Force Data Collection Report

CASE # 2020-680932 | OFFICER Haase | DPSST 51795 | ☐ AMENDED

DATE 06/30/2020 | TIME: 11:00 PM | ASSIGNMENT: RRT

LOCATION N Lombard St / N Mississippi Ave

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Mandala, David Robert	MALE	WHITE	12/05/1992

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

This force event took place on the 33rd consecutive day of unrest and protesting in Portland and around the country steaming from the in-custody death of George Floyd in Minneapolis, Minnesota and the subsequent Black Lives Matter Movement. On this day, several hundred protesters gathered at Peninsular Park for a "Fuck 12" (kill cops) protest and marched through N Portland to the area in front of the PPA Union Headquarters at N Lombard and N Campbell. The vast majority of the protesters wore all black and covered their faces. Many had on body armor, padding, construction or bike helmets, and gas masks. Others carried shields and weapons likes knives, sticks, pipes, rocks, bottles, cans, water balloons with paint, bottles with vinegar and other items that could cause harm. On other days of protests, guns were observed and recovered from protesters, so the potential for these types of weapons to be in the crowd were also very high.

Oregon State Patrol had two squads stationed at the Union Office and were on post well before any protesters arrived. They were there to protect the facility as there were rumors on social media that the group of protesters wanted to break in and burn a police building. This group was also responsible for the attempted burning and deaths of officers less than one week ago at North Precinct when they set the building on fire with members inside. For several minutes while responding to the area, I listened to the radio and heard OSP state that they were taking various objects. Those objects included rocks, marbles, bottles, and cans. They also had green lasers pointed at them in an attempt to blind them. All of the items could potentially cause serious physical injury to the officers. The protesters engaged the police and not the other way around. The protesters sought out conflict and violence, starting and continuing to engage in active aggression even with orders and warning from PPB to not do so.

I was assigned to RRT (Rapid Response Unit) as a grenadier to Delta Squad. I've been a member of RRT for approximately 4 years and a certified grenadier for over 2 years. I was wearing my black BDU RRT uniform with name (unit number 10) clearly displayed and Xion protective gear underneath. I wore an external bullet proof vest with several pouches carrying various munitions. Those munitions included less lethal grenades and marking less lethal rounds that could be launched from my 40mm. My main responsibility for this protest was to protect my fellow officers and use the munitions to disperse crowds and move the protesters where the PPB wanted them to go.

At approximately 2130 hours the order from the IC command was given to move the group of protesters to the east and away from the Union office and officers there. Several acts of active aggression had been observed by multiple members of the protest and officers had been struck with numerous objects listed above. An unlawful assembly was declared. It was later followed with a designation of a riot.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

In addition to the active aggression and unlawfulness listed above, the protesters also engaged in acts of vandalism. They were observed spray painting business, residences, and other buildings. I also observed several protesters light fires and move trash dumpsters into the street to block traffic and inhibit the police from lawfully taking legal action. The protesters threw rocks, frozen full water bottles, other full water bottles with various liquids, soda and beer cans, marbles, firework motors and other objects at police that could cause serious bodily harm. The protesters were warned by PPB sounds trucks to not engage with police and to leave the area. Additional warnings about use of force options were given much like on previous nights.

Due to the hostile and violent nature of he group, the fact they ignored orders and warnings, and that they carried weapons and were

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using them against the police, the protest became a civil disturbance and unlawful assembly very fast. Once again the protesters on this night and from this group sought out violence and destruction and came ready for a fight.

After the unlawful assembly turned into a riot, Delta and other RRT squads were tasked with making arrests. At approximately 2300 hours, OSP was on N Lombard St moving the protesters to the east. they crossed over the I5 bridge and continued east on N Lombard St. Delta was on the rails of our van and moved in from the south on N Mississippi AVE in order to observe criminal behavior and make arrests. We deployed and off the rails and I observed several protesters in the street. This is a crime as they were instructed numerous times to leave the area and informed the streets were open to vehicle traffic. I also observed many of the protesters throwing objects or shielding other protesters during the conflict.

