

**PORTLAND POLICE BUREAU**  
Internal Affairs Division Worksheet

IAD # 2006-B-0016 PPB # 06-84962 DATE RECEIVED September 19, 2006  
 Assign as IAD To: Barkley / Rodrigues RECEIVED BY Captain John Tellis  
 Assign as SERVICE COMPLAINT To: \_\_\_\_\_

**COMPLAINANT INFORMATION**

COMPLAINANT Portland Police Bureau DOB \_\_\_\_\_ SEX \_\_\_\_\_ RACE \_\_\_\_\_  
 ADDRESS \_\_\_\_\_ DAYTIME PHONE \_\_\_\_\_  
 CITY / STATE / ZIP \_\_\_\_\_ BUSINESS PHONE \_\_\_\_\_  
 LOCATION / OCCURRED NW 13<sup>th</sup> and Everett  
 DATE / TIME OCCURRED 09/17/2006 - 1730 hours

**CO-COMPLAINANT / WITNESS INFORMATION**

COMPLAINANT / WITNESS Jamie Marquez DOB 07/07/1973 SEX M RACE H  
 ADDRESS 4217 SW Corbett Ave or 522 SW Jackson St DAYTIME PHONE Cell 541-729-7374  
 CITY / STATE / ZIP Portland, OR 97239 BUSINESS PHONE \_\_\_\_\_

**NARRATIVE**

**Members Involved**

Sergeant Kyle Nice #26853 - Central Precinct  
 Officer Christopher Humphreys #32784 - Tri-Met Division  
 Deputy Brett Burton - Mult Co Sheriff's Office

**In-Custody Death**

James Phillip Chasse, Jr. (MW, dob 05/07/64, 10 NW Broadway, #206, Portland, OR 97209)

**Allegations/Issues to be Investigated**

- Was the use of force by Sergeant Nice and Officer Humphreys within Bureau policy? (Force)

<b>IAD CASE CLOSURE INFORMATION</b>					
DATE CLOSED / INITIALED For IAD Captain's Use				ALLEGATION CATEGORIES	FINDING / DISPOSITION CATEGORIES
ALLEGATION CORRESPONDS TO ALLEGATIONS / ISSUES TO BE INVESTIGATED					
Allegation	Officer / DPSST #	Allegation Category	Finding Category		
1.	Sergeant Nice #26853	#1		#1 Force	A Unfounded
1.	Officer Humphreys #32784	#1		#2 Control Techniques	A-d Unfounded w/debriefing
				#3 Conduct	B Exonerated
				#4 Disparate Treatment	B-d Exonerated w/debriefing
				#5 Courtesy	C Insufficient Evidence
				#6 Procedure	C-d Insufficient Evidence w/debriefing
					D Sustained
					ADM Admin Complaint
					E Decline
					M Miscellaneous
					S Suspend
					SC Service Complaint
					IP In Policy

**CONFIDENTIAL**

**Internal Affairs Division Worksheet**

Page 2

**Incident Overview**

Complaint by Jamie Marquez:

*Well, I was witness to the incident that happened to James Philip Chasse Jr, the so called "transient" that was beaten to death by Police and Sheriff staff. The Oregonian report says he died in the police car, but he actually was already dead on the street corner. The police officers on duty severly (sic) beat the man. Punching him in square in the face, and kicking him in the back of his skull. All the while, using a taser on him. They then hog tied him, and laughed about the incident with each other, as the man lay there, unbreathing, and probably dead. An ambulance arrived on the scene, and at that time, the man finally came back to life. As he came to, he cried out to the ONLY female paramedic on the scene, "DONT LEAVE ME!" He was scared for his life. And he had every reason to be. He was going to die, in a matter of less than 1 hour. Extreme and violent force was used on this man, who had to weigh less than 140 pounds. I have a full document as to the events. And I will be filing an official complaint with the city.*

