KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	21-903-UF	Version Type:	ORIGINAL VERSION
Report Date:	7/26/2021 10:31 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Boerne Police Dept.	Agency Address:	124 Old San Antonio Rd.
Agency City:	Boerne	Agency State:	TX
Agency Zip:	78006		

Director Information

Director Salutation:	Chief	Director First Name:	James
Director Middle Name:	H		
Director Last Name:	Kohler		
Reporter Name:	James Kohler	Reporter Email:	jkohler@ci.boerne.tx.us

Decedent Information

Identity of Deceased

First Name: Cullen

Middle Name: N

Last Name: Condon

Suffix:

Date of Birth: 2/29/1996 Sex: Male

Race: Anglo or White

Age At Time Of Death: 25

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

Date/Time of Custody or Incident: 7/22/2021 1:14 AM

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

Death Date and Time: 7/22/2021 1:14 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 to upper torso.

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?: 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:	232 Rosebud	City:	Boerne
County:	Kendall	Zip:	78006

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: 7/22/2021 1:14 AM

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:	Agg. Assault w/deadly weapon on peace officer
Offense 2:	Agg. Assault w/deadly weapon
Offense 3:	Deadly Conduct
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; Discharged firearm

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)
	Attempted to injure law enforcement

Ways Decedent Attempted To Injure Others:	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):	Unknown	Make suicidal statements?:	Unknown
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:	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 07/22/21 at 0107 hours, officers were dispatched to the 200 block of Rosebud in reference to a shooting. Several 911 callers advised there were multiple shots fired in the area. While officers were enroute, an additional 911 caller advised a male subject was attempting to break into her residence at 232 Rosebud. It was later discovered the suspect had shot into the residences of 233 Rosebud and 232 Rosebud, and had fired several shots into his own residence at 228 Rosebud. Officers arrived on scene and observed a male subject on the front porch of 232 Rosebud, still attempting to gain entry into the residence. Officers gave commands to the subject, which were ignored. The subject kept concealing himself behind large overgrown hedges. The subject finally emerged from the hedges holding a black semi-automatic handgun. Officers

continued to give commands to the subject, which he continued to ignore. The subject attempted to get into the residence once more, and after that failed attempt, the subject raised the firearm and pointed it at the officers. One officer fired 5 rounds from his assigned duty patrol rifle (.223 AR platform) striking the subject several times in the upper torso. The subject died on scene.