KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	24-1027-UF	Version Type:	AMENDED
Report Date:	7/17/2024 8:34 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Atascosa County Sheriff's Office	Agency Address:	1108 Campbell Ave.
Agency City:	Jourdanton	Agency State:	TX
Agency Zip:	78026		

Director Information

Director Salutation:	Sheriff	Director First Name:	David
Director Middle Name:			
Director Last Name:	Soward		
Reporter Name:	Matthew Miller	Reporter Email:	matt.miller@acso-tx.org

Decedent Information

Identity of Deceased

First Name: Richard

Middle Name:

Last Name: Viscarra

Suffix:

Date of Birth: 10/19/1981 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 42

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

Date/Time of Custody or Incident: 6/21/2024 11:18 PM

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

Death Date and Time: 6/21/2024 11:18 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:

Multiple 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:	40 N. Fifth Street	City:	Somerset
County:	Atascosa	Zip:	78069

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:

N/A

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:

Assault Causing Bodily Injury Family Violence

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; 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: Displayed other weapon, specify:

Specify Weapon Displayed:

Knife

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):	Yes	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?:	No
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:	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:

On 06/21/2024 April Viscarra called the Atascosa County 911 emergency line in regards to her husband, Richard Viscarra at the address of 40 N. 5th St. in the Royal Oaks Subdivision causing a disturbance. April Viscarra also mentioned that Richard Viscarra had assaulted her the day before. An Atascosa County Deputy arrived on scene and began speaking with April Viscarra near her front porch. During their conversation, the front door to the residence opened and Richard Viscarra was seen in the doorway. The deputy asked Richard Viscarra to come outside and speak with him. Richard Viscarra stayed inside the residence and left the front door open. April Viscarra walked into the house and spoke with Richard Viscarra for a couple seconds. After

a couple words were said to each other, Richard Viscarra grabbed a knife out of a drawer and walked outside approaching the deputy. The deputy immediately began to retreat backwards while unholstering his department issued firearm and pointing it at Richard Viscarra. The deputy advised Richard Viscarra multiple times to "drop the knife". Richard Viscarra's response was to move closer to the deputy with the knife in his hand with the tip of the knife pointed upwards above Richard Viscarra's hip level while responding "shoot me". The deputy gave Richard Viscarra the command to drop the knife over 10 times which Richard Viscarra continued to reply "shoot me" while he moved towards the deputy. Richard Viscarra made a lunging aggressive movement with the knife still in his hand towards the deputy. The deputy fired multiple times in the direction of Richard Viscarra. Richard Viscarra was struck in the torso and arm. Once the deputy assumed there was no further threat from Richard Viscarra, the deputy began life saving procedures while communicating with Atascosa County Dispatchers to send medical assistance. Investigators, EMS, Other deputies, and Texas Rangers arrived on scene.