KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	19-374-UF	Version Type:	ORIGINAL VERSION
Report Date:	4/17/2019 1:49 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Hardin County Sheriff's Dept.	Agency Address:	PO BOX 1990
Agency City:	Kountze	Agency State:	TX
Agency Zip:	77625		

Director Information

Director Salutation:	Sheriff	Director First Name:	Mark
Director Middle Name:	L		
Director Last Name:	Davis		
Reporter Name:	Mark Davis	Reporter Email:	mark.davis@co.hardin.tx.us

Decedent Information

Identity of Deceased

First Name: Michael

Middle Name: Terrell

Last Name: McCray

Suffix:

Date of Birth: 6/4/1991

Sex: Male

Race: Black or African American

Age At Time Of Death: 27

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

Date/Time of Custody or Incident: 3/10/2019 10:24 AM

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

Death Date and Time: 3/24/2019 6:48 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 pending

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

Manner of Death: Pending autopsy results

Medical Cause of Death:

Medical Cause of Death:

Pending autopsy results

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?: 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:	14751 Atlantic Road	City:	Sour Lake
County:	Hardin	Zip:	77659

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: 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:

Sexual Assault

Offense 2:

Violation Protective Order

Offense 3:

Attempted Capital Murder of Peace Officer

Were the Charges::	Filed

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:	Used vehicle as weapon

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

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?:	Yes

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 March 10, 2019 at approximately 10:00 a.m., Deputies with the Hardin County Sheriff’s Office responded to 14751 Atlantic Road in Sour Lake, Texas, to check the welfare of an adult female. Upon arrival, the initial Deputy spoke with a female who claimed that she had just been sexually assaulted by her estranged husband and that he was still at the location, in violation of a court issued protective order that had been issued because of a prior domestic assault incident. When the Deputy tried to detain the suspect, he fled on foot to a nearby vehicle. The suspect tried to run over the Deputy in the yard and driveway of the home and at one point, the suspect tried to use his vehicle to pin the Deputy against an above-ground swimming pool to kill him. The Deputy used deadly force to protect himself by discharging his duty weapon, striking the suspect at that time. The suspect then rammed his vehicle into the Deputy’s patrol vehicle while he Deputy was inside of his vehicle. The suspect then fled from Deputies along a nearby highway and attempted to crash head-on into another Deputy’s vehicle. This pursuit lasted several miles and the suspect eventually fled back to the original location and got out on foot. He attempted to enter the home by force to harm the victim and children inside. A second Deputy used deadly force by discharging his duty weapon at the suspect in order to protect

the lives of those inside the home. The suspect was struck by gunfire before continuing into the home where he gained access to the victim and held her as a human shield. He was finally taken into custody. The suspect was transported to a local hospital for treatment. On March 24, 2019 at 06:48 a.m. the suspect died while in the hospital. Jefferson County JP #1-2 Benjamin Collins Sr. ordered an autopsy. The results of such have not been released at this time.