KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	22-1116-UF	Version Type:	AMENDED
Report Date:	2/20/2023 10:08 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Harris County Constable Precinct 4	Agency Address:	6831 Cypresswood Dr.
Agency City:	Spring	Agency State:	TX
Agency Zip:	77379		

Director Information

Director Salutation:	Constable	Director First Name:	Mark
Director Middle Name:			
Director Last Name:	Herman		
Reporter Name:	Toby Hecker	Reporter Email:	john.hecker@cd4.hctx.net

Decedent Information

Identity of Deceased

First Name: Aubrey

Middle Name: Dale

Last Name: Fontenot

Suffix: Nr

Date of Birth: 5/19/1955

Sex: Male

Race: Black or African American

Age At Time Of Death: 67

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

Date/Time of Custody or Incident: 8/18/2022 8:27 AM

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

Death Date and Time: 8/18/2022 8:30 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 are available

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

Homicide (includes

Manner of Death:	Justifiable Homicide)

Medical Cause of Death:

Medical Cause of Death:
Multiple Gunshots

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

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: 16510 North Fwy
City: Houston
County: Harris
Zip: 77073

What location category best describes where the event causing the death occurred?

Location Category: Other, specify

Other Location Category:

Motel

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?:	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:

Homicide

Offense 2:

Aggravated assault of a peace officer

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:	Displayed firearm without discharge

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?:	Unknown
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?:	Yes
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:	Unknown
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 August 18, 2022 the deceased called 911 stating he just killed a female with a gun and a knife. Deceased stated female was in bed and he still had the gun. When deputies arrived the deceased answered the door with gun in hand. Deceased immediately slams door shut but quickly opens door again with gun in hand. Deceased raised gun at deputies, after being told to drop the gun, deputies discharge their weapon.

Deceased goes back inside motel room but soon exits again, with gun in hand. Deceased then quickly moves towards deputies, while pointing gun at them. 2 deputies discharge their weapon, striking the deceased multiple times.