Force Data Collection Report

CASE # 2020-681690 | OFFICER Robert | DPSST 52367 | ☐ AMENDED

DATE 09/18/2020 | TIME: 10:35 PM | ASSIGNMENT: RRT

LOCATION S Moody Ave/ S Abernathy ST

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
Germaine, Mathew David	MALE	WHITE	07/02/1979

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

Protest/demonstration in the area of S Moody Ave/ S Abernathy St. Protest was declared an unlawful assembly and sound truck gave command for everyone to vacate the area. Germaine along with approximately 50 to 60 individuals were standing in the middle of the street blocking vehicular traffic. Sound truck gave multiple commands to leave the area and Germaine refused to leave. RRT Delta Squad was commanded to come into the area and take custodies.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☒ CIVIL UNREST

EXPLAIN

While running into the area to take custodies, I noticed Germaine being contacted Ofc. Jones. It appeared to me that Germaine was attempting to flee and preventing Ofc. Jones from taking him into custody.

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

Delta Squad is under the command of Sgt. Kofoed and Detective. Kammerer. On this date there was a demonstration/protest near the ice building on the south waterfront. The protest was declared an unlawful assembly and sound truck gave command to clear the area. There were multiple warnings given but the protesters failed to comply. Instead, the protesters formed a shield wall.

Sgt. Kofoed and Det. Kammerer through the command of the IC directed the Squad to take custodies. We approached from S Abernathy St toward S Moody Ave.

Upon approaching the crowd, I noticed approximately 50 to 60 individuals, including Germaine, standing on the S Moody Ave. Those individuals, along with Dermaine, were impeding vehicular traffic and they also failed to comply to a lawful order to disperse from the area. Delta Squad approached the crowd that was blocking the street and began making arrests.

While running into the area, I noticed Germaine being contacted Ofc. Jones. It appeared to me that Germaine was attempting to flee and prevent Ofc. Jones from taking him into custody.

PERCEIVED CONDITION FOR LACK OF COMPLIANCE PRIOR TO FORCE

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

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

☐ IMPAIRED FROM DRUGS OR ALCOHOL OR BOTH

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EXPLAIN

It appeared to me that Germaine intentionally and deliberately disobeyed all commands to clear the area.

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, Sound Truck

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

Sound truck gave numerous warnings stating that this demonstration was deemed an unlawful assembly and for everyone to clear the area. We waited and pause for a reasonable amount of time in order to give protesters plenty of time to comply with the commands. We utilized time, distance, and communication from a safe distance before engaging.

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	TAKE DOWN	TORSO	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

Upon noticing Germaine attempting to flee from Ofc. Jones, I decided to take Germaine down to the ground. I ran up to Germaine, wrapped arms around his waist and I took him down to the ground. Once on the ground, I warned Germaine if he resist us then more force would be used against him. Germaine was complaint and he did not resist. Ofc. Jones and I took Germaine into custody without further use of force. After taking Germaine into custody, Ofc. Jones and I stood Germaine up and we walked him back to Field Arrest Team. Germaine was later released to Field arrest to be processed.

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:

No other force option was reasonable. This option was the least amount of force necessary to take Germaine into custody. This force option was quick and effective.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I did not witness any officer use force on this subject.

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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:

Due to the dynamic nature of the incident it was not safe to identify witnesses because this was a hostile crowd.

MEMBER INJURY

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

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Robert	52367	EMAILED TO	SGT	Tyler

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

APPROVED BY:	Sgt. Trevor Tyler	DPSST:	50003

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