KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	19-976-UF	Version Type:	AMENDED
Report Date:	5/18/2020 1:38 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Nacogdoches County Sheriff's Dept.	Agency Address:	2306 Douglass Hwy.
Agency City:	Nacogdoches	Agency State:	TX
Agency Zip:	75964		

Director Information

Director Salutation:	Sheriff	Director First Name:	Jason
Director Middle Name:	R.		
Director Last Name:	Bridges		
Reporter Name:	Jason Bridges	Reporter Email:	jbridges@nac-sheriff.com

Decedent Information

Identity of Deceased

First Name: Terry

Middle Name: Wayne

Last Name: Phipps

Suffix:

Date of Birth: 12/21/1978 Sex: Male

Race: Anglo or White

Age At Time Of Death: 40

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

Date/Time of Custody or Incident: 9/7/2019 1:41 PM

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

Death Date and Time: 9/7/2019 2:00 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:

Gunshot wound of chest perforating heart, right lung, and liver.

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:	2300 block Highway 103 East	City:	Etoile
County:	Nacogdoches	Zip:	75944

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 subsequent to 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:

Aggravated Assault with a deadly weapon

Offense 2:

Burglary of a habitation with a deadly weapon

Offense 3:

Kidnapping

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; Crime Against Property

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:

Was armed with a 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:	Injured civilian(s) or other inmate(s); Attempted to injure 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):	Yes	Make suicidal statements?:	No
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?:	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:	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:

On Saturday 09-07-2019 shortly after 1:20 pm, Nacogdoches Combined Dispatch received a 911 call about a stabbing that occurred at highway 103 E and FM 95. The caller also advised that the suspect then approached his vehicle and attempted to cut him with a knife and take his vehicle.

The suspect was observed getting into another vehicle which was a white Dodge Ram pickup truck that traveled westbound on highway 103 towards Etoile. The witness/victim continued to follow the truck and remain on the line with dispatch reporting information as it occurred.
The suspect exited from the white dodge truck in Etoile, Texas at highway 103 E and FM 226. It was reported to dispatch that before deputies arrived on scene, that the suspect attempted to car jack several more vehicles on highway 103 E., the suspect also entered into a residence unlawfully where other victims were assaulted.
A deputy arrived on the scene and attempted to arrest the suspect. The suspect refused to comply and during the attempted arrest shots were fired by the Deputy. EMS was summoned to the scene and deputies started life saving measures to include CPR.
Terry Wayne Phipps was pronounced deceased at the scene. An autopsy was ordered.
The Texas Rangers were notified and called to the scene. They will be the primary agency handling the shooting investigation. The Nacogdoches Sheriff's Office will be conducting an internal investigation into the shooting, and will also be investigating other crimes that were alleged to have occurred on that day by the suspect.