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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 MATHIEU LEWIS-  
ROLLAND IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
TEMPORARY RESTRAINING ORDER  
AND PRELIMINARY INJUNCTION**

I, Mathieu Lewis-Rolland, declare:

1. I am an Oregon resident who lives in the City of Portland. I am a freelance photographer and photojournalist who has covered the ongoing Portland protests. If called as a witness, I could, and would, testify competently to the facts below.

2. I have been a freelance photographer and photojournalist for three years. I am a regular contributor to *Eleven PDX*, a Portland music magazine, and am listed on its masthead. I have shot many editorials for regular columns, as well as cover photos and countless live shows and music festivals.

3. My photography has also been featured in local news outlets such as KPTV: [https://www.kptv.com/news/woman-found-dead-at-n-portland-home-on-fire-crews-investigating/article\\_09886395-939a-5bb3-aa6f-7c9dd858313b.html](https://www.kptv.com/news/woman-found-dead-at-n-portland-home-on-fire-crews-investigating/article_09886395-939a-5bb3-aa6f-7c9dd858313b.html).

4. My photography also appears on the official website for the City of Portland: <https://www.portland.gov/eudaly/news/2020/6/12/commissioner-eudalys-statement-2020-2021-budget>.

5. I also regularly shoot weddings and other events.

6. I have generally had a good relationship with the Portland police. In addition to my work as a photographer, I am a bartender at the Moda Center, where I regularly give bottled water and Red Bulls to officers covering the events.

7. I have attended the George Floyd protests in Portland as a photojournalist on four nights: May 30, 2020; May 31, 2020; June 5, 2020; and June 8, 2020. When covering the protests, I carry a large Nikon D850 camera with a 70-200mm lens and a flash. I am unmistakably present in a journalistic capacity.

8. On the night of May 31, 2020, I was covering the protests. Around 10:40 p.m., I heard a loud bang and began walking toward the intersection it came from, SW Salmon Street and SW 3rd Avenue. The intersection was not crowded and was mostly clear of protesters. As I approached, I saw police marching in my direction. I began taking photographs. That is when I captured this image of an officer aiming a gun directly at me:



9. Shortly after I captured this image, the officer fired upon me. The officer offered no warning, and I had done nothing to provoke the officer other than take a photograph. I was showered with shrapnel as the first round exploded at my feet. Several more followed, as well as canisters of tear gas. I was overcome by the effects of tear gas and was unable to continue documenting protests or police action at that location, but I attempted to continue operating my camera to the best of my ability while recovering from the effects of the tear gas. I was able to capture a visual cloud of gas hovering over the intersection I had just retreated from.



10. About an hour later, at the intersection of SW 4th Avenue and SW Taylor Street, I was documenting a tense interaction between police and protesters:



11. This time, an officer popped open a crowd-control-sized canister of tear gas and kicked or threw it directly at my feet. Used at such close range, the canister delivered a full frontal blast of gas to my face and once again, I was overcome by its effects and forced to stop documenting the scene.

12. For about 30 seconds I was completely incapacitated. I tried to escape into a nearby 7-11 store but the doors were locked. I believe I heard the officers laugh at me as I shook the doors, trying to enter. I began taking pictures blindly in an attempt to record what had just happened. Although I eventually recovered enough to take some more composed photos, I continued to be affected by the tear gas.

13. Soon after these events, I printed out a t-shirt that said “PRESS” on it. My intention was to wear it to identify myself as press so that I wouldn’t be a target. In fact,

however, I am apprehensive that it will make me more of a target. I have ceased covering the protests in part because the actions of the police have made me apprehensive about my safety.

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

Dated: June 28, 2020



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Mathieu Lewis-Rolland