KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	23-775-UF	Version Type:	ORIGINAL VERSION
Report Date:	7/4/2023 11:22 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Dallas Police Dept.	Agency Address:	1400 S. Botham Jean Blvd
Agency City:	Dallas	Agency State:	TX
Agency Zip:	75215		

Director Information

Director Salutation:	Chief	Director First Name:	Eddie
Director Middle Name:			
Director Last Name:	Garcia		
Reporter Name:	Daniel Avalos	Reporter Email:	daniel.avalos@dallaspolice.gov

Decedent Information

Identity of Deceased

First Name: Roy

Middle Name:

Last Name: Whittaker

Suffix:

Date of Birth: 8/2/1952

Sex: Male

Race: Black or African American

Age At Time Of Death: 70

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

Date/Time of Custody or Incident: 6/28/2023 1:29 AM

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

Death Date and Time: 6/28/2023 2:42 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 pending

What was the manner of death? (select only one)

Manner of Death: Pending autopsy results

Medical Cause of Death:

Medical Cause of Death:

Autopsy results are pending.

Had the decedent been receiving treatment for the medical condition that caused the death after admission to your jail's jurisdiction?

Medical Treatment:	Yes

If death was an accident, homicide or suicide, who caused the death?

Who caused the death?:	Not applicable

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?:	Pre-existing medical condition

If death was an accident, homicide or suicide, what was the means of death?

Means of Death:	Not applicable, cause of death was illness/natural cause

Location / Custody Information

Where did the event causing the death occur?

Street Address:	9500 CF Hawn FWY	City:	Dallas
County:	Dallas	Zip:	75217

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 subsequent to 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:

misdemeanor arrest warrants

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: Other, specify

Type of Offense, Other:

traffic accident

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): No

Make suicidal statements?: No

Exhibit any mental health problems?:	No	Exhibit any medical problems?:	Yes

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:	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 June 28, 2023, Dallas Police observed the Subject Roy Whittaker B/M 70 hit another vehicle and drive away from the scene. Officer Gonzalez, #10843 observed the contact between the vehicles and initiated a traffic stop on the 2018 Kia Soul Texas license plate #SMV1163 the subject was driving. While conducting the traffic stop on the subject’s vehicle, the vehicle he contacted drove away. The subject did not have valid insurance and had misdemeanors warrants out of the City of Dallas. Officers Robertson, #11739 and Cam, #12401 arrived as cover and assisted Officer Gonzalez in placing the subject in handcuffs for the outstanding warrants. During the search incident to arrest by Officer Cam, #12401, the subject became obviously ill and asked officers for help at 1:49 a.m. Officers immediately requested Dallas Fire Rescue(DFR) to respond to the scene. The on-scene supervisor instructed the officers to remove the handcuffs and the subject was placed in the recovery position. At 1:55 a.m., DFR arrived on scene and began to evaluated the subject. At 1:59 a.m., the subject was placed on the stretcher and moved to the back of the ambulance. While in the back of the ambulance and on scene DFR began CPR on the subject and requested a DFR engine to

respond to the scene. DFR marked en route to Baylor Hospital at 2:17 a.m. and arrived there at 2:27 a.m. Mr. Whittaker was later pronounced deceased at Baylor Hospital by attending physician Dr. Farzad at 2:42 A.M. The driver of the vehicle the subject contacted did not return to the scene to make a report.

All officers wear equipped with BWCs and all were activated. After reviewing dash and BWC video footage, it was determined that no force, other than compliant handcuffing, was used during the arrest. The involved officers have all provided statements to SIU regarding their roles in the incident with legal counsel present.

Next of kin notification and autopsy are still pending. The Dallas Co District Attorney's Office was notified and declined to respond. The DA's Office will be briefed on the progress of the investigation.

This is an ongoing investigation.

Notification: PES, IAD, Dallas County District Attorney's Office, PIO, Police Oversight