Force Data Collection Report

CASE # 2020-680495 | OFFICER Terrett | DPSST 58225 | ☐ 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

On 05-30-2020 while working East precinct night shift I was assigned to the mobile field force and deployed to the downtown area to assist with crowd control.

At approximately 0400 hours while driving around the downtown area in a convoy of 3 patrol cars myself and other Officers observed multiple people looting the 4th Ave. Smoke Shop at 514 SW 4th Ave #2102, Portland OR 97204. Multiple subjects running out of the store, through the broken glass window, with multiple items from the store cradled in their arms.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☒ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☐ CIVIL UNREST

EXPLAIN

Two subjects were successfully detained for looting on scene outside of the location. One of the subjects was placed into custody. The second subject was being investigated by the other Officers on scene. At the time of the investigation there were multiple people surrounding myself and the other Officers. For our safety it was imperative we instructed the crowd to stay back from the investigation, and were able to maintain a safe distance. Through out the night multiple fires have been set off in our presence, one of our patrol cars had the back window smashed out by a rock, and I had multiple objects thrown at me from afar.

HESSEL approached our location on foot with urgency standing extremely close to Sgt. Carroll, approximately lees than one feet distance. I observed Sgt Carroll lawfully instruct HESSEL multiple times to move back, and to stop interfering with our investigation. HESSEL was defiant and chose not to immediately comply. HESSEL gave no indication that he could not understand Sgt Carroll and myself were a police Officers. HESSEL gave no indication that he was not able to comprehend what he was being told by Sgt Carroll.

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

I observed HESSEL refuse to comply with Sgt Carroll's lawful orders, and attempting to leave when he was told he was under arrest. HESSEL attempted to pull free, and away, from myself and Sgt Carroll as we attempted to place him in custody. I could distinctly smell alcohol from HESSEL's presence and mouth.

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 believe HESSEL's lack of compliance, and disregard to follow lawful orders, was an intentional act to be disobedient and antagonistic

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towards Police. In my close proximity to HESSEL I could also smell an ordor of alcohol from his breath as he spoke. I believe alcohol also contributed to his behavior.

MENTAL HEALTH

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

EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

40 mm, 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

Multiple Officers were on scene to assist. I witnessed Sgt Carroll use a calm tone of voice both pleading and submissive. No one closed the distance to pressure HESSEL's actions. HESSEL was given ample time to comply with lawful instructions. Officer Burns provided HESSEL with a verbal force warning prior to HESSEL being placed into custody.

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:

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HESSEL was told that he was being placed under arrest multiple times. HESSEL responded by saying "no" "no I'm not". Myself and Sgt Carroll utilized the two officer handcuffing technique. I observed Sgt. Carroll place two hands on HESSEL's right bicep and wrist. I placed two hands on HESSEL's left bicep and wrist. HESSEL instantly turned into me pressing his head into my helmet visor shield. HESSEL made contact with me, so close his forehead left a grease on my visor shield. HESSEL was also so close into to me I could observe tobacco chew around the white of his teeth. HESSEL's chest was pumped up and also pushing into my body.

I leveraged HESSEL's arms and attempted to twist him away fro me to place him into custody. It it took me considerable effort to resist against the force HESSEL was using turning into my body. I was unable to achieve this. I readjusted my grip, placed my right hand on his left wrist tightening my grip, and under hooked his left arm with my left arm. I placed the palm of my left hand on the back of his head. Utilizing this technique, as taught at the training division in Control Tactics, I was able to maintain control of HESSEL and safely placed him into custody without further issue.

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 to complete the custody.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I observed Sgt Carroll pull HESSEL's right arm behind his back to place him into custody.

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.

☒ Sgt Carroll 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:

MEMBER INJURY

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

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2020-68049 5	Terrett	58225	☐ AMENDED

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
MICHAEL TERRETT	58225	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