KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	22-229-UF	Version Type:	ORIGINAL VERSION
Report Date:	2/24/2022 4:03 PM	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:	Jeffrey
Director Middle Name:			
Director Last Name:	Page		
Reporter Name:	Jeffrey Page	Reporter Email:	jpage@ci.boerne.tx.us

Decedent Information

Identity of Deceased

First Name: Brandon

Middle Name: Ashley

Last Name: Cruz

Suffix:

Date of Birth: 6/30/1980 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 41

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

Date/Time of Custody or Incident: 2/21/2022 2:06 PM

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

Death Date and Time: 2/21/2022 2:06 PM

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

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?: Handgun

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:	825 Johns Road	City:	Boerne
County:	Kendall	Zip:	78006

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

Location Category: Parking lot/garage

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?

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 police officer

Offense 2:

Evading Arrest/Detention Vehicle

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:	Medical / Mental Health assistance call

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:	Used vehicle as weapon

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)
Ways Decedent Attempted To Injure Others:	Attempted to injure law enforcement personnel

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?:	Yes
Exhibit any mental health problems?:	Yes	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?:	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:	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:

Officers received information from another jurisdiction that a subject, Brandon Cruz, was headed towards Boerne on FM 1376 in a black Ford Mustang with gold racing stripes. It was reported that Cruz was suicidal, and his father had to take a gun away from Cruz which was previously in his mouth. It was also reported that Cruz may have other firearms. Kendall County SO attempted to stop Cruz but he evaded. After a lengthy pursuit, KCSO backed off and Boerne PD officers and TX DPS attempted to stop Cruz as he entered the city limits of Boerne. Cruz continued to evade. The officers lost sight of Cruz in the area of the 800 block of Johns Road. After searching the area, a civilian notified the trooper that he saw the vehicle drive to the back of the apartment complex at 825 Johns Road. Officers located Cruz in his vehicle in the rear of the complex not in a parking spot. Cruz struck the trooper's vehicle as they arrived, attempting to flee. The Boerne PD officer ordered Cruz out by gun point, but Cruz failed to obey commands. Cruz used his cell phone as a simulated handgun (held in the manner you would a firearm and pointed it at the officer). The officer identified that it was a cell phone and continued to tell Cruz to exit the vehicle. Cruz then accelerated at a high rate of speed backwards into the Boerne PD unit. Cruz then started to drive forward towards the TX DPS trooper. In fear of

the trooper's life, the Boerne PD officer fired his handgun multiple times, striking Cruz multiple times. Cruz was pronounced deceased at the scene.