



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 16-78-C

Version Type: ORIGINAL
VERSION

Report Date: 1/20/2017 1:18 PM

Status: Submitted

Agency/Facility Information

Agency Name: Allen Police Dept.

Agency Address: 205 W. McDermott
Drive

Agency City: Allen

Agency State: TX

Agency Zip: 75013

Director Information

Director Salutation: Chief

Director First Name: Brian

Director Middle Name:

Director Last Name: Harvey

Reporter Name: Brad Oliver

Reporter Email: brad.oliver@dps.texas.gov

Decedent Information

Identity of Deceased

First Name: Robert

Middle Name: Wilburn

Last Name: Head

Suffix:

Date of Birth: 7/12/1952

Sex: Male

Race: Anglo or White

Age At Time Of Death: 64

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

Date/Time of Custody or
Incident: 12/8/2016 4:55 PM

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

Death Date and Time: 12/8/2016 5:30 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
pending

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

Manner of Death: Homicide (includes
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: 206 Arbor Ridge
Drive

City: Allen

County: Collin

Zip: 75002

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: Police Custody
(pre-booking)

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:

Aggravated Assault Against Public Servant

Offense 2:

Assault Family Violence/Impede Breath/Circulation

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: Discharged firearm

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

Attempt to Injure Others?: Yes (select all that apply)

Ways Decedent Attempted To Injure Others: Attempted to injure law enforcement personnel

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?: Yes

Resist being handcuffed or arrested?: Yes

Physically attempt/assault officer(s): Yes

Gain possession of officer's weapon: No

Verbally threaten other(s) including law: Yes

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: No

Summary of Incident

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

Summary:

On Thursday, 12-08-2016, the Allen Police Department responded to 206 S. Arbor Ridge Drive to assist the Allen Fire Department. Upon meeting with the fire department, it was quickly learned a 49 year old female had been physically assaulted and choked by her husband, Robert Head, inside their home at 206 S. Arbor Ridge Drive. The female victim was able to flee the home and called 911. The female victim told responding officers that Head had threatened to kill her and her dog. The victim further stated Head had access to a gun inside the house. Officers established a perimeter around 206 S. Arbor Ridge Drive. Officers could hear loud noises inside the house consistent with someone destroying the interior portion of the residence. Communications was established with Head, via cellular telephone, by a police supervisor on scene. Head was belligerent and threatening toward the officer on the telephone and made statements that Head would come out shooting and the officers needed to be ready. Quickly thereafter, Head exited the residence through the front door, armed with a 9mm handgun in his right hand. Two Allen Police Officers gave verbal commands for Head to drop the firearm; however, Head refused all such commands, raised the handgun and fired once in the direction of the two officers. The two officers fired a total of five rounds simultaneously at Head. Head

was immediately incapacitated and was subsequently transported to a local hospital where he was pronounced dead by medical staff. At the request of the Allen Police Chief and per Allen PD policy, the Texas Rangers were requested to conduct an investigation into the Officer Involved Shooting. An autopsy was conducted on Head by the Collin County Medical Examiner's Office on 12-09-2016. The autopsy revealed Head had sustained four gunshot wounds. The completed autopsy report is pending due to toxicology results. The crime scene investigation; the interview of the female victim; the statements from officers on scene and the findings of the autopsy, corroborated and supported the justification of deadly force by the two Allen Police Officers.