Vapor. The OC Vapor was effective and continued to move the large crowd.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE

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+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	YES	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	LAUNCHED	75-100 yards

DESCRIBE THIS USE OF FORCE:

In the area of SW 3rd Ave/ SW Salmon St I launched two rounds of CS gas. The gas was effective and actively dispersed the crowd.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	LAUNCHABLE IMPACT	LEFT LEG	YES	YES

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
MARKING	LAUNCHABLE	20 yards

DESCRIBE THIS USE OF FORCE:

Near the area of SW 5th Ave/ SW Morrison St I observed a subject yelling at my squad while our medics were providing treatment to an elderly women who asked for help. A black male in 20s ran up to our line holding a six pack of beer bottles. I watched the subject throw a bottle at the feet of one of my squad members shattering the bottle. I observed the subject drink another beer than wind up to throw the bottle in our direction. I deployed a 40mm less lethal marking round striking the subject in the left leg. The subject dropped the bottle and ran off to the West.

YES — WHEN THE RESISTANCE DECREASED, I REDUCED MY AMOUNT OF FORCE TO A LEVEL REASONABLY CALCULATED TO MAINTAIN CONTROL.

DESCRIBE WHY OTHER FORCE OPTIONS WERE REASONABLY CONSIDERED BUT NOT USED:

Deployment of a 40mm less lethal round was the only immediate option to protect me and my squad.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I observed unknown subjects being pushed back by unknown officers.

SUBJECT INJURY AND/OR TREATMENT

	TYPE OF INJURY	OBSERVATION	LOCATION OF INJURY	INJURY ATTRIBUTED TO	INJURY TREATMENT
+ -	[redacted]				

BRIEF DESCRIPTION OF COMPLAINT, APPARENT, PRE-EXISTING INJURY OR ABSENCE OF INJURY:

[redacted]

THE SUBJECT WAS MEDICALLY CLEARED FROM THE FORCE EVENT

THE SUBJECT WAS TRANSPORTED AND/OR ADMITTED BECAUSE OF MENTAL HEALTH ISSUES

THE SUBJECT WAS TRANSPORTED AND/OR ADMITTED FOR DRUGS/ALCOHOL

WITNESS

☐ I ATTEMPTED TO LOCATE WITNESSES AND NONE WERE LOCATED.

☐ _____ ATTEMPTED TO LOCATE WITNESSES AND NONE WERE LOCATED

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☒ WITNESSES WERE LOCATED BUT THEY REFUSED TO GIVE THEIR CONTACT INFORMATION AND A DESCRIPTION OF THEM IS IN THE SECTION BELOW.

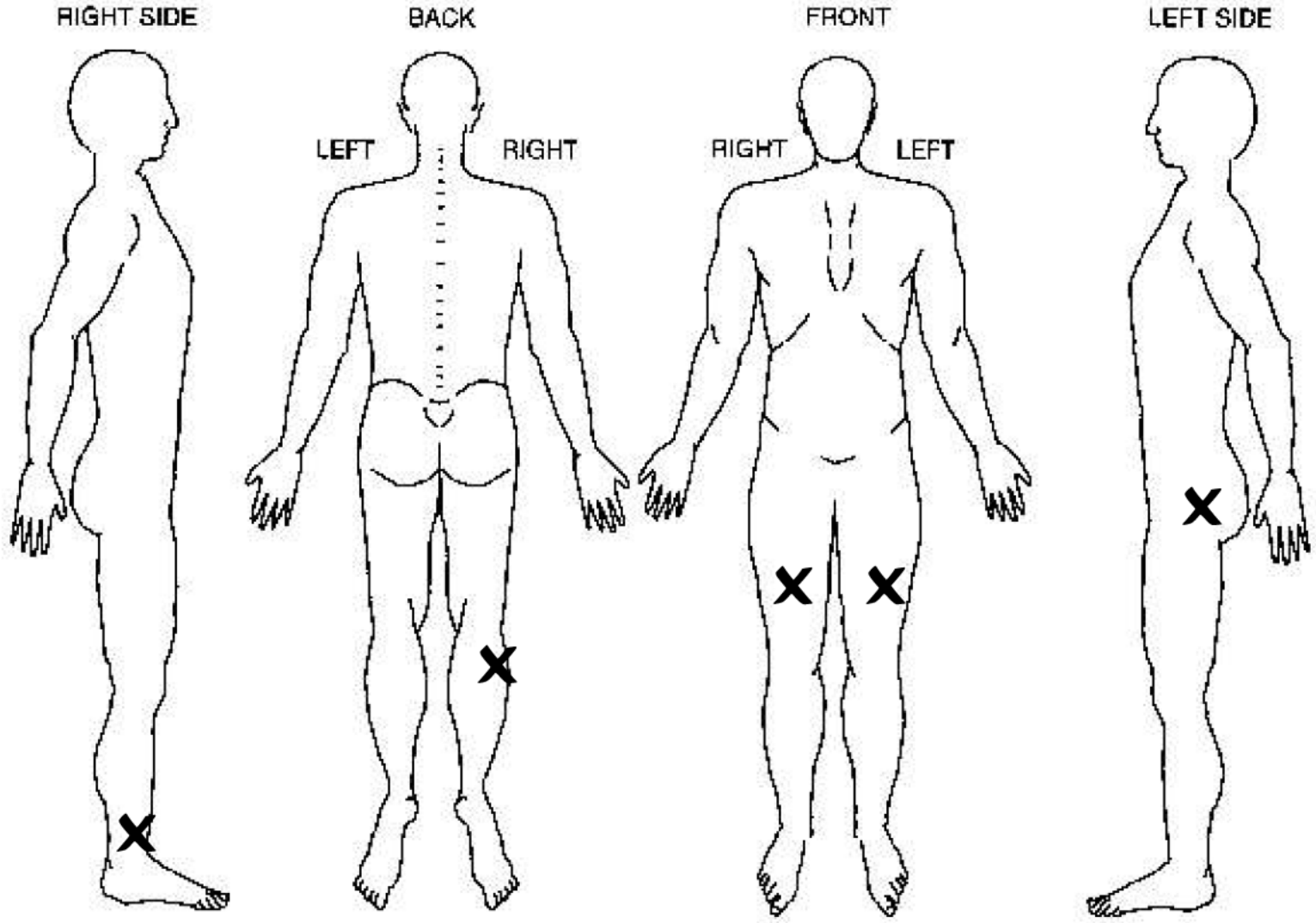
WITNESS INFORMATION: NAME OR DESCRIPTION (IF NAME REFUSED) AND MEMBER WHO LOCATED:

All witnesses were uncooperative.

MEMBER INJURY

☐ **I WAS INJURED DURING THIS INCIDENT**

CEW OR LAUNCHABLE IMPACT MUNITION LOCATIONS:



SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Nicholas M Bianchini	50575	EMAILED TO	SGT	Sutton #47682

**********SUPERVISORS ONLY**********

APPROVED BY:	J. Sutton	DPSST:	47682

PSD: ONLY PERCEIVED MENTALLY ILL	PSD: ONLY SERIOUS USE OF FORCE	PSD: BOTH A SERIOUS USE OF FORCE ON A SUBJECT WITH PERCEIVED MENTAL ILLNESS		**SERGEANT:** SUBMIT FINAL COPY TO RECORDS