Force Data Collection Report

CASE # 2020-680613 | OFFICER Westerlund | DPSST 52338 | ☐ AMENDED

DATE 06/07/2020 | TIME: 12:05 AM | ASSIGNMENT: RRT

LOCATION SW Y3rd /SW Washington

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
MONSHER, Jamie Z	MALE	WHITE	12/13/1997

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

On 6/6/2020 through the morning of 6/7/2020 I was assigned to our Rapid Response Team (RRT) Charlie Squad. Our initial assignment that day was to assist in managing a crowd that had gathered around Central Precinct. The crowd began to throw object at the police to include rocks, glass bottles, and fireworks to name a few. I was struck with several of these items throughout the night. The crowd was attempting to break down the fence that was separating them from the police. It was deemed a civil disturbance the crowd was ordered to leave the downtown area.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

On the morning of 6/7/2020 much of the crowd was disbursed from outside of Central Precinct but remained downtown where they continue to engage in assaultive behaviors (throwing objects), destruction behavior (lighting fires, spray painting, and breaking windows), and they were pulling items into the street to block vehicle and police movement.

As we approached SW 3rd on SW Washington there was a large group of people that were blocking the street, throwing objects at us, and flashing a laser pointer in police officer's faces. MONSHER was one of the individuals in the group. I saw MONSHER standing in the street and was refusing to leave. As officers approached the group MONSHER was pushing at officers. I had probable cause to arrest MONSHER for Disorderly Donduct II and Interfering with a Police 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

Much of the crowd had armed themselves with with weapons and shields. Earlier in the night I had objects thrown at me to include batteries, rocks, glass bottles, sticks, and baseballs to name a few. I have seen many of them caring large sticks, metal poles, hammers, knives, and pepper spray to name a few. In addition, they had created shields and were using umbrellas as weapons. I did not see MONSHER possessing any of these items but was concerned that he had them concealed on his person. Once we contacted the group MONSHER was pushing police in an attempt to un-arrest fellow members of the group.

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 believed that MONSHER's lack of compliance was due to disobedient and antagonistic behavior. MONSHER did not follow our directions when we directed him and the remainder of the group to leave and to stay out of the street. The group that MONSHER was

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associated was actively threatening/cursing at police and they were actively throwing objects at police. In addition, MONSHER was pushing police when they were attempting to make an arrest of a subject.

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?

WHICH SPECIALTY UNITS?

My RRT team and multiple other RRT teams had responded. I am an ECIT officer.

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 truck gave numerous warning that the crowd needed to leave the downtown area and was given time to comply. There were initially given direction that they needed to leave from a safe distance behind a barrier.

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	CONTROL AGAINST RESISTANCE	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

I heard the sound truck give numerous force warnings threw out the night. About 10 to 20 warnings. The warnings said something to the effect that the crowd has been deemed a civil disturbance and they must disperse or they may be subject to arrest and use of force.

As we approached MONSHER and the group he was associated with they remained in the street where they yelled at us and threw items. They refused to leave despite numerous officers were telling them to leave and disperse. One subject was stood in front of everyone else and put his shoulder behind a shield as if he was preparing to fight with it. Officers attempted to take that subject into custody. While they were doing so MONSHER was began pushing one of the officers in an attempt to break the subject free.

I feared that MONSHER may further assault the officers which could lead to injury. I placed both of my hands on MONSHER and shoved him, against resistance, away from the other officers. MONSHER continued to attempt to un-arrest other subjects.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	KICK/STRIKE	FACE	YES	YES

DESCRIBE THIS USE OF FORCE:

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I heard the sound truck give multiple force warning prior to me contacting MONSHER.

I saw Sgt Damerville attempting to arrest a subject who was actively trying to get away. MONSHER grabbed Sgt Damerville by his vest. Sgt Damerville had numerous items on his vest to include pepper spray and thrown munitions. I feared that MONSHER was attempting to access those items. Sgt Damerville did not appear to notice that MONSHER was grabbing him. MONSHER that was raising his right hand in a fist in an attempt to punch Sgt Damerville. I feared that if he struck Sgt Damerville that he could cause serious injury.

I was unable to grab MONSHER arm to prevent him from punching Sgt Damerville. I struck MONSHER in the left side of his face with my right fist. I did this in an attempt to distract MONSHER from assaulting Sgt Damerville.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	KICK/STRIKE	FACE	YES	YES

DESCRIBE THIS USE OF FORCE:

I heard the sound truck give multiple force warning prior to me contacting MONSHER.

After striking MONSHER he dropped his fist but grabbed Sgt Damerville's vest with both hands. It appeared that MONSHER was attempting to pull Sgt Damerville to the ground witch could have led to serious injury due to the the crowd of people that were pushing and possibly trampling anyone on the ground. In addition, I was concerned that I MONSHER may attempt to access one of the items on SGt Damerville's vest.

Due to MONSHER being back against the wall and the group backed in tightly I was unable to get control of MONSHER. I directed MONSHER to let Sgt Damerville go but he did not. I struck MONSHER in the left side of the face with my right hand in an attempt make MONSHER let Sgt Damerville go.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	KICK/STRIKE	FACE	YES	YES

DESCRIBE THIS USE OF FORCE:

I heard the sound truck give multiple force warning prior to me contacting MONSHER.

MONSHER refused to let Sgt Damerville go and I was concerned that MONSHER was going to access the items on Sgt Damerville's vest or drag him to the ground which could have led to serious injury. I struck MONSHER in the left side of his face with my right fist in an attempt to have him release Sgt Damerville.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CONTROLLED TAKE DOWN	LEFT LEG	YES	YES

DESCRIBE THIS USE OF FORCE:

I heard the sound truck give multiple force warning prior to me contacting MONSHER.

Sgt Damerville was able to recognize that MONSHER was pulling on his vest and turned to confront MONSHER. The group cleared out of the area and was better able to gain access to MONSHER. MONSHER refused to let go on Sgt Damerville's vest despited me direct him to and to get on the ground. I grabbed MONSHER's left leg and pulled it out from under him. Sgt Damervill grabbed MONSHER and we lowered him to the ground. On the ground I felt that we would have better control to take MONSHER into custody.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	PASSIVE RESISTA	YES	RESISTED HANDCUFFING	LEFT ARM	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

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I heard the sound truck give multiple force warning prior to me contacting MONSHER.

Once on the ground MONSHER released Sgt Damerville but was twisting his body and attempting to pull his arms away in order not to be handcuffed. I directed him to quite resisting multiple times. Against resistance I pulled MONSHER's left arm behind his back and placed him into custody. Once in custody MONSHER quite resisting.

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 considered other force options such as pepper spray but due MONSHER being in a close proximity to other officers I was concerned that the spray would negatively impact the officers.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I witnessed Sgt Damerville assist with the take down of MONSHER.

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:

All possible witness fled the area before I was able to contact them.

MEMBER INJURY

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

	TYPE OF INJURY	LOCATION OF INJURY	INJURY ATTRIBUTED TO	TREATMENT	INJURY LOG?	DISABILITY PACKET COMPLETE
+ -	[redacted]					

SIGNATURE	DPSST		RANK	NAME
London Westerlund	52338	EMAILED TO	SGT	Spiegel #49997

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

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2020-68061 3	Westerlund	52338	☐ AMENDED

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
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