

I N C I D E N T D A T A	Agency Name <i>Eugene Police Department</i>		INCIDENT/INVESTIGATION Internal Copy				Case# <i>2500576</i>								
	ORI <i>OR0200200</i>						Date / Time Reported <i>01/11/2025 12:04 Sat</i>								
	Location of Incident <i>3036 River Rd, Eugene OR 97404-</i>		Premise Type <i>Single Family Residence</i>		Beat/GeoPrx <i>EP06</i>		Last Known Secure <i>01/11/2025 12:03 Sat</i>								
							At Found <i>01/11/2025 12:04 Sat</i>								
M O	#1	Crime Incident(s) <i>Resisting Arrest - Dis Conduct</i>		(Com)	Weapon / Tools			Activity <i>N</i>							
		<i>4.910</i>		M	Entry		Exit	Security							
		Crime Incident <i>Criminal Trespass 2</i>		(Com)	Weapon / Tools			Activity <i>N</i>							
		<i>4.807</i>		M	Entry		Exit	Security							
		Crime Incident		()	Weapon / Tools			Activity							
					Entry		Exit	Security							
V I C T I M	# of Victims <i>1</i>		Type: SOCIETY/PUBLIC		Injury:										
	V1		Victim/Business Name (Last, First, Middle) <i>State Of Oregon</i>		Victim of Crime # <i>1,2</i>	DOB <i>Age</i>	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status				
	Home Address										Home Phone				
	Employer Name/Address										Business Phone		Mobile Phone		
	VYR	Make	Model	Style	Color	Lic/Lis	VIN								
	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)														
O T H E R S I N V O L V E D	Type: INDIVIDUAL/ NOT LAW ENFORCEMENT		Injury:												
	Code <i>CO</i>	Name (Last, First, Middle) <i>KEMPF, DANIEL GERALD</i>		Victim of Crime #	DOB <i>Age 42</i>	Race <i>W</i>	Sex <i>M</i>	Relationship To Offender	Resident Status <i>Resident</i>	Military Branch/Status					
	Home Address										Home Phone				
	Employer Name/Address										Business Phone		Mobile Phone		
	Type: INDIVIDUAL/ NOT LAW ENFORCEMENT		Injury:												
	Code <i>ME</i>	Name (Last, First, Middle) <i>BICKEL, TORI ELIZABETH</i>		Victim of Crime #	DOB <i>Age 32</i>	Race <i>W</i>	Sex <i>F</i>	Relationship To Offender	Resident Status <i>Resident</i>	Military Branch/Status					
Home Address										Home Phone					
Employer Name/Address										Business Phone					
P R O P E R T Y	1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown ("OJ" = Recovered for Other Jurisdiction)														
	VI #	Code	Status Frm To	Value	OJ	QTY	Property Description		Make/Model		Serial Number				
		321	INVV	\$0.00		1	1998 WHI /WHI 914GKT OR		DODG R15		1B7HF13Z3WJ120699				
		321	INVV	\$0.00		1	1994 WHI, 459QBR OR		FORD Esc		1FARP15J9RW124181				
Status	Officer/ID# <i>LAHM, S. (WPO, EPAT) (EPD1147)</i>				Invest ID# <i>(0)</i>				Supervisor <i>GROVER, M. (EPAT) (EPD1125)</i>						
	Complainant Signature				Case Status <i>Cleared By Arrest</i>				Case Disposition:						
					<i>01/11/2025</i>				Page 1						
<i>R_CS11BR</i>												<i>Sys#: 813157</i>		<i>01/13/2025 09:49</i>	

Incident Report Additional Name List

Eugene Police Department

OCA: 2500576

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WT 1	SIKORA, EMILY PRISCILA			41	W	F
	Address		H:			
	Empl/Addr		B:	- -		
			Mobile #:	- -		
2) WT 2	DEL ISLE, LUNA ZUZANNE			47	W	F
	Address		H:			
	Empl/Addr		B:	- -		
			Mobile #:	- -		

INCIDENT/INVESTIGATION REPORT

Eugene Police Department

Case # 25-00576

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown						
D R U G S	IBR	Status	Quantity	Type Measure	Suspected Type	

