Force Data Collection Report

CASE # 2020-681677 | OFFICER: Lehman | DPSST: 51073 | ☐ AMENDED

DATE: 09/26/2020 | TIME: approximately 2200 hours | ASSIGNMENT: RRT

LOCATION: Various locations downtown portland

NAME (LAST, FIRST M): Unknown | GENDER: | RACE: | DATE OF BIRTH: 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

EXPLAIN

On this date and time I was working as a member of the Rapid Response Team, on Delta squad, and we were tasked with responding to a civil disturbance for multiple days in a row. Criminal agitators have been blocking traffic, committing, acts of vandalism, and throwing projectiles at officers throughout these incidents. This event was one of many that I have previously responded to over the past several months, and many of these events devolved into riots where a police response was necessary to quell the violence and property damage.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☐ CIVIL UNREST

EXPLAIN

The participants that I encountered and used force on, in this event were committing crimes, or about to commit crimes that I believed to be an immediate threat to my safety and the safety to other officers. These crimes I observed included, but weren't limited to; arson, criminal mischief, disorderly conduct, riot, resisting arrest, and attempt assault on a police officer.

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

This violent crowd was actively committing assaults against police officers, via dangerous projectiles. The violent crowd had already been given orders to disperse, with clear directions to go and a reasonable amount of time to satisfy our instructions. The majority of the crowd did not follow the instructions to leave the area and instead became more hostile. Our van was targeted with several projectiles as we drove by a several rioters.

Other violent agitators were showing signs of active aggression by verbal and physical actions. Several subjects flexed and balled their fists, and several threatened violence if we attempted to arrest them. Graffiti marked numerous buildings displaying slogans that advocated for violence against, and murder, of law enforcement officers. Subjects I encountered were a part of this crowd and refused to disperse.

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

This crowd was made up of people that were largely hostile towards the police and appeared to come down to this area to engage in a violent confrontation with law enforcement, as they had done so on multiple previous nights. This included the subjects I encountered. Since this group, and other groups, have been given significant leeway regarding minor offenses while protesting, my only belief is that this group had no intention of conveying a message, but rather was intent on violence and destruction. This group, and individuals

Force Data Collection Report

CASE # 2020 - 681677 OFFICER Lehman DPSST 51073 ☐ AMENDED

within, clearly had not intention of conveying a message or protesting peacefully, but were rather intent on engaging in a violent insurrection.

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?

RRT, ECIT, 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

RRT used numerical superiority to discourage the need for force to be used. We used time and distance to allow protesters to an opportunity to comply with our directions. In the past, we have attempted to use liaison officers to attempt to verbally engage with the crowd on a personal level to attempt de-escalation, but for multiple weeks now it has been too dangerous for these officers to get close enough to the crowd to engage in conversation without being physically assaulted.

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	CHEMICAL AGENT	FACE	NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
OC	SPRAY CAN	approximately 1 foot

DESCRIBE THIS USE OF FORCE:

While officers were attempting to make arrests on SW 3rd Ave in front of the Justice Center, I saw a suspect attempting to resist arrest and was also being aided by another individual who was attempting to interfere with the arrest.

The sound trucks had already given force warnings that were easily audible from several blocks away. I deployed a burst of pepper spray to one of the suspects as they were attempting to interfere with their friends arrest. I delivered the peppery spray to the suspects face for approximately 1 second. The burst was slightly prolonged, because the suspect was wearing a mask that needed a higher saturation of pepper to be effective.

After delivering the pepper spray, both suspects appeared to be taken into custody, but I have not been made aware of the details of these arrests. This use of force was necessary to effect and arrest of an uncooperative suspect who was interfering with the arrest of another suspect.

Force Data Collection Report

CASE # 2020-681677 | OFFICER Lehman | DPSST 51073 | ☐ AMENDED

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	LAUNCHABLE IMPACT	LEFT LEG	NO, EXPLAIN	YES

IMPACT ROUNDS	DEPLOYMENT	DISTANCE
MARKING	LAUNCHABLE	approximately 40 feet

DESCRIBE THIS USE OF FORCE:

While we were on SW 3rd Ave south of SW Columbia St. we were attempting to leave the area after helping officers make an arrest. We gave several warnings to the crowd of approximately 100 people that we were attempting to leave and they were not to follow us as we left the area.

The mob flouted our directions and started encroaching on us as we left the area. A smoke cannister was deployed to conceal our exit as we mounted up on our van to leave the area. Warnings were also given to the agitators not to touch the smoke cannister or they would be subject to force.

At this time we were also being targeted with projectiles, and the smoke was necessary to prevent the violent mob from being able to hit us with any accuracy. As we were attempting to drive away on our vehicles, I saw a suspect run up to the can and attempted to kick it several times. It was clear to me that this suspect was attempting to interfere with or defeat this advice in an attempt to provide an opportunity for others within the crowd to be successful at assaulting us with projectiles.

I targeted this suspect on his left leg, and I delivered one round to my intended target area. The round appeared to be effective on impact and the suspect disappeared into the smoke.

