From:	Geissler, Jonas
To:	Dennis Rosenbaum; Reeve, Tracy
Cc:	Mary Claire Buckley; Pdx Bryan Parman; Hager, Jared (USAOR); Christoff, Thomas; Heiberger, Ashley; Amy Ruiz
Subject:	RE: COCL Request for Reports

Tracy:

Please provide copies of all productions and responses, including all correspondence to COCL regarding its requests to DOJ.

Thank you.

-Jonas

From: Dennis Rosenbaum <dennisrosenbaum3@gmail.com>

Sent: Monday, July 27, 2020 7:41 PM

To: Reeve, Tracy <Tracy.Reeve@portlandoregon.gov>

Cc: Mary Claire Buckley <mcbuckley08@gmail.com>; Pdx Bryan Parman <Bryan.Parman@portlandoregon.gov>; Geissler, Jonas (CRT) <Jonas.Geissler@crt.usdoj.gov>; Hager, Jared (USAOR) <jhager@usa.doj.gov>; Dennis Rosenbaum <DennisRosenbaum3@gmail.com>; Tom Christoff <tchristoff33@gmail.com>; Heiberger, Ashley <heibergera@moravian.edu>; Amy Ruiz <amyr@strategies360.com>

Subject: COCL Request for Reports

July 27, 2020

Dear Tracy,

At the beginning of the protests spurred by the death of George Floyd, the City and PPB indicated that, due to the ongoing nature of the protests and the person-hours required to respond to the protests (as well as the impact of COVID-19), the COCL should expect a delay in being able to review force reports (FDCRs) and supervisor After Action Reports (AARs) related to crowd-control uses of force. During our regular Monday meetings, we agreed that a reasonable delay in sending us these reports was understandable. However, we are now making a formal request for FDCRs and AARs related to force incidents that occurred during the early weeks of the protests so that we have time to evaluate them using the standards required by the Settlement Agreement.

On our July 20, 2020 phone call, COCL verbally requested FDCRs and AARs related to force used during the first two weeks of protest events (i.e., between May 26th – the day after the death of George Floyd – and June 9th). In response, we were informed that no FDCRs or AARs would be available for our review because of the ongoing protests and limited personnel resources.

While we are sympathetic to a point, the COCL team must ensure that we have adequate time to review these force incidents prior to our report being issued. Therefore, we are formally requesting all FDCRs and AARs related to the protests that occurred between the dates May 26th, 2020 and June 9th, 2020. Additionally, we are requesting all associated reports for these FDCRs and AARs (i.e., arrest reports, etc.). Please have these documents sent to us no later than August 14, 2020.

The COCL team appreciates the seriousness of the protests as well as the resources PPB has dedicated to responding to them. However, the Settlement Agreement requires that the above-named reports be completed within specific timeframes, and failure to do so can adversely affect the accuracy and completeness of these reports. So that we are able to adequately characterize any delays in our upcoming report and evaluate the reasonableness of these delays, we are requesting a written response to the following questions no later than August 3rd:

- As of today, how many protest-related force incidents have occurred since May 26th?
- As of today, how many of the protest-related force incidents since May 26th have a completed FDCR?
- As of today, how many of these protest-related FDCRs since May 26th have not gone through a completed AAR process?

- For FDCRs with a completed AAR process, what has been the median time-lag between completing an FDCR and the AAR process being completed?

Please answer the following general questions:

- What steps has PPB taken to ensure that AARs have been completed in a reasonable amount of time?
- How has PPB prioritized which FDCRs and AARs should be completed first?
- How many protest-related force incidents have occurred to date where the identity of the officers using force was not immediately known?
- What steps has PPB taken to identify officers in such situations?
- How many of these initially unidentified officers remain unidentified?

The COCL team must be able to assess compliance with the Settlement Agreement. In particular, PPB's ability to provide FDCRs and AARs has implications for our ability to assess compliance with Pars. 69, 70, 73, 74, 75, 76, 77, and 163, among others.

Please do not hesitate to contact us should you have any questions.

Sincerely,

Dennis

Dennis P. Rosenbaum, Ph.D.
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847-271-2469