Force Data Collection Report

CASE # 2020-681677 | OFFICER: S. Perry | DPSST: 51736 | ☐ AMENDED

DATE: 09/26/2020 | TIME: 11:00 PM | ASSIGNMENT: RRT

LOCATION: SW 5th Ave/ SW Salmon st

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
unknown	MALE	WHITE	01/01/1950

TYPE OF CALL - REASON FOR CONTACT

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

☐ TRAFFIC STOP ☒ OTHER ☐ MERE CONVERSATION ☐ WELFARE CHECK

EXPLAIN

I deployed as a member of RRT Delta squad to the area of Downtown Portland where we had received reports of vandalism, threats of violence, and masses of people blocking streets in various directions.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☐ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

I was dispatched with RRT Delta squad to quell civil unrest in the area of the Justice center, where officers were the recipients of projectiles of glass bottles, rocks, and canned food. The IMT declared an unlawful assembly and RRT was tasked with the dispersal of the area.

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

Prior to my use of force, RRT line officers were attempting to make two arrests, one was particularly combative and took approximately four officers to take that person in custody. It was an active struggle on the ground with the officers singularly focused on securing the arrest, the officer's backs were exposed and attention completely consumed.

I arrived on the scene and glanced towards the arrest and saw that though the struggle was still active another pressing threat was fast approaching officers. A large group of approximately 100 protesters were encroaching on the scene of the arrest, an ideal time to assault an officer as there attention is divided.

My concern then turned toward creating a safety perimeter around the scene of the arrest.
I turn toward the crowd and advised them to get back. There were two officers in front of me and they also did the same, the majority of the crowd stopped, respected the distance and stopped advancing.

These officers were approximately 2-3 ft in front of me holding an RRT line by themselves facing 100 people. The officers are relying on me to observe any obstruction in the line and to address it.

I observed two subjects behind the RRT line. It is never appropriate for anyone to be behind a line of RRT officers as an active arrest is occurring. I moved towards this issue to address it. I needed to move these subjects back quickly to the area where other protesters were. It imperative to address these subjects because if left unaddressed it encourages others to move past the RRT line as well, increasing the chances of an officer being assaulted and bringing protesters closer where they are able to be more accurate with projectiles.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

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[redacted] MEDICAL CONDITIONS
[redacted] MENTAL IMPAIRMENT
[redacted] DEVELOPMENTAL DISABILITY
[redacted] MENTAL HEALTH CRISIS
☒ DISOBEDIENT / ANTAGONISTIC
☐ LANGUAGE BARRIER
☐ OTHER
[redacted] HYSICAL LIMITATIONS
☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

EXPLAIN

The subject was continually disobedient to adhering to the distance and space needed for officers to operate safely. As officers were attempting to make an arrest of combative subjects, He was one of two people standing behind RRT line officers, he was completely detached from the larger group. He stood there defiantly as if he was entitled to be behind the line of RRT officers. Other protesters who were initially in line with him had retreated to an appropriate area behind them, the subject was making the conscious decision to remain stationary.

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

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

Time and distance were used extensively as de-escalation techniques throughout this night. In effort to notify and ease tensions we used a vehicle equipped with a sound amplification device to clearly and articulately spread the message that an unlawful assembly has been declared and people need to leave the area. The vehicle is approximately one block away and the message is repeated several times.
We use this distance for people to hear the message without seeing the physical presence of an officer.

We then provide ample time for the protesters to hear, consider the message, and then comply and began making arrangements to leave the area because it has been deemed an unlawful assembly and protesters need to vacate the immediate 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	NO, EXPLAIN	TAKE DOWN	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

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As I approached the subject I saw that he and another person were approximately 4-5 feet away from the edge of a city curb, which led to the street where additional officers were using as a pathway to assist in perimeter security for the active and resistive arrest of two additional subjects.

I realized if I were to move the subjects off the curb line and into the street, they would now be inhibiting officers from performing their duties, I also realized if the subjects were in the street they would be blocking the pathway for emergency vehicles. I observed that that the city curb was rather high and would have presented a difficult obstacle to traverse and could possibly cause injury to the subject if he were moved off of it.

I proceeded to use my right hand (my support hand) to reach across my body and I was able to securely grasp the vest of the subject. Once I had a firm and controlled grasp I proceeded to move the subject away from the curb line and pull him towards the center of my body. I did this so that I could make a more controlled and conscious move with the subject when I deemed it appropriate and safe to do so. As the subject was brought to my centerline I felt his left hand move towards my chest. I perceived that he was going to push my chest based on his hand position and resist my efforts of control.

As I gained control over the subject I made the decision to look behind him. I now was evaluating if this was suitable place for the subject to be. A place where he would not be interfering and not pose a threat of safety to additional officers. As I looked behind the subject I saw there was a wall of protesters approximately 5 feet away. This was an ideal place for the subject to be in, because he would not be behind the RRT line of officers.

I made the decision to move the subject towards the group of protesters. With the subject in the center of my body, I used my right hand to push the subject into the direction of the protesters, I used my left hand on the subjects chest as a directional guide so that the subjects body would remain on a direct and straight path backwards.

I made a conscious decision to not use an abundance of strength to move the subject, I used just enough strength so the subject could quickly and efficiently be relocated to an appropriate safe area.

As I released contact from the subject he proceeded to immediately fall backwards and on to the ground. The effort of my push and the distance and speed to which the subject fell backwards was not proportionate.

The subject remained on the ground for a moment and then recovered to his feet quickly. I turned my attention towards the other subject standing with him but the person had vacated their position.

No warning was given prior to force as there was not sufficient time to warn the subject as there was a fast approaching crowd and I needed to strengthen the RRT line quickly.

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 considered other force options such as pepper spray and baton use, however I believe it would have been an escalation force and would not have allowed me the desired control and precision. I used the lowest amount of force possible to accomplish the lawful task.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I observed multiple unknown RRT officers attempting to control a combative subject who was resisting their efforts of control.

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]

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☐ 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:

witnesses were present on the scene of this use of force, however due to the chaotic nature of the event, they were not interviewed.

MEMBER INJURY

☐ **I WAS INJURED DURING THIS INCIDENT**

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Spencer Perry	51736	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