Assisting Officers
 COLLIER, L. (EPD1273), PEREZ, A. (EPD1176), TEO, Z. (EPD459), STEPHENS, P. (EPD1307), GOODIN, Z. (EPD1127),
 FISCHER, A. (EPD678), ABAYA, K. (EPD1267), GROVER, M. (EPD1125)

Suspect Hate / Bias Motivated: NO BIAS

INCIDENT/INVESTIGATION REPORT

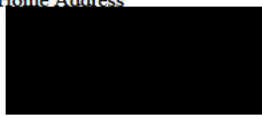
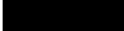
Narr. (cont.) OCA: 25-00576 Eugene Police Department

NARRATIVE

Incident Report Suspect List

Eugene Police Department

OCA: 25-00576

1	Name (Last, First, Middle)					Also Known As					Home Address	
	COMMANDEST, JEHOSEPHAT ELLIZAH											
	Business Address											
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.	
	25	A	M		507	256	BLK	BRO		 SC		
Scars, Marks, Tattoos, or other distinguishing features												
Reported Suspect Detail		Suspect Age		Race	Sex	Eth	Height		Weight		SSN	
Weapon, Type	Feature		Make		Model			Color	Caliber	Dir of Travel		
									Mode of Travel			
VehYr/Make/Model			Drs	Style		Color		Lic/St		VIN		
Notes						Physical Char						

Incident Report Related Vehicle List

Eugene Police Department

OCA: 25-00576

1	VehYr/Make/Model 1998 DODG, R15		Style PU		Color WHI/WHI		Lic/Lis 914GKT OR 2021		VIN 1B7HF13Z3WJ120699	
	IBR Status Involved Vehicle		Date 01/11/2025		Location 3036 RIVER RD, EUGENE OR					
	Condition		Value \$0.00		Offense Code 240		Jurisdiction Locally		State # NIC #	
	Name (Last, First, Middle) Bickel, Daniel Alvin				Also Known As RICKEL, DANIEL ALVIN				Home Address 	
	Business Address									
	DOB 	Age 65	Race W	Sex M	Hgt 508	Wgt 150	Scars, Marks, Tattoos, or other distinguishing features TAT L SHLD / ZOOT SUIT GUY W/GRN PANTS BACK			

Notes

2	VehYr/Make/Model 1994 FORD, Esc		Style SW		Color WHI		Lic/Lis 459QBR OR 2027		VIN 1FARP15J9RW124181	
	IBR Status Involved Vehicle		Date 01/11/2025		Location 3036 RIVER RD, EUGENE OR					
	Condition		Value \$0.00		Offense Code 240		Jurisdiction Locally		State # NIC #	
	Name (Last, First, Middle) * No name *				Also Known As				Home Address	
	Business Address									
	DOB	Age	Race	Sex	Hgt	Wgt	Scars, Marks, Tattoos, or other distinguishing features			

Notes

REPORTING OFFICER NARRATIVE

Eugene Police Department

OCA

25-00576

Victim

Society

Offense

RESISTING ARREST - DIS CONDUCT

Date / Time Reported

Sat 01/11/2025 12:04

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IN CAR VIDEO: CEPDSRL ON 01/11/2025 AT 1225 (FRONT) AND 1227 (REAR) HOURS.

BODY WORN VIDEO: CEPDSRL ON 01/11/2025 AT 1220 HOURS.

INCIDENT: 25009193

SOURCE OF ACTIVITY:

On 01/11/2025 at approximately 1220 hours, I responded to a suspicious subject call for service at 3036 River Road.

I am a sworn Police Officer for the Eugene Police Department, and I was wearing a full uniform that displayed a badge, and I was driving a marked patrol vehicle.

At approximately 1204 hours, Daniel Kempf (caller) called to report subjects on his property stealing from a shed. Kempf provided two vehicle descriptions and license plates, and he advised he has video of the suspects stealing.

The two involved vehicles are a white 1998 Dodge Ram 1500, bearing [REDACTED] and a 1994, white Ford Esc station wagon, bearing [REDACTED].

