Force Data Collection Report

CASE # 2020-681736 | OFFICER: Yoo, Joey | DPSST: 56628 | ☐ AMENDED

DATE: 09/26/2020 | TIME: 9:25 PM | ASSIGNMENT: RRT

LOCATION: SW 3rd Ave between SW Main St and SW Madison St

NAME (LAST, FIRST M)	GENDER	RACE	DATE OF BIRTH
MARTIN, Ruby	FEMALE	BLACK	10/17/1989

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 working on the Rapid Response Team Charlie Squad on 9/26/2020 when we attempted to clear SW 3rd Ave between SW Main St and SW Madison St as it was blocked by protesters. After we moved the crowd into Lawnsdale Park, I stood in a line with RRT officers facing Lawnsdale Park to prevent the crowd moving back onto the street. While standing in line, I observed one of the protesters approaching the line and refused to leave. The individual was then taken behind the line of RRT officers to be taken into custody. During this time, a black female, later identified as Ruby MARTIN, stepped off the sidewalk and onto the street right in front of Ofc Livingston (57429), who was just right of me on the line. I told MARTIN and I heard Ofc Livingston telling MARTIN multiple times to move back onto the sidewalk; however, MARTIN refused. Ofc Livingston then attempted to push MARTIN back onto the sidewalk. When she did so, I saw MARTIN grabbing onto Ofc Livingston's baton in a very aggressive manner. MARTIN then grabbed onto Ofc Livingston's vest and pushed her.

LEGAL AUTHORITY FOR CONTACT

☐ REASONABLE SUSPICION ☐ WARRANT/JUDICIAL DECREE ☐ OTHER

☒ PROBABLE CAUSE ☐ CIVIL HOLD ☐ CIVIL UNREST

EXPLAIN

I had a probable cause of APSO against MARTIN.

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

MARTIN grabbed onto Ofc Livingston's baton, vest, and then pushed her. When we attempted to take her into custody, MARTIN was violently swinging her legs in attempts to kick me and other 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

Based on my observations, MARTIN was in a highly agitated state as she was yelling at officers and refusing to obey lawful orders. She then grabbed onto Ofc Livingston's baton, vest, and then pushed her.

MENTAL HEALTH

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

EXPLAIN

[redacted]

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SPECIALTY UNITS

YES, WHICH ONES? SPECIALTY UNITS INVOLVED?

WHICH SPECIALTY UNITS?

RRT. Sound Truck. FATs. OSP and Multnomah County MRTs.

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

Multiple force warnings were provided by the Sound Truck prior to RRT moving in.
There were multiple officers attempting to take her into custody.

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	BOTH LEGS	NO, EXPLAIN	YES

DESCRIBE THIS USE OF FORCE:

MARTIN was trying to break free from our control by swinging her arms and legs. I grabbed both of the legs and put my weight on them segmenting them, as she was kicking them and using them as a leverage to get back onto her feet. I continued to put my weight and pressure on her legs until she stopped kicking.

Sound Truck provided multiple force warnings prior to RRT moving in.

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:

Strikes were considered but the current use of force provided enough control.

GENERAL DESCRIPTION OF THE FORCE YOU OBSERVED OTHER OFFICERS USE:

I observed Ofc Terrett (58225) conduct a take-down right after she pushed Ofc Livingston. I observed an officer pepper spray MARTIN.

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]

THE SUBJECT WAS MEDICALLY CLEARED FROM THE FORCE EVENT

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■ 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:

The crowd was large and hostile and unsafe to collect their contact information.

MEMBER INJURY

■ **I WAS INJURED DURING THIS INCIDENT**

SIGNATURE

SIGNATURE	DPSST		RANK	NAME
Ofc Joey Yoo	56628	EMAILED TO	SGT	Carroll, Julian

**********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