



**Commission of
Correction**

**Final Report of the
New York State Commission of Correction:**

In the Matter of the Death of

**Bryce Neville,
an incarcerated individual of the
Westchester County DOC**

January 25, 2023

**To: Commissioner Joseph Spano
Westchester Department of Correction
PO Box 389
Valhalla, New York 10595**

Allen Riley
Chairman

Thomas J. Loughren
Commissioner

Yolanda Canty
Commissioner

GREETINGS:

WHEREAS, the Medical Review Board has reported to the NYS Commission of Correction pursuant to Correction Law, section 47(1)(d), regarding the death of Bryce Neville who died on February 1, 2020 , as a result of circumstances which occurred while an incarcerated individual in the custody of the Westchester County Department of Correction at the Westchester County Jail, the Commission has determined that the following final report be issued.

FINDINGS:

1. Bryce Neville was an 18-year-old who died on 2/1/20 due to blunt force trauma of the head, skull fracture, and subarachnoid hemorrhage while in the custody of the Westchester County Department of Corrections (WCDOC). Neville was struck in the head by another incarcerated individual resulting in Neville falling to the floor and striking his head. The other incarcerated individual was arrested and convicted of the homicide.

2. [REDACTED] was incarcerated for a probation violation when he died.

3. [REDACTED]

4. On 1/14/20, Neville was received at WCDOC. Neville's intake screening was completed, and [REDACTED].

5. [REDACTED]

6. On 1/16/20 at 12:55 p.m., Neville was out of his cell during segregation rounds and was off the housing unit.

7. [REDACTED]

8. [REDACTED]

9. [REDACTED]

10. On 1/21/20, Neville was transferred to 2-E-10 pod.

11. [REDACTED]

12. [REDACTED]

13. [REDACTED]

14. [REDACTED]

15. [REDACTED]

16. On 1/30/20 at 6:36 p.m., while on 4NE pod, CO D.Y. reported that he had told Neville that he had to go to medical to sign a refusal for the sick call, but Neville refused to go. CO D.Y. turned his back to Neville, who was standing talking to another individual, in order to finish speaking on the phone at the officer's desk when he heard a loud thud from the dining area. CO D.Y. looked over and Neville was on the floor not moving. CO D.Y. activated a security response for a fight as there was another incarcerated individual (II) standing over Neville yelling at him. CO H.C. responded to Neville and attempted to determine what was wrong. CO H.C. requested CO D.Y. activate a medical emergency. A medical response was called over the radio and medical staff arrived at 6:39 p.m. [REDACTED]

[REDACTED]

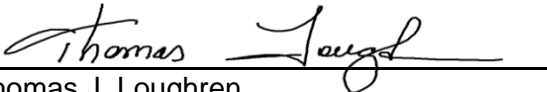
[REDACTED]

17. The facility investigation and review of the video footage revealed that II W.J. struck Neville with a single punch to the head area while Neville was talking to another II who distracted Neville. Neville fell to the floor striking his head and remained on floor. Reportedly, Neville was struck after telling II R.S. to “suck his dick”. II R.S. testified that he and Neville argued about the comment and he turned away and then heard Neville strike the floor. II R.S. stated that he did not ask anyone to hit Neville. II W.J. stated that Neville attempted to spit at him and that was why he struck him. II W.J. and II R.S. are cousins.
18. II W.J. was arrested and charged with Manslaughter 2nd Degree. II W.J. was convicted of Assault 2nd Degree and sentenced to seven years on a plea bargain in October 2020. II W.J. was also convicted of Attempted Criminal Possession of a Weapon stemming from his original arrest and was sentenced to four years. II W.J. has had numerous infractions for fighting and is currently in NYS DOCCS Upstate Correctional Facility Special Housing Unit (SHU).

ACTIONS REQUIRED:

This case be closed as a homicide

WITNESS, HONORABLE THOMAS J. LOUGHREN, Commissioner, NYS Commission of Correction, Alfred E. Smith State Office Building, 80 South Swan Street, 12th Floor, in the City of Albany, New York 12210 on this January 25, 2023



Thomas J. Loughren
Commissioner & Chair
Medical Review Board

TJL:DC:jdb
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