OFFICERS OBSERVATIONS/INVESTIGATION:

Officer Collier arrived first and made contact with the caller and one of the suspects. While enroute, I observed the Ford station wagon (459QBR) driving southbound on River Road and turn eastbound on Division Avenue. I observed a white male driving with brown hair and brown and grey facial hair. I turned around on the vehicle, but after status checking Officer Collier, I decided to redivert back to the original location to be with Officer Collier.

Upon arrival, I observed Officer Collier standing with Jehoshaphat Commandest (arrested). I met with Kempf who relayed the following:

He is the property owner and is waiting to get the place torn down. The house is boarded up and the shed in the back (which is like a detached garage) is open and unsecured. Sometimes he has people working on the property and other times, there are trespassers on his property. He got a text at 1125 from resident in the apartments to the north. She sent him a picture of two people on his property and told him that they were loading up materials into the trailer that was attached to the Dodge Ram. Kempf responded and called law enforcement prior to confronting the suspects to get off his property.

Kempf relayed that Commandest got into the Dodge Ram and accelerated out of the lot and onto River Road at a high rate of speed. Commandest then braked hard and pulled into the next driveway to the south to pull up to his house. Commandest also accelerated rapidly and drive up the driveway at high rate of speed.

Kempf was able to send me the pictures and text messages he received from the witness.

I noticed there are several "NO TRESPASS" signs affixed to the front house and Kempf said there were others on the shed that appear to have been removed. Kempf showed me the photo he was sent today, and, in the photo, you can see the driver of the white Ford I saw in the picture with Commandest standing in the background. Both people were not given permission to be on Kempf's property and were trespassing and stealing metal and wood materials.

Commandest is a large male and weights over 250 pounds. He was standing undetailed with Officer Collier, and I

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knew I would have to collect evidence and conduct interviews for my trespass investigation. I planned on detaining Commandest, reading him his Miranda Rights and interviewing him prior to deciding on the action I was going to take. Doing this would allow me to ensure the safety of Officer Collier and myself in making sure Commandest did not have any weapons on him.

ARREST/CUSTODY:

I went up to Commandest and advised him he was being detained. I placed him in handcuffs, which were double locked and checked for proper fit. I began to read Commandest his Miranda Rights when he called out for his "babe." I stopped and told Commandest that we could get ahold of whoever he needs to get ahold of after we get through this as I wanted him to be able to focus and not worry about needing to communicate with anyone else at this time. Commandest nodded in the affirmative when I asked him if he understood his rights.

I learned that Commandest was trying to get ahold of his wife who he lives with in the next property to the south. His wife is Tori Bickel (mentioned). I told Commandest we wouldn't leave without saying goodbye to her.

I wanted to conduct an interview with Commandest without him having any distractions. I felt Commandest was more focused at this point in calling out to his wife and trying to talk with her, when I was trying to interview him about trespassing. I felt that if I could walk him to my vehicle, which was parked further away in the driveway, he might not be so focused on trying to communicate with his wife. As we began to escort Commandest away from where he was initially standing, he started yelling out to get again and started to walk to his house. He said, "let me go that way really quick," and was pulling from my grasp. I told Commandest to stop what he was doing, or he would get taken to the ground. Commandest continued to drop his weight, push back on the ground with his feet to hinder our ability to steer him to the car and continued to yell out for his wife.

It should be known that the ground we were on is not paved. The ground was very muddy and soft and getting a good foothold was not possible to gain positive control over Commandest.

Commandest started yelling that we were "taking" him, and I advised him that he was under arrest for trespassing. Commandest appeared he was starting to get escalated with his behavior and I wanted to confine him to my patrol vehicle for everyone's safety. Commandest then walked with us to my patrol vehicle.

When we got to the front of my patrol vehicle, I asked Commandest if he had anything on him that would poke or stick us, and he seemed to still be agitated with his response. He then tried to walk around the side of my car when I was trying to get him to stay still in front of it. Commandest then pulled us and turned while yelling "let me fucking turn around." Commandest pulled away from Officer Collier with little effort and in an overpowering manner and was able to face straight at me with a posture as though he was squaring up with me in order to fight.

