KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	24-975-C	Version Type:	AMENDED
Report Date:	7/5/2024 5:35 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Austin Police Dept.	Agency Address:	PO BOX 689001
Agency City:	Austin	Agency State:	TX
Agency Zip:	78768		

Director Information

Director Salutation:	Chief	Director First Name:	Lisa
Director Middle Name:			
Director Last Name:	Davis		
Reporter Name:	Daryl Bone	Reporter Email:	daryl.bone@austintexas.gov

Decedent Information

Identity of Deceased

First Name: Jermaine

Middle Name: Joseph

Last Name: Sims

Suffix:

Date of Birth: 8/31/1988

Sex: Male

Race: Black or African American

Age At Time Of Death: 35

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

Date/Time of Custody or Incident: 6/17/2024 4:09 PM

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

Death Date and Time: 6/17/2024 6:04 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: Accidental

Medical Cause of Death:

Medical Cause of Death:

Toxic effects of cocaine and methamphetamine

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?: 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?: 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: Drug overdose

Location / Custody Information

Where did the event causing the death occur?

Street Address:	9000 Block S IH 35 Service Road North Bound	City:	Austin
County:	Travis	Zip:	78748

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: Police Custody (pre-booking)

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:

Robbery

Offense 2:

Auto Theft

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:

Patrol Officers responded to a Vehicular Crash 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:	No

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 civilian(s) or other inmate(s)

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

The two subject officers in this incident are Officer Brandon Langer and Officer David Lewis. Both officers have one year of service with the department.

At approximately 4:02 p.m., on Monday June 17, 2024, Austin 9-1-1 received multiple calls reporting an urgent disturbance at the Circle K Convenience Store located at 8801 S IH-35 Frontage Road. The 9-1-1 callers reported that a man, later identified as Jermaine Joseph Sims, wearing gray shorts and a white tank top, was “acting erratic” and “throwing things” inside the business. The callers requested Police, Austin-Travis County EMS (A/TCEMS), and Mental Health Services for Mr. Sims.

At approximately 4:05 p.m., Mr. Sims stole a pick-up truck from one of the convenience store gas pumps, turned onto the southbound frontage road of IH 35 at Slaughter Ln., in the wrong direction, and crashed into multiple vehicles, causing minor injuries to the occupants of some of the vehicles he crashed into.

At approximately 4:09 p.m., officers arrived on scene and at approximately 4:10 p.m., officers took Mr. Sims into custody. A/TCEMS arrived on scene and transported Mr. Sims to a local hospital where he was pronounced deceased at 6:04 p.m.

Because Mr. Sims died after being detained by APD officers, this incident is being investigated as an in-custody death. The cause of death will be determined by the medical examiner.

No officers or other members of the public were injured during the arrest of Mr. Sims.

Currently, there are no charges pending, though the case remains under active investigation.

This incident was captured on body-worn camera and a private community member’s dash camera. Body-worn camera videos do not always capture everything the officer or witnesses saw or experienced during the incident; however, the footage helps us understand what occurred.

In compliance with state law, that prohibits the release of certain information, and to maintain the integrity of the investigation, the materials have been redacted.

The footage shown includes portions of the incident that were captured on body-worn camera, and a private community member’s dash camera.

The materials include comprehensive footage of the officers' actions and contains graphic content and language. Viewer discretion is advised.

MATERIALS BEING RELEASED:

Police Radio Traffic #1, starts at approximately 4:02 p.m.
Five 9-1-1 audio calls, starting at approximately 4:02 p.m.
Body-worn camera – Officer Brandon Langer starting at approximately 4:09 p.m.
Private community member’s dash camera
**Note: at 4:09:43 p.m., Officer David Lewis’ body-worn camera (BWC) became detached, fell to the ground and did not provide clear video or audio content.

All of the released materials are available on APD's YouTube channel and other social media platforms.