



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 20-1339-C

Version Type: ORIGINAL
VERSION

Report Date: 10/5/2020 8:38 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: Mark Duke

Reporter Email: mark.duke@sanantonio.gov

Decedent Information

Identity of Deceased

First Name: Benjamin

Middle Name:

Last Name: Urioso-Vargas

Suffix:

Date of Birth: 10/28/1996

Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 23

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

Date/Time of Custody or Incident: 8/30/2020 12:08 PM

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

Death Date and Time: 8/30/2020 12:47 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: Pending autopsy results

Medical Cause of Death:

Medical Cause of Death:

Pending

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

Medical Treatment: Unknown

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

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)

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?

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: Results from autopsy/intoxication are pending; suspected overdose

Location / Custody Information

Where did the event causing the death occur?

Street Address: 11215 N. Weidner Rd

City: San Antonio

County: Bexar

Zip: 78233

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

Location Category: Parking lot/garage

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

Type of Custody: Police Custody
(pre-booking)

Specific type of custody/facility:

Specific Type of Custody/Facility:

Custody of Law Enforcement Personnel subsequent to 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:

Possession Controlled Substance 1-4grams

Offense 2:

Fleeing the scene of an accident

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: Crime Against Property

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): Yes

Make suicidal statements?: No

Exhibit any mental health problems?: Yes

Exhibit any medical problems?: Yes

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: 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?

Under Restraint: Yes, mark which restraint devices were used

Type of restraint

Type of Restraint: Handcuffs

Summary of Incident

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

Summary:

Several calls for accidents involving a white Jeep driving erratically had been dispatched in close proximity of distance and time to the listed event. Officers were dispatched for a minor accident involving a white Jeep at the above location. Details stated that a white Jeep had hit a building. Officer Guzman immediately requested EMS once on scene and Officer Kretzer was contacted by a witness. The witness stated that he observed a male exit the wrecked Jeep and run out of the building to the parking lot where he begin to yell, flail his arms and had erratic behavior. Officers contacted the male that was lying on the ground. The male was constantly moving his arms and legs around on the hot pavement and dirt. The male was not speaking English and Guzman began to speak to the male in Spanish, however, officers still could not understand him. The male

was yelling and appeared incoherent . Officers stated they handcuffed the male for his safety, without using any force and began trying to walk him to their patrol vehicle. They stated the male's legs would, "buckle" and he would go limp as if he was experiencing a medical event. Officers decided to lay him down as they waited for EMS arrival. While attempting to identify the male, officers located a white powdery substance in his right front pocket. The officers also located a rolled up dollar bill in his pocket as well. Officer Kretzer noticed the males breathing became shallow and they turned him on his side. He became unresponsive and they administered several sternum rubs to his chest with no response. EMS was still not at their location and a time check was requested for the administration of Narcan. There was no response. Officers waited approximately two minutes and requested a second time check when a second Narcan was administered. No response was observed again. EMS made the scene and began chest compressions. EMS stated the male suffered a cardiac arrest and was pronounced at the scene. The M.E. Investigator processed the scene and contract ambulance transported the deceased to the medical examiner's office for autopsy. The autopsy was performed and Cause and Manner of death are pending toxicology results.