KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	22-1074-CJ	Version Type:	AMENDED
Report Date:	2/28/2023 4:15 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Matagorda County Sheriff's Dept.	Agency Address:	2308 Ave. F
Agency City:	Bay City	Agency State:	TX
Agency Zip:	77414		

Director Information

Director Salutation:	Sheriff	Director First Name:	Frank
Director Middle Name:	D		
Director Last Name:	Osborne		
Reporter Name:	Douglas Pruitt	Reporter Email:	dpruitt@co.matagorda.tx.us

Decedent Information

Identity of Deceased

First Name: Markist

Middle Name: Levar

Last Name: Sims

Suffix:

Date of Birth: 5/31/1977

Sex: Male

Race: Black or African American

Age At Time Of Death: 45

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

Date/Time of Custody or Incident: 8/5/2022 10:06 PM

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

Death Date and Time: 8/6/2022 2:56 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: Alcohol/Drug Intoxication

Medical Cause of Death:

Medical Cause of Death:

Overdose

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?:	Not applicable

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?:	Not Applicable

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?:	Deceased developed condition after admission

If death was an accident, homicide or suicide, what was the means of death?

Means of Death:	Not applicable, cause of death was illness/natural cause

Location / Custody Information

Where did the event causing the death occur?

Street Address:	2323 Ave E	City:	Bay City
County:	Matagorda	Zip:	77414

What location category best describes where the event causing the death occurred?

Location Category:	Law Enforcement Facility

What type of custody/facility was the Decedent in at the time of death:

Type of Custody:	County Jail

Specific type of custody/facility:

Specific Type of Custody/Facility:

Jail - detox cell

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:	8/5/2022 10:05 PM

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?:	No

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:

Unlawful Possession of Firearm by Felon

Offense 2:

Evading Arrest/Detention

Offense 3:

Were the Charges:: Filed

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:

Traffic

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: No

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

Attempt to Injure Others?: No

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?:	No	Exhibit any medical problems?:	Yes

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?:	Unknown
Physically attempt/assault officer(s):	No	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:

Decedent was arrested on 08/05/2022 by Bay City Police for Evading Arrest and Unlawful Possession of Firearm by Felon. Decedent was brought to Matagorda County Jail around 10:06 pm and accepted by jail staff. Decedent was placed into the Detox cell by himself around 10:30 pm. Around 12:16 am on 08/06/2022 a jailer checking on decedent noticed him to appear to be in some type of distress. Emergency medical services were called and upon their arrival the decedent was transported to Matagorda Regional Hospital for treatment. Sometime later during treatment the decedent went into cardiac arrest and was unable to be revived.