Force Data Collection Report

CASE # 2020-681663 | OFFICER Kammerer | DPSST 29988 | ☐ AMENDED

DATE 09/09/2020 | TIME: 2230 hours | ASSIGNMENT: RRT

LOCATION In front of 1111 SW 2nd Avenue

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
DOE, JOHN	MALE	WHITE	01/01/1990

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

This was the third month of violent protests in the city of Portland regarding the death of George Floyd. The violent protest's stated intent consisted mainly of acts of violence against law enforcement, attacks against infrastructure, including vandalism, property damage, and subsequent looting.

As part of RRT, I was assigned as the Delta squad leader, and charged with ensuring life safety, allowing and protecting free speech, and protecting critical infrastructure and preventing property damage, including subsequent looting.

I have been assigned to RRT since 2001, and have held various roles within RRT, including line officer, Grenadier, Assistant Squad Leader, and Squad Leader. As a Grenadier, I am certified to carry and deploy both launchable and hand-toss Riot Control Agents, as well as launchable and hand-toss impact munitions. For this event, I was deployed with two RBDD's, and carried three hand-toss RCAs.

LEGAL AUTHORITY FOR CONTACT

☒ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

After the protesters at SW Bancroft Street and SW Moody Avenue began marching at approximately 2200 hours, Delta squad was directed by the IC to move to Central Precinct for staging.

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

Upon arriving at Central Precinct, a small group of individuals began to verbally harass the arriving officers.

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

Immediately upon arrival, two of the individuals were extremely antagonistic, screaming at the officers to go away, and becoming physically aggressive.

MENTAL HEALTH

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

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EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT

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

Rather than engage with the individuals, I simply directed the RRT Officers in Delta squad to proceed inside Central Precinct, and ignored the individuals yelling at us. The mere presence of the RRT squad provided a numerical advantage of officers at a specific location, but did not dissuade the activities of the antagonistic individuals.

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:

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At approximately 2230 hours, Delta squad arrived at Central Precinct, and we were immediately engaged by a small group of individuals, who began to verbally harass the arriving officers. One of these individuals was a shirtless male with long hair. Instead of engaging with these individuals, I directed the Delta squad officers to go inside Central Precinct. Officers began going inside while other officers began removing necessary gear from the RRT van before it left to be parked elsewhere. As this was occurring, the shirtless male advanced into the street toward the remaining officers, yelling angrily and waving his arms violently. Other officers directed him to get out of the street, and the van drove away.

The shirtless male then charged over toward one of the officers and I was concerned he may assault the officer. Based on his actions, I believed probable cause existed to arrest him for violating ORS 166.025, Disorderly Conduct in the Second Degree, and ORS 162.247, Interfering with a Peace Officer. As other officers were dealing with the shirtless individual, I observed a second individual, wearing pants, a shirt, and a stocking cap, walk over to the the officers. He was standing in the street, was clearly associated to the shirtless male, and was bouncing on his toes, standing in a bladed stance, he brought his hands in front of him, and was looking around, as if trying to ascertain if anyone was watching him.

Based on his behavior, I was extremely concerned he was going to attempt to assault one of the officers surreptitiously. I also believed, had the situation at the time allowed, probable cause existed to arrest him for violating ORS 166.025, Disorderly Conduct in the Second Degree, and ORS 162.247, Interfering with a Peace Officer, as he had been present the entire time and was aware of directions to move out of the street. I immediately advanced toward him and loudly directed him to move back and get out of the street or he could be arrested. When he did not move, I shoved him once with my right hand in his chest, propelling him back toward the sidewalk on the east side of SW 2nd Avenue. I continued directing him to move back and exit the street.

This individual then advanced toward me and I pushed him back a second time with my right hand in his chest, again propelling him back toward the sidewalk. I explained to him I would not be intimidated by him, and he needed to stay out of the street, and this time the male stayed back and on the sidewalk. I then turned around and walked into Central Precinct, resuming my duties as squad leader.

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

DESCRIBE THIS USE OF FORCE:

See above for 2nd shove to same subject.

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:

While I have access to multiple impact munitions, RCAs, and pepper spray, I used the least amount of force possible to prevent this individual from potentially assaulting officers and move him out of the street and onto the sidewalk.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I did not observe any other officers using force.

SUBJECT INJURY AND/OR TREATMENT

	TYPE OF INJURY	OBSERVATION	LOCATION OF INJURY	INJURY ATTRIBUTED TO	INJURY TREATMENT
+ -					

BRIEF DESCRIPTION OF COMPLAINT, APPARENT, PRE-EXISTING INJURY OR ABSENCE OF INJURY:

[redacted]

[redacted] THE SUBJECT WAS MEDICALLY CLEARED FROM THE FORCE EVENT

[redacted] THE SUBJECT WAS TRANSPORTED AND/OR ADMITTED BECAUSE OF MENTAL HEALTH ISSUES

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[redacted] 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 nature of the individuals in the area, it would have been unsafe and unreasonable to attempt to locate or interview witnesses. Additionally I needed to stay with Delta squad in order to fulfill my duties as squad leader.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Erik Kammerer	29988	EMAILED TO	SGT	Koppang

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

APPROVED BY:	KOPPANG	DPSST:	37667

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