CONDITION PRIOR TO FORCE

- ☒ ARMED (ACTUALLY)
- ☐ REPORTED TO BE ARMED
- ☐ ARMED (PERCEIVED)
- [redacted] MENTAL HEALTH INFLUENCE (PERCEIVED)
- ☐ UNDER THE INFLUENCE OF DRUGS
- ☐ UNDER THE INFLUENCE OF ALCOHOL
- ☐ PASSIVE RESISTANCE*
- ☐ ENGAGED IN PHYSICAL RESISTANCE
- ☒ OTHER
- ☐ NONE

EXPLAIN

See above explanation

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PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

- [redacted] MEDICAL CONDITIONS
- [redacted] MENTAL IMPAIRMENT
- [redacted] DEVELOPMENTAL DISABILITY
- [redacted] MENTAL HEALTH CRISIS
- ☒ DISOBEDIENT / ANTAGONISTIC
- ☐ LANGUAGE BARRIER
- ☐ OTHER
- [redacted] PHYSICAL LIMITATIONS
- ☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

A large group of protesters who came to downtown Portland for a confrontation with police. They came with weapons and were using them against he police prior to police actions. They ignored orders and warnings to leave and disperse.

MENTAL HEALTH

- [redacted] NONE
- [redacted] PRIOR TO FORCE KNOWLEDGE
- [redacted] OST FORCE KNOWLEDGE
- [redacted] OTHER

EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

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WHICH SPECIALTY UNITS?

RRT
Air Support Division
SERT
Traffic Division

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

At the beginning of the day we allowed the protesters to march and have space (distance) in hopes of preventing flash points or directing their attention at the police while exercising their first amendment rights. The protesters sought out conflict and police contact by marching to the Union Office where they then engaged the police and became violent without provocation from police.

Warning were given several times from the sound truck before any contact was made informing them of what was expected and what would happen if they refused.

Once the protest turned violent, and police made contact with the protesters, we tried to have numerical superiority as much as possible given the staffing issues. We also had specialized equipment and munitions to safely disperse the crowd and prevent protesters from harming the police.

We withdrew from areas and gave the protesters time and distance to obey the orders or go home even after first contact was made.

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	TAKE DOWN	TORSO	YES	YES

DESCRIBE THIS USE OF FORCE:

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See my FDCR #680932 for more information.

On 6/30/2020, I was assigned to Delta Squad as a grenadier. The Intel for the day stated that a group called the "Youth Liberation Front" was having a "Fuck 12" pot luck dinner at Peninsular Park and a subsequent march to a Portland Police structure where they hoped to enter the facility or try to burn it down. This was the same group that attempted to kill police officers on the previous Thursday by setting fire to North Precinct with officers inside and while also attempting to barricade the exit points so officers could not get out. This group of so called peaceful protesters were, and are, anything but peaceful.

I started my shift at SE Precinct and learned that OSP had two hard squads already at North Precinct waiting to see where this group of protesters were going to head. When it became obvious that the protesters were heading to the area near the Union office, the IC commander ordered OSP to respond to the Union Office to set up and protect the structure. The two OSP squads were already on scene before I arrived for several minutes. During the time it took Delta Squad to respond, I learned that the protesters took over N Lombard St blocking traffic in both directions. Many in the group had on protective gear and carried shields or other items that could protect them from less lethal munitions. This fact is important to know, because it indicates that the group was looking to fight and engage the officers. Once the protesters arrived in front of the Union building they began chanting and committing acts of vandalism to nearby structures. Several bikes and motorcycles set up on N Lombard and N Denver to prevent any vehicles or police from responding. This prevented normal citizens from being able to go about their normal activity as well.

Within a few minutes, the protesters started committing their first acts of violence towards the police. They threw rocks, bottles, marbles and other objects at police. They also tried to blind the officers by using green lasers. After seizing a green laser from a different protest, there are clear labels on the devices to not shine them into any eye as they can lead to permanent blindness or altered vision. No amount of clear face shields or sunglasses could protect from these lasers. I also know from personal experience that being struck by a bottle or can of liquid can cause significant injury to an officer even with the gear we are provided. I was struck with a full can of beer in the face and sustained severe bruising followed by headaches and blurred vision for several hours and days to follow (suggesting a concussion). I also know of several officers who have also been struck, resulting in similar injuries to them as well as hospital visits. It was very clear that the several members of the protest were participating in active aggression against the police. Those that did not through items were no less responsible. They formed human shields and used their handmade shields and umbrellas to shield the actions of those committing the more serious crimes against personal safety. They too, were therefore committing acts of aggression against the police. It was very clear that the there was an immediately life and safety risk to all officers on scene.

(It should be noted that the police allowed these acts of aggression to continue without any force or police tactics for more than 20 minutes. During this time the PPB sound truck made numerous clear and loud orders and warning to the protesters to stop. All of the protesters ignored the commands and warnings.)

