



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 23-1417-UF

Version Type: ORIGINAL
VERSION

Report Date: 10/27/2023 11:31
AM

Status: Submitted

Agency/Facility Information

Agency Name: San Antonio Police
Dept.

Agency Address: 315 S. Santa Rosa

Agency City: San Antonio

Agency State: TX

Agency Zip: 78207

Director Information

Director Salutation: Chief

Director First Name: William

Director Middle Name: P.

Director Last Name: McManus

Reporter Name: Russ Van Geffen

Reporter Email: russ.vangeffen@sanantonio.gov

Decedent Information

Identity of Deceased

First Name: Richard

Middle Name:

Last Name: Rodriguez

Suffix:

Date of Birth: 9/23/2004

Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 19

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

Date/Time of Custody or Incident: 10/17/2023 5:02 AM

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

Death Date and Time: 10/17/2023 5:16 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:

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
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: 7 Gus Garcia

City: San Antonio

County: Bexar

Zip: 78207

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

Location Category: Residence/Home

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:

Custody of Law Enforcement Personnel during/fleeing arrest

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:

Aggravated assault on Peace officer (x2)

Offense 2:

Evading arrest/Apprehension

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?: No

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

Appear intoxicated (alcohol or drugs): No

Make suicidal statements?: No

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?: No

Resist being handcuffed or arrested?: No

Physically attempt/assault officer(s): No

Gain possession of officer's weapon: No

Verbally threaten other(s) including law: No

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:

On 10/17/2023 at approximately 0456 hours, two SAPD officers riding together in one patrol vehicle observed a suspect vehicle in the 500 Block of W. Cevallos. As the officers observed this vehicle, they developed probable cause for a traffic stop. The officers followed the vehicle until it turned eastbound on Colima and then initiated a traffic stop by activating the patrol vehicle's emergency equipment. The suspect vehicle continued to travel at a slow rate of speed until it eventually turned into a residential neighborhood. As the suspect vehicle came to a stop, both the driver and passenger fled on foot from the vehicle. One SAPD officer pursued the female driver and was able to apprehend her after a brief chase. However, the male passenger (the decedent) from the suspect vehicle fled on foot and continued to run from a SAPD officer who was giving commands for the decedent to stop. As the officer pursued the decedent he observed the decedent to be carrying a handgun. The officer shouted "gun" as well as broadcast over police radio that the decedent was armed with a handgun. Additional officers arrived in the area as the decedent continued to evade officers on foot. Other arriving officers also observed the decedent to have a handgun in his hand. The decedent ran to a residence on Gus Garcia and appeared to enter the back yard, however, an uniformed SAPD officer was near

this yard and yelled for the decedent to stop and drop the weapon. Another officer in the front of the residence then observed the decedent turn and raise the gun towards him. This officer, as well as a second officer, then fired their service weapons at the decedent. The decedent was struck several times. EMS arrived and pronounced the decedent deceased at the scene.