KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	23-1177-UF	Version Type:	ORIGINAL VERSION
Report Date:	9/8/2023 12:46 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	San Antonio Police Dept.	Agency Address:	315 S. Santa Rosa
Agency City:	San Antonio	Agency State:	TX
Agency Zip:	78207		

Director Information

Director Salutation:	Chief	Director First Name:	William
Director Middle Name:	P.		
Director Last Name:	McManus		
Reporter Name:	Russ Van Geffen	Reporter Email:	russ.vangeffen@sanantonio.gov

Decedent Information

Identity of Deceased

First Name: Michael

Middle Name:

Last Name: Kirkland

Suffix:

Date of Birth: 3/5/1983 Sex: Male

Race: Anglo or White

Age At Time Of Death: 40

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

Date/Time of Custody or Incident: 8/30/2023 2:15 PM

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

Death Date and Time: 8/30/2023 2:21 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 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:

Gun shot wounds

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?: 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; 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:	IH10 at New Braunfels	City:	San Antonio
County:	Bexar	Zip:	78210

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: 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?: 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:

Attempted Capital Murder-Public Servant

Offense 2:

Aggravated Assault - Public Servant

Offense 3:

Aggravated Assault

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:

Wanted for felony warrant

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?: Yes (select all that apply)

Ways Decedent Attempted To Injure Others:	Injured law enforcement personnel; Attempted to injure law enforcement 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):	No	Make suicidal statements?:	No
Exhibit any mental health problems?:	No	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):	Yes	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	Unknown	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:

San Antonio Police Officers were conducting surveillance at a location for an known wanted subject, the decedent. The decedent had an active warrant for aggravated assault against a public servant. Undercover detectives observed the decedent enter a vehicle as a passenger and the vehicle drove off. Uniformed officers initiated a traffic stop on the vehicle. A uniformed officer was able to identify two females in the front seat of the vehicle and the decedent in the rear seat. Officers attempted to call out all the occupants. The driver exited the vehicle and was detained, however, the decedent entered into the driver's seat and drove off, ramming a police vehicle in the process. The decedent then fled from police, eventually driving the wrong way on the freeway access road. When the decedent came to the intersection of New Braunfels and the access road to IH10, he broadsided a citizen's vehicle. The decedent then exited the vehicle and ran on foot from uniform officers. The officers gave chase, shouting commands for the decedent to stop. As the decedent ran, he began to fire a handgun at the pursuing officers, striking one of the officers in the arm. A second officer returned fire but did not strike the decedent. The decedent then fled onto the main lanes of the interstate, continuing to fire his handgun at nearby officers. While in the roadway facing oncoming traffic, the decedent pointed and fired his handgun at passing motorists in an attempt to gain access to a vehicle. Additional responding officers observed this and, fearing for the safety of the public, engaged the decedent with their service weapons. The decedent was struck several times and fell on the freeway. Officers secured the decedent and provided medical care until the arrival of EMS. The decedent was pronounced deceased at the scene.