



KEN PAXTON

ATTORNEY GENERAL *of* TEXAS

CUSTODIAL DEATH REPORT

Agency Information

PA Number: PA16526C

Report Date: 11/17/2016 12:25 PM

Status: Submitted

Agency/Facility Information

Department ID: 13

Department Type: POLICE

Agency Name: Alvin Police Dept.

Agency Number: TX0200100

Agency Phone: 2813884370

Agency Address: 1500 S. Gordan

Agency City: Alvin

Agency County: Brazoria

Agency State: TX

Agency Zip: 77511

Director Information

Director Salutation:

Chief

Director First Name:

Robert

Director Middle Name:

E.

Director Last Name:

Lee

Reporter Name: Michael Farmer

Reporter Email: mfarmer@cityofalvin.com

Location / Custody Information

Where did the event causing the death occur?

Street Address: 889 W Bay Area
Blvd

City: Webster

County: Brazoria

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 the crime/arrest
scene

Death Location Elsewhere:

Decedent Information

Identity of Deceased

First Name: Robert

Middle Name: Tobe

Last Name: Daffern

Suffix:

Date of Birth: 12/14/1978

Sex: Male

Ethnicity: Anglo

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

Death Date and Time: 11/15/2016 7:00
PM

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

Date/Time of Custody or Incident:

11/15/2016 7:00 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:

Justifiable Homicide

Manner of Death Description:

Death Reason:

Injuries only

Medical Cause of Death:

Medical Cause of Death:

Gun Shot Wound

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 staff

Death Causer Other:

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

Type of Death Weapon:

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

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 Control Sub felony

Offense 2:

Felon in Possession of Firearm

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 Officer

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:

Use weapon threaten/assault officer(s): 1

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 Monday, November 14, 2016, members of the Alvin Police Department Street Crimes Unit (SCU), received information that Robert T. Daffern, a white male, 38, of Bacliff was being sought in connection for two felony warrants, Possession of a Controlled Substance and Unlawful Possession of a Firearm by a Felon, which were recently issued in Harris County, Texas. Investigators also determined Daffern was in Alvin at the

time. The investigators located Daffern driving a vehicle and stopped his car. Before the investigators could physical affect an arrest Daffern fled the scene of the traffic stop in his vehicle. Investigators applied for and received a warrant charging Daffern with Evading Arrest; also a felony. On Tuesday, November 15, 2016, the Alvin Police investigators assisted by officers from the Webster, Friendswood and League City Police Departments located Daffern at a motel in the 800 block of West Bay Area Blvd in Webster, Texas. At approximately 6:50 p.m. the officers approached Daffern and gave him voice commands. Daffern did not comply with the commands and instead brandished a pistol and took aim at one of the officers. The Alvin investigators fired several rounds at Daffern who was pronounced dead at the scene. In addition to the gun he pointed at the officers, Daffern was also found to have a second pistol and a spare loaded magazine in his pocket, and a third pistol in the truck. Daffern also had a significant amount of narcotics, cash and items believed to be stolen in a burglary in his possession. Daffern was an ex-convict with an extensive criminal history. The incident is being investigated by the Webster Police Department and the Harris County District Attorney's office.