KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	16-5-C	Version Type:	ORIGINAL VERSION
Report Date:	12/14/2016 6:37 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	San Antonio Police Dept.	Agency Address:	315 S. Santa Rosa
Agency City:	San Antonio	Agency State:	TX
Agency Zip:	78207		

Director Information

Director Salutation:	Chief	Director First Name:	William
Director Middle Name:			
Director Last Name:	McManus		
Reporter Name:	Leroy Carrion	Reporter Email:	leroy.carrion@sanantonio.gov

Decedent Information

Identity of Deceased

First Name: Andrew

Middle Name:

Last Name: Moreno

Suffix:

Date of Birth: 12/23/1991 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 24

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

Date/Time of Custody or Incident: 11/19/2016 9:00 PM

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

Death Date and Time: 11/20/2016 5:34 AM

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 are available

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

Homicide (includes

Manner of Death:	Justifiable Homicide)

Medical Cause of Death:

Medical Cause of Death:
Multiple gunshot wounds

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

Medical Treatment:	No

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

Who caused the death?:	Law enforcement/correctional personnel

If a weapon caused the death, what type of weapon caused the death? (Hold CTRL to select all that apply)

Type of weapon that caused death?:	Rifle/shotgun

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:	Firearm

Location / Custody Information

Where did the event causing the death occur?

Street Address:	5814 Shadow Glen #4	City:	San Antonio
County:	Bexar	Zip:	78238

What location category best describes where the event causing the death occurred?

Location Category: Residence/Home

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

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: 11/19/2016 9:00 PM

Where did the death occur?

Death Location: Scene of incident

General Information

Did any other law enforcement agencies respond to calls for service related to this incident?

Other Agencies Respond?:	Yes

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:
Aggravated Assault with a Deadly Weapon	
	Offense 2:
	Offense 3:
Were the Charges::	Filed

What were the types of charges or reason for contact? (Hold CTRL to select all that apply)

Type of Offense:	Violent Crime Against Persons

At any time during the incident and/or entry into the law enforcement facility, did the decedent display or use a weapon?

Decedent display/use of weapons:	Yes, mark all that apply
Decedent Display or Use Weapon Details:	Displayed firearm without discharge

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

Attempt to Injure Others?:	Yes (select all that apply)
Ways Decedent Attempted To Injure Others:	Attempted to injure law enforcement personnel

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

Appear intoxicated (alcohol or drugs):	Unknown	Make suicidal statements?:	Yes
Exhibit any mental health problems?:	No	Exhibit any medical problems?:	No

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

Barricade self or initiate standoff?:	Yes	Resist being handcuffed or arrested?:	No
Physically attempt/assault officer(s):	Yes	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	Yes	Escape or attempt to escape/flee custody:	No
Attempt gain possession officer's weapon:	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:

The San Antonio Police Department received a 911 call from a female reporting her ex-boyfriend was at her apartment armed with a handgun. The female caller reported the ex-boyfriend fired a gun next to her face. The female caller was crying and requesting police to her apartment because she was afraid he would shoot her. Officers were dispatched to the apartment and the 911 clerk remained on the phone with the female caller. As the 911 clerk spoke with the female caller a males voice could be heard in the background. The male later idenfifed as the ex-boyfriend was making threats to the police and the female. The male during the 911 call could be heard stating he was not going back to prison when police arrived. The male told the female what ever happened at the apartment was her fault and appeared he was not going to surrender peacefully to officers.

SAPD Officers arrived on scene and the female caller was able to exit her apartment leaving the ex-boyfriend barricaded inside. SAPD Officers requested police negotiators to the scene and officers of the SWAT unit. Members of the SWAT unit made the scene first and positioned themselves in tactical positions. Police

negotiators made the scene and attempted to contact the ex-boyfriend. Police negotiators were able to make contact with the ex-boyfriend but he threatened to shoot it out with the police. The ex-boyfriend stated he was not going back to prison and was going to kill himself after he had a shoot out with police. Police negotiators and SWAT members were on scene for approximately five (5) hours when the ex-boyfriend exited the apartment. The ex-boyfriend exited the apartment with a handgun pointed at his head. Members of the SWAT unit gave the male verbal commands to drop the weapon. The male told officers he was not going back to prison and started to lower the weapon towards members of the SWAT unit.

SWAT members fearing for their lives fired their weapons striking the male. The male fell to the ground/balcony and was placed in custody. Officer attempted life saving techniques and EMS was ordered to the scene. The male was pronounced deceased at 0534 hours at the scene.