No. 25-6268

IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

STATE OF OREGON; CITY OF PORTLAND,

Plaintiffs-Appellees,

v.

DONALD J. TRUMP, In his official capacity as President of the United States; et al,

Defendants-Appellants.

APPELLEES' EXCERPT OF RECORD

Appeal from the United States District Court
for the District of Oregon

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APPELLEES' EXCERPT OF RECORD

Pursuant to Circuit Rule 30-1.7, appellee submits the following Appellees' Excerpt of Record, as indexed below.

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46-29	Table Summarizing Protest Activity	3

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Ex.	Date	Summary
1	9/1/2025	Approx. 125 people. No shields or direct-action equipment. Protesters had little to no energy. Not concerned about group. PPB to remain out of sight unless vandalism or life-safety issues. 10:20 FPS deployed gas to get vehicles moved.
2	9/2/2025	Uneventful. Approx. 20 people. No calls.
2-3	9/3/2025	Unknown subject flying drone in front of windows, violating the TFR. Agents found subject who was arrested.
2	9/4/2025	Approx. 15-20 people. No calls.
4	9/5/2025	Approx. 8 people. Very low energy. No calls.
5	9/6/2025	Approx. 50 people. Very active at gateway. Energized. Waiving sticks.
6	9/7/2025	Approx. 7 people. Low to no energy. No issues. No calls.
7	9/8/2025	Approx. 30 people. Low to no energy. No disturbances.
8	9/9/2025	Approx. 20-25 people. No calls.
9	9/10/2025	Approx. 15 people. No calls.
10	9/11/2025	Approx. 20 people. Small group of counter protesters. No calls.
11	9/12/2025	Approx. 10 people. No calls.
12	9/13/2025	Approx. 40-50 people. 3 calls. (Counter protesters)
13	9/14/2025	1 arrest. No calls.
14	9/15/2025	Approx. 12 people. No activity.
15	9/16/2025	Approx. 50 people. 2 calls. Blocking streets for dancing. Pinata party. More energy, intel about proud boys to come and engage the group, possibly leading to the bolsterted numbers. No confrontation.
16	9/17/2025	Approx. 30 people. No calls.
17	9/18/2025	Approx. 150 people; later 50-60. No issues. No calls.
18-19	9/19/2025	Counter protesters. Call about protesters and counter protesters altercation. Feds deployed munitions to break up the crowd. No arrests.
20-21	9/20/2025	Approx. 50 people. Disturbance between protesters and 1 counter protester. No other activity.
22	9/22/2025	Approx. 7-10 people. No calls.
23	9/23/2025	Few people. No activity.
24	9/24/2025	Approx. 10 people. No calls.
25	9/25/2025	Approx. 20 people. No calls.
26	9/26/2025	Approx. 15 people. Energy low, minimal activity. No incidents.
27-28	9/27/2025	Approx. 60 people. Low to no activity. Feds arrested 1. AIR monitoring size and demeanor of crowd. Unknown large helicopter flying around. Feds called for assistance with getting vehicles out of facility; PPB did not have the resources.
ECF 12-Ex. B	9/28/2025	Approx. 200 people; March and Rally at ICE. Later down to 50. Following Trump announcement of federal forces. Vehicle attempted to drive into crowd but was surrounded. 2 arrests for assault. No criminal activity directed towards ICE facility of Feds. Couple of confrontations as Feds came out to facilitate vehicles to or from facility.
ECF 33 - Ex. E	9/29/2025	Approx. 40 people. No issues. No energy. Feds out to facilitate vehicles in and out. Group yelled at them. One force use observed against individual who refused to move out of the driveway.
ECF 33 - Ex. G	9/30/2025	Approx. 50 people. Uneventful. No issues. No UOF or arrests.

CERTIFICATE OF SERVICE

I hereby certify that on October 22, 2025, I directed the Appellees' Excerpt of Record to be electronically filed with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

/s/ Stacy M. Chaffin

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