Again, Commandest is a largely built male, weighing over 250lbs, and the ground was extremely soft and slippery. Commandest was beginning to get so agitated that when he was pulling away, thrashing and trying to turn around, it was near impossible to physically control him as his actions and strength were overpowering.

Commandest started to turn towards me and push up and down to try to break our grasp from him. I told Commandest that he needed to stop what he was doing, or he would get "drive stunned." Commandest replied with, "fucking drive stun me then."

I know that even when people are in handcuffs, they can still pose a serious and/or lethal threat. I know what detained people can still spit, headbutt (which can cause loss of consciousness) and tackle people (which facilitates the ability to attack a person's face/head). As Commandest was turning towards me and squaring up at me, he sunk

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his hips in a manner which appeared as though he was going to headbutt me. I knew I needed to break his concentration on acting out on any violent urges.

I know that delivering focused blows to a person can disorient them and distract them from their behavior. I believed that getting Commandest searched and placed in my vehicle as quickly as possible, would be safest for everyone involved as there wouldn't be any ability for him to still be a threat.

Due to the size differences between Commandest and I (and Officer Collier), how much he was overpowering us, the loose ground conditions, and his actions, I began to deliver focused blows to his facial area in attempt to stop his overpowering and dangerous behavior. I delivered a series of blows to Commandest and then tried to stop and pull him down to the ground. I was not able to pull him to the ground due to his strength.

At this point, my body worn video camera came off of my uniform and fell to the ground at our feet. Commandest continued to yell for me to punch him and told me to kill him. I delivered two more focused blows to his facial area in order to stop his violent actions before transitioning to my taser as the focused blows were not effective in stopping his behavior or gaining his compliance.

I utilized the drive stun feature on my Taser 7 and deployed one full cycle in Commandest's abdomen area in an attempt to stop his actions. In reviewing my body worn video after this incident, I observed Commandest utilizing his right leg to push my right leg out from underneath me, causing my balance to become unstable. He then wrapped his leg around mine in an attempt to "sweep" my leg out from underneath me. I continued giving him commands to stop or he would be tased again. Commandest was not complying still, and Bickel had begun to run out of the house and up to where we were. Officer Collier told Bickel to stay back, and this broke my concentration as I was not focused on my surroundings while trying to subdue Commandest. I looked up to try to see who was coming near us when Commandest continued to pull away from us and resist, again overpowering us. I drive stunned Commandest in his abdomen area again for a second cycle in order to stop his dangerous actions. After this cycle, Commandest stopped acting erratic and hostile. We were able to conduct a search of his person and place him in my car. As we did so, Commandest made a comment to me that I "hit like a bitch." I believe that my focused blows were ineffective against Commandest as they didn't change his behavior.

Officer Collier called for medics to evaluate Commandest as he was bleeding from his facial area, see her supplement for her involvement.

Officer Teo assisted me in conducting an interview with Commandest after he was checked out by medics and had calmed down. I learned that Commandest saw the materials sitting in the neighboring yard and he needed them for his trailer, so he went and took them. Kempf then came in and tried to block him in. Commandest then took his father in laws truck back to his house. Commandest also said that he didn't listen to me and just wanted to say goodbye to his wife, because he assumed he was just going to get arrested because he is black.

It should be noted that the truck he is referring to is the Dodge Ram. It has not been registered since 2021, and it has not had any insurance since 2020. Commandest also only has a South Carolina ID card and no valid license.

See Officer Teo's supplement for further information.

I met again with Kempf who provided me with the witness's text message and photographs. I later uploaded them into axon capture. Kempf advised that the materials that were loaded up in the trailer were not of value to him.

We walked the perimeter of the house in an attempt to locate the unsecure window that was in the photo that was sent to Kempf. That window was in the front of the residence and was currently closed. There was also a window on the

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north side of the residence that had the screen off and Kempf said it should not be like that. Kempf entered the residence after unscrewing a door and did not locate anything else of value to report. It is known that Commandest and another male were removing materials from the yard, but it is not known if anyone was trying to enter the residence through a window. No one reported seeing Commandest inside of the house, but several windows appeared to have been tampered with.

