KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	22-1592-UF	Version Type:	AMENDED
Report Date:	6/20/2023 9:11 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Austin Police Dept.	Agency Address:	PO BOX 689001
Agency City:	Austin	Agency State:	TX
Agency Zip:	78768		

Director Information

Director Salutation:	Chief	Director First Name:	Joseph
Director Middle Name:			
Director Last Name:	Chacon		
Reporter Name:	Shane Streepy	Reporter Email:	shane.streepy@austintexas.gov

Decedent Information

Identity of Deceased

First Name: Rajan

Middle Name: David

Last Name: Moonesinghe

Suffix:

Date of Birth: 7/5/1989 Sex: Male

Race: Other

Age At Time Of Death: 33

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

Date/Time of Custody or Incident: 11/15/2022 12:28 AM

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

Death Date and Time: 11/15/2022 1:18 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:

Gunshot Wounds

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:	2216 South 3rd Street	City:	Austin
County:	Travis	Zip:	78704

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: 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:

Disorderly Conduct Texas Penal Code 42.01

Offense 2:

Deadly Conduct Texas Penal Code 22.05

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:

Deadly Conduct

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: Discharged firearm

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

Attempt to Injure Others?: Unknown

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?:	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?:	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:	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:

At approximately 12:28 a.m., Austin 9-1-1 Communications received a call regarding a man with a gun across the street from 2301 South 3rd Street in the area of 2nd Street and Fletcher Street. The caller stated a man was pointing a rifle down the street. The caller described the man as a white male, wearing a grey robe and dark pants.

One minute later, at 12:30 a.m., APD officers were dispatched to this location. The caller remained on the phone line with Austin 9-1-1 Communications while officers responded to the scene. The caller said the man seemed to be scared of something inside of his own home and was turning the outside lights on and off. The caller said the man was pointing his rifle at the interior of his home. The caller then stated the man just fired into his own home. The caller said the police were on scene and the man fired again. The man who fired the rifle was later identified as Rajan David Moonesinghe. The address where Mr. Moonesinghe was located was later identified as 2216 South 3rd Street.

Two officers, driving separate marked police vehicles arrived at approximately 12:33 a.m., three minutes after the initial call was dispatched. As one of the officers pulled up to the residence, he heard gunshots and realized that he was directly in front of where Mr. Moonesinghe was located. Both arriving officers then drove

past the residence. The two officers exited their vehicles and sought cover while Mr. Moonesinghe, who was standing on the porch, continued firing a rifle.

The first officer to observe Mr. Moonesinghe, gave him a verbal command to drop the gun. The officer fired his Department approved firearm at Mr. Moonesinghe. Mr. Moonesinghe was struck and fell to the ground. The second officer who had just exited his vehicle made contact with the first officer. The second officer gave verbal commands to Mr. Moonesinghe to show his hands. The officers did not receive a response from Mr. Moonesinghe. Both officers observed the rifle on the ground near Mr. Moonesinghe. A third officer then arrived on scene and all three officers approached Mr. Moonesinghe who was still located on the porch of the residence with the rifle nearby. The officers immediately began life-saving measures. The front door was open and officers could see into the residence. One of the officers gave verbal commands from the open front door to check for anyone who may have been injured or inside of the residence. Officers checked the residence and did not locate anyone inside the residence.

At approximately 12:37 a.m., Austin-Travis County EMS (ATCEMS) arrived on scene and continued life-saving measures. ATCEMS transported Mr. Moonesinghe to a local hospital where Mr. Moonesinghe succumbed to his injuries and was pronounced deceased. Civilians and officers on scene did not sustain physical injuries.

The rifle observed on the ground near Mr. Moonesinghe and several spent shell casings were recovered and seized as evidence.