# Force Data Collection Report



CASE # 2020-680495 | OFFICER Carroll | DPSST 33550 | ☐ AMENDED

DATE 05/30/2020 | TIME: 4:00 AM | ASSIGNMENT: EAST

LOCATION SW 4th Ave / SW Washington St

| NAME (LAST, FIRST M) | GENDER | RACE | DATE OF BIRTH |
|---|---|---|---|
| Hessel, Travis Austin | MALE | WHITE | 03/03/2020 |

## 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 a mobile field force during a declared civil unrest. We had just apprehended two looters, who had looted the 4th Avenue Smoke Shop. We were interviewing the suspects and keeping the sidewalk clear since the looters had dropped stolen property, which needed to be photographed. Suspect, Hessel, walked up to us from the south and stood directly behind officers, who were dealing with the looting suspects. We had also designated this a riot and the sound truck had warned people that anyone remaining downtown will be subject to arrest.

## LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☒ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☐ CIVIL UNREST

EXPLAIN

I contacted Hessel for officer safety and evidence preservation. I asked him not to stand behind the officers and asked if he would walk back to the south end of the sidewalk. I also told him that if he needed to get through he could walk around the officers and evidence and continue on to the north end. I also had probable cause for interfering with police, since the downtown area had been designated a civil disturbance and the sound truck had ordered people to leave the downtown area or be subject to arrest. The sound truck was on 4th, south of Alder when this was occurring and had made this announcement several time while Hessel was in the area.

## CONDITION PRIOR TO FORCE

☐ ARMED (ACTUALLY) [redacted]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

When Hessel refused to comply, I told him he was under arrest. When I did, he turned around and began walking away. I grabbed his right arm and he began to try to pull it away. I could smell a strong odor of an alcoholic beverage.

## 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

I could smell the odor of an alcoholic beverage coming from Hessel. When I asked him to leave Hessel said, "no I'm good." He then said he was going to stay and that he was just "chillin." I believe Hessel's lack of compliance was an intentional act to be disobedient and antagonistic to police. I also believe his consumption of alcohol may have contributed to his behavior as well.

## MENTAL HEALTH

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

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EXPLAIN

## SPECIALTY UNITS

issues.

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

**WHICH SPECIALTY UNITS?**

40mm less lethal, CIT

## 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**

I talked to Hessel in a casual and conversational manner at first and asked him to leave instead of giving him orders. I also gave him options and said he could go to the south end or continue on to the north. I had multiple officers on scene. RRT was providing a barrier between us and a hostile crowd. I was informed by the RRT squad leader, that they could not stay very long because they were needed elsewhere. For this reason I did not have much time to try to gain voluntary compliance.

## 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 |
|---|---|---|---|---|---|---|
| + / - | PHYSICAL RESIST | YES | RESISTED HANDCUFFING | RIGHT ARM | NO, EXPLAIN | YES |

**DESCRIBE THIS USE OF FORCE:**

I asked Hessel not to stand behind the officers and to walk back to the end of the sidewalk, or to around and go to the north. Hessel said, "no, i'm good. I think I'll just stay here." I then ordered him to leave and told him he would be arrested. Hessel kept telling me he was "chillin," and refused to leave. I told him at least five times that he needed to leave or he would be arrested and he refused each time. At one point he walked out into the street and said "I'll just stand here then." I told him to get out of the street and he came back and stood by the officers. During this time I could hear the sound truck giving announcements, which included force warning several times.

I finally told Hessel he was under arrest and told him to turn around and put his hands behind his back. Hessel said ok, I'll just leave and tried to walk away. I grabbed Hessel's right arm and told him it was too late and if he resisted he would be taken to the ground. Officer Terrett grabbed Hessel's left arm. Hessel began struggling and trying to pull his arm out of my grasp and trying to turn towards me. We pushed Hessel up against a car, he was standing next to for additional leverage. I used two hands to pull Hessel's arm behind his back against resistance. Officer Terrett then placed handcuff's on Hessel's wrists. Once hancuffed Hessel stopped struggling. Hessel then kept repeating that he was sorry and that if we let him go he promised he would go home.

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:**

No other options were considered as this was the lowest level of force that could have been used to effect an arrest.

**GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:**

I saw Officer Terrett pull Hessels left arm behind his back.

## SUBJECT INJURY AND/OR TREATMENT

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| | 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]

[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

☒ 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:**

This occurred during an active riot. A group of subjects were north of our location. The group were largely dressed in all black and wearing masks and extremely hostile. The group formed while we were initially dealing with the looters and an RRT squad showed up stand between us and the crowd to provide protection. Due to the hostile nature of the crowd I did not attempt to speak to the witnesses. There was also a white female in her 40's that was not part of the hostile crowd. By the time we got the prisoner secured she left he location.

## MEMBER INJURY

[redacted] **I WAS INJURED DURING THIS INCIDENT**

## SIGNATURE

| SIGNATURE | DPSST | | RANK | NAME |
|---|---|---|---|---|
| Carroll | 33550 | EMAILED TO | SGT | Hubbard |

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

| APPROVED BY: | Sgt Hubbard | DPSST: | 45126 |
|---|---|---|---|

| 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 |
|---|---|---|---|---|