KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	17-58-C	Version Type:	AMENDED
Report Date:	2/15/2017 2:36 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Ector County Sheriff's Ofc.	Agency Address:	2500 S. Highway 385
Agency City:	Odessa	Agency State:	TX
Agency Zip:	79761		

Director Information

Director Salutation:	Sheriff	Director First Name:	Michael
Director Middle Name:			
Director Last Name:	Griffis		
Reporter Name:	Diallo Bass	Reporter Email:	tony.bass@ectorcountysheriff.us

Decedent Information

Identity of Deceased

First Name: David

Middle Name: Shain

Last Name: Maestas

Suffix:

Date of Birth: 6/16/1969 Sex: Male

Race: Anglo or White

Age At Time Of Death: 47

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

Date/Time of Custody or Incident: 2/7/2017 10:41 AM

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

Death Date and Time: 2/7/2017 1:03 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 are available

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

Manner of Death: Suicide

Medical Cause of Death:

Medical Cause of Death:

Asphyxia Due to Hanging

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?: Decedent

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?: Other Weapon,
specify:

Other weapon, specify:

Vehicle seat belt

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: Other, specify

Means of Death Other: Vehicle Seat Belt

Location / Custody Information

Where did the event causing the death occur?

Street Address:	17103 Gonzales	City:	Gardendale
County:	Ector	Zip:	79758

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

Location Category: Roadway/highway/street/sidewalk

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 subsequent to 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: 2/7/2017 10:41 AM

Where did the death occur?

Death Location: Medical facility

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:

Evading Motor Fuel Tax 2nd Degree Felony Tax Code 162.403

Offense 2:

Theft by Possession State Jail Felony

Offense 3:

Were the Charges:: Not filed at time of death

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

Type of Offense: Crime Against Property

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: No

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

Attempt to Injure Others?: No

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

Appear intoxicated (alcohol or drugs):	Yes	Make suicidal statements?:	No
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?:	No	Resist being handcuffed or arrested?:	No
Physically attempt/assault officer(s):	No	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	No	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:	Yes, mark which restraint devices were used

Type of restraint

Type of Restraint:	Handcuffs

Summary of Incident

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

Summary:

On February 7, 2017, Ector County Sheriff's Office (ECSO) deputies were dispatched to 17103 Gonzales Space number 6 Gardendale, Texas to assist Ector County Envrionmental Police Officers and Texas Comptroller Office Investigators in reference to recovered stolen property. The person in possession of the stolen property was identified as David Maestas. Maestas was in possession a pressure washer stolen, stolen out of Austin Police Department and red diesel motor fuel, which led to the investigation of Evading Motor Fuel Tax by the Comptrollers Office. On arrival of Ector County Sheriff's Office deputies, Maestas was restrained (handcuffed) and in the custody of Ector County Environmental Police Officers. Maestas was then detained in the rear seat of an ECSO marked patrol unit, equipped with a cage, by officers on scene. Maestas was still restrained at the time he entered the marked ECSO unit. The seat belt of the unit was not utilized at the time of detention. Maestas was only being detained while officers continued the investigation. During the investigation, officers removed the restraints for Maestas to sign documents relative to the investigation. After all documents were signed, Maestas was detained in the rear seat of the patrol unit with no restraints and the seat belt was not utilized. Maestas was being detained for furtherance of the investigation. At the completion of the investigation, officers made contact with Maestas who was still seated in the rear seat of the patrol unit. At the time of contact Maestas was found unresponsive with the rear seat belt on the passenger side

wrapped around his neck. On scene officers unwrapped the seat belt from the neck of Maestas and immediately began cardiopulmonary resuscitation (CPR). Officers called for emergency services to respond for assistance and utilized an automated external defibrillator (AED). Offiicers exhausted all resources and made every attempt to resuscitate Maestas while waiting the arrival of emergency services. On arrival of emergency services, Maestas was transported to Medical Center Hospital (MCH) where he was pronounced deceased at 1303 hours. Texas Rangers were called to investigate the custodial death and the body of Maestas was sent to Tarrant County Medical Examiners Officer for autopsy. The cause and manner of death has not been determined at the time of custodial death report (CDR) submission and the investigation by the Rangers has not been completed.