



Multnomah County District Attorney's Office

Prosecution Decline Memo

October 6, 2025

Agency: Portland Police Bureau
Referring Officer: Ryan M Brown
BPST #: 52668

Incident #: 42 25-272084

DA File # 051-1104557

DDA: Kevin D Demer

Case Status: Closed

Unit: Strategic Prosecution And Services Unit

Defendant: Nicholas John Sortor

DOB: [REDACTED]

Charge

Date of Crime

Reason

Disorderly Conduct in the Second Degree 10/02/2025

Rejected: Legal Impediment

Co-def File #s

Co-Defendant(s):

DOB

Case Status

Memo:

On October 2, 2025, Portland Police officers arrested Nicholas SORTOR, Angella Lyn DAVIS, and Son Mi YI for Disorderly Conduct II for an altercation outside the Portland ICE facility. Having reviewed the reports and multiple videos of the incident, I have determined that the cases against DAVIS and YI are provable, and are being charged, and the case against SORTOR is not, and is declined by this memo.

On this date Portland Police had deployed officers to monitor a medium sized demonstration (estimated at 50-75 people) in the immediate vicinity of the ICE facility. This involved individuals demonstrating against ICE and the federal government (among whom were DAVIS and YI) and individuals from the other side of the political spectrum documenting and/or counter-demonstrating (among whom was SORTOR). Based on the information immediately available on scene, I agree that probable cause existed as to all three. However, with the benefit of the video footage of the incident, I conclude that charges cannot be proven against SORTOR.

SORTOR was on scene recording video of the demonstrators, including shining lights at them in furtherance of this. Immediately prior to the incident here, SORTOR is walking from the street to the sidewalk when he is confronted by a person in all black and a verbal exchange ensues. During this time LI is observed using an open umbrella to push SORTOR. SORTOR pulls the umbrella out of her hands. The crowd converges on him and DAVIS is in it, getting within inches of SORTOR and appears to swing something at him. SORTOR attempts to get away and LI pushes him into the bioswale (a depressed drainage opening next to the street), where the crowd surrounds him and appears to try to prevent him from getting out.

I know that Portland Police Bureau has substantial experience managing demonstrations and that their approach is to monitor and make targeted intervention if the conduct of the crowd, or individuals in it, tip to property damage or violence rather than escalating matters with a riot line. In this instance, after observing what was described as a "scrum" between DAVIS, YI, and SORTOR, Portland Police intervened and made targeted arrests of all three individuals to defuse and deescalate the situation.

DAVIS and YI provably engaged in "violent, tumultuous, and threatening behavior" as required by the Disorderly Conduct II statute and, as such, will be charged. As to SORTOR, any physical contact he had with other persons was defensive in nature, reasonable under the circumstances, and therefore justified by ORS 161.195. SORTOR's conduct of attempting to video record and shine a bright light at the other side, while certainly provocative, is not criminal and does not give rise to any legally justifiable ability to respond with force.

Separately, there is video of SORTOR taking a burning flag from an individual during this episode and putting the flames out. This conduct does not support any criminal charges given the particular context in which it occurred.

Prosecution is declined.

SDDA Kevin Demer
SPSU