I met with Emily Sikora (witness) who was inside of her apartment. She said that she observed Commandest and the other white male on the property today removing the materials.

I also met with Luna Del Isle (witness) who was the one who alerted Kempf of the trespassers. She told me that she saw people on the property and knows that sometimes Kempf has workers on the property, but also other people who aren't supposed to be there are trespassing. Del Isle took photos of the males and sent them to Kempf, which was the photo of Commandest.

I also talked with Bickel. She said that they are getting evicted from their home and have no where else to go. She doesn't have anyone else but her husband (Commandest), so he was just doing what he had to do to support their family. Bickel said that someone who lives either with them, or next to them (she only pointed and didn't specify) was stealing from Kempf's property and that's who they thought it was. Bickel said this was all uncalled for and Kempf wouldn't allow Commandest to put the materials back.

Commandest was transported to the Lane County Jail without incident.

BOOKING:

Due to Commandest being on Kempf's property without permission to steal his materials and intentionally resisting a person known to be a peace Officer in making an arrest, Commandest was lodged at the Lane County Jail for Criminal Trespass II and Resisting Arrest.

CASE SUPPLEMENTAL REPORT

Printed: 01/13/2025 09:49

Eugene Police Department

OCA: 2500576

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Case Status: *CLEARED BY ARREST*Case Mng Status: *NA*

Occurred:

Offense: *.F.*Investigator: *COLLIER, L. (EPD1273)*Date / Time: *01/11/2025 14:29:24, Saturday*Supervisor: *GROVER, M. (EPD1125)*Supervisor Review Date / Time: *01/11/2025 17:20:04, Saturday*

Contact:

Reference: *Supplemental*

Body Worn Camera/ CEPDLNC 012225 @1213

NARRATIVE:

On January 11th, 2025, I was dispatched to Suspicious Subject at 3036 River Road.

Upon arrival I contacted the complainant. The complainant advised one of the suspects, later identified as Jehoshaphat Commandest, was standing on the property adjacent to the involved address.

I observed Commandest on the neighboring property standing near a white truck. I asked Commandest to walk towards me however, initially, he refused and remained behind the vehicle.

Eventually, Commandest walked towards me and agreed to speak to me. I asked Commandest what occurred and Commandest advised he saw the wood at the involved address and Commandest needed wood for his trailer. Commandest believed the involved address was abandoned and because of that Commandest believed he would be allowed to take the property.

Commandest advised he would give the wood back if the property owners wanted it returned. I advised Commandest another Police Officer was heading over and would possibly ask Commandest some questions regarding the incident. During my initial contact with Commandest he appeared nervous and uneasy. Commandest advised he had previous encounters with law enforcement in Southern Carolina and they were not positive experiences.

Officer Lahm arrived and initially contacted the complainant. After speaking to the complainant, Officer Lahm contacted Commandest and detained Commandest for trespassing. Officer Lahm read Commandest his Miranda Rights and while reading Commandest his Miranda Rights Commandest yelled out to his wife who was nearby. Officer Lahm advised Commandest we would allow Commandest to speak to his wife after we were done with our investigation. Officer Lahm was able to finish reading Commandest his Miranda Rights. Immediately after Officer Lahm advised Commandest he would be allowed to speak to his wife later on, Commandest yelled again for his wife. Officer Lahm and I had a hold on Commandest's arms and Commandest attempted to start walking towards his RV at the adjacent property to the involved address.

Commandest continued to pull against Officer Lahm and I's grip as Officer Lahm advised he wanted to take Commandest to the front of Officer Lahm's vehicle. Officer Lahm advised Commandest if Commandest continued to pull away from us he would be transitioned to the ground. The ground at the involved location was extremely muddy and it was difficult to maintain footing merely walking along the grass. Commandest continued to pull away from us and yell for his wife, at this time Officer Lahm advised Commandest he was under arrest and Commandest would be able to speak to his wife at a later time.

