KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	20-1830-UF	Version Type:	AMENDED
Report Date:	9/9/2021 3:26 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Tyler Jr. College Campus Police Dept.	Agency Address:	PO BOX 9020
Agency City:	Tyler	Agency State:	TX
Agency Zip:	75711		

Director Information

Director Salutation:	Chief	Director First Name:	Michael
Director Middle Name:			
Director Last Name:	Seale		
Reporter Name:	Michael Seale	Reporter Email:	michael.seale@tjc.edu

Decedent Information

Identity of Deceased

First Name: Pedro

Middle Name:

Last Name: Martinez

Suffix:

Date of Birth: 8/16/1954 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 66

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

Date/Time of Custody or Incident: 11/18/2020 10:48 AM

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

Death Date and Time: 11/18/2020 11:15 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 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:

An autopsy was performed and the cause of death was a gunshot wound of the chest.

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: 1025 S. Baxter Ave.
City: Tyler
County: Smith
Zip: 75701

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:

PC 22.02 Aggravated Assault(b)(2)(B)

Offense 2:

PC 22.02 Aggravated Assault(a)(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 firearm without discharge

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Yes (select all that

Attempt to Injure Others?:	apply)
Ways Decedent Attempted To Injure Others:	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):	Unknown	Make suicidal statements?:	No
Exhibit any mental health problems?:	No	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?:	No
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:	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 Wednesday, November 18, 2020, at approximately 10:48 am, Officer Gary Rayford was stopped by an individual who reported a person being threatened near the Police Department at 1020 S. Baxter. Officer Rayford responded to the area and found Pedro Martinez pointing, what appeared to be, a handgun at TJC Staff member Tristin Lamay. Officer Rayford, wearing his Tyler Junor College Police Department issued uniform, got out of his marked patrol unit and engaged Martinez by giving him verbal commands to drop the weapon. Martinez turned toward Rayford and said, "fuck you, mother fucker", and pointed the weapon at

Officer Rayford. Officer Rayford fired one shot striking Martinez in the upper left chest just under the armpit. Officer Rayford, Chief Seale, and a witness provided first aid to Martinez until emergency medical services arrived. When emergency medical services arrived, they provided aide to Martinez. Martinez was transported to the hospital where he later died.

The Tyler Police Department arrived shortly after the shot was fired and set up the crime scene.

The Texas Rangers were requested to investigate the case.