KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	19-673-UF	Version Type:	ORIGINAL VERSION
Report Date:	7/11/2019 2:49 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	San Antonio Police Dept.	Agency Address:	315 S. Santa Rosa
Agency City:	San Antonio	Agency State:	TX
Agency Zip:	78207		

Director Information

Director Salutation:	Chief	Director First Name:	William
Director Middle Name:	P.		
Director Last Name:	McManus		
Reporter Name:	Lawrence Saiz	Reporter Email:	lsaiz@sanantonio.gov

Decedent Information

Identity of Deceased

First Name: Tomas

Middle Name:

Last Name: Hernandez

Suffix:

Date of Birth: 11/27/1983 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 35

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

Date/Time of Custody or Incident: 6/25/2019 6:45 AM

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

Death Date and Time: 6/25/2019 9:46 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: 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?:	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:	IH-37 S @ W. Boyer Avenue	City:	San Antonio
County:	Bexar	Zip:	78203

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:

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: 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?: 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 - Deadly Weapon - Peace Officer

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; 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: Yes, mark all that apply

Decedent Display or Use Weapon Details: Displayed other weapon, specify:

Specify Weapon Displayed:

Folding knife/box cutter

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):	Yes	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:

Officers were dispatched to the listed location for a suicide in progress. Upon arrival, officers encountered an adult male who was distraught and appeared to be suicidal. The male was sitting on the ledge of the IH-37 S bridge over W. Boyer Avenue with a rope tied to a light pole. The rope had what appeared to be a noose tied to the end. After communications between patrol officers and the suicidal male proved ineffective, members of

the San Antonio Police Department (SAPD) Mental Health Unit (MHU) were requested. After officers from the MHU arrived, it was determined the suicidal male was armed with some type of weapon believed to be a firearm. SAPD Special Operations Unit (SOU) personnel and Hostage Negotiations Team (HNT) personnel were contacted and responded. After HNT personnel arrived, attempts to communicate with the suicidal male continued. The suicidal male would not communicate with officers and would not comply with commands as he continually reached behind his back to an area around his waistband where officers believed they had seen a small firearm. The suicidal male climbed onto the ledge while officers were attempting to deescalate the situation. As the suicidal male was stepping off the ledge and back onto the roadway, he began to remove what was believed to be a firearm from his rear waistband area. The suicidal male pulled the item up at which time four officers fired their weapons at the suicidal male in fear the suicidal male was about to fire upon them. The suicidal male was hit multiple times and fell to the ground. As the suicidal male was falling, an object could be seen flying in the air from his right hand. From a distance, the item appeared to be a small handgun. After the suicidal male was secured, a closer look at the item revealed it was a black handled folding knife with a box cutter blade. The knife was half way open at an approximate 90 degree break resembling the appearance of a small caliber handgun. It was obvious the suicidal male was attempting to commit aggravated assault on the police officers with a deadly weapon resulting in the officers using deadly force due to the reasonable belief the deadly force was immediately necessary to protect themselves and others.