Force Data Collection Report

CASE # 2020-680613 | OFFICER: Domka, Zachary | DPSST: 48347 | ☒ AMENDED

DATE: 06/06/2020 | TIME: 11:41 PM | ASSIGNMENT: RRT

LOCATION: SW 4th Ave/SW Salmon St

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Unknown/multiple	MALE	WHITE	01/01/2000

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

RRT Alpha Squad was involved in the ninth night of violent protests in the area of the Justice Center. A crowd of a few hundred gathered outside the temporary fencing and threw multiple projectiles capable of causing officers injury. An unlawful assembly was declared, by the CMIC, and police assets were ordered to disperse the crowd.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

Individuals in the crowd were given numerous, clear warnings (via the PPB Sound Truck) to disperse to the south after the unlawful assembly was announced. The vast majority of the crowd refused to leave, which constituted Interfering with a peace officer.

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

The actions of the crowd, on this date, were violent and hostile toward police. Members of the crowd were seen armed with blunt objects, using tools to damage property, and throwing projectiles at police officers. The individuals engaged in that behavior consistently avoided police attempts to either arrest or disperse them.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

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

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

☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

The impetus of this protest was based in anti-police sentiment. Therefore, the vast majority of individuals within the crowd were hostile to police. No other perceived conditions could be ascertained due to the safety hazards involved with getting close to the suspects.

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, SERT, Air Support, NOC, Detectives, CNT... and likely others

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

Attempts were made, by police liaison officers, to contact crowd members and generate a discourse as a means of gaining voluntary compliance. However, those officers were met by uncooperative subjects who rejected the attempt at peaceful communication.

Custodies were delayed and police units kept their distance from protesters.

Unless immediate police action was necessary to protect life safety, officers did their best to give the crowd a reasonable amount of time to comply with loudspeaker admonishments.

Additional officers were called upon and responded as soon as the crowd became actively aggressive.

RRT squads used obstacles and geographic features of the various locations we visited, as barriers, to distance ourselves from the violent suspects; when not attempting to take custodies.

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	FACE	NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
OC	SPRAY CAN	15 feet

DESCRIBE THIS USE OF FORCE:

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At 2341 hours, Alpha Squad was pushing part of the crowd westbound on SW Salmon St. I was overseeing the northern end of our police line, and one male protester was verbally and physically resisting our efforts to disperse the crowd.

He appeared to be in his early 20s, white, 6'0", and thin. His face was covered with a mask and I could not make out his features well enough to identify him again. He was wearing a baseball cap and black clothing. There were accents of yellow on either his mask or shirt, but I cannot remember exactly.

The subject was moved westbound by line officers while the PPB Sound Truck gave loud admonishments to leave the downtown Portland area. I shouted at him to leave northbound on SW 4th Ave, but the scene was so chaotic and loud it was unlikely he heard me specifically.

I deployed one burst of OC spray toward the male when he approached our line again. The male disappeared around the corner to go north on the east sidewalk of SW 4th Ave. He reappeared, coming back around the corner toward us, no more than three seconds later. I immediately deployed a half-second burst of OC toward him but the pressure in my canister only propelled the spray far enough to land on his chest and lower body. The unknown male turned in a hurry and left northbound again. I did not see him again, therefore, we were unable to either arrest him or render any aid.

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

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
RBDD	HAND TOSSED	40-50 feet

DESCRIBE THIS USE OF FORCE:

On 06/07/2020, at 0023 hours, Alpha Squad located a group of ~150 protesters walking westbound to southbound at SW Broadway/SW Washington St. It was reasonable to believe they had been a part of the gathering near the Justice Center and it was equally reasonable to assume there was no justification for them to be marching in the exclusion zone outlined by multiple PPB Sound Truck broadcasts (SW Lincoln to W Burnside and SW Naito Pkwy to SW 13th Ave).

We called out loudly to the crowd to leave the area and go home, to parrot the verbiage from the Sound Truck admonishments. The members of the crowd did not acknowledge us and continued at the same walking pace.

Sergeant Pool announced we were going to motivate the group to break up and leave the area. He and I both deployed RBDDs alongside the crowd before the squad was ordered off the rails to pursue crowd and take custodies. My RBDD traveled straight south in the westernmost lane of SW Broadway and functioned at least 12 feet from the nearest crowd member. No one in the crowd reacted as if they cared; let alone impacted by my munition.

Based on the little effect the RBDD had on the crowd, I did not believe it reasonable to expose them to a second one.

The individuals in the crowd were facing away from us, therefore, I could not identify/recognize any of them.

One member of that specific crowd was arrested after she attempted to assault one of our squad members. That custody did not complain of any injuries as a result of our munitions at that time.

