KEN PAXTON
ATTORNEY GENERAL of TEXAS

# CUSTODIAL DEATH REPORT

## Agency Information

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|---|---|---|---|
| CDR Number: | 24-841-UF | Version Type: | ORIGINAL VERSION |
| Report Date: | 6/13/2024 11:01 AM | 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: Robby

Middle Name:

Last Name: Hernandez

Suffix:

Date of Birth: 4/6/2005 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 19

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

Date/Time of Custody or Incident: 6/4/2024 5:10 PM

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

Death Date and Time: 6/4/2024 5:44 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?: 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?

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|---|---|---|---|
| Street Address: | 2626 Babcock Road | City: | San Antonio |
| County: | Bexar | Zip: | 78229 |

## 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?

| | |
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| 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?

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|---|---|
| | Offense 1: |
| Aggravated Assault - 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)

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|---|---|
| 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?

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|---|---|
| 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:

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|---|---|
| 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?: | 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): | No | 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 June 4th at approximately 1700 hours, San Antonio Police were called to 2626 Babcock Rd for an assault in progress. Caller information stated the victim was being assaulted by her boyfriend. When the officer arrived on scene he began walking to the apartment. As the officer approached the apartment, arguing could be heard and then a single gun shot is heard. The officer broadcast “shots fired” as he quickly moved to the sound of gunfire. The officer then observed a door ajar and heard yelling from inside. The officer pushed the door open and he observed a female quickly enter a room. The decedent was walking behind the female, pointing a firearm at her. Fearing for the female’s safety, the officer fired his service weapon at the decedent to stop his potential course of deadly conduct. The decedent fell into the room with the female. The officer and a second officer were able to place the decedent in handcuffs and apply medical aid until the arrival of EMS. EMS would transport the decedent to a local hospital where he would be pronounced deceased.