Force Data Collection Report

CASE # 2020-680495 | OFFICER Middleton | DPSST 56655 | ☐ AMENDED

DATE 05/29/2020 | TIME: 6:15 PM | ASSIGNMENT: RRT

LOCATION Central Precinct

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
John Doe	MALE	WHITE	01/01/1988

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 deployed with delta squad on RRT in the wake of a major riot which had taken place in the city the night prior. Our mission was to prevent further riotous activity, and to disperse unlawful assemblies.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☐ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

(Subj. 1) Was refusing to move from an area where numerous orders had been given to leave due to large amounts of vandalism and looting

(Subj. 2) Was refusing to move down the sidewalk away from our line in spite of repeated lawful orders to do so as the assembly had been declared a riot.

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

Both subjects were verbally aggressive with us prior to the use of force, and would not move without our involvement.

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

Both subjects questioned our authority to disperse the crowds, and insisted that they should be allowed to do whatever they want to regardless of extenuating circumstances.

MENTAL HEALTH

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

EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

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WHICH SPECIALTY UNITS?

RRT

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

Sound trucks gave requests and then lawful orders prior to force. We also had large numbers of police officers from multiple agencies present throughout the day as a numbers deterrent, and frequently gave protesters large amounts of space to consider their options before engaging with them. Prior to each encounter I tried repeatedly to ask both subjects to proceed as directed. I then proceeded to order them to do so, and told them I didn't want to have to use force.

Police liaisons attempted contact with groups of protesters multiple times prior to our contact in an effort to facilitate a safer, more peaceful protest.

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	CONTROL AGAINST RESISTANCE	BACK	YES	YES

DESCRIBE THIS USE OF FORCE:

(Subj. 1) Was very verbally aggressive when ordered to leave. He turned away, and refused to acknowledge officers or move. I pressed my hand against his back in an effort to encourage him to start walking away from our line. He turned around, and began aggressively approaching myself and other officers while screaming profanities. A sergeant sprayed him with pepper spray, and he retreated. No further force was necessary.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ / -	PHYSICAL RESIST	YES	CONTROL AGAINST RESISTANCE	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

(Subj. 2) Was insistent that he needed to move past our line regardless of circumstances. He said that we didn't have the authority to order him to go a different direction due to rioting or safety concerns. After attempting to persuade him to comply with orders to leave the area numerous times I placed my baton against him, and used it to walk him backward while continuing to calmly remind him what I wanted him to do. He quickly gave up as I was doing this, and retreated away from our line making further force unnecessary.

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:

The force I used in these circumstances was the lowest feasible force available given the circumstances.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

Throughout the day I observed 2 or 3 drive strikes from other obstacles and dozens of applications of chemical munitions.

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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

☐ 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:

Due to the rapidly evolving situation, getting witness information was impossible.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Trevor Middleton	56655	EMAILED TO	SGT	Hythum Ismail

************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