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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 NATHAN MILLSAP
IN SUPPORT OF PLAINTIFFS' MOTION
FOR TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

I, Nathan Millsap, declare:

1. I am an Oregon resident who lives in the City of Portland. I am a local videographer and creator of the Stumptown Matters YouTube channel, which covers demonstrations, protests, marches, and public events in Portland. Until my arrest, I attended five nights of the Portland protests for the purpose of documenting the civil unrest that has been happening over the past weeks here. If called as a witness, I could, and would, testify competently to the facts below.

2. My background is as a freelance journalist, where I have done work for KGW, KATU, and Ruptly news. I have been filming protests and public events in Portland for the past four years to document the developing history of Portland.

3. I cover the protests from the front lines. I neither participate nor narrate, I simply document the raw footage. I have watched as the Portland police's response to the George Floyd protests has escalated dramatically since they started in late May. I am polite and courteous to all that I encounter. I never incite the crowd, participate in demonstrations, nor throw objects or do anything illegal. I roll my footage continuously while I am covering the protests.

4. On June 2, the police singled me out me for documenting their activity from a high vantage point at the corner of 4th and Salmon. I was actively recording the police preparing to disperse a crowd when an officer raised his gun at me, shined the spotlight upon me, and shot at me. Here is a true and correct copy of the original video, queued to start just prior to when the officer in the middle raises his gun at me: <https://youtu.be/rntjz-RTFmM?t=21>.

5. On June 7, I filmed riot police clearing protesters from the Justice Center. At approximately midnight, Portland police declared the protest there an unlawful assembly. They ordered the crowd to disperse and move west. With one hand raised, and the other in the air filming, I backpedaled west while filming the scene.

6. I stopped momentarily when police stopped advancing. When the police advanced, I continued to backpedal. After moving west four city blocks to SW 5th and Main, I stopped at the southwest corner and filmed the police line from across the street.

7. Police then charged west while yelling. I became tangled and tripped up in garbage cans and poles scattered across the street corner, as one officer stormed into me while yelling, “Go, go, go!” I turned away to run and “go, go, go,” but before I could, this Officer Daniels shoved me face down into the pavement and drove on top of me. I repeatedly told him I was media and had the right to be filming but he handcuffed me and arrested me anyways. My gas mask saved me from getting seriously cut, but my face was still significantly scraped up.

8. Officer Friedman took me in to intake to be processed, and released with a failure to comply to a lawful order citation.

9. Here is a true and correct copy of the original video documenting this June 7 incident: <https://youtu.be/GIVbwkwuSh4>.

10. The police targeted me because I was recording the police doing their job in public.

11. Because I was arrested, I was unable to continue documenting the protest and police response that night. Nor have I returned to cover the protests since being arrested because it rattled me so much that I am fearful for my safety and liberty.

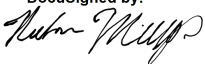
12. I am aware of many other incidents in which journalists have been harmed by Portland police’s indiscriminate use of force against crowds of protesters, journalists, observers, and medics. I am also aware of many instances in which journalists were hit by rubber bullets and other impact munitions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

13. I am aware that the police have recently cut loopholes into the plywood surrounding the Justice Center to allow them to fire into the crowd through the slits, making it extremely likely that they will hit journalists and legal observers.

14. These actions by the Portland police make me fear for my safety when covering the protests and the police response. I would love to continue reporting on them, but I have not been able to bring myself to do so since the police targeted and arrested me on June 7.

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

DocuSigned by:

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Nathan Millsap