KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

PA Number:		Report Date:	12/29/2016 9:29 AM
Status:	Submitted		

Agency/Facility Information

Department ID:	63	Department Type:	Constable
Agency Name:	Bexar County Constable's Office Precinct 3	Agency Number:	TX0152700
Agency Phone:	210-335-4750	Agency Address:	8918 Tesoro Drive, Suite 301
Agency City:	San Antonio	Agency County:	Bexar
Agency State:	TX	Agency Zip:	78217

Director Information

Director Salutation:

Constable

Director First Name:

Mark

Director Middle Name:

Director Last Name:

Volvodich

Investigator

Reporter Name: Robert Hardcastle #1317

Reporter Email: robert.hardcastle@bexar.org

Location / Custody Information

Where did the event causing the death occur?

Street Address: Blanco Road South at Intersection of Huebner Road

City: San Antonio

County: Bexar

What type of custody/facility was the Decedent in at the time of death:

Type of Custody:

Police Custody (pre-booking)

Specific type of custody/facility:

Specific Type of Custody/Facility:

Custody of Law Enforcement Personnel during/fleeing arrest

Custody Type Facility:

What was the time and date of the deceased's entry into the law enforcement facility where the death occurred (mm/dd/yyyy hh:mm AM/PM):

Entry Date Time:

Entry Date Time N/A: ✓

Where did the death occur?

Death Location: Elsewhere, specify

Death Location Elsewhere: Roadway / Intersection

Decedent Information

Identity of Deceased

First Name: Rene

Middle Name:

Last Name: Burrola

Suffix:

Date of Birth: 9/3/1972 Sex: Male

Ethnicity: Hispanic

Date/Time of Death (mm/dd/yyyy hh:mm AM/PM):

Death Date and Time: 10/28/2016 9:23 PM

Date/Time of Custody (arrest, incarceration) (mm/dd/yyyy hh:mm AM/PM):

Date/Time of Custody or Incident:

10/28/2016 9:23 PM

Manner / Cause of Death

Has a medical examiner or coroner conducted an evaluation to determine a cause of death?

Medical Examiner/Coroner Evaluation?:

Yes, results pending

What was the manner of death? (select only one)

Manner of Death:

Accidental

Manner of Death Description:

Death Reason:

Injuries only

Medical Cause of Death:

Medical Cause of Death:

Multiple Blunt force Injuries

Had the decedent been receiving treatment for the medical condition that caused the death after admission to your jail's jurisdiction?

Medical Treatment:

Not Applicable

If death was an accident, homicide or suicide, who caused the death?

Who caused the death?:

Deceased

Death Causer Other:

If a weapon caused the death, what type of weapon caused the death? (mark all that apply)

Type of Death Weapon:

NA

Was the cause of death the result of a pre-existing medical condition or did the decedent develop the condition after admission?

Pre existing medical condition?:

Not Applicable; cause of death was accidental injury, intoxication, suicide or homicide

If death was an accident, homicide or suicide, what was the means of death?

Means of Death:

Vehicle accident

General Information

What were the most serious offense(s) with which the deceased was (or would have been) charged with at the time of death?

Offense 1:

Evading Motor Vehicle

Offense 2:

Recovered Stolen Motorcycle / Theft

Offense 3:

Were the Charges::

Not filed at time of death

What were the types of charges or reason for contact?

Type of Offense:

Other, specify

Type of Offense, Other:

Evading Arrest Motor Vehicle

Injuries of Decedent

Injured By: Injured by Self Accident

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Appear intoxicated (alcohol or drugs):	N/A	Exhibit any mental health problems?:	N/A
Exhibit any medical problems?:	N/A		

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Threaten the officer(s) involved:	N/A	Resist being handcuffed or arrested?:	N/A
Try to escape/flee from custody:	Yes	Grab, hit or fight with the officer(s):	N/A

Other Behavior:

Specify Other Behavior:

Use weapon threaten/assault officer(s): No

Was the deceased under restraint in the time leading up to the death or the events causing the death?

Under Restraint:

No

Summary of Incident

Summary of How the Death Occurred: (max. 30,000 characters)

Summary:

On 10/28/16 at 2132 hours I Detective R. Hardcastle #1317 was contacted by phone about a vehicle pursuit that just occurred and ended in a fatality accident. I returned to the office and got a briefing on the events that had transpired during the pursuit which involved Cpl K. Novak #1139, Deputy P. Gumm #1322 and Deputy E. Rangel #1334. All deputies were on duty at the time of the incident and all were operating marked patrol vehicles which are equipped with lights and sirens. At 2100 hours today's date, Cpl Novak observed a black motorcycle traveling at what appeared to be a speed greater than the posted speed limit of 65 mph in the 16000 block of US Hwy 281 N access Rd. Cpl Novak checked the speed of the motorcycle with his in car radar until and it showed a speed of 83 mph which is greater than the posted speed limit of 65 mph. Cpl Novak accelerated after the motorcycle and observed it turn right onto Thousand Oaks Dr (eastbound). The motorcycle started to accelerate around traffic and passed a vehicle on the right. Cpl Novak caught up to the motorcycle and was directly behind it. He observed the rider to be wearing a red jacket, black backpack, and red and black shoes. He observed the rider to look over his shoulder directly towards his fully marked police unit and immediately accelerate at a high rate of speed. Cpl Novak immediately activated the emergency lights and emergency siren on his patrol unit and pursued after the motorcycle. He advised dispatch of a vehicle refusing to stop and relayed his direction, description, speed and traffic conditions. The pursuit continued down Thousand Oaks Dr and Henderson Pass where it turned northbound onto Henderson Pass then to US Hwy 281 N, then westbound onto E Sonterra Blvd, northbound onto Stone Oak Pkwy, Westbound onto Huebner Rd, and northbound onto Blanco Rd. The motorcycle made it to Blanco Rd and Old Blanco Rd where it turned eastbound and followed Old Blanco Rd back to Blanco Rd then southbound on Blanco Rd to Huebner Rd. Cpl Novak observed the Southbound Blanco Rd traffic light, turn from green, to yellow and then red before the motorcycle made it to the intersection. He observed cross traffic begin to enter the intersection from the west and drive in front of the motorcycle's path.

Cpl Novak observed the motorcycle brake and it appeared to lose traction, lean to the left, and strike a red Ford Mustang in the front. He estimated the motorcycle speed to be approximately 60 mph at the time of impact into the Mustang. He observed the motorcycle and rider to then strike a white Dodge sedan and come to a rest on Huebner Rd. Cpl Novak stopped his patrol unit and ran to the rider who was not moving. He did not observe any chest movements to indicate breathing. He began securing the scene and several people ran to assist, a male EMT and a female RN. The female RN checked for a pulse on the subject and advised she could not detect a pulse. Deputy P. Gumm and Deputy E. Rangel were briefly involved in the pursuit along with Deputy Juan Telez #2A21 from BCSO, however they did not witness the accident as they were not directly behind Cpl Novak when the accident occurred. The operator of the motorcycle committed an offense when he intentionally fled and refused to stop from Cpl Novak who is a peace officer attempting to lawfully arrest him under Texas Penal Code 38.04. The pursuit lasted approximately 17 minutes. San Antonio Police Department was contacted and will be handling the accident investigation. The driver of the motorcycle has not yet been identified and custody of the body was taken by the Bexar County Medical Examiner's Office. No death notification has been made to next of kin at this time due to a lack of identification of the driver.