



**Commission of
Correction**

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

In the Matter of the Death of

**Saroeun Muon (19B0107),
an incarcerated individual of the
Elmira Correctional Facility**

September 27, 2023

**To: Honorable Daniel Martuscello
Acting Commissioner
NYS Department of Corrections
And Community Supervision
The Harriman State Campus
1220 Washington Avenue
Albany, New York 12226**

Allen Riley
Chairman

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 Saroeun Muon who died on November 28, 2021, while an incarcerated individual in the custody of the NYS Department of Corrections and Community Supervision at the Elmira Correctional Facility, the Commission has determined that the following final report be issued.

FINDINGS:

1. Saroeun Muon was a 33-year-old male who died on 11/28/21 due to a suicidal hanging while in the custody of the New York State Department of Corrections and Community Supervision (NYS DOCCS) at the Elmira Correctional Facility (CF).

2. [REDACTED] In his instant offense, Muon was involved in a domestic dispute and when police arrived, he began slicing his neck with a knife, dropping to his knees, and praying. Police attempted to handcuff him, however Muon physically resisted and punched an officer in the face causing a laceration to the officer. Muon was charged with Assault in the 2nd Degree and sentenced to 5 years in prison.

3. [REDACTED]

4. [REDACTED]

5. [REDACTED] Muon then came to live in New York state late in 2016. In his instant offense, in 2018, Muon attacked his paramour with a pencil, resulting in 911 being contacted. Upon police arrival, Muon slit his neck from ear to ear with a knife. [REDACTED]

6. [REDACTED]

[REDACTED]

7.

[REDACTED]

8.

Muon was transferred to the Elmira [REDACTED] on 7/10/19 [REDACTED]

[REDACTED]

9.

[REDACTED]

10.

[REDACTED]

11.

[REDACTED]

12.

[REDACTED]

13. [REDACTED]

14. [REDACTED]

15. [REDACTED]

16. [REDACTED]

17. [REDACTED]

18. [REDACTED]

19. [REDACTED]

20. [REDACTED]

21. [REDACTED]

22. On 7/12/21, Muon received a Tier II ticket for fighting. He lost packages, commissary, and phone privileges for 15 days.

23. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

24. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

25. [REDACTED]

26. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

27. Muon lost his job as a porter due the facility's policy of changing porters every six months. The policy was a result of gang related issues in the facility. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

28. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

29. [REDACTED]
[REDACTED]

30. [REDACTED]
[REDACTED]

31. On 11/28/2021 at 12:21 pm, Correction Officer (CO) J.J. discovered Muon hanging from a shoelace tied to the conduit on the ceiling of his cell in the ICP. A medical emergency was called immediately, and CO M.M. went to the lockbox to open Muon's cell. CO M.M., CO J.J., and CO J.K., entered the cell cutting the garrote from the ceiling while Sergeant (Sgt.) P.C. cut the garrote from Muon's neck. Once Muon was flat on the floor, CPR was administered. At 12:23 p.m., the AED was applied with no shock advised. At 12:25 p.m., Erway Ambulance Services were called. [REDACTED]
[REDACTED] Erway Ambulance arrived at the scene at 12:35 p.m. [REDACTED]
[REDACTED]

¹See Commission reports in the matters of Kenny Rochelin and Daniel Rose

ACTIONS REQUIRED:

This case be closed as a suicide.

WITNESS, HONORABLE ALLEN RILEY, Chairman, 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 27th day of September, 2023.



Allen Riley
Chairman
Commission of Correction

AR:AN:vc
2021-M-0160
September 27, 2023

cc: Dr. Carol Moores, Chief Medical Officer
James Donahue, Associate Commissioner of Mental Health
Superintendent Christopher Yehl, Wende CF
Dr. Li-Wen Lee, Associate Commissioner
Division of Forensic Services, NYS Office of Mental Health
Danielle Dill, Executive Director, CNYPC
William Vertoske, Deputy Director of CBO, CNYPC
Meaghan Bernstein, Advocacy Letter Coordinator, CNYPC