

**Location**  
**Time**

## The Stories the Police Tell

## The Truth

NW  
Everett /  
18<sup>th</sup>  
5:09 - 5:17  
pm

**Humphreys claims Chasse may be a criminal.**  
(PPB homicide interview - Humphreys)

**Humphreys and Burton suspect Chasse is mentally ill when they first see him and have no real reason to believe Chasse is a criminal.**  
(PPB homicide interview - Humphreys, pp 4-5; PPB homicide interview -Burton, p 41; Burton deposition, p 76; Humphreys' Use of Force Report; Burton's Hazard Report)

**Humphreys knows from his training and experience that Chasse's "rhythmic shuffling," his rapid walk away from them, and his apparent fear of being around people, are all consistent with mental illness.**  
(Humphreys deposition, pp 98-99, 204-205)

**Humphreys believes Chasse may be autistic and reminds him of Forest Gump.**  
(PPB IAD interview - Humphreys, p 10)

NW  
Everett /  
13<sup>th</sup>  
5:18 - 5:19  
pm

**Humphreys claims Chasse is standing on the sidewalk and urinating.**  
(PPB homicide interview - Humphreys)

**Humphreys actually thinks Chasse, who is standing with his back to him, just wet his pants – "he couldn't get his penis out of his pants...and just urinated on himself right there." He could not see Chasse's hands or his private parts and the sidewalk was not wet, and claims the back of Chasse's pants were wet.**  
(PPB homicide interview - Humphreys, p 9; Humphreys deposition, pp 216, 222, 250; Humphreys deposition, freeze frame)

**Burton does not see Chasse urinate.**  
(Burton deposition, pp 152-154)

**The two closest eyewitnesses see that Chasse is not urinating. He is simply has a backpack and is holding a plastic Safeway shopping bag with some bread and other food in it.**  
(Soltani deposition, pp 62-63; Ginsberg deposition, p 11; PPB homicide detectives interview - Ginsberg, p 2; Burton deposition, pp 123-124)

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NW  
Everett /  
13<sup>th</sup>  
5:20 pm

**The officers claim Chasse runs away after Burton yells or whistles at Chasse who looks at them with a look of “sheer terror” on his face.**

(PPB homicide interview - Humphreys, pp 9-11; PPB homicide interview - Burton, pp 8-9; Humphreys deposition, pp 217-218; Burton deposition, pp 153-154)

**Humphreys immediately pursues Chasse and claims it is reasonable for him to do so.**

(PPB homicide interview - Humphreys, p 11; Humphreys deposition, pp 217-218; diagrams / maps)

**Humphreys takes Chasse down hard to the pavement and claims it is reasonable for him to do so.**

(PPB homicide interview - Humphreys; PPB homicide interview - Nice, pp 3-4; diagrams and maps)

**The two closest civilian eyewitnesses say Chasse does not run at all.**

(Soltani deposition, pp 63-64; Ginsberg deposition, p 11; PPB homicide interview - Ginsberg, pp 3-5)

**All of the civilian eyewitnesses who see Chasse at that time believe he is mentally ill or retarded as he moves away from the officers, looking “panic-stricken,” screaming “Ewrrrrr,” something like a “Wookiee,” a character from the movie Star Wars, and yelling “don’t kill me, don’t kill me.”**

(Soltani deposition, pp 18-19, 63-64; Gaylord deposition, pp 16-18; Wickemeier deposition, p 37)

**Finding by PPB Training Division: Humphreys does not follow his training when he decides to pursue Chasse.**

(PPB Training Division Report)

**Finding by PPB Training Division and Asst. Police Chief Berg: Humphreys does not follow his training when he takes Chasse down to the pavement.**

(PPB Training Division Report; Asst. Police Chief Berg Memo)

**Nice moves into Chasse’s path and Chasse begins to slow down before Humphreys takes Chasse down.**

(PPB homicide interview - Nice, pp 3-4; diagrams and maps)

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**Humphreys (three days later) claims he did not tackle Chasse and instead used the PPB approved “knockdown” technique to take Chasse down to the pavement.**

(PPB homicide interview - Humphreys [on 9/20/06], pp 12; Humphreys deposition, p 219; Burton deposition, p 162)

**According to what Humphreys says when he takes Chasse to jail, he “tackled” Chasse.** (9/17/06 jail surveillance tape - @ 18:13:00 - 18:15:00)

