KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	26-167-UF	Version Type:	ORIGINAL VERSION
Report Date:	3/4/2026 1:55 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:	Becky Briegel	Reporter Email:	becky.briegel@austintexas.gov

Decedent Information

Identity of Deceased

First Name: Ndiaga

Middle Name:

Last Name: Diagne

Suffix:

Date of Birth: 1/2/1973 Sex: Male

Race: Black or African American

Age At Time Of Death: 53

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

Date/Time of Custody or Incident: 3/1/2026 2:01 AM

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

Death Date and Time: 3/1/2026 2:48 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:

Pending autopsy results

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; 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:	W. 6th Street/West Ave	City:	Austin
County:	Travis	Zip:	78701

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:

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?:	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:
Capital Murder		
		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

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; Killed civilian(s) or other inmate(s); Injured civilian(s) or other

	inmate(s); 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):	Unknown	Make suicidal statements?:	Unknown
Exhibit any mental health problems?:	Unknown	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?:	N/A
Physically attempt/assault officer(s):	Yes	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	Unknown	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 March 1, 2026, at approximately 1:58 am, Austin 911 received multiple calls regarding a shooting/active shooter at Buford’s bar, located at 700 W. 6th St. The suspect, later identified as Ndiaga Diagne, pulled alongside Buford’s, fired a pistol into the crowd, and drove away. Two civilian victims were struck and killed by the gunfire and multiple others sustained varying ranges of injuries. Austin Police and EMS arrived and located multiple victims suffering from gunshot wounds.

Diagne drove away from Buford’s and parked his vehicle in the parking lot at W. 6th St. and Wood St. He exited his vehicle with a rifle and fired at a pedestrian in the parking lot. The pedestrian was struck by gunfire

and later transported to the hospital. Diagne also fired at businesses and vehicles in the area.

Diagne walked eastbound from the parking lot on W. 6th street carrying the rifle. As additional officers arrived, they were directed to Diagne's location and worked to move bystanders to safety and establish a secure perimeter. At approximately 2:03 am, Diagne encountered officers at W. 6th St and West Ave. Two officers were approaching Diagne on W. 6th St. The other officer was approaching Diagne from West Ave heading towards 6th Street. Diagne fired at the two officers approaching on 6th St and the three officers returned fire, striking and killing Diagne. As of March 2, 2026, the total victim count is 16 surviving and 3 deceased (not counting Diagne).