KEN PAXTON
ATTORNEY GENERAL of TEXAS

# CUSTODIAL DEATH REPORT

## Agency Information

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|---|---|---|---|
| CDR Number: | 20-277-UF | Version Type: | AMENDED |
| Report Date: | 9/21/2020 8:29 AM | Status: | Submitted |

### Agency/Facility Information

| | | | |
|---|---|---|---|
| Agency Name: | Garland Police Dept. | Agency Address: | 1891 Forest Lane |
| Agency City: | Garland | Agency State: | TX |
| Agency Zip: | 75042 | | |

### Director Information

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|---|---|---|---|
| Director Salutation: | Chief | Director First Name: | Jeff |
| Director Middle Name: | | | |
| Director Last Name: | Bryan | | |
| Reporter Name: | Shawn Roten | Reporter Email: | rotens@garlandtx.gov |

## Decedent Information

### Identity of Deceased

First Name: Van

Middle Name: Dung

Last Name: Nguyen

Suffix:

Date of Birth: 10/22/1969 Sex: Male

Race: Asian or Pacific Islander

Age At Time Of Death: 50

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

Date/Time of Custody or Incident: 3/13/2020 2:45 AM

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

Death Date and Time: 3/13/2020 2:45 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:

Homicide - multiple rifle wounds.

## Had the decedent been receiving treatment for the medical condition that caused the death after admission to your jail's jurisdiction?

Medical Treatment: No

## 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?: 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?

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|---|---|---|---|
| Street Address: | 1914 Vail Drive | City: | Garland |
| County: | Dallas | Zip: | 75044 |

## 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: Scene of incident

# General Information

## Did any other law enforcement agencies respond to calls for service related to this incident?

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| 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?

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| | Offense 1: |
| Aggravate Assault - Deadly Weapon | |
| | 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)

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| 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?

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| Decedent display/use of weapons: | Yes, mark all that apply |
| Decedent Display or Use Weapon Details: | Displayed firearm without discharge; Discharged firearm |

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

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|---|---|
| Attempt to Injure Others?: | Yes (select all that apply) |
| Ways Decedent Attempted To Injure Others: | Attempted to injure law enforcement personnel; |

| | |
|---|---|
| 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?: | Yes | 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?

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| Under Restraint: | No |

## Summary of Incident

### Summary of How the Death Occurred: (max. 30,000 characters)

Summary:

On March 13, at approximately midnight, the Garland Police Department received a 911 call from a residence in the 1900 block of Vail Dr. reporting a disturbance involving a gun.
Garland officers responded and attempted to communicate with individuals that could be heard inside of the garage. While attempting to communicate with people in the garage, officers heard multiple rounds being fired inside the garage and at the officers through the garage door. After shots were fired, officers observed three individuals fleeing from the house and learned a 7-year-old child was still trapped inside of the house, sleeping in a front bedroom. Fearing for the safety of the child, SWAT officers entered the house in an attempt to safely rescue the child.
During the rescue attempt, the suspect confronted the officers with a pistol. One of the SWAT officers, a

5-year veteran of the Garland Police Department, discharged his weapon striking the subject. Garland Medics were on scene and provided immediate medical aid. The subject was pronounced deceased at the scene.
The subject was determined to be armed with two pistols.
A search was conducted of the house and the child was found unharmed in the bedroom.