



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

PA Number: PA16051C

Report Date: 2/17/2016 12:00 AM

Status: Submitted

Agency/Facility Information

Department ID: 399

Department Type: POLICE

Agency Name: Houston Police Dept.

Agency Number: TXHPD0000

Agency Phone: 7133081600

Agency Address: 1200 Travis

Agency City: Houston

Agency County: Harris

Agency State: TX

Agency Zip: 77002

Director Information

Director Salutation:

Chief

Director First Name:

Charles

Director Middle Name:

A.

Director Last Name:

McClelland, Jr.

Off SA
Reyes(Info

Reporter Name: provided by Off N
Sharp)

Reporter Email: stephanie.reyes@houstonpolice.org

Location / Custody Information

Where did the event causing the death occur?

Street Address: 3525 Lockwood Dr

City: Houston

County: Harris

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 Peace Officer subsequent to arrest

Custody Type Facility:

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: At medical facility

Death Location Elsewhere:

Decedent Information

Identity of Deceased

First Name: Michael

Middle Name: Wayne

Last Name: King

Suffix:

Date of Birth: 8/1/1975

Sex: Male

Ethnicity: African-American

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

Death Date and Time: 2/5/2016 8:55 PM

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

Date/Time of Custody or Incident:

2/5/2016 6:55 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

Manner of Death Description:

Death Reason:

Not applicable

Medical Cause of Death:

Medical Cause of Death:

Acute cocaine toxicity

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?:

Not applicable; cause of death was suicide, intoxication or illness/natural causes

Death Causer Other:

If a weapon caused the death, what type of weapon caused the death? (mark all that apply)

Type of Death Weapon:

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

General Information

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 of Controlled substance (felony)

Offense 2:

Offense 3:

Were the Charges::

Not filed at time of death

What were the types of charges or reason for contact?

Type of Offense:

Injuries of Decedent

Injured By: Injured by NA

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

Appear intoxicated (alcohol or drugs): Yes

Exhibit any mental health problems?:

Exhibit any medical problems?:

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

Threaten the officer(s) involved: No

Resist being handcuffed or arrested?: Yes

Try to escape/flee from custody: No

Grab, hit or fight with the officer(s): No

Other Behavior:



Specify Other Behavior:

Use weapon threaten/assault officer(s): 0

Was the deceased under restraint in the time leading up to the death or the events causing the death?

Under Restraint:

Yes

Summary of Incident

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

Summary:

On Friday, February 5, 2016, at 6:49 PM, Officer J. Elliott and Officer Z. Crowder heard over the radio a Code 1 Assault in Progress call drop at 3525 Lockwood Dr., the Salina Food Mart, and volunteered to take the call. Upon arrival, officers noticed a large crowd near the entrance to the store and three males attempting to restrain a black male, later identified as Michael Wayne Simmons King. Officers J. Elliott and Z. Crowder told the three males to let Mr. King go and attempted to place him in handcuffs. Officer Elliott was able to get one

hand cuffed, when Mr. King started tensing his body and pulling away from Officer Elliott. Officer Crowder assisted Officer Elliott in trying to place Mr. King's hands behind his back, but could not get Mr. King to cooperate. Mr. King was holding a glass crack pipe that was broken on one end in one of his hands. While he was resisting officers' attempts to restrain him, Officer Crowder was cut on his thumb by the pipe. Officers were able to safely remove the pipe from Mr. King's hands soon after. Officer Crowder told Mr. King that he would knee him to gain compliance if Mr. King did not place his hands behind his back, and when he didn't, Officer Crowder delivered three knee strikes to the abdomen of Mr. King. Mr. King then told officers he would cooperate and officers were able to handcuff Mr. King. Officer Elliott got on his radio and requested HFD to check by and evaluate Mr. King. After being evaluated and cleared by HFD, Officer Elliott and Crowder walked Mr. King to their patrol vehicle and placed him in the back seat, seat belting him in. Officer Crowder contacted the District Attorney's office and ADA Otto accepted PCS charges on Mr. King after a crack pipe was discovered in his hand. Officer Elliott drove the patrol vehicle a block south to complete the booking blotter and jail initialization process and saw that Mr. King was sitting up straight in the back seat. Officers drove to Central Jail and when they got out of the vehicle to remove Mr. King, Officer Elliott noticed that Mr. King had his head looking down and was unresponsive and drooling. Officer Elliott attempted to awaken Mr. King and felt for a pulse, finding none. Officer Crowder removed the handcuffs and began to administer CPR while Officer Elliott ran to get medical attention from the jail and also radioed for HFD. HFD arrived at Central Jail and took over CPR and transported Mr. King to St. Joseph's Hospital. Officer Elliott and Officer Crowder followed the ambulance to the hospital, where he was pronounced dead at 8:55 p.m. by Dr. Alagarsamy. Mr. King has a criminal history spanning from 1992 to 2011 and is a registered sex offender. His criminal charges include Stalking, Indecency with a child, Assault Family Member/Impeding Breath, and Failure to register as a sex offender. A search of his criminal history shows that he has been in the custody of TDCJ Huntsville. Mr. King's status as a known mental health consumer within HPD records is still pending.