	RESISTANCE	WARNING	FORCE	TARGET LOCATION	RESISTANCE CONTINUED	RE-EVALUATE
+ -	ACTIVE AGGRESS	YES	CHEMICAL AGENT	FACE	NO, EXPLAIN	YES

CHEMICAL AGENT	DEPLOYMENT	DISTANCE
OC	SPRAY CAN	approximately 4 feet

DESCRIBE THIS USE OF FORCE:

Near SW 5th Ave and SW Yamhill St. I observed a suspect using a their shield as a melee weapon against Ofc. Westerlund. When Ofc. Westerlund attempted to disarm this suspect of their shield they attempted to retain control of their weapon and pull away from Ofc. Westerlund.

In order to defend Ofc. Westerlund from an armed violent criminal, I deployed a burst of pepper spray to the suspects face that lasted approximately 1 second. The pepper spray was effective, and the suspect let go of the shield and ran off into the crowd.

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:

Each application of force was selected as the most appropriate action given the circumstances, which are based on; time, distances, and severity of the behavior being addressed.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I saw several pushes, but I do not have specific knowledge of places times or officers involved.

SUBJECT INJURY AND/OR TREATMENT

Force Data Collection Report

CASE # 2020 - 681677 | OFFICER Lehman | DPSST 51073 | ☐ AMENDED

	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]

[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:

No witnesses came forward during this incident.

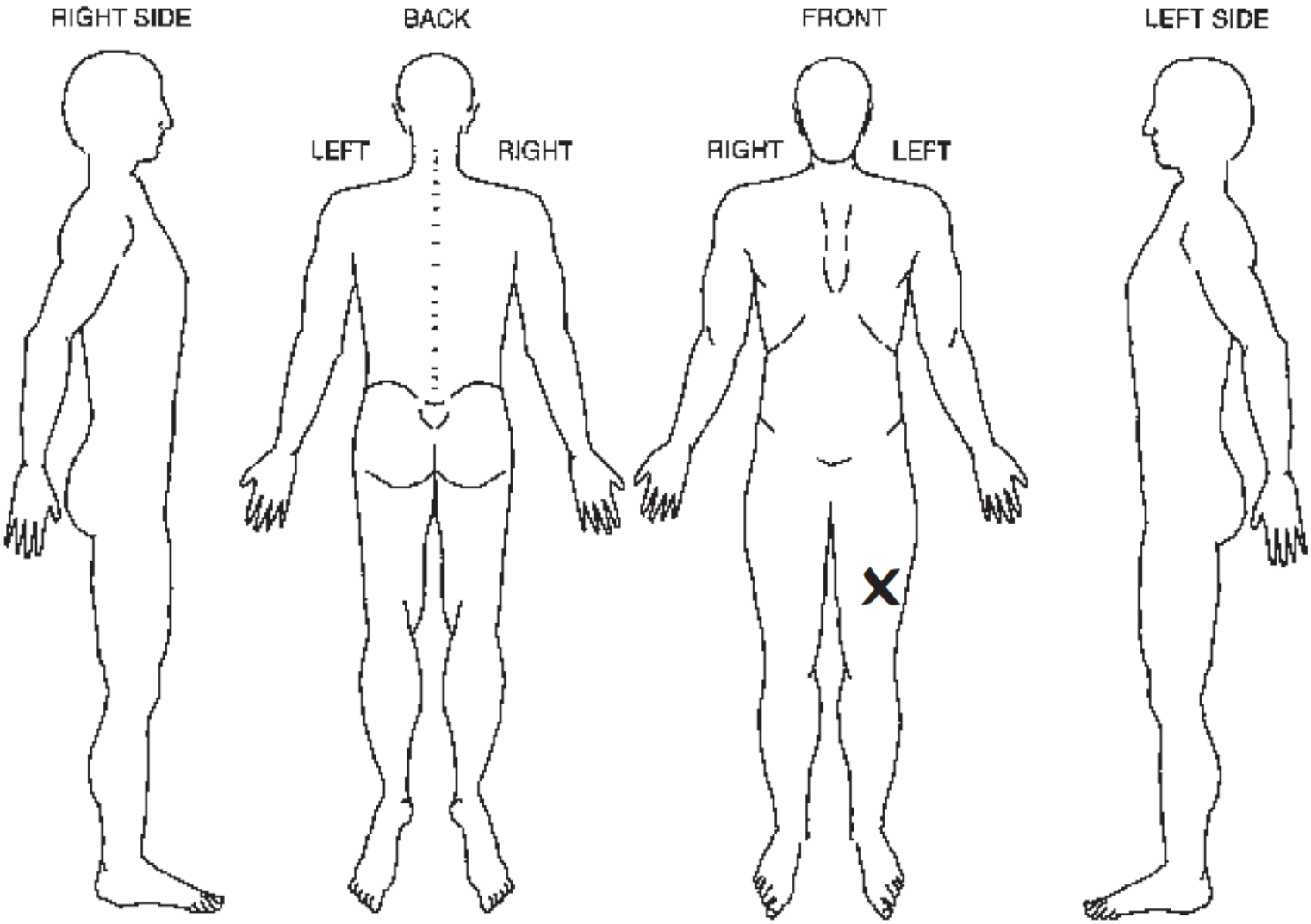
MEMBER INJURY

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

Force Data Collection Report

CASE #	OFFICER	DPSST	
2020-681677	Lehman	51073	☐ AMENDED

CEW OR LAUNCHABLE IMPACT MUNITION LOCATIONS:



SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Craig Lehman	51073	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