KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	18-239-UF	Version Type:	AMENDED
Report Date:	10/2/2018 12:26 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Austin Police Dept.	Agency Address:	PO BOX 689001
Agency City:	Austin	Agency State:	TX
Agency Zip:	78768		

Director Information

Director Salutation:	Lieutenant	Director First Name:	Kurt
Director Middle Name:			
Director Last Name:	Thomas		
Reporter Name:	Kurt Thomas	Reporter Email:	kurt.thomas@austintexas.gov

Decedent Information

Identity of Deceased

First Name: Victor

Middle Name:

Last Name: Ancira

Suffix:

Date of Birth: 5/15/1971 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 46

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

Date/Time of Custody or Incident: 3/7/2018 4:18 AM

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

Death Date and Time: 3/7/2018 5:05 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: 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?: Firearm, unspecified

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:	4800 Tanney St	City:	Austin
County:	Travis	Zip:	78721

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: Pre-Custodial Use of Force

Specific type of custody/facility:

Specific Type of Custody/Facility:

N/A

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: Scene of incident

General Information

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

Other Agencies Respond?:	No

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

Offense 2:

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:	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 other weapon, specify:

Specify Weapon Displayed:

Pick Axe

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	Attempted to injure law enforcement

Injure Others:	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?:	Yes	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?:	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:	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:

On 3/7/2018, at approximately 4:18am, Austin-Travis County 911 received an emergency call originating from the residence at 4800 Tanney Street. The male caller reported that he had just killed his father and brother a moment ago, and he had time to take a shower. The caller reported that the bodies and murder weapon could be found inside of the residence. The caller then disconnected from the line. Multiple officers responded and staged at a safe distance from the residence. From their staging area, the officers observed a male subject standing in the street, near the intersection of Tanney Street and Mark Street. The officers observed the male was armed with a pick axe. While continuing to maintain their distance, the officers tried communicating with the armed male for several minutes in a effort to have the male disarm himself. Repeated commands given by the officers to put down the weapon were unsuccessful. Based upon the information received from the 911 call indicating that persons inside of the residence may have been seriously injured or killed, there was an apparent sense of urgency to apprehend the male, in order to check the welfare of any other occupants within

the home. Thus, officers began deploying less lethal force options upon the male in an effort to disarm and secure him. The male subject resisted these less lethal force options, and ultimately charged in the direction of the officers while brandishing the pick axe. Multiple officers then responded with lethal force, firing various service firearms. The male subject succumbed to fatal injuries on the scene.