Investigator Signature

Supervisor Signature

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Occurred:

Offense: *.F.*

Commandest briefly complied and walked towards the front of Officer Lahm's vehicle. The moment Officer Lahm and I arrived at the front of the patrol vehicle Commandest actively started resisting our grasp on Commandest's arms. Commandest aggressively moved his shoulders inward and twisted his body while moving his legs towards the neighboring address. Officer Lahm advised Commandest to stop resisting or Commandest was going to get drive stunned by the taser. Commandest continued to pull away from our grasp towards the direction of his wife now standing nearby. Commandest was a heavy-set male, over 200lbs, and it was extremely difficult to maintain control of Commandest's. Both Officer Lahm and I actively attempted to maintain physical control of Commandest's body however, Commandest was able to drag us away from the front of the patrol vehicle. Officer Lahm made at least three focused blows to Commandest's face while Commandest pulled both Officer Lahm and I in a circle in front of the patrol vehicle.

Commandest continued to pull away even after Officer Lahm warned Commandest to stop resisting. Officer Lahm pushed Commandest against the vehicle and I attempted to hold onto the vehicle with one arm tucked around the bumper and the other arm wrapped around Commandest's arm. Commandest continued to pull against us and yelled for his wife who I could see walking in our direction. I yelled for Commandest's wife to remain where she was and, in the background, I could hear the taser cycle. After the initial cycle Officer Lahm reiterated again for Commandest to stop and Commandest raised his head that had dipped during the taser cycle, pulled against our grip and yelled again for his wife. I heard a second taser cycle; after the second taser deployment Commandest stopped resisting.

Officer Lahm and I completed an inventory of Commandest's person and found no means of escape, weapons or drug paraphernalia. Commandest was placed in the back of a patrol vehicle until medical staff could arrived and evaluate Commandest's condition. Commandest was cleared to be transported to the Lane County Jail. I transported Commandest to the Lane County Jail with Officer Teo following while Officer Lahm completed the necessary paperwork.

END OF REPORT

This report was written by Lindsey Collier, EPD #1273.

Investigator Signature

Supervisor Signature

.F.

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Occurred:

Offense: *.F.*Investigator: *TEO, Z. (EPD459)*Date / Time: *01/11/2025 15:41:24, Saturday*Supervisor: *GROVER, M. (EPD1125)*Supervisor Review Date / Time: *01/11/2025 17:34:46, Saturday*

Contact:

Reference: *Supplemental*

Report prepared by: Officer Z. Te'o #459 / DPSST #45418

Body Worn Video >>> CEPDZTT @ 1238 hours

DETAILS:

On 01/11/2025 I responded to 3036 River Rd to cover officers on scene. A request was made for additional officers to respond code three.

Upon arrival I spoke with Officer Lahm who requested I identify and interview the subject in custody, seated in the backseat of a patrol vehicle. Officer Lahm told me the subject had already been advised of his rights and responded in the affirmative to understanding them. I made contact with Jehoshaphat Commandest. he told me the following:

Commandest lived next door to the listed address. He saw what he believed to be scrap wood and metal on the property at 3036 River Rd. Commandest went onto the property to take some wood and metal which he said he needed to repair his trailer. While he was on the property a full-size, white pickup arrived. The driver, a male, exited and told Commandest he was trespassing. Commandest said he told the male that he would return what he took and leave. Commandest said the male wasn't interested in listening to what he had to say. While Commandest was engaged with the male, officers arrived on scene.

Commandest said he spoke with Officer Collier and provided her with a "statement." He said Officer Lahm then approached him and detained him in handcuffs. Commandest then said after being detained he wanted to walk over to where his wife was and tell her "bye." He then said that he got "tased." I asked him why he wanted to tell his wife goodbye and he responded that he believed he was going to jail. I asked Commandest why he thought he was going to jail. He said it was because he's "black." Commandest said no one was going to listen to him because he was a minority.

I asked Commandest about the injury to his face. He said he was punched in the face. I asked him if he ignored or disobeyed any instructions or commands given to him by police. He admitted that he didn't listen to what he was told.

Officer Collier transported Commandest to the Lane County Jail and I responded as well. Once inside the pre-booking area of the jail I photographed Commandest's facial injuries. I uploaded the pictures to evidence.com.

Investigator Signature

Supervisor Signature

.F.