KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	19-238-UF	Version Type:	AMENDED
Report Date:	10/4/2019 2:37 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:	C		
Director Last Name:	McCraw		
Reporter Name:	Joanne Scarbrough	Reporter Email:	joanne.scarbrough@dps.texas.gov

Decedent Information

Identity of Deceased

First Name: Felipe

Middle Name:

Last Name: Martinez

Suffix: Jr.

Date of Birth: 2/22/2019 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 0

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

Date/Time of Custody or Incident: 2/22/2019 7:31 PM

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

Death Date and Time: 2/22/2019 9:20 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: Homicide (includes 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:	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?:	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?:	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:	244 Rutledge Rd.	City:	Poteet
County:	Atascosa	Zip:	78065

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: 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: 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:

Assault with Deadly Weapon

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:; Used other weapon, specify:

Specify Weapon Displayed:

Knife

Specify Weapon Used:

Knife

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; Injured civilian(s) or other inmate(s)

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?:	No
Exhibit any mental health problems?:	No	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?:	Yes
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:	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 02-22-2019, Texas Department of Public Safety Highway Patrol Trooper Logan Eastburn was on patrol in Atascosa County, Texas when he responded to the area of Jourdanton/Pleasanton after hearing of an assault in Jourdanton. The Jourdanton Police Department was dispatched to the assault of a female victim and arrived before Trooper Eastburn had made it back to the Jourdanton city limits. Shortly after the Jourdanton Police Department arrived at the scene of the assault information was dispatched that the possible suspect was identified as Felipe Martinez Jr. and that he had fled the area. The Atascosa County Sheriff's Office Dispatchers advised that Martinez was from the Poteet, Texas area and informed officers that Martinez could be headed to that area. Trooper Eastburn went to the area of Poteet so that he could respond if the Poteet Police Department requested assistance. Prior to arriving in the Poteet area the dispatchers advised of a stabbing in Poteet in which two victims were stabbed multiple times. The address that was provided was associated with Martinez and was believed to be his residence. The dispatchers provided a description of Martinez and stated that witnesses identified the stabbing suspect as Martinez. The Jourdanton Police Department Officer that was conducting the assault investigation in Jourdanton advised that the victim was Martinez's girlfriend and that she had an app on her cellphone that allowed both Martinez and her to track each other. Patrol officers responded to several reported locations of Martinez. When the location of Rutledge Road was provided Trooper Eastburn was close to the area and responded. Trooper Eastburn located Martinez lying in the ditch along Rutledge Road. Trooper Eastburn confronted Martinez who stood up in the bar ditch and had a knife in his hand. Trooper Eastburn provided several commands to Martinez to surrender which he did not comply with as he approached Trooper Eastburn. After Martinez walked out of the ditch and entered the road he came towards Trooper Eastburn in an aggressive manner with his knife still in his hand. Trooper Eastburn fired a total of four shots to stop Martinez. All four shots struck Martinez and he was knocked to the ground. Trooper Eastburn and responding officers were able to subdue Martinez even though he was still able to resist. Trooper Eastburn then administered aid to Martinez. Martinez was pronounced deceased at 9:20 p.m.