Force Data Collection Report

CASE # 2020-680793 | OFFICER: Charles Elam | DPSST: 50594 | ☐ AMENDED

DATE: 06/14/2020 | TIME: 9:30 PM | ASSIGNMENT: RRT

LOCATION: On SW Main St between SW 4th Ave and SW 5th Ave

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Jacob, Emily Beth	FEMALE	WHITE	01/21/1990

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☐ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK DOMESTIC RELATED? NO

EXPLAIN

I was deployed to downtown Portland with RRT Delta Squad in regards to a protest that turned into an unlawfully assembly and then a civil disturbance.

I have been a member of RRT for approximately 7 years and a certified grenadier for approximately two years. I was a grenadier for today's deployment.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

There were approximately 100 protesters that were in front of the Justice Center that began vandalizing city property and throwing projectiles at the police. There were multiple announcements made by the sound truck for the crowd to disperse or chemical and impact munitions would be used against them. The crowd did not disperse and only became more hostile. The IC broadcast that the crowd threw additional projectiles at the police after the announcement to disperse was made. Delta Squad was tasked with dispersing the crowd.

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 protesters refused to disperse after being told to do so by the sound truck and other police officers. They threw projectiles that ranged from water bottles, glass bottles, mortar style fireworks and other hard objects.

Delta was tasked with dispersing the crowd to the west. We started the dispersement on SW Main St and SW 3rd Ave. That was when I first noticed Jacob and Benjamin Bruce. They appeared to be together. I first noticed them because they were walking at a much slower pace than the rest of the crowd. The rest of the crowd was approximately a half block ahead of them. Both of them appeared very capable of moving at a pace faster than a very slow walk.

As a grenadier, I focus my attention on the crowd as a whole, to see where potential threats are. I directed my attention elsewhere as the Delta Squad line officers dealt with them.

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

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EXPLAIN

Every time my attention redirected towards the north side of SW Main St, I noticed Jacob and Bruce refusing to disperse. They continued to walk at a very slow pace, intentionally trying to disrupt the dispersement by Delta Squad.

MENTAL HEALTH

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

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT, Air Support, Traffic Division, Liasion Officers, 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

Jacob and Bruce were given multiple warnings from the sound truck as well as from RRT members to leave the area and to not engage us. Jacob was given ample amount of time to leave the area prior to her being taken into custody. Jacob had approximately a block and a half to leave the area prior to being taken 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	CONTROL AGAINST RESISTANCE	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

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Near the intersection of SW Main St and SW 4th Ave, I observed Jacob turn towards Officer Bryant and try to slap either his face or his RRT long baton out of his hand. I then ran up to Jacob and pointed my 16oz can of Sabre Red at her. I said to Jacob "if you try to fight one of us, you will be pepper sprayed in the face". I repeated this to Jacob approximately three times within approximately 15 seconds. Every time I said this to Jacob she would scream explicits back at me and the other nearby officers. The explicits were along the lines of "go fuck yourself" and "fuck you and your pepper spray". Jacob was approximately one foot in front of Delta Squad (and myself) when I gave my force warning and when she yelled the explicits.

Officer Pavon then turned towards me and informed me he was going to take Bruce into custody. Officer Pavon and myself then told Bruce he was under arrest. Bruce was then escorted behind our line formation (Bruce did not resist). Bruce was then taken into custody by Officer Pavon.

I was facing eastbound, towards Bruce, when I heard a commotion behind me (west of me). I turned around and saw Jacob on the ground with Officer Perry standing near her (on the north side of SW Main St). Jacob starting screaming at Officer Parry, as she struggled to get back to her feet. I then ran up to Jacob and Officer Parry. I told Jacob that she was under arrest. Jacob got to her feet, while continuing to scream at Officer Parry.

Jacob was up against the side of a brick building, when she got back to her feet. Jacob continued to scream at Officer Perry and moved her head forward like she might try to lunge towards Officer Perry. I decided to use my forearm (can't recall which one), to hold Jacob up against the brick building and discourage her from charging at Officer Perry. My forearm was across Jacob's chest. Jacob continued to scream and initially tried to resist me. Within a few seconds of me holding Jacob against the wall, Officer Perry and Officer Bryant moved up and took Jacob into custody.

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:

This was the lowest level of force possible. There was no need for me to take Jacob to the ground and I did not believe it was necessary to deploy any munitions. The purpose of my force was to hold Jacob until she could be taken into custody and to prevent her from charging at Officer Parry.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I observed Officer Bryant grab onto Jacob's clothing (on the back) and move her forward (westbound). This occurred near the intersection of SW 4th Ave and SW Main St.

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]

HE SUBJECT WAS MEDICALLY CLEARED FROM THE FORCE EVENT

HE SUBJECT WAS TRANSPORTED AND/OR ADMITTED BECAUSE OF MENTAL HEALTH ISSUES

HE 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:

Delta Squad was in the process of dispersing a hostile crowd. It was not feasible for me to run up into the crowd and look for witnesses.

MEMBER INJURY

☐ I WAS INJURED DURING THIS INCIDENT

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Charles Elam	50594	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