KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	20-1051-UF	Version Type:	AMENDED
Report Date:	2/25/2021 7:51 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Hays County Sheriff's Dept.	Agency Address:	1307 Uhland Road
Agency City:	San Marcos	Agency State:	TX
Agency Zip:	78666		

Director Information

Director Salutation:	Sheriff	Director First Name:	Gary
Director Middle Name:			
Director Last Name:	Cutler		
Reporter Name:	Rod Venner	Reporter Email:	rod.venner@co.hays.tx.us

Decedent Information

Identity of Deceased

First Name: Nathan

Middle Name: Ty

Last Name: Harrington

Suffix:

Date of Birth: 11/16/1977 Sex: Male

Race: Anglo or White

Age At Time Of Death: 42

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

Date/Time of Custody or Incident: 8/20/2020 4:56 PM

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

Death Date and Time: 8/20/2020 6:23 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 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; Rifle/shotgun

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: 21000 FM 150
City: Driftwood
County: Hays
Zip: 78619

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: 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:

Attempted Capital Murder

Offense 2:

Aggravate Assault on a Peace Officer

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: Other, specify

Type of Offense, Other:

Stolen vehicle
Arson

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 firearm without discharge; 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:	Injured law enforcement personnel; 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):	Unknown	Make suicidal statements?:	Yes
Exhibit any mental health problems?:	Unknown	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?:	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:	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 August 20, 2020, at approximately 2:40 pm, Hays County deputies responded to 111 Joe Wimberley Blvd. Wimberley, Hays County, Texas, about a person with a handgun. Deputies located the deceased, who was displaying a gun and placing it to his head threatening to kill himself. After a brief standoff, the deceased was able to flee the area. The deceased was able to steal a truck and flee on RR 12. During this episode, the deceased called Hays County Emergency Communications and told the operator that he wanted to harm

himself.
Deputies were able to locate the deceased who was driving north on RR 12. The deceased turned east on FM 150 with deputies in pursuit. The deceased was driving erratically and forcing on-coming traffic off the road to avoid a collision. As the deceased continued east on FM 150, a Hays County deputy was able to execute a PIT maneuver on the deceased in the stolen vehicle. The stolen vehicle spun-out and came to rest in the 21000 block of FM 150. Hays County deputies and a Texas Highway Patrol Unit had blocked FM 150 in both directions. They exited their vehicles with weapons drawn and began giving direction to the deceased The deceased exited the vehicle but would not comply with direction given to him by multiple peace officers on the scene. The deceased got back into the vehicle and accelerated toward law enforcement officers and their vehicles. Deputies fired their weapons at the deceased as he crashed into their parked vehicles. As a result, one deputy was injured. Deputies were able to remove the deceased from the vehicle and handcuff him. Once the deceased was secured, SWAT medics began providing medical aid. The deceased was transported to a medical facility where he was later pronounced dead.