Force Data Collection Report

CASE # 2020-681677 | OFFICER: Lino Pavon | DPSST: 51792 | ☐ AMENDED

DATE: 09/26/2020 | TIME: 11:45 PM | ASSIGNMENT: RRT

LOCATION: SW 3rd Ave/SW Main St (Southeast Corner of Chapman Square)

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Unknown, Unknow	MALE		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

I was assigned to RRT and I had probable cause to arrest a street medic involved in criminal activity. The unknown involved subject was not the street medic, but was involved in the un-arrest the medic (The target "medic" did not carry any medical supplies and was wearing all protective gear with only a red tape cross marking to indicate street medic on her chest gear and helmet). In addition, the demonstration had been declared an unlawful assembly and the crowd had been ordered to disperse and the dispersal order included the subject who he also failed to obey a lawful order to disperse.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

Incident occurred ruing a declared unlawful assembly. I had probable cause to arrest a "street medic" when I was physically and aggressively engaged by the subject attempting to un-arrest the street medic actively interfering with me making a lawful arrest. Based on the subjects actions, I had probable cause to arrest him for interfering with police, harassment and aiding the escape of an arrested suspect.

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

As I was trying to make the arrest, the subject and other unknown number of individuals were un-arresting the "street medic" who I had probable cause to arrest. The subject was actively pulling my arms, pushing with his body against me and at one point was punched me in the chest in his attempt to un-arrest the "street medic." In addition, the subject and others in the group were yelling, "Don't let him take her... Un-arrest, un-arrest... You're out numbered cop get the fuck out..."

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

The subject was in a violent aggressive crowd. The subject engaged me physically to prevent me from making a lawful arrest and had been yelling profanities and verbally engaging other officers. I believed the subjects intent was to be antagonistic and disobedient towards officers.

MENTAL HEALTH

■ NONE ■ PRIOR TO FORCE KNOWLEDGE ■ POST FORCE KNOWLEDGE ■ OTHER

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EXPLAIN

[redacted]

SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT, OSP MRT

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 number of officers in the area. The sound truck providing multiple dispersal warnings and delaying contact with the crowd to provide the crowd sufficient time to disperse on their own.

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	KICK/STRIKE	FACE	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

Force warning was provided by the sound truck.

As I was attempting to make an arrest, the target keep going back into the crowd limiting my access to her. At one point, the target came to the front of the group and I was able to grab her. As I attempted to make the arrest, I was pushed by several members of press-bloc and other protesters. I took control of my target and an unknown number of people started pulling the custody from me and pushing me while yelling "de-arrest, de-arrest..." as they were pulling un-arrest my target. The involved subject was the closest to me and was pulling my arms to make me let go of the custody as I was holding her by her back pack. The subject started aggressively pushing his body against me to push me back and at some point the subject started punching me in the chest as they were un-arresting the target. To stop the subject from pulling, pushing and hitting me, I delivered a single closed fits strike to the face knocking him straight to the ground which immediately terminated the subjects aggressive behavior towards me.

The crowd was very violent and some one in the un-arrest group activated a hand held taser from my right side. I was able to hear the arching sound of the taser which was carried by a black-blocker of an unknown gender. Others were holding long sticks and using powerful bright flashlights shinning them directly to my face to obstruct my view and limiting my ability to see attacks.

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 use of other crowd control munitions and or pepper spray would be authorized; however, at the time of the incident, I was unable to access any other force tools since I was actively physically being engaged. I believed by hitting the subject with my fist was sufficient and necessary force to stop his physical aggression towards me.

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GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

No other officer used force on this individual.

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]

[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:

There were multiple people who witnessed the incident; however, it was unsafe and not feasible for me to locate and interview witnesses so no attempt was made. I search social media platforms and located the video of the force incident that was uploaded on Twitter. I screen captured the video and uploaded the video into DIMS as an accurate representation of what occurred.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Lino Pavon	51792	EMAILED TO	SGT	J. 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