An unlawful assembly was declared and the RRT teams attempted to disperse the crowds. For several minutes the large crowd of protesters engaged the police and continued with acts of violence. Several officers were injured and hurt during this time while trying to get the crowd to disperse. Additional warnings and commands were given by the sound truck during this time. After several injures, the gathering was declared a riot and additional less lethal rounds such as RBDDs and CS gas were used.

At approximately 2310 hours I was on the rails of the Delta van responding to the intersection of N Lombard and N Mississippi. Our orders were to observe criminal activity and make arrests. We deployed from the van and I observed an officer (later determined to be Ofc Pavon) attempt to stop and arrest a male subject who was in the street (crime of IPO and Dis Con. there was also PC for riot as the declaration for riot was still in place). Everyone in the crowd that remained in the area by this time was part of the riot and actively participating. Those in the street were still committing active aggression. The PPB sound truck gave several warnings that remaining n the street could result in arrest and the use of force. These warnings were sufficient and no additional warnings were needed when police contact was made.

Ofc Pavon and the subject were facing each other and struggling to gain control. I observed that Ofc Pavon was smaller than the subject and had a grip of his upper body. Ofc Pavon looked to be losing control as the suspect was backing away and pulling out of his clothing. Ofc Pavon attempted to regain control, but the suspect was able to keep his distance. I observed the suspect swinging his arms wildly and I feared that he may be trying to hit Ofc Pavon. If so, I believed that due to the size difference, the suspect may have been able to harm Ofc Pavon. I also believed that if the suspect was able to break free of the grip of Ofc Pavon, that he may reengage and take the fight to Ofc Pavon. I also knew that he may be able to get away and prevent his arrest (Escape). I therefore decided to intervene and assist with the custody.

I approached the suspect from behind and immediately slipped to his back, embracing him in a bear hug. I'm a Control Tactics Instructor and I know from my training and experience that if I can gain control of the suspect and take his back, that I can perform a take down quickly with minimal resistance, thereby reducing the chance of additional injures to the suspect and officers. After embracing the suspect, I lifted and rotated to my left. In the process I leaned back and rotated downward. This action resulted in the suspect losing his

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	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	PHYSICAL RESIST	YES	CONTROL AGAINST RESISTANCE	BOTH LEGS	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

Once on the ground, the suspect continued to fight and struggle with officers. In additional to Ofc Pavon and myself, two additional officers came over to assist with the arrest of the suspect.

In the process of falling to the ground, the suspect landed with his hands under his body near his chest. He refused commands to bring his hands out and actively tried to get up and pull away from myself and other officers. Several additional force warnings were given to the suspect from the other officers (I don't know who the other officers were as we were all dressed the same and I did not see who was involved). I recognized that three other officers were near the head of the suspect trying to control his hands and arms. I therefore moved down to the suspect's legs and laid across them, using my body weight to prevent him from kicking or using his legs to get up.

The suspect continued to resist. The officers struggled to get the arms out from under the suspect's body. After a few seconds of pulling and struggling, I recognized that the suspect was strong enough to prevent officers from just being able to pull out the arms. In addtion, the suspect was trying to get his feet under him in what I assume was an attempt to get up. i worried that if he was able to get to his feet, wee would really be in a fight and have to use more force.

I therefore directed the other officers to segment the suspect. This is a taught technique where an officer placing his hands on the head of the suspect and applies downward force into the ground while using body weight. It was extremely effective on the suspect. As soon as the segmenting started, the suspect appeared to give up and place his hands behind his back. We were then able to cuff the suspect and get him on his side to recover and breath easily.

During this entire time, my main focus was on the safety of the officers and suspect.

No additional force was used.

See Ofc Pavon's report for more.

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:

My initial contact with the suspect was when he was already engaged with another officer. This ruled out other forms of force such as pepper spray or taser. At i was deployed to RRT, taser was not even carried as it can not be used in crowd control situations. I also recognized that the use of pepper spray would lead to cross contamination. No other force was considered other than physical force. I chose the least force option given the situation so that I could control the suspect and get him in custody quickly.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

See narrative above for more details.

I observed the initial struggle against resistance between the suspect and Ofc Pavon. I also observed the force used on the ground and the segmenting from other officers.

SUBJECT INJURY AND/OR TREATMENT

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	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:

I attempted to find witnesses, but none came forward and none remained on scene.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Brandon Haase	51795	EMAILED TO	SGT	Coffey

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

APPROVED BY:	Sergeant Coffey	DPSST:	35623

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