



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number: 18-662-UF

Version Type: ORIGINAL
VERSION

Report Date: 7/23/2018 3:53 PM

Status: Submitted

Agency/Facility Information

Agency Name: Temple Police
Dept.

Agency Address: 209 E. Avenue A.

Agency City: Temple

Agency State: TX

Agency Zip: 76501

Director Information

Director Salutation: Chief

Director First Name: Floyd

Director Middle Name:

Director Last Name: Mitchell

Reporter Name: Detective James C.
Powell

Reporter Email: jpowell@templetx.gov

Decedent Information

Identity of Deceased

First Name: Timothy

Middle Name: Wayne

Last Name: Owen

Suffix:

Date of Birth: 10/22/1968

Sex: Male

Race: Anglo or White

Age At Time Of Death: 49

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

Date/Time of Custody or
Incident: 6/9/2018 3:45 AM

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

Death Date and Time: 6/9/2018 3:45 AM

Manner / Cause of Death

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

Medical Examiner/Coroner Yes, results
Evaluation?: 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;
Rifle/shotgun

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: 2602 South 39th
Street, Apt. 607

City: Temple

County: Bell

Zip: 76502

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: 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?: 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 Sexual Assault w/Deadly Weapon

Offense 2:

Aggravated Assault w/Deadly Weapon

Offense 3:

Burglary of a Habitation - Aggravated Sexual Assault

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; Attempted to injure civilian(s) or other inmate(s)

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?: Unknown

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?: Yes

Resist being handcuffed or arrested?: No

Physically attempt/assault officer(s): Yes

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 June 9, 2018 at 3:38 am, a 911 call reported a male threatening a females mother with a hand gun at The Glenn Apartments, 2602 South 39th Street, Apartment 607 Temple, Bell County, Texas, 76502. Officers

arrived to the apartment and set a perimeter to the apartment. Two officers heard a male threatening to kill unknown person(s). The front door to the apartment was slightly open and officers opened the door and announced their presence. Owen confronted the officers and officers gave commands to drop the handgun in his hands. Owen fired his weapon and slammed the front door. One officer discharged his weapon through the door at Owen, who was holding the door shut as they tried to make entry. Three more shots were heard from inside the apartment. The door was kicked in by one officer and the other returned fire towards Owen. Owen attempted to exit the apartment through the patio door and was confronted by the other officer, discharged his weapon striking Owen several times.

Owen was found to be wearing a mask and was wearing cloth work gloves. He was also in possession of a knife.

The investigation found that Owen had made entry into the apartment and held three adults at gun point. Owen forced the two female victim's to perform sexual acts on each other. The male victim was threatened additionally by Owen with the handgun. All three victims were threatened with death while being held at gun point.

This investigation is being lead by the Texas Rangers and specifically, Ranger Justin Duck, Temple.