KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	18-144-PF	Version Type:	AMENDED
Report Date:	2/1/2019 3:23 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Texas Department Of Public Safety	Agency Address:	PO BOX 4087
Agency City:	Austin	Agency State:	TX
Agency Zip:	78773		

Director Information

Director Salutation:	Director	Director First Name:	Steven
Director Middle Name:			
Director Last Name:	McCraw		
Reporter Name:	Joanne Scarbrough	Reporter Email:	joanne.scarbrough@dps.texas.gov

Decedent Information

Identity of Deceased

First Name: Ernest

Middle Name: Manuel

Last Name: Montelongo

Suffix:

Date of Birth: 4/4/1984 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 33

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

Date/Time of Custody or Incident: 2/18/2018 3:17 PM

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

Death Date and Time: 2/19/2018 4:23 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)

Manner of Death: Homicide (includes Justifiable Homicide)

Medical Cause of Death:

Medical Cause of Death:

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:	Not Applicable

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: IH 10 MP 589

City: Converse

County: Bexar

Zip: 78229

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: Private Facility

Specific type of custody/facility:

Specific Type of Custody/Facility:

Hospital/Infirmary

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: 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:

Attempted Capital Murder

Offense 2:

Evading Arrest with Motor Vehicle

Offense 3:

Possession of a Stolen Firearm

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:	Other, specify

Type of Offense, Other:

Traffic Violation

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:	Discharged firearm

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:	Injured 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):	No	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?:	Yes
Physically attempt/assault officer(s):	Yes	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	No	Escape or attempt to escape/flee custody:	Yes
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:

On 2-18-2018, at approximately 3:00 PM Trooper Cordes conducted a traffic stop on a vehicle for a traffic code violation on FM 78 near Schwab RD. After the driver failed to identify, Trooper Cordes attempted to take him into custody. The driver resisted arrest and was able to flee in his vehicle despite being Tased. A pursuit ensued until Trooper Cordes lost sight of the vehicle. DPS Aircraft located the vehicle on IH 10 traveling west bound. Trooper Alcantar and Trooper Harben were able to catch up with the vehicle as it crossed over IH 10 on Graytown Road. The suspect entered the east bound lanes of IH 10 traveling west while digging underneath the driver’s seat. When the suspect came to a stop in the inside lane facing the wrong direction Trooper Alcantar pulled his marked patrol car in broadside in front of the suspect’s vehicle to stop/protect the east bound motorist. Trooper Alcantar approached the front of the suspect’s vehicle giving commands while

attempting to take the suspect into custody. The suspect took a position behind the driver's side door until he jumped up producing a firearm, and opened fire on Trooper Alcantar. Trooper Alcantar was struck in his upper right arm by a bullet and went down. Trooper Alcantar rolled into to the center median in an attempt to put distance in between him and the suspect. Trooper Trent Harben engaged the suspect from the access road of IH 10 with his Department issued M4 Rifle, hitting the suspect twice. After securing the suspect Trooper Harben assisted Trooper Alcantar in applying a tourniquet to his right arm. Trooper Alcantar was transported to University Hospital in San Antonio. The suspect was transported to San Antonio Military Medical Center where he succumbed to his wounds at 4:23 AM on 2-19-2018.