**According to Nice, Humphreys “wrapped both arms around [Chasse] and just fell forward to the ground...a straight bear hug type tackle.”**

(PPB homicide interview - Nice, pp 4, 9)

**Two civilian eyewitnesses also see a tackle.** (Ginsberg deposition, p 14-16; Soltani deposition, pp 26, 50, 55)

**Humphreys knew a tackle was inconsistent with the PPB foot pursuits training because officers are trained to push the person down, not to tackle.**

(Famous deposition, p 51)

**Burton claims (two days later) he is not sure how Humphreys took Chasse down.**

(PPB homicide interview - Burton, p 39)

**Burton demonstrates (later at the jail) how Humphreys had placed his arms around Chasse in a tackling position and took him down.**

(9/17/06 jail surveillance tape - @ 18:13:00 - 18:15:00)

**Humphreys claims he did not fall on Chasse when he took him down.**

(PPB homicide interview - Humphreys, p 12)

**According to Nice and several eyewitnesses, Humphreys falls on Chasse.**

(PPB homicide interview - Nice, p 19; Ginsberg deposition, p 14-16; Soltani deposition, p 15; Barber deposition, p 28)

**Even Humphreys’ attorney, James Rice, admits to an expert witness that Humphreys “fell on Chasse.”**

(7/09 letter from Rice to Dr. Glick)

Location Time	The Stories the Police Tell	The Truth
NW Everett / 13 <sup>th</sup> 5:20 - 5:22 pm	<p><b>Humphreys and Nice claim Chasse is fighting with them and they use very little force to control Chasse once he is down.</b></p> <p>(PPB homicide interview, Humphreys, pp 15-16; PPB IAD interview - Nice, pp 13-14, 16, 18; Nice deposition, pp 200, 202-204, 214, 256; <u>see attached “Police stories as to force used on Chasse once he is down”</u>)</p>	<p><b>During the struggle with Chasse, Nice radios that they have a “squirmy” one.</b> (9/17/06 BOEC transcript)</p> <p><b>Civilian eyewitnesses see repeated kicks, stomps, knees, and strikes with fists while Chasse is on the pavement, obviously in pain, yelling for mercy and trying to protect himself from being manhandled.</b> (see attached <u>“The force that the civilian eyewitnesses see the police use on Chasse once he is down”</u>)</p>
5:22 pm	<p><b>When the officers get off Chasse, he is either not breathing or unconscious for at least 30 seconds to a minute.</b></p> <p>(Humphreys deposition, p 258; PPB homicide interview of Nice, p 12; PPB IAD interview of Nice, p 23)</p>	<p><b>Civilian eyewitnesses believe Chasse is not breathing, or at least unconscious, for a much longer period of time – up to 4-5 minutes.</b></p> <p>(Gaylord deposition, pp 55, 57; Stuart deposition, pp 54-57, 85)</p>
5:25 pm	<p><b>AMR paramedics arrive</b></p>	
5:26 - 5:37 pm	<p><b>Humphreys tells Nice and an AMR paramedic that he found a “rock” of cocaine that Chasse dumped when he ran from them.</b></p> <p>(PPB homicide interview of Humphreys, p 23; PPB IAD interview of Humphreys, p 61; Soltani deposition, pp 56-57; Soltani 9/24/06 e-mail)</p>	<p><b>The “rock” of cocaine is actually bread crumbs which Chasse had dropped or which had fallen out of a plastic Safeway bag that Chasse had with him.</b> (PPB homicide interview - Burton, p 28; Burton deposition, pp 123-127, 197-198; Stuart deposition, p 71)</p> <p><b>Humphreys admits at 5:57 pm in a text message to Nice it was not “rock” cocaine.</b> (9/17/06 Mobile Data Transmission – “Wasn’t Rock”; Humphreys deposition, p 394)</p>
	<p><b>Nice claims Burton shows him a “drug bindle” which Chasse had on him and dropped back where he was standing on the sidewalk.</b></p> <p>(PPB IAD interview - Nice, pp 26-27; Nice deposition, p 133)</p>	<p><b>Burton does not see a drug bindle, does not show Nice one and does not tell Nice he found one.</b> (Burton deposition, pp 197-198)</p>

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## **The Stories the Police Tell**

