KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	24-1588-UF	Version Type:	ORIGINAL VERSION
Report Date:	12/3/2024 11:59 AM	Status:	Submitted

Agency/Facility Information

Agency Name:	Montgomery County Constable Precinct 4	Agency Address:	21130 U.S. Hwy 59 #C
Agency City:	New Caney	Agency State:	TX
Agency Zip:	77357		

Director Information

Director Salutation:	Constable	Director First Name:	Kenneth
Director Middle Name:			
Director Last Name:	Hayden		
Reporter Name:	Jesse Bullinger	Reporter Email:	jesse.bullinger@mctx.org

Decedent Information

Identity of Deceased

First Name: Hunter

Middle Name: Joe

Last Name: Benitez

Suffix:

Date of Birth: 3/28/1994 Sex: Male

Race: Anglo or White

Age At Time Of Death: 30

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

Date/Time of Custody or Incident: 11/3/2024 12:55 AM

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

Death Date and Time: 11/3/2024 1:34 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)

Pending autopsy

Manner of Death:	results

Medical Cause of Death:

Medical Cause of Death:

Subject jumped off over pass and fell approx. 43 feet was unresponsive and HFD (Houston Fire Dept.) called time of death at 0134.

Had the decedent been receiving treatment for the medical condition that caused the death after admission to your jail's jurisdiction?

Medical Treatment:	No

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?:	Unknown

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:	Subject jumped off over pass and fell approx. 43 feet while attempt to flee from law enforcement he was unresponsive upon landing and HFD

(Houston Fire Dept.) called time of death at 0134.

Location / Custody Information

Where did the event causing the death occur?

Street Address:	US 59 at I-10	City:	houston
County:	Harris	Zip:	77020

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:

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?: 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:

Unlawful Possession of Firearm (felon)

Offense 2:

Evading in motor vehicle

Offense 3:

Evading on foot

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:

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: No

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):	Unknown	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 11/03/2024 at approximately 1255 am a Pct.4 Deputy attempted to initiate a traffic stop on a motorcycle for multiple traffic violations. The motorcycle was traveling south on US Hwy 59 near FM 1314 in Porter, TX inside Montgomery County. The Pct. 4 Deputy activated his emergency equipment (lights and siren) in a clearly marked patrol vehicle on all side of the vehicle, and the driver began accelerating at a high rate of speed attempting to flee from law enforcement. The Pct.4 Deputy pursued the vehicle for approximately 20.09 miles, which took place in both Harris and Montgomery County. The motorcycle lost control on a curved overpass of US HWY 59 near I-10 and struck the cement barrier, which resulted in the subject to come off his motorcycle. The subject immediately got up and began fleeing law enforcement on foot. The subject jumped the over the concrete barrier into the HOV lane from the south bound main lanes of US 59 and then reached another concrete barrier. The subject then jumped over that barrier in a perceived attempt to continue fleeing into the northbound main lanes. In that area of US Hwy 59, there is an open gap separating the north and

south main lanes. The subject fell in that gap, resulting in the subject falling approximately 42 feet onto an I-10 connecting ramp down below. There was a loud popping sound heard by the deputy which he believed was possibly a gunshot. The subject was observed unresponsive and not moving. Medical assistance was immediately requested and the subject was later pronounced deceased at the scene by medical professionals at 0134 am. Houston Police Department was contacted and is currently working an investigation to the subjects death and Pct.4 Constables office is still waiting for the results of the investigation. At the time of this summary, the Harris County Medical Examiner's Office has yet to conclude their autopsy.