



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 19-645-UF

Version Type: AMENDED

Report Date: 12/31/2019 10:47
AM

Status: Submitted

Agency/Facility Information

Agency Name: Lewisville Police
Dept.

Agency Address: PO BOX 299002

Agency City: Lewisville

Agency State: TX

Agency Zip: 75029

Director Information

Director Salutation: Other

Director First Name: Kevin

Director Middle Name:

Director Last Name: Deaver

Reporter Name: Jay Powell

Reporter Email: jpowell@cityoflewisville.com

Decedent Information

Identity of Deceased

First Name: Derek

Middle Name:

Last Name: Collins

Suffix:

Date of Birth: 8/11/1989

Sex: Male

Race: Anglo or White

Age At Time Of Death: 29

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

Date/Time of Custody or
Incident: 6/30/2019 2:43 PM

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

Death Date and Time: 7/2/2019 2:21 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: Suicide

Medical Cause of Death:

Medical Cause of Death:

Self-inflicted gunshot wound to head

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: Firearm

Location / Custody Information

Where did the event causing the death occur?

Street Address: 2700 MacArthur Blvd.

City: Lewisville

County: Denton

Zip: 75067

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: Medical facility

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:

Reckless Driving

Offense 2:

Driving While Intoxicated

Offense 3:

Evading Arrest in a 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: Other, specify

Type of Offense, Other:

Caller had advised of reckless driving by decedent

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?: 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?: Yes

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?: 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 06/30/2019 at approximately 1438 hours, Officers were notified of a traffic violator traveling south bound on 3000 N I-35E, Lewisville, Denton County, TX, 75067. The complainant traveling in the same direction on I-35 identified a black Chevy pickup with garden tools in the bed of the pickup that was going approximately 100 mph while switching lanes on I-35E. The complainant stated that the pickup almost hit the barrier wall while on the interstate.

At 1438 hours, Officer STEINLE entered the 1300 block of I-35 SB and located a black Chevy pickup with garden tools in the bed of the truck traveling on the inside lane of I-35 SB, going approximately 100 mph on the interstate. Officer Steinle drove behind the black Chevy pickup (TX-LP CR55701) and turned on his emergency lights for a traffic stop. The vehicle did not stop and continued going the same speed southbound on I-35. The vehicle then exited at the 121 state highway flyover from I-35. Officer Steinle continued to follow the vehicle onto 121 State highway southbound. Officer Steinle did not call a pursuit at the time due to thinking that the vehicle was trying to find a safe place to stop. The vehicle then exited at the 500 block of 121 SH and on to the south bound frontage road. The vehicle continued to travel southbound on frontage road towards MacArthur Blvd. The vehicle then turned right onto MacArthur Blvd and continued traveling northbound in the far right lane. The vehicle passed several businesses with parking lots on MacArthur Blvd. Officer Steinle decided to turn on his siren while traveling behind the vehicle on MacArthur Blvd.

At approximately 1445 hours, as the vehicle was in the middle of intersection of Highland Dr and MacArthur, Officer Steinle observed the driver with his right hand put a gun to the right side of his head and immediately saw the driver shoot himself in the head shattering the glass of the driver's window. Officer Steinle observed the vehicle stop for a brief second and then continued to move northbound passing the Highland Dr Intersection. Officer Steinle then pulled in front of the moving vehicle while matching its speed and slowed the vehicle down by placing the rear bumper of the squad car onto the front bumper of Chevy pickup. The black pickup came to complete stop at 2700 MacArthur Blvd. Officer Steinle, exited his squad car and held the vehicle at gunpoint behind the left rear squad door until additional officers arrived at the scene.

Additional officers arrived at the scene and approached the vehicle. Due to the vehicle still being in drive, Officers shattered the driver windows glass fully with a baton and unlocked the doors of the vehicle. Officers observed a white male with a gunshot wound to head in the driver's seat. Officers observed a silver Smith Wesson 40 caliber handgun (FXM2210) in the floorboard of the driver's seat. Officers cleared the rest of the vehicle and observed blood splatted over the driver's seat and center console. Officers then pulled the white male from the vehicle and carried him off the street and onto the sidewalk of MacArthur. As officers were beginning to apply medical aid, a citizen identified as PATRICK SKINNER approached the scene and wanted to help. SKINNER stated he was a combat medic that served on multiple deployments. SKINNER helped officers apply wound care to the head of the white male. Officers observed an entry wound in the right temple area of the head and an exit wound above the left ear. Officers observed an odor of alcohol coming from the male. Officers noticed that the male also had grass on his legs and shoes as if he was working outside. Officers retrieved a wallet in the vehicle that included a Texas DL and were able to identify the white male as DEREK COLLINS. Lewisville Engine 5 and medic 3 arrived on scene and immediately started aid on COLLINS. COLLINS was unconscious but still breathing at the scene.

At 1512 hours, MEDIC 3 with Officer O'Hare transported COLLINS to Baylor Scott & White Medical Center-Grapevine. Officer Wright left the scene and followed behind enroute to Baylor Scott & White Medical Center-Grapevine. Officers arrived at the medical center at approximately 1527 hours. Detective Short also arrived at the hospital to further investigate. Medical staff continued to work on COLLINS and were able to control the bleeding and maintained a pulse. Officers gathered the clothing of COLLINS for evidence. Medical staff also placed GSR bags on the hands of Collins for gun residue. While receiving care at the hospital, Officers observed COLLINS to have several tattoos on his chest and throughout his right arm. Medical staff informed Officers that Collins blood alcohol limit was not above the legal limit. Officers took pictures of COLLINS while in the hospital bed. Officers were notified by hospital staff that they were waiting to see if COLLINS would be able to donate his organs.

Dispatch conducted a NCIC computer check of COLLINS and found him to have no active warrants. Dispatch also found the Smith and Wesson 40 caliber handgun to come back clear. A criminal history check of COLLINS showed him to have two prior evading convictions out of Collin County. COLLINS was put on probation on 03/14/2018. The tattoos listed in the criminal history of COLLINS matched with the tattoos observed on his body.

The address listed on COLLINS TEXAS DL was 300 Appalachian Way, McKinney, TX. McKinney PD was notified to check the address for a next of kin notification. McKinney PD was not able to make contact with anyone at the residence. Collin County was notified to check the booking information of COLLINS for an emergency contact. Collin County was able to retrieve information for his mother, SHARRON MOTSENBOCKER. MOTSENBOCKER was listed as living at 1419 SNOWBERRY, ALLEN TX. ALLEN PD was notified and not able to make contact with anyone at the location. MOTSENBOCKER was also unavailable to be reached via mobile phone (469-500-5183). Officers were able to make a next of kin notification with COLLINS cousin, TAUSHA MOSTENBOCKER via mobile phone (972-679-4905). COLLINS was on life support in the hospital but died on July 2, 2019 at 2:21 p.m.

Detective Mike Short of Lewisville P.D. responded to investigate the incident. Texas Ranger Claire Barnes was contacted but advised that he did not need to respond as the suspect was not actually in custody at the time he committed suicide.