## **The Truth**

NW  
Everett /  
13<sup>th</sup>  
5:26 - 5:37  
pm

**Humphreys shows PPB Officer Bledsoe a white substance which Humphreys describes as cocaine or rock cocaine. After talking to Humphreys, Bledsoe tells civilian eyewitnesses Doolan and Stuart that Chasse had 14 former cocaine convictions and they found him with a vial of crack.**

(Doolan deposition, pp 26-27; Stuart deposition, pp 64-66; Bledsoe deposition, pp 18, 64-67)

**Nice tells an AMR paramedic that Chasse had run from the police for several blocks until caught, fought with the police, became extremely quiet and may have passed out.**

(Hergert's declaration, ¶ 6; Hergert's Prehospital Care Report)

**Chasse had no drugs on him (or in his system) and no drug convictions of any sort. (Burton deposition, pp 123-127, 187, 192-193; Toxicology Screen)**

**Bledsoe admits he had no information about Chasse's alleged 14 cocaine convictions but, if he did, it would have had to come from another officer or a computer check on Chasse (which he did not run). (Bledsoe deposition, pp 65-66)**

**Chasse travels at most 10-15 feet before Humphreys took him down, struggles with the police in a defensive mode as he is being beaten and stops breathing or goes unconscious for at least 30 seconds to a minute.**

(Humphreys deposition, p 219; *see* above, especially civilian eyewitnesses' deposition testimony)

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## The Stories the Police Tell

## The Truth

NW  
Everett /  
13<sup>th</sup>  
5:26 - 5:37  
pm

**Nice says to an AMR paramedic – “just check his vital signs, he’s going to jail” – and neither he nor the other officers disclose to Hergert that:**

**a. Humphreys took Chasse down to the pavement hard. (see above)**

**b. Humphreys fell on Chasse. (see above)**

**c. Chasse was struck repeatedly. (see above)**

**d. Chasse was tasered repeatedly. (see above)**

**e. When the officers got off Chasse, he stopped breathing or was unconscious for at least 30 seconds to a minute. (see above)**

**f. Chasse’s skin color had turned ashen or blue. (Stuart deposition, pp 52-54, 99, 107; Lillegaard deposition, p 23-25, 56, 66, 72).**

**g. The officers suspected Chasse was mentally ill. (see above; PPB IAD interview - Nice, pp 20, 23; Hergert’s Information Form))**

**Humphreys telephones Gresham Sergeant (Transit Division Supervisor) O’Keefe and tells him the officers are okay and Chasse is not, which is confirmed by O’Keefe’s text message to Humphreys a few minutes later – “GLAD U R OK N HE ISN’T.” (Humphreys deposition, pp 48-49; 9/17/06 Mobile Data Transmission; photograph of Chasse on street)**

**Finding by City: Because of the conditions and behaviors Chasse was exhibiting, Nice and Humphreys violated PPB policy when they did not transport Chasse to a hospital. (PPB Directive # 1051:00; 2/10 Memos from Chief Sizer & Comm. Saltzman to Humphreys & Nice re: Discipline)**

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## The Stories the Police Tell

## The Truth

NW  
Everett /  
13<sup>th</sup>  
5:26 - 5:37  
pm

**Nice does not tell the AMR paramedics that he believes Chasse's left shoulder is dislocated.**

(PPB homicide interview of Nice, p 6; Hergert's declaration, ¶ 6; Hergert's Prehospital Care Report)

**Nice twice refuses Hergert's offer to transport Chasse to a hospital.**

(Hergert's declaration, ¶¶ 6, 18)

**As determined later, Chasse suffered multiple fractured ribs, including #s 1-12 in his back, caused by either the takedown by Humphreys or during the beating by the officers.**

(Autopsy Report by Dr. Gunson; Reports by Dr. Brady, Dr. O'Halloran, Dr. Maunder and Dr. Warnock; Dr. Gunson deposition, pp 72, 107-108, 136-141)

**There were also 48 separate abrasions (or contusions) and bruises found on Chasse's body by the Medical Examiner caused by some form of blunt force trauma, including extensive trauma to the head.**

(Autopsy Report by Dr. Gunson; Dr. Gunson deposition, pp 75, 85-92, 93-16; Hunter's Prehospital Care Report)

