Force Data Collection Report

CASE # 2020-680495 | OFFICER Schoening | DPSST 41832 | ☐ AMENDED

DATE 05/29/2020 | TIME: 11:00 PM | ASSIGNMENT: RRT

LOCATION Downtown Portland

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
unknown	MALE	WHITE	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 as field command for the demonstration at Peninsula Park on May 29th. The demonstration turned into an unpermitted march that traveled southbound on MLK Blvd all the way from Rosa Parks to the Burnside Bridge. Along the entire march route there were members of the group that spray painted buildings and broke windows. There was also a shooting at NE 7th/Morris that occurred after protesters confronted a motorist who had tried to drive through the march. After the march entered the downtown area, it devolved into a riot after protesters broke into the Multnomah County Detention Center and started a fire. The demonstration was declared an unlawful assembly and civil disturbance and dispersal orders were given to the protesters. The protesters refused to leave the area, and instead spent the next several hours running through the core area of downtown breaking windows, lighting fires, and looting stores.

LEGAL AUTHORITY FOR CONTACT

☒ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☐ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

Over the course of several hours we attempted to disperse looters and vandals from the core downtown area. During that time dozens of stores were broken into and looted including the Apple Store, the Microsoft Store, Pioneer Place Mall, and several jewelry stores. Sound trucks continued to give unlawful assembly/dispersal announcements. It was clear that anyone in the core area of downtown Portland would have heard the announcements and understood that refusing to disperse and remaining in the area was a crime.

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

See above. Civil disturbance with ongoing looting and criminal mischief.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

[redacted]EDICAL CONDITIONS [redacted]EVELOPMENTAL DISABILITY ☒ DISOBEDIENT / ANTAGONISTIC ☐ OTHER

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

☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

See above. The protesters were ordered to disperse and they refused.

MENTAL HEALTH

[redacted] NONE [redacted] PRIOR TO FORCE KNOWLEDGE [redacted]OST FORCE KNOWLEDGE [redacted]THER

EXPLAIN

[redacted]

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SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

Rapid Response Team, Demonstration Liason Officers, Special Emergency Reaction Team

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

The sound trucks provided hours of announcements to attempt to convince people to leave the area. We also tried to use distance and numbers to convince people to leave prior to force being used.

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	CHEMICAL AGENT		NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	HAND TOSSED	15 yards

DESCRIBE THIS USE OF FORCE:

Numerous RRT and MFF resources had been committed to dispersing looters and rioters after the event had been declared an unlawful assembly and a civil disturbance. Dispersal orders and force warnings (including riot control agents and impact munitions) were broadcast by the two sound trucks that were driving around the downtown core area over the course of several hours. At one point, there was a report of looting occurring at the CVS store at SW 3rd/Alder. There were no RRT squads or MFF squads available to respond. I was driving into the area and saw a crowd of approximately 20 people standing in front of the CVS and saw the glass windows were broken out. I could see at least one person inside the CVS. I activated my emergency lights and siren and deployed one hand placed separating canister of CS riot control agent towards the group on the corner. The canister dispersed a large cloud of CS gas which was effective in dispersing the crowd and stopping the looting.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	PHYSICAL RESIST	YES	CHEMICAL AGENT		NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	HAND TOSSED	25 yards

DESCRIBE THIS USE OF FORCE:

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Numerous RRT and MFF resources had been committed to dispersing looters and rioters after the event had been declared an unlawful assembly and a civil disturbance. Dispersal orders and force warnings (including riot control agents and impact munitions) were broadcast by the two sound trucks that were driving around the downtown core area over the course of several hours. At one point, an RRT squad was attempting to disperse a crowd of about 25 people who were actively breaking windows in the area of Pioneer Square. The RRT squad attempted to disperse them with distraction devices and CS riot control agents, but the crowd continued to move away from the CS gas. I was driving by at SW Park/Madison as the group ran southbound from Yamhill on Park. I deployed one hand placed separating canister of CS riot control agent towards the group which caused them to break up and scatter, dispersing them in several directions. This effectively stopped the active property damage that was occurring.

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:

Due to a lack of resources and the incredibly chaotic civil unrest, there were no other feasible force options.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

Throughout the night I observed RRT members using a variety of force including distraction devices, riot control agents, and impact munitions, but I was unable to keep track of the individual incidents or identify who was using the force.

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]

[redacted] THE SUBJECT WAS MEDICALLY CLEARED FROM THE FORCE EVENT

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

[redacted] 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:

Because of the ongoing civil disturbance and tactical nature of the event, locating and interviewing witnesses was not feasible.

MEMBER INJURY

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

SIGNATURE	DPSST		RANK	NAME
Franz Schoening	41832	EMAILED TO	SGT	Jasmine Sutton

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

APPROVED BY:	J. Sutton	DPSST:	47682

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SIGNATURE

SIGNATURE		DPSST		RANK	NAME
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