KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	18-43-UF	Version Type:	ORIGINAL VERSION
Report Date:	1/29/2018 3:42 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Harrison County Sheriff's Dept.	Agency Address:	200 W. Houston Street
Agency City:	Marshall	Agency State:	TX
Agency Zip:	75670		

Director Information

Director Salutation:	Sheriff	Director First Name:	William
Director Middle Name:			
Director Last Name:	McCool		
Reporter Name:	John Hain	Reporter Email:	johnh@co.harrison.tx.us

Decedent Information

Identity of Deceased

First Name: Arthur

Middle Name:

Last Name: McAfee

Suffix: Jr

Date of Birth: 10/24/1956

Sex: Male

Race: Black or African American

Age At Time Of Death: 61

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

Date/Time of Custody or Incident: 1/20/2018 10:00 AM

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

Death Date and Time: 1/20/2018 10:00 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:

Two bullet wounds to torso by Deputy Sheriff

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

Medical Treatment:	Yes

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?:	Handgun

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?:	Could not be determined

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:	5471 Curtis Black Rd.	City:	Longview
County:	Harrison	Zip:	75601

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:

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:

Entry Date Time N/A: ☑

Where did the death occur?

Death Location: Dead on arrival at 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:

Assault/ Family violence

Offense 2:

Assault on public servant

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:	Medical / Mental Health assistance call

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?:	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):	Unknown	Make suicidal statements?:	Unknown
Exhibit any mental health problems?:	Yes	Exhibit any medical problems?:	Unknown

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

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:

Deputy Sheriff Sgt. Jeff McAndrews received a call for assistance and a welfare check of a mental subject from the sister of the subject. She stated she had not seen him in 2 days, although, she lives directly next door on the same property as the decedent. Deputy arrived and knocked on door to gain entry to check on decedent. There was no response from the interior of the residence. The reporting party (sister) opened the doorway with her key to the residence and called for the descendant by name. He answered but would not come to the door. He was in a rear bedroom of the residence and upon the deputy making visual and audible contact with the descendant, he immediately came up from his bed and immediately physically attacked his sister. He pushed his sister to the floor and began beating her with his fists and kicked her. Deputy deployed a Taser device and the Taser made good contact but had no impact on the decedent. The deputy removed the Taser spent cartridge and drive stunned the decedent with no effect. The decedent forcibly attacked the deputy and grabbed the Taser. A physical altercation ensued with the deputy attempting to gain control of the Taser with the deputy continually ordering the decedent to "let go of the Taser". The deputy fought with the decedent after the Taser was drive stunned and the Taser was forcibly removed from the deputy by the decedent. The deputy, repeatedly, at this point, ordered the decedent to "let go of the Taser" as the deputy continued to fight with the decedent. The deputy drew his service weapon and fired twice as the decedent

was resisting the arrest and had control of the Taser. He would have been charged with the assault of his sister and the assault of the public servant.
After the weapon was discharged, the deputy immediately removed the sister from the residence and called for an ambulance. The Champion Ambulance arrived and made a transport to Christus Good Shepherd Hospital in Longview, Texas. The medical staff at the hospital pronounced the decedent dead at approximately 11:20 AM. The deputy received an injury to his right hand, several scratches on his face and torso and was transported by another Deputy, Sgt. Ron England, to Christus Good Shepherd Hospital in Marshall, Texas for medical evaluation.
Texas Rangers were notified and an investigation was immediately turned-over to the Texas Department of Public Safety.