**Chasse's left clavicle (shoulder bone) is either fractured by the takedown or during the beating.**

(Reports by Dr. Brady, Dr. O'Halloran, Dr. Maunder and Dr. Warnock; Dr. Gunson deposition, pp 72, 107-108, 136-141)

**Finding by the City: Nice and Humphreys should have allowed the transport to the hospital because PPB policy required Chasse to be transported to a hospital because of his condition.**

(PPB Directive # 1051:00; 2/10 Memos from Chief Sizer & Comm. Saltzman to Humphreys & Nice re: Discipline)

**Despite Chasse's massive injuries, he would have survived had he been transported to the hospital from NW Everett & 13th.**

(Dr. Gunson deposition, p 143)



Location Time	The Stories the Police Tell	The Truth
NW Everett / 13 <sup>th</sup> 5:38 - 5:40 pm	<b>Chasse is carried in full restraints to the police car (and later in and out of the jail).</b> (9/17/06 jail surveillance tape - <i>see, e.g., @</i> 18:06:48 and 18:18:27)	<b>Chasse is carried like “a dead deer,” held by his arms and feet face down, screaming in pain, which is inconsistent with Humphreys’ PPB training on how to carry someone in full restraints.</b> (Doolan deposition, pp 49-50; Stuart deposition, pp 62-63; PPB Roll Call Training - “Hobble Review”)
Parking lot across from jail 6:01 - 6:05 pm	<b>Humphreys and Burton write in their “official” reports that Chasse is “transient” or his address is unknown.</b> (Humphreys’ 9/17/06 reports; Burton’s 9/17/06 reports)	<b>From Chasse’s Oregon photo ID card and the officers’ check of police computer records, the officers know that Chasse lives just a few blocks away.</b> (Chasse’s Oregon ID card; 9/17/06 Mobile Data Transmission query re: Chasse; PPB homicide interview - Humphreys, pp 30-31)
	<b>Before entering the jail, Humphreys places a “spit sock” over Chasse’s head, which is left on him until his death.</b> (Photograph of bloody spit sock; Humphreys deposition, 296, 334-336)	<b>Humphreys knows the spit sock will prevent the jail nurses from seeing the bruises and injuries on Chasse’s face and head and his skin color.</b> (Humphreys deposition, pp 296, 334-336)
	<b>The PPB does not even issue spit socks and has no policy or training related to their use.</b> (Sizer deposition, pp 130-132)	<b>The PPB does not even issue spit socks and has no policy or training related to their use.</b> (Sizer deposition, pp 130-132)
Jail 6:11 - 6:12 pm	<b>When Chasse again either stops breathing or goes unconscious, Humphreys and Burton do not tell the jail nurses about any of the force the officers had used on Chasse at NW Everett / 13<sup>th</sup> or that it is the second time Chasse appears to stop breathing.</b> (Gayman’s 9/17/06 Information Report)	<b>Humphreys did not ensure Chasse received appropriate medical care at the jail.</b> (PPB Directive # 1051:00; 2/10 Memo from Chief Sizer & Comm. Saltzman to Humphreys re: Discipline)
Street outside jail 6:22 pm	<b>PPB Sgt. Gonzalez sees Chasse in the backseat of the police car having a problem breathing.</b> (Gonzalez’s 9/17/06 Special report)	<b>Humphreys and Burton do not tell PPB Sergeant Gonzalez that it is the third time Chasse has had trouble breathing.</b> (Gonzalez’s 9/17/06 Special report)



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## **The Stories the Police Tell**

## **The Truth**

**On-ramp  
to I-84 and  
NE  
Clackamas  
/ 33<sup>rd</sup>  
6:25 - 6:29  
pm**

**Humphreys sees Chasse turn white, stop moving and stop breathing in the backseat of the police car. He delays over 4 minutes before calling for medical help and not until they get off the freeway, “glove up,” and remove Chasse from the car.**  
(9/17/06 BOEC transcript; Humphreys deposition, pp 302-309, 313; Burton deposition, pp 228, 269-271, 274-275)

**Humphreys violates PPB policy by not immediately calling for medical help. (PPB Directive #1010.10)**

**NE  
Clackamas  
/ 33<sup>rd</sup>  
6:34 pm**

**Humphreys and Burton tell an AMR paramedic nothing more than Chasse has been in an “altercation” in NW Portland.**  
(Hunter’s 9/17/06 Prehospital Care Report)