

Matthew Borden, *pro hac vice* application pending
borden@braunhagey.com

J. Noah Hagey, *pro hac vice* application pending
hagey@braunhagey.com

Athul K. Acharya, OSB No. 152436
acharya@braunhagey.com

Gunnar K. Martz, *pro hac vice* application pending
martz@braunhagey.com

BRAUNHAGEY & BORDEN LLP

351 California Street, Tenth Floor

San Francisco, CA 94104

Telephone: (415) 599-0210

Facsimile: (415) 276-1808

Kelly K. Simon, OSB No. 154213

ksimon@aclu-or.org

AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON

P.O. Box 40585

Portland, OR 97240

Telephone: (503) 227-6928

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

**TUCK WOODSTOCK; DOUG BROWN;
SAM GEHRKE; MATHIEU LEWIS-
ROLLAND; KAT MAHONEY; JOHN
RUDOFF**; and those similarly situated,

Plaintiffs,

v.

CITY OF PORTLAND, a municipal
corporation; and **JOHN DOES 1-60**,
individual and supervisory officers of Portland
Police Bureau and other agencies working in
concert,

Defendants.

Case No. 3:20-cv-1035-BR

**DECLARATION OF SERGIO OLMOS IN
SUPPORT OF PLAINTIFFS' MOTION
FOR TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

I, Sergio Olmos, declare:

1. I am an Oregon resident who lives in the City of Portland. I have attended the protests in Portland over the last month as a freelance journalist for the purpose of documenting and reporting on them. If called as a witness, I could, and would, testify competently to the facts below.

2. I have been a journalist since 2014, when I began covering the protests in Hong Kong. I have worked for InvestigateWest, for Underscore Media Collaboration, and as a freelancer. My work has been published in the *Portland Tribune*, the *Willamette Week*, *Reveal: The Center for Investigative Reporting*, *Crosscut*, *The Columbian*, and *InvestigateWest*.

3. When I cover the protests, I wear a press badge and a Kevlar vest that says “PRESS” on both sides. I carry several cameras, including a film camera, in part so that it is unmistakable that I am present in a journalistic capacity as a member of the press.

4. I have repeatedly been subjected to physical harm by the Portland police during my coverage of protests in Portland. When the police are clearing out a crowd, they have physically assaulted me to make me move. They have also thrown a flash-bang grenade at my chest. I have been impacted by flash-bang grenades at other times as well.

5. On June 6, the police beat me with a baton and threatened me with tear gas. I was attempting to comply with a dispersal order, but found myself trapped behind a phalanx of police officers. To avoid giving surprise, I tried to inform them that I was approaching from behind. I had my press pass clearly visible and was wearing my press vest. I was also documenting the events with my cellphone. Nevertheless, the police hit me with a baton and threatened to spray me with pepper spray. I had given them no reason to do so, other than that I was a member of the press and was recording the way that they were enforcing their dispersal order.

6. I am aware of many other incidents in which journalists have been harmed by Portland police’s indiscriminate use of force against crowds of protesters, journalists, observers, and medics. I am also aware of many instances in which journalists were hit by rubber bullets and other impact munitions by Portland police officers firing at a crowd indiscriminately. I am

also aware of incidents in which the police have used force against journalists in a targeted manner.

7. I am also aware that the police have announced that apart from journalists who are embedded with them, any journalist who continues reporting on protests after a dispersal order will be subjected to use of force and arrest.

8. These actions by the Portland police make me feel unsafe when I report on the protests. I intend to continue reporting on them, but I am fearful for my safety.

9. The videos at the following URLs are true and correct copies of videos I took of the June 6 incident described above:

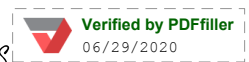
<https://twitter.com/MrOlmos/status/1269184050314407936>;

<https://twitter.com/MrOlmos/status/1269226525020184577>.

I declare under penalty of perjury under the laws of United States of America that the foregoing is true and correct.

Dated: June 29, 2020

Sergio Olmos



Sergio Olmos