KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

PA Number:	PA16474C	Report Date:	10/6/2016 12:00 AM
Status:	Submitted		

Agency/Facility Information

Department ID:	872	Department Type:	SHERIFF
Agency Name:	Trinity County Sheriff\'s Dept.	Agency Number:	TX2280000
Agency Phone:	9366421424	Agency Address:	P. O. Box 95
Agency City:	Groveton	Agency County:	Trinity
Agency State:	TX	Agency Zip:	75845

Director Information

Director Salutation:

Sheriff

Director First Name:

Ralph

Director Middle Name:

Director Last Name:

Montemayor, Sr.

Reporter Name: Brian T. Brazil Reporter Email: brian.brazil@dps.texas.gov

Location / Custody Information

Where did the event causing the death occur?

Street Address: 458 West 2nd Street

City: Groveton

County: Trinity

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 Peace Officer during/fleeing arrest

Custody Type Facility:

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: At the crime/arrest scene

Death Location Elsewhere:

Decedent Information

Identity of Deceased

First Name: Clayton

Middle Name: Eugene

Last Name: Baker

Suffix:

Date of Birth: 7/25/1978 Sex: Male

Ethnicity: Anglo

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

Death Date and Time: 9/30/2016 11:51 AM

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

Date/Time of Custody or Incident:

9/30/2016 10:20 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:

Justifiable Homicide

Manner of Death Description:

Death Reason:

Injuries only

Medical Cause of Death:

Medical Cause of Death:

Injuries related to 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 staff

Death Causer Other:

If a weapon caused the death, what type of weapon caused the death? (mark all that apply)

Type of Death Weapon:

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

General Information

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:

Aggravated Assault with Deadly Weapon

Offense 2:

Offense 3:

Were the Charges::

Not filed at time of death

What were the types of charges or reason for contact?

Type of Offense:

Injuries of Decedent

Injured By: Injured by Officer

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Appear intoxicated (alcohol or drugs):	No	Exhibit any mental health problems?:	
Exhibit any medical problems?:			

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Threaten the officer(s) involved:	Yes	Resist being handcuffed or arrested?:	No
Try to escape/flee from custody:	No	Grab, hit or fight with the officer(s):	No

Other Behavior:

☑

Specify Other Behavior:

striking innocent 3rd party with deadly weapon (hatchet)

Use weapon threaten/assault officer(s):	1

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 09/30/16, Trinity County Sheriff’s Office personnel and a Texas DPS Trooper responded to an assault in progress / hostage situation call in the city of Groveton. When they arrived on the scene, the sound of a woman screaming inside the residence could be heard. A male voice could also be heard screaming curse words inside the residence. Verbal contact was made through the closed front door of the residence by

police. A male voice refused police commands, and an altercation was confirmed inside the house. The Trinity County Sheriff and the Texas DPS Trooper entered the residence from an open back door. The Sheriff observed a white male subject striking a white female in the head with a hatchet. The white male subject stated he was going to kill the female. The Sheriff gave verbal commands for the white male to stop and attempted to deploy an OC pepper ball (less lethal) gun at the suspect. The less lethal weapon malfunctioned. The suspect attempted to hit the white female in the head with the hatchet again, causing the Sheriff to ultimately shoot the suspect twice and killing him with his service pistol. The suspect lunged at the Sheriff between shots with the hatchet in hand.