KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	21-1225-MJ	Version Type:	AMENDED
Report Date:	10/12/2022 3:04 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Harlingen Police Dept.	Agency Address:	1018 Fair Park Blvd
Agency City:	Harlingen	Agency State:	TX
Agency Zip:	78550		

Director Information

Director Salutation:	Chief	Director First Name:	Michael
Director Middle Name:			
Director Last Name:	Kester		
Reporter Name:	Jose Garcia	Reporter Email:	jlgarcia@harlingenpolice.com

Decedent Information

Identity of Deceased

First Name: Frank

Middle Name: Cantu

Last Name: Rivera

Suffix:

Date of Birth: 10/31/1976 Sex: Male

Race: Hispanic or Latino

Age At Time Of Death: 44

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

Date/Time of Custody or Incident: 9/9/2021 10:54 AM

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

Death Date and Time: 9/9/2021 2:59 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: Alcohol/Drug Intoxication

Medical Cause of Death:

Medical Cause of Death:

Autopsy revealed a partially open large plastic bag containing a substance believed to be cocaine in the Decedent's rectum. Preliminary urinalysis results were positive for THC and Cocaine. Full toxicology results are pending.

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?: 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: Drug overdose

Location / Custody Information

Where did the event causing the death occur?

Street Address:	1018 Fair Park Blvd.	City:	Harlingen
County:	Cameron	Zip:	78550

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

Location Category:	Law Enforcement Facility

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

Type of Custody:	Municipal Jail

Specific type of custody/facility:

Specific Type of Custody/Facility:
Jail - single 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):

Entry Date Time:	9/9/2021 10:30 AM

Where did the death occur?

Death Location:	Law enforcement facility/booking center

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 w/ Deadly Weapon (Warrant)

Offense 2:

Possession of C/S PG 1 X2

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: 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?: 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?:	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:	No

Summary of Incident

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

Summary:

On September 09, 2021 at approximately 10:54 AM Frank Cantu RIVERA was arrested by the Harlingen Police Department and US Marshals at 206 E. Cleveland Ave. in Harlingen, Cameron County, TX for outstanding felony warrant and in-view drug possession. At the time of the warrant execution RIVERA was observed by Officers ingesting (snorting) a quantity of cocaine. After his arrest Harlingen Police Officers transported RIVERA to the local medical facility for medical clearance due to his ingesting a quantity of cocaine at the time of his arrest. At approximately 12:05 PM RIVERA refused medical treatment and was uncooperative with medical staff and was transported to the Harlingen Police Department City Jail. From the time of his arrest through booking RIVERA appeared in acceptable health and cognitive. During booking procedures RIVERA was again uncooperative with jail staff and was placed in a singe cell. During the course of his incarceration RIVERA began to exhibit signs and symptoms of narcotic intoxication and also made statements that he had the shakes because he was addicted to "Ice" (crystal methamphetamine). At one point Jail Staff monitoring RIVERA observed him collapsed in the cell. Jail staff immediately responded to the cell and found that RIVERA had stopped breathing. Jail staff immediately called for emergency medical services for assistance. Harlingen Fire Department personnel responded and began life saving procedures until EMS arrived. RIVERA was not able to be revived and was pronounced deceased by Cameron County JP Eloy Cano at approximately 2:59 PM.