



# KEN PAXTON

## ATTORNEY GENERAL *of* TEXAS

### CUSTODIAL DEATH REPORT

## Agency Information

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CDR Number: 19-870-MJ

Version Type: ORIGINAL  
VERSION

Report Date: 9/5/2019 11:10 AM

Status: Submitted

## Agency/Facility Information

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Agency Name: Plano Police Dept.

Agency Address: PO BOX 860358

Agency City: Plano

Agency State: TX

Agency Zip: 75086

## Director Information

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Director Salutation: Chief

Director First Name: Gregory

Director Middle Name: W

Director Last Name: Rushin

Reporter Name: Gregory Rushin

Reporter Email: [gregr@plano.gov](mailto:gregr@plano.gov)

## Decedent Information

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### Identity of Deceased

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First Name: Joshua

Middle Name: Alan

Last Name: Davis

Suffix:

Date of Birth: 9/3/1981

Sex: Male

Race: Anglo or White

Age At Time Of Death: 37

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

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Date/Time of Custody or  
Incident: 8/3/2019 8:38 PM

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

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Death Date and Time: 8/4/2019 11:34 AM

## Manner / Cause of Death

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Has a medical examiner or coroner conducted an evaluation to determine a cause of death?

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Medical Examiner/Coroner  
Evaluation?: Yes, results are  
available

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

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Manner of Death: Could not be  
determined

## Medical Cause of Death:

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Medical Cause of Death:

Fentanyl toxicity.

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

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Medical Treatment: Unknown

If death was an accident, homicide or suicide, who caused the death?

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Who caused the death?: Not applicable

If a weapon caused the death, what type of weapon caused the death? (Hold CTRL to select all that apply)

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Type of weapon that caused death?: Not Applicable

Was the cause of death the result of a pre-existing medical condition or did the decedent develop the condition after admission?

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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?

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Means of Death: Drug overdose

## Location / Custody Information

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Where did the event causing the death occur?

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Street Address: 909 E. 14th St.

City: Plano

County: Collin

Zip: 75074

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

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Location Category: Law Enforcement  
Facility

What type of custody/facility was the Decedent in at the time of death:

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Type of Custody: Municipal Jail

Specific type of custody/facility:

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Specific Type of Custody/Facility:

Jail - detox cell

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):

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Entry Date Time: 8/4/2019 1:20 AM

Where did the death occur?

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Death Location: Medical facility

## General Information

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Did any other law enforcement agencies respond to calls for service related to this incident?

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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?

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Offense 1:

DWI 1st

Offense 2:

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)

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Type of Offense: Alcohol / drug offense

At any time during the incident and/or entry into the law enforcement facility, did the decedent display or use a weapon?

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Decedent display/use of weapons: No

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

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Attempt to Injure Others?: No

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

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Appear intoxicated (alcohol or drugs): Yes

Make suicidal statements?: No

Exhibit any mental health problems?: No

Exhibit any medical problems?: Yes

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

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Barricade self or initiate standoff?: No

Resist being handcuffed or arrested?: No

Physically attempt/assault

Gain possession of officer's

|                                           |    |                                           |    |
|-------------------------------------------|----|-------------------------------------------|----|
| officer(s):                               | No | weapon:                                   | No |
| Verbally threaten other(s) including law: | No | Escape or attempt to escape/flee custody: | No |
| 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?

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Under Restraint: No

## Summary of Incident

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

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### Summary:

Officers responded to a motor vehicle accident on August 3, 2019 at approximately 8:38 pm. Witnesses reported that the driver, identified as Joshua Davis, struck a curb, causing his tire to become flat and was swerving between various lanes and then struck the back of the car that was stopped at a red light. Officers contacted Davis and based on his appearance and behavior asked if he had taken any drugs or alcohol. Davis denied drinking and said he is not on any medications but he was eventually arrested for DWI. Based on his appearance, officers contacted Plano Fire and Rescue for evaluation. They transported Davis to the hospital where he stopped breathing while in route. EMS personnel administered one round of Narcan to Davis which revived him. Davis admitted to taking 10 Lortabs to EMS personnel once he was revived. Davis was admitted to the hospital and then eventually received medical clearance and released to the custody of the Plano Police Department. Davis was placed in a multi-prisoner holding cell. While in the cell, jail staff noticed Davis appeared unresponsive and jail personnel attempted to revive Davis using an AED machine and starting CPR prior to the arrival of EMS. When EMS personnel responded, they performed CPR on Davis. Davis was eventually transported to the hospital. After arrival at the hospital, he was pronounced deceased at 11:34 a.m. on August 4, 2019. The medical examiner determined that Davis died as a result of fentanyl toxicity.