KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	22-1300-C	Version Type:	ORIGINAL VERSION
Report Date:	9/29/2022 11:08 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Via Metro Transit Police Dept.	Agency Address:	800 W. Myrtle
Agency City:	San Antonio	Agency State:	TX
Agency Zip:	78212		

Director Information

Director Salutation:	Chief	Director First Name:	Mark
Director Middle Name:			
Director Last Name:	Witherell		
Reporter Name:	Mark Witherell	Reporter Email:	mark.witherell@viainfo.net

Decedent Information

Identity of Deceased

First Name: Odalys

Middle Name:

Last Name: Madrigal

Suffix:

Date of Birth: 9/5/2000 Sex: Female

Race: Anglo or White

Age At Time Of Death: 21

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

Date/Time of Custody or Incident: 5/1/2022 1:24 AM

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

Death Date and Time: 5/1/2022 1:37 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: Could not be determined

Medical Cause of Death:

Medical Cause of Death:

Undetermined

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?: Other civilian(s)

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?: 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: Vehicle accident

Location / Custody Information

Where did the event causing the death occur?

Street Address:	10060 Block of Interstate Highway 10	City:	San Antonio
County:	Bexar	Zip:	78230

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: Police Custody (pre-booking)

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?

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:

Public Intoxication

Offense 2:

Emergency Detention

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:

The decedent, who was naked, approached the officer who was on the freeway assisting with another incident. The decedent was disoriented and appeared to be under the influence of narcotics.

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?:	Unknown	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):	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:	Yes, mark which restraint devices were used

Type of restraint

Type of Restraint:	Handcuffs

Summary of Incident

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

Summary:

On Sunday, May 1, 2022, at approximately 1:24 AM, the Officer was parked in the parking lot of the Alamo Cafe, located in the 10060 Block of IH 10 E, San Antonio, TX 78230, when he was approached by a naked female, later identified as the decedent. The female leaned against the driver's door of the officer's patrol vehicle. The officer un-docked his bodyworn camera, attached it to his vest, and activated the camera. The officer exited his vehicle. The female began making unusual remarks such as "I'm trying to wake up". The female was speaking in a low voice which the officer was having difficulty understanding. The Officer ordered the female to sit down on the curb next to his vehicle and the female complied. The female provided a name and date of birth to the officer which was relayed to dispatch. The female then stood up and began asking the officer "will you come with me?" and took several steps away from the officer. The officer grabbed the female's forearm to prevent her from leaving and the female began to attempt to twist out of the officer's

grasp. The Officer placed the female into handcuffs, behind her back, and double locked the handcuffs. As the Officer was double locking the handcuffs, the female slumped forward several times and the officer believed that the female was loosing consciousness. The officer assisted her to the ground and requested emergency medical services to make the scene to evaluate the female's medical condition. The officer asked the female if she had ingested any substances and the female replied "Shrooms". The officer notified dispatch to update emergency medical services that the female may have ingested "psychedelic mushrooms". The female, who was in a seated position, requested to lay down and proceeded to lay down on her back and remained silent. The female then lifted herself into a seated position and asked "what's going to happen?", and then stood upright. The Officer informed the female that he believed that she needed to go to the hospital and that he would contact her family. The officer again grabbed hold of the female's arm to prevent her from fleeing or falling and the female stated that she would sit down. As the female began to sit, she immediately began to flee on foot, running north towards the highways south-bound access road. The female continued to run north-bound with with vehicles moving at full speed and swerving to avoid hitting her. The officer gave chase and observed thee female climb over a barrier separating the highway from the access road and proceed to run into the south-bound traffic. The officer continued to to pursue the female and notified dispatch that the female had fled and run onto the highway. The female stopped on the highway as vehicles swerved to avoid her and she walked toward the shoulder. The officer verbally ordered the female to come towards him and exit the roadway. As the officer got closer to the female, she starting running to the center of the highway. The female climbed over the center divider of the highway and continued to run onto the north-bound lanes of traffic. The officer lost sight of the female due to the highway barrier. Once safe to cross the highway, the officer crossed and observed the female laying in the far right-hand lane of the north-bound traffic. The female was motionless and appeared to have a head injury as well as a laceration to her thigh that did not appear to be bleeding. Vehicles were still approaching at a high rate of speed, so the officer utilized his flashlight to re-direct traffic. He then notified dispatch of the location. Once there was a safe break in traffic, the officer grabbed the female by her uninjured leg and pulled her out of the roadway. The officer observed that emergency medical services were arriving on scene and he began performing chest compressions. The officer noted that the females ribs were not providing any substantial resistance and moved with abnormal ease. The officer was relieved from chest compression by the emergency medical personnel. The female was pronounced deceased on the scene.