Force Data Collection Report

CASE # 2020-680955 | OFFICER: OLIPHANT | DPSST: 43732 | ☐ AMENDED

DATE: 07/03/2020 | TIME: 1:31 AM | ASSIGNMENT: RRT

LOCATION: SW MAIN ST / BETWEEN SW 5TH AND SW 6TH AVE

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
SPRAGUE, GABRIEL	MALE	WHITE	03/06/1990

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

A protest had been deemed a riot by participants dangerous actions. Gabriel Sprague was part of that group that refused to disperse. Sgt Damerville had attempted to place him under arrest.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

Gabriel did not follow several lawful orders to disperse and I watched him resist arrest.

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

I witnessed Gabriel interfering with Sgt Damerville's attempt to place him under arrest by engaging in physical resistance.

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

Gabriel had already failed to disperse the area after participating in a a riot. He had ample time to leave the area but refused. When Sgt. Damerville grabbed him backpack, Gabriel didn't stop and comply. Instead he actively engaged in physical resistance by trying to run away. When I caught up with him and grabbed him he immediately engaged in physical resistance.

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, ECIT

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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

We stayed out of sight to not incite the crowd, We had numerous officers to include an RRT squad and two mobile field forces, We also used the sound truck with gave clear and precise language to the crowd

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	YES	YES

DESCRIBE THIS USE OF FORCE:

My first attempt to arrest Gabriel, I grabbed his backpack and his upper body but he was aggressively trying to get out of my grasp by twisting and pulling away. I couldn't gain control.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ / -	PHYSICAL RESIST	YES	CONTROL AGAINST RESISTANCE	TORSO	YES	YES

DESCRIBE THIS USE OF FORCE:

I was unable to get a good grip on Gabriel and I noticed a parked vehicle behind him, so I pushed him against the vehicle to use it to try and find a better angle to control him but it didn't work. Gabriel continued to aggressively resist and his girlfriend was also trying to unarrest him.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ / -	PHYSICAL RESIST	YES	TAKE DOWN	HEAD	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

With Gabriel's physical stature, his large backpack and actively resisting my efforts, I was unable get any positive control. With the dynamics of the crowd and chaotic scene, I needed to get this situation under control. I decided a takedown was my best option. I grabbed a hand full of Gabriel's hair and pulled him towards the ground. Officer Budworth was now with me and we all went to the ground. Gabriel stopped resisting, refer to Special Report for further.

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 was too close to use my pepper spray and deadly force was not appropriate.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I know Officer Budworth was with me, but I did not see what he did.

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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:

This occurred during an active riot. I would not have been safe or reasonable to attempt to locate and interview witnesses.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
John Oliphant	43732	EMAILED TO	SGT	Carroll

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

APPROVED BY:	Carroll	DPSST:	33550

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