**Investigator Comments**

**Exhibits**

## IPR/IAD CHECKLIST

IPR Case Number: 2006-B-0016

DATE/INITIAL	IPR SECTION ONLY																																																	
	COMPLAINT RECEIVED	IS CO WILLING TO MEDIATE? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Maybe <input type="checkbox"/> Not Asked																																																
	SIGNATURE LETTER MAILED:	DATE RECEIVED:																																																
	INTAKE PROCESS COMPLETED – Case Submitted to IPR Director																																																	
	<b>DIRECTOR'S CASE DECISION</b>  Action: <ul style="list-style-type: none"> <li><input type="checkbox"/> Resolved at Intake</li> <li><input type="checkbox"/> Decline</li> <li><input type="checkbox"/> Refer to IAD</li> <li><input type="checkbox"/> IAD w/ IPR</li> <li><input type="checkbox"/> IPR</li> <li><input type="checkbox"/> Mediation</li> <li><input type="checkbox"/> Referral</li> <li><input type="checkbox"/> PPB Unsworn</li> </ul>	<b>DIRECTOR'S COMMENTS</b>  <div style="border: 1px solid black; padding: 5px; margin: 5px 0;">                         Letters: <input type="checkbox"/> Acknowledgement <input type="checkbox"/> Declination <input type="checkbox"/> No Letter                     </div> File Copies to IAD																																																
		<b>IF DISMISSED BY IPR DIRECTOR OR DECLINED BY IAD CAPTAIN:</b> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center;"><b>IPR</b></td> <td style="width: 34%;"></td> <td style="width: 33%; text-align: center;"><b>IAD</b></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Other Remedy</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Filing Delay</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>No Misconduct</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>False Claim</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Trivial or De Minimis</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Limited Resources</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Complainant Withdrew</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Complainant Unavailable</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>UTI Officer</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Ofc No Longer Employed</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Other Jurisdiction</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Previously Adjudicated</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/></td> <td>Other Judicial Review</td> <td><input type="checkbox"/></td> </tr> <tr> <td></td> <td>Not Credible or Reliable</td> <td><input type="checkbox"/></td> </tr> <tr> <td></td> <td>Invest. Unwarranted</td> <td><input type="checkbox"/></td> </tr> </table>	<b>IPR</b>		<b>IAD</b>	<input type="checkbox"/>	Other Remedy	<input type="checkbox"/>	<input type="checkbox"/>	Filing Delay	<input type="checkbox"/>	<input type="checkbox"/>	No Misconduct	<input type="checkbox"/>	<input type="checkbox"/>	False Claim	<input type="checkbox"/>	<input type="checkbox"/>	Trivial or De Minimis	<input type="checkbox"/>	<input type="checkbox"/>	Limited Resources	<input type="checkbox"/>	<input type="checkbox"/>	Complainant Withdrew	<input type="checkbox"/>	<input type="checkbox"/>	Complainant Unavailable	<input type="checkbox"/>	<input type="checkbox"/>	UTI Officer	<input type="checkbox"/>	<input type="checkbox"/>	Ofc No Longer Employed	<input type="checkbox"/>	<input type="checkbox"/>	Other Jurisdiction	<input type="checkbox"/>	<input type="checkbox"/>	Previously Adjudicated	<input type="checkbox"/>	<input type="checkbox"/>	Other Judicial Review	<input type="checkbox"/>		Not Credible or Reliable	<input type="checkbox"/>		Invest. Unwarranted	<input type="checkbox"/>
<b>IPR</b>		<b>IAD</b>																																																
<input type="checkbox"/>	Other Remedy	<input type="checkbox"/>																																																
<input type="checkbox"/>	Filing Delay	<input type="checkbox"/>																																																
<input type="checkbox"/>	No Misconduct	<input type="checkbox"/>																																																
<input type="checkbox"/>	False Claim	<input type="checkbox"/>																																																
<input type="checkbox"/>	Trivial or De Minimis	<input type="checkbox"/>																																																
<input type="checkbox"/>	Limited Resources	<input type="checkbox"/>																																																
<input type="checkbox"/>	Complainant Withdrew	<input type="checkbox"/>																																																
<input type="checkbox"/>	Complainant Unavailable	<input type="checkbox"/>																																																
<input type="checkbox"/>	UTI Officer	<input type="checkbox"/>																																																
<input type="checkbox"/>	Ofc No Longer Employed	<input type="checkbox"/>																																																
<input type="checkbox"/>	Other Jurisdiction	<input type="checkbox"/>																																																
<input type="checkbox"/>	Previously Adjudicated	<input type="checkbox"/>																																																
<input type="checkbox"/>	Other Judicial Review	<input type="checkbox"/>																																																
	Not Credible or Reliable	<input type="checkbox"/>																																																
	Invest. Unwarranted	<input type="checkbox"/>																																																
DATE/INITIAL	IAD SECTION ONLY																																																	
<i>SAD</i> 11/14/2006	CASE DECISION – ASSIGN or DECLINE																																																	
	Assign To: <span style="border: 1px solid black; padding: 2px;">Barkley/Rodrigues</span>  <i>11-14-06 m</i>	Assign As: <ul style="list-style-type: none"> <li><input type="checkbox"/> Addtl Intake</li> <li><input checked="" type="checkbox"/> IAD</li> <li><input type="checkbox"/> S.C.</li> <li><input type="checkbox"/> Referral</li> </ul>																																																
<i>m</i> 11/14/2006	Letters: <input checked="" type="checkbox"/> Acknowledgement <input type="checkbox"/> Declination <input type="checkbox"/> No Letter																																																	
<i>7-30-08 mb</i>	IAD INVESTIGATION COMPLETED – Case Submitted to Captain																																																	
<i>7-29-08 D.F.</i>	Copy of Summary Investigative Report to IPR																																																	
<i>7-30-08 m</i>	To RU Manager – For Case Review / Recommended Finding																																																	
	CASE RETURNED FROM PRECINCT/DIVISION (Through Channels)																																																	
	DATE OF RU MANAGER FINDING (As Reflected on Finding Memo)																																																	
	CASE TO REVIEW LEVEL (Sustained or Controverted Only)																																																	
	CASE CLOSED (Disposition Letter Sent to IPR) / RESOLVED (Administrative or Service Complaint)																																																	
	DATE OF REVIEW LEVEL MEETING (If Sustained)																																																	

DATE/INITIAL	IPR CASE REVIEW SECTION
	DATE CASE RECEIVED FROM IAD
	DIRECTOR'S REVIEW DECISION
	IF NOT SUSTAINED: Letter to complainant with notice of appeal. Notice given to member through IAD.
	IF SUSTAINED: Letter to complainant.
	CLOSING LETTER TO IAD
	FINDINGS APPEALED? <input type="checkbox"/> Yes <input type="checkbox"/> No
	IF APPEALED: <input type="checkbox"/> Appeal Accepted <input type="checkbox"/> Appeal Not Accepted <i>IF ACCEPTED, ATTACH APPEALS CHECKLIST</i>