Force Data Collection Report

CASE # 2020-680613 | OFFICER Kelly | DPSST 57474 | ☐ AMENDED

DATE 06/06/2020 | TIME: 11:30 PM | ASSIGNMENT: RRT

LOCATION Lownsdale Square

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Doe, John	MALE	WHITE	00/00/1994

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 as part of the Rapid Response Team (RRT) to protect the Multnomah County Justice Center/Central Precinct and the people inside from protesters. A large crowd of up to 3500 surrounded the perimeter. The crowd became violent by assaulting officers with bottles, batteries, eggs, and improvised explosive devices. Many in the crowd began to pull the perimeter fence in an attempt to pull it down. Due to the increasing violent activity, a civil disturbance and unlawful assembly were declared. This violent behavior displayed by the crowd had been a pattern for several nights as police attempted to protect themselves, civilians, and property.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☒ OTHER

☐ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

At approximately 2300 hours, my RRT Squad was ordered to form a line formation along SW Salmon Street just north of Lownsdale Square and proceed south to disperse the crowd. This crowd comprised mostly of peopel who had been on SW Third Avenue

CONDITION PRIOR TO FORCE

☒ ARMED (ACTUALLY) ☐ 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

Crowd control munitions were fired into the crowd by officers and sheriff deputies located behind the perimeter. As I was moving south through Lownsdale Square, there was approximately 500 hundred people in the park and another two hundred entering from SW Third Avenue. Many in this crowd continued to be confrontational with officers and refused orders to disperse. Some in the crowd shined strobe lights and lasers toward officers. Others were seen throwing objects at officers. Squad members to my left (east) were taking several violent suspects into custody. Many in the crowd would not disperse from the designated area as ordered by the sound truck.

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 the lack of compliance prior to force was due to disobedient and antagonistic behavior. The crowd was hostile to police by threatening us with bodily harm and throwing objects. They refused to follow orders.

MENTAL HEALTH

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

EXPLAIN

[redacted]

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SPECIALTY UNITS

YES, WHICH ONES? — SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT, Liaison Teams, Sound Truck, ASU, Field Arrest Teams, SERT

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 crowd was admonished by the sound truck to stop their violent behavior. The crowd was told to leave the area and warned that if they did not leave ,they would be subject to arrest and or force, including crowd control munitions. They did not leave although ample time was given for the crowd to leave on their own. My Air Purifying Respirator is equipped with an amplified speaker. I told members of the crowd to leave the area.

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
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	YES	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
OC	SPRAY CAN	8 feet white male in his

DESCRIBE THIS USE OF FORCE:

The sound truck gave multiple warnings on the use of force. I told members of the crowd to disperse immediately.
A tall white male, about 5'10' wearing a dark coat was refusing commands to disperse from Lownsdale Square. He faced me and yelled "this is our city, get the fuck out, this is our park." I sprayed a short burst of OC into his face. He shut his eyes for a moment and then remained standing there yelling profanities at me. I then secured my OC can in the holster.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	BATON STRIKE	LEFT LEG	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

The sound truck gave multiple force warnings throughout the evening. I told the subject to move west of the park. but he did not leave. I hit him on the side of his left leg. He then turned and walked away joining the crowd that was dispersing toward SW Fourth Avenue.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	BATON STRIKE	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

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The sound truck gave multiple force warnings throughout the evening. I told members of the crowd to disperse immediately.

As I was nearing the western edge of Lownsdale Square, a white male was standing facing me refusing my commands to leave the park. He had his arms extended toward me. I shoved him with my baton and he moved back toward SW Fourth Avenue. At this moment, a white female with an opened umbrella with a clear canopy came toward me screaming. She was pulled away by another member of the crowd.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
CS	SPRAY CAN	8-10 feet

DESCRIBE THIS USE OF FORCE:

The sound truck gave multiple warnings for the crowd to disperse. I told members i the crowd to move north on SW Fourth Avenue. About 150 members of the crowd turned and and walked toward officers at the intersection of SW Salmon and SW Fourth Avenue. We retreated about 100 feet south on SW Fourth Avenue. but they continued toward members of my squad. The crowd members in the front kneeled down while others went in a prone position. The members in the back of the crowd then aimed lasers and strobe lights at us while others threw hard objects. When a few more officers arrived, we continued north on SW Fourth Avenue. A white female in her 20s who had been lying in the street stood up as I approached and began yelling something incoherent toward me. I sprayed her with a short burst of OC spray and she then walked off northbound on SW Fourth with the crowd.

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:

I did not consider using other force options as these were the least amount necessary to stop aggression and disperse the volatile crowd.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I saw officers pushing subjects with batons and launching munitions toward the crowd in order for them to disperse.

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.

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WITNESS INFORMATION: NAME OR DESCRIPTION (IF NAME REFUSED) AND MEMBER WHO LOCATED:

MEMBER INJURY

[redacted] I WAS INJURED DURING THIS INCIDENT

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
M. Kelly	57474	EMAILED TO	SGT	Spiegel

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

APPROVED BY:	Sgt. Daniel Spiegel	DPSST:	49997

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