



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 22-528-UF

Version Type: AMENDED

Report Date: 11/7/2022 4:21 PM

Status: Submitted

Agency/Facility Information

Agency Name: Cameron County
and District
Attorney

Agency Address: 964 E. Harrison

Agency City: Brownsville

Agency State: TX

Agency Zip: 78520

Director Information

Director Salutation: Mr.

Director First Name: LUIS

Director Middle Name: V

Director Last Name: SAENZ

Reporter Name: George
Delaunay

Reporter Email: george.delaunay@co.cameron.tx.us

Decedent Information

Identity of Deceased

First Name: John

Middle Name: Douglas

Last Name: McCommas

Suffix:

Date of Birth: 7/25/1980

Sex: Male

Race: Anglo or White

Age At Time Of Death: 41

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

Date/Time of Custody or
Incident: 3/27/2022 3:12 PM

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

Death Date and Time: 3/27/2022 4:14 PM

Manner / Cause of Death

Has a medical examiner or coroner conducted an evaluation to determine a cause of death?

Medical Examiner/Coroner Yes, results
Evaluation?: pending

What was the manner of death? (select only one)

Manner of Death: Other - specify

Manner of Death Description:

Gun Shot wounds

Medical Cause of Death:

Medical Cause of Death:

As per Autopsy Examination Report by Pathologist: Elizabeth J. Miller, M.D.
CAUSE OF DEATH: Multiple 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?: Decedent

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: Other, specify

Means of Death Other: Gun shot wounds

Location / Custody Information

Where did the event causing the death occur?

Street Address: FM 2520 And
Ricardo Road

City: San Benito

County: Cameron

Zip: 78526

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:

Hospital/Infirmary

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?: Yes

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:

5 counts of attempted capital murder

Offense 2:

Aggravated Robbery

Offense 3:

felony evading arrest/Deadly Conduct/theft of a motor vehicle

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

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?:	Yes
Exhibit any mental health problems?:	Unknown	Exhibit any medical problems?:	Unknown

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?:	N/A
Physically attempt/assault officer(s):	Yes	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	Yes	Escape or attempt to escape/flee custody:	Yes
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: Other device, specify

Other device, specify: No Mechanical Restraints/Defendant was detained at gunpoint due to a standoff with law enforcement.

Summary of Incident

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

Summary:

On Sunday, March 27, 2022, at approximately 1:51 p.m. Cameron County District Attorney's Office Special Investigations Unit Investigator assisted the Precinct 5 Cameron County Constable's Office with a subject who was evading with a motor vehicle. The operator of the vehicle (John Douglas McCommas) had been involved in an armed robbery/aggravated robbery/theft of a motor in the area of Weslaco, Texas. During the pursuit, McCommas was discharging a firearm from the suspect vehicle and directing gunfire towards the pursuing Officer (Precinct 5 Deputy Constable). The vehicle came to a stop on FM 2520 and Ricardo Ave, San Benito, Texas where a standoff ensued. McCommas brandished a firearm out the window. Officers directed commands to McCommas instructing him to put the firearm down. McCommas refused to comply with commands. McCommas raised his firearm, aimed at the officers, and fired at officers. Fearing for their lives and the lives of others, Officers discharged their weapons to stop the threat upon their lives..

Officers Involved who discharged firearms:

One from Cameron County Precinct 5 Deputy Constable
3 from the Cameron County Sheriff's Office
One from the Cameron County District Attorney's Office