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:

In each instance of force listed above, the range between the subjects and myself was the biggest determining factor.

I could have used hand-tossed OC instead of spray OC against the subject at SW 4th Ave/SW Slamon St. However, it would not have been as narrowly focused and would have more readily exposed others to its effects.

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GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

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:

It was not safe to stop and ask for witness information as the protesters present were not police-friendly. No one else was visible and available for interview.

MEMBER INJURY

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

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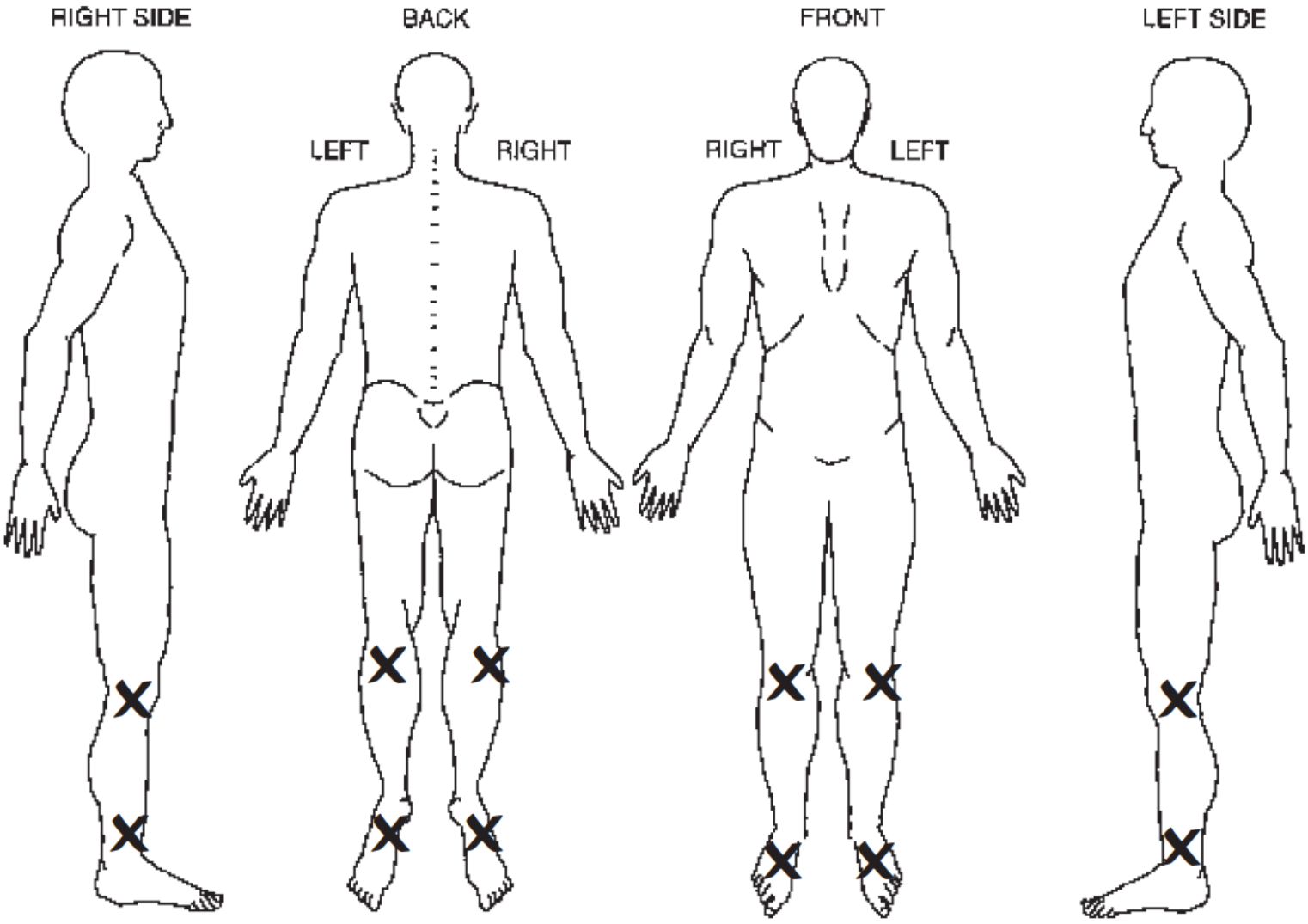
CEW OR LAUNCHABLE IMPACT MUNITION LOCATIONS:



SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Zachary Domka	48347	EMAILED TO	SGT	Brian Sweeney

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

APPROVED BY:	Brian Sweeney	DPSST:	39876

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