



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

PA Number: PA16119C

Report Date: 3/23/2016 2:25 PM

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:

Acting Chief

Director First Name:

Martha

Director Middle Name:

I.

Director Last Name:

Montalvo

Reporter Name: Off SA
Reyes(Info
provided by Off I

Reporter Email: stephanie.reyes@houstonpolice.org

Location / Custody Information

Where did the event causing the death occur?

Street Address: 8511 Leander St.

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 during/fleeing 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: Codey

Middle Name:

Last Name: Harris

Suffix:

Date of Birth: 7/19/1994

Sex: Male

Ethnicity: Anglo

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

Death Date and Time: 2/26/2016 2:39 PM

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

Date/Time of Custody or Incident:

2/25/2016 2:27 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:

Suicide

Manner of Death Description:

Death Reason:

Injuries only

Medical Cause of Death:

Medical Cause of Death:

Gunshot Wound of the Head

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:

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

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:

Aggravated Assault with a Deadly Weapon

Offense 2:

Offense 3:

Were the Charges::

Filed

What were the types of charges or reason for contact?

Type of Offense:

Injuries of Decedent

Injured By: Injured by Suicide

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

Appear intoxicated (alcohol or drugs): No

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?: No

Try to escape/flee from custody: No

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

Other Behavior:



Specify Other Behavior:

Threatened to Kill Service Animal

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:

No

Summary of Incident

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

Summary:

On Thursday, February 25, 2016, at approximately 10:39 a.m., East Side Patrol Officer E. Perez was dispatched to the 8511 Leander in regards to an Aggravated Assault with a Deadly Weapon. Upon arriving at the location, Officer Perez spoke to suspect Cody Harris's common-law wife, Ms. Gabriela Bautista, who advised him that Codey Harris had slapped her and threatened to shoot her with a gun. She said Harris

grabbed his black revolver and said, "Bitch, I'll kill you. I don't give a fuck. I'll kill myself too!" Ms. Bautista continued and stated that she and the suspect's step-father, Mr. Modesto Aldavera, gathered her two young children and got in Mr. Aldavera's vehicle. According to Ms. Bautista, suspect Harris attempted to pull the kids out of the vehicle but was only able to twist her arm behind her. Ms. Bautista stated that they drove around the corner and then called the police. After obtaining Ms. Bautista's statement, Officer Perez located suspect Harris in the back yard of the location. Officer Perez attempted to make contact with him, but suspect Harris ran into the house and barricade himself inside with his weapon. A perimeter was set up and SWAT and HNT were notified of a barricaded Suspect with a pistol. Upon arriving to the location, SWAT and HNT took control of the scene and proceeded with their investigation. HNT members made numerous attempts to convince suspect Harris to surrender but he refused to exit the house peacefully. Having obtained a written Consent to Search the premises earlier from the owner of the house, Mr. Modesto Aldavera, SWAT proceeded to make entry to the location. Upon making entry through the back door, SWAT members utilized a robot to search the interior of the house. Through the robot, SWAT members observed that the suspect had fallen through the ceiling in a bedroom while attempting to hide in the attic. SWAT members visually located the suspect hiding under a couch in the living room and once again established verbal communication with him. SWAT members made several attempts to convince suspect Harris to surrender peacefully, but all efforts were unsuccessful. While SWAT was in the kitchen and Harris was in the living room, Harris threatened to shoot the K-9 dog if it was sent into the living room. After several minutes of negotiations, SWAT members heard two gunshots from under the couch where the suspect was hiding. SWAT members proceeded to clear the couch and observed the suspect Harris with a self-inflicted gunshot wound to the head. The suspect was later found to have one gunshot wound to the head and the second fired round was discovered in the wall besides the suspect. The revolver in Harris's hand had two spent cartridge casings in it. Suspect Harris was immediately transported to Ben Taub Hospital where he was on life support and listed in very critical condition with a gunshot wound to the head. On Friday, February 26, 2016, the Houston Police Department Homicide Division was notified that the suspect had been pronounced dead at 1439 hours as a result of the self-inflicted gunshot wound to his head. Suspect Harris's criminal history includes a Possession of Marijuana in 6/11/2007, Possession of a Controlled Substance in 09/02/2008 in a drug free zone, Possession of a Controlled Substance in 06/13/2009, Possession of a Controlled Substance in 12/05/2013 and Driving while intoxicated in 03/08/2015. His criminal convictions and adjudications include, Possession of Marijuana, two Possessions of a Controlled Substance with one being in a drug free zone and one Driving While Intoxicated. Based on statements obtained from his immediate family members, suspect Harris had not been diagnosed with any mental disorders. The Mental Health Unit is being contacted and Codey Harris's mental health status check is pending.