KEN PAXTON
ATTORNEY GENERAL of TEXAS

# CUSTODIAL DEATH REPORT

## Agency Information

| | | | |
|---|---|---|---|
| CDR Number: | 24-1083-UF | Version Type: | ORIGINAL VERSION |
| Report Date: | 7/26/2024 12:47 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: | | | |
| Director Last Name: | McManus | | |
| Reporter Name: | Russ Van Geffen | Reporter Email: | russ.vangeffen@sanantonio.gov |

## Decedent Information

### Identity of Deceased

First Name: Juan

Middle Name:

Last Name: Hernandez

Suffix:

Date of Birth: 6/5/1972 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 52

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

Date/Time of Custody or Incident: 7/9/2024 5:50 PM

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

Death Date and Time: 7/9/2024 6:20 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:

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: 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?: 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: | 446 Morningview | City: | San Antonio |
| County: | Bexar | Zip: | 78220 |

## 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:

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:

Warrants for Burglary-Habitation, Assault-Strangulation, Evading-vehicle

Offense 2:

Offense 3:

Were the Charges:: Filed

## 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 Person

## 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: | 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): | 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?: | Yes | 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: | 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: | No |

## Summary of Incident

### Summary of How the Death Occurred: (max. 30,000 characters)

Summary:

On 7/9/2024, San Antonio Police received information on the whereabouts of a wanted fugitive, the decedent. Research was conducted and determined the decedent had multiple felony warrants and it was confirmed the decedent was currently inside the residence. Information indicated the decedent likely had access to firearms and had made statements indicating he would not surrender peacefully. Due to the totality of the

circumstances, and the risk associated with apprehending the decedent, a search warrant was secured for the location and SAPD SWAT was requested to serve the warrant. The residence was surrounded and SAPD Negotiators began calling out to the decedent via loudspeaker in hopes to attain a peaceful surrender. The decedent never responded or communicated with the negotiators. SWAT then utilized an armored vehicle to clear an access way to the residence. As a SWAT officer was operating the vehicle, the decedent emerged from inside the residence and shot at both the SWAT officer in the vehicle as well as other SWAT officers on the perimeter. Fearing for their safety, as well as the safety of their fellow SWAT officers, two SWAT officers engaged the decedent with gunfire to stop his course of deadly conduct. The decedent was struck by gunfire and collapsed. EMS transported the decedent to a hospital where he was ultimately pronounced deceased.