KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	23-1215-UF	Version Type:	AMENDED
Report Date:	3/18/2024 5:40 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	McAllen Police Dept.	Agency Address:	PO Box 220
Agency City:	McAllen	Agency State:	TX
Agency Zip:	78505		

Director Information

Director Salutation:	Chief	Director First Name:	Victor
Director Middle Name:			
Director Last Name:	Rodriguez		
Reporter Name:	Victor Rodriguez	Reporter Email:	vrodriguez@mcallenpd.net

Decedent Information

Identity of Deceased

First Name: JORGE

Middle Name: Ornelas

Last Name: Pantoja

Suffix:

Date of Birth: 3/20/1993 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 30

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

Date/Time of Custody or Incident: 9/9/2023 1:29 AM

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

Death Date and Time: 9/29/2023 3:00 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:

Perforating gunshot wound of head.

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

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:	4600 Block S. 23rd Street	City:	McAllen
County:	Hidalgo	Zip:	78501

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

Location Category: Business

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:

Aggravated Robbery

Offense 2:

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: Violent Crime Against Persons

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 other weapon, specify:

Specify Weapon Used:

Pellet gun in form of semi-auto handgun.

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?:	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?:	N/A	Resist being handcuffed or arrested?:	N/A
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:

Nature of CFS: Alarm/In-Progress (Robbery).
Date: 09/09/2023.
Time: 1:29 AM.
Location: 4600 Block S. 23rd Street, McAllen, Texas

CFS (generally): At 1:21 AM, the Reporting Person (RP) reported a “register 1 panic” alarm activated at the STRIPES convenience store at 5700 Block of S. 10th St. The RP further reported that a “male stole money from the store and advised the RP he had a gun and he was going to kill him …left …on 10th St. in a black” vehicle.

At 1:25 AM, Responding Officer(s) determined that the suspect vehicle was a “black suv unknown make/model”. Responding Officers further confirmed a robbery incident at this location.

At 1:29 AM, Reporting Officer(s), in response to this robbery incident, self “wave[s] down” (self-assigns) at a STRIPES convenience store at the 4600 Block of S. 23rd St. At this location, the Reporting Officer reported a “black suv” vehicle parked across the front doors of this STRIPES establishment. The Reporting Officer parked his unit facing the black suv and walked around the rear end of the back suv as he approached the front doors of this STRIPES establishment. It was at this point the Reporting Officer was confronted by a suspect with gun in hand as he exited this STRIPES establishment. The suspect raised his weapon at the Reporting Officer. The Reporting Officer engaged the suspect at that time and discharged his weapon at the suspect. The suspect was struck once by the officer’s gun fire. The suspect’s weapon appears like a semi-auto handgun but in actuality may be a pellet type weapon made in the form of a semi-auto handgun. Reporting Officer(s) determined that this suspect had committed an aggravated robbery at this STRIPES establishment and was in the course of escaping from this robbery site when he engaged the Responding Officer as he exited this store.

Reporting Officer(s) also determined this suspect had committed the aggravated robbery crime at the STRIPES establishment at 5700 Block of S. 10th St. eight (8) minutes earlier.

The suspect was transported to local hospital for emergency medical care.

The responding Officer that discharged his duty weapon is Officer Miguel Ortega. Officer Ortega is a 1-year Officer at the McAllen Police Department.