Force Data Collection Report

CASE # 2020-680995 | OFFICER Bernard | DPSST 53468 | ☐ AMENDED

DATE 08/01/2020 | TIME: 10:00 PM | ASSIGNMENT: RRT

LOCATION E Burnside St/SE 47th Ave

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
DOE, John/Jane	UNK	WHITE	MM/DD/YYYY

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

While assigned to RRT Delta Squad we responded to the listed location after an unlawful assembly was declared due to violent demonstrators throwing glass bottles and unidentified liquids at PPB Officers at a police facility, and blocking vehicular traffic on E Burnside St. PPB had waited hours before ultimately having to go and engage the crowd due to their violent behavior.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

RRT Delta Squad was instructed by the IC to disperse a large crowd and move them West and/or South from E Burnside St near SE 47th Ave due to the unlawful assembly that had been declared. There was an extreme danger posed to the community and police due to the listed criminal activity. I know from my training and experience that if the violence the crowd was perpetrating wasn't addressed, it would have escalated. The listed location is a neighborhood with many families, to include children. There was PC for IPO, Disorderly Conduct II, and an outstanding suspect that attempted to assault a FED Officer with a glass bottle (thrown projectile).

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

The subjects I pushed back were either actively moving forward toward me and the other Officers as we were trying to push them away from our line or purposely moving slow in order to stop us from moving forward and completing our movement. No subjects that I pushed had any Press/Media/ACLU or National Lawyer's Guild identifiers. Officers, including myself were subject to projectiles being thrown at us, such as glass bottles, eggs (aimed at vehicles in the parking lot) and unidentified liquids. An unidentified subject dressed in all black at one point started taking trash cans from houses in a residential area, dumping trash out, and using the bins to block our path. Many demonstrators had shields, sticks, umbrellas (typically used for striking, concealing and shielding), face coverings, gas masks/ respirators, helmets and eye protection. I even saw someone with a lacrosse stick, which I know is used to launch projectiles at police, and/or strike police. Based on my training and experience, this kind of equipment and weaponry is specifically used for fighting against law enforcement in a protest/riot setting. I was wearing a helmet and carrying very heavy equipment while attempting to move this crowd.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

■ MEDICAL CONDITIONS ■ DEVELOPMENTAL DISABILITY ☒ DISOBEDIENT / ANTAGONISTIC ☐ OTHER

■ MENTAL IMPAIRMENT ■ MENTAL HEALTH CRISIS ☐ LANGUAGE BARRIER ■ PHYSICAL LIMITATIONS

☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

Subjects were yelling profanities at us and refusing to leave the area. I believe the lack of compliance was due to the subjects being hostile to police and they were intentionally being disobedient and antagonistic. The subjects I encountered were able to walk, run, hold shields and other weapons.

Force Data Collection Report

CASE # 2020-680995 | OFFICER Bernard | DPSST 53468 | ☐ AMENDED

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?

ECIT, RRT, Air 1, sound truck, quick reaction teams, and traffic bikes.

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 announcements, which were loud and clear (I could hear it from several blocks away) at a safe distance and informed people they had to leave the area or they could be subject to arrest and/or use of force. The sound truck gave clear instructions of where to go as well (options of either West or South). In addition, RRT (multiple Officers ready to respond) stayed out of the area the majority of the evening until the actions of the demonstrators turned violent, requiring us to move them out of the area for public safety and protection of property. Prior to engaging the crowd we utilized space and again continued to give them time to comply. The sound truck continued to admonish protesters throughout the night in that 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
+ -	PHYSICAL RESIST	YES	CONTROL AGAINST RESISTANCE	BACK	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

While moving a large crowd of violent demonstrators (outnumbering us) West on E Burnside, I encountered several subjects in dark clothing who were not dispersing despite having room to move in front and to the side of them. Delta squad did a series of dynamic movements to get the crowd out of the area as they were not listening to our lawful orders to disperse. The first suspect I encountered was purposely moving slow (a technique I have seen time and time again to try and stop police from getting past a bulk of the crowd). I pushed the subject using my hand on their back and guided them forward. They turned around several times walking backward and facing me, but eventually moved forward and continued to walk away.

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

DESCRIBE THIS USE OF FORCE:

The second suspect I encountered was purposely moving slow (a technique I have seen time and time again to try and stop police from getting past a bulk of the crowd). I pushed the subject using my hand on their backpack and guided them forward.

Force Data Collection Report

CASE # 2020-680995 | OFFICER Bernard | DPSST 53468 | ☐ AMENDED

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

DESCRIBE THIS USE OF FORCE:

The second suspect continued to purposely move slow and seemed more focused on using their cell phone than getting out of the area. I pushed the subject again using my hand on their backpack and guided them forward. They moved forward and continued to walk away.

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

DESCRIBE THIS USE OF FORCE:

The third suspect continued to purposely move slow (a technique I have seen time and time again to try and stop police from getting past a bulk of the crowd). I pushed the subject using my hand on their backpack and guided them forward. They moved forward and continued to walk away.

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

DESCRIBE THIS USE OF FORCE:

I encountered a fourth suspect and they were purposely moving slow (a technique I have seen time and time again to try and stop police from getting past a bulk of the crowd). I pushed the subject using my stick and guided them forward.

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

DESCRIBE THIS USE OF FORCE:

The fourth suspect continued to move slow and it was apparent they were trying to resist my effort to move them forward. I even tried to communicate that they needed to tell the other people they were with to move as well or they would get pushed. I pushed them again with my stick and guided them forward. They moved forward and continued to walk away.

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

DESCRIBE THIS USE OF FORCE:

I then encountered an additional suspect who was also purposely moving slow (a technique I have seen time and time again to try and stop police from getting past a bulk of the crowd). I pushed the subject using my stick on their back and guided them forward.

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

DESCRIBE THIS USE OF FORCE:

The fifth suspect continued to move slow and it was apparent they were trying to resist my effort to move them forward. I pushed them again with my stick and guided them forward. They moved forward and continued to walk away.

Force Data Collection Report

CASE #	OFFICER	DPSST	
2020-680995	Bernard	53468	☐ AMENDED

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:

The force I described was effective in making the subjects continue to move forward and no other force was necessary. I felt the force utilized was the least amount of force I could have used.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I saw some unknown Officers on the line pushing people back with sticks due to physical resistance and active aggression. I was primarily focused on the threats in front of me.

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:

Due to the hostile and violent nature of this crowd, it would have been unsafe or unreasonable to attempt to locate or interview witnesses. Additionally I needed to stay with my squad to maintain the integrity of our formation.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Joseph Bernard	53468	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