



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 23-191-UF

Version Type: AMENDED

Report Date: 8/24/2023 1:05 PM

Status: Submitted

Agency/Facility Information

Agency Name: Cuero Police Dept.

Agency Address: PO BOX 660

Agency City: Cuero

Agency State: TX

Agency Zip: 77954

Director Information

Director Salutation: Chief

Director First Name: Steven

Director Middle Name:

Director Last Name: Ellis

Reporter Name: Steven Ellis

Reporter Email: sellis@cityofcuero.com

Decedent Information

Identity of Deceased

First Name: Patrick

Middle Name: James

Last Name: Boatwright

Suffix:

Date of Birth: 4/20/1978

Sex: Male

Race: Black or African
American

Age At Time Of Death: 44

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

Date/Time of Custody or
Incident: 1/22/2023 4:30 PM

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

Death Date and Time: 1/22/2023 5:21 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: Homicide (includes
Justifiable
Homicide)

Medical Cause of Death:

Medical Cause of Death:

Gunshot wound

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: 400 W. Hamilton St

City: Cuero

County: DeWitt

Zip: 77954

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

Location Category: Other, specify

Other Location Category:

vacant lot

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: Elsewhere, specify

Death Location Elsewhere:

Hospital

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:

Attempted Capital Murder of a Peace Officer

Offense 2:

Aggravated Assault w/ Deadly Weapon

Offense 3:

Felon in Possession of a Firearm

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; 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?:	Yes
Exhibit any mental health problems?:	No	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?:	Yes	Resist being handcuffed or arrested?:	No
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: No

Summary of Incident

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

Summary:

CUERO POLICE DEPARTMENT OFFICERS AND DEWITT COUNTY SHERIFF'S DEPUTIES RESPONDED TO A CALL OF AN INDIVIDUAL THREATENING TWO SUBJECTS WITH A FIREARM. THE SUSPECT WAS BELIEVED TO HAVE DISCHARGED HIS WEAPON AT THE RESIDENCE WHERE THE COMPLAINANTS WERE STAYING THE NIGHT BEFORE. OFFICERS LOCATED THE SUSPECT AND BEGAN COMMUNICATING WITH HIM BELIEVING HIM TO HAVE A FIREARM. THE SUSPECT REFUSED TO SHOW HIS HANDS AND DEMANDED OFFICERS SHOOT HIM. WHEN NEGOTIATIONS FAILED, OFFICERS DEPLOYED LESS LETHAL BEAN BAG ROUNDS IN AN ATTEMPT TO RESOLVE THE INCIDENT. THE SUSPECT BEGAN TO RUN FROM OFFICERS. CUERO PD OFFICERS PURSUED THE SUSPECT ON FOOT. AS THE SUSPECT CROSSED OVER GRANT ST. A DEWITT COUNTY DEPUTY PULLED UP IN HIS UNIT AND BEGAN TO EXIT WHEN THE SUSPECT RAISED HIS RIGHT ARM AND FIRED ONE ROUND IN THE DIRECTION OF THE DEPUTY. ONE CUERO PD OFFICER, FEARING FOR THE SAFETY OF THE OFFICERS AND THE GENERAL PUBLIC FIRED TWO ROUNDS FROM HIS DEPARTMENT ISSUED HANDGUN AS THE SUSPECT KEPT RUNNING AND STRUCK THE SUSPECT ONCE. THE WEAPON THE SUSPECT WAS IN POSSESSION OF WAS LOCATED NEXT TO HIS BODY AND THE SPENT SHELL CASING FROM THE ROUND HE FIRED AT THE DEPUTY WAS RECOVERED AS WELL. THE SUSPECT WAS PROVIDED IMMEDIATE MEDICAL ATTENTION BY LOCAL EMS AND TRANSPORTED TO THE CUERO REGIONAL HOSPITAL